

Marlborough Colleges Act 1899

Local Act 1899 No 27
Date of assent 21 October 1899

The Title to this Act was amended, as from 24 October 1957, by substituting the word “College” for the words “High School” pursuant to s 2(1)(a) Marlborough College Amendment Act 1957 (1957 No 62). The Title was further amended, as from 18 November 1964, by substituting the word “Colleges” for the word “College” pursuant to s 2(1)(a) Marlborough College Amendment Act 1961 (1961 No 101).

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An Act to provide for the Establishment and Management of a High School at Blenheim, or in the Neighbourhood thereof, within the Education District of Marlborough.

Preamble

[Repealed]

The Preamble to this Act was repealed, as from 1 November 1907, by section 2 Statutes Repeal Act 1907 (1907 No 40).

BE IT THEREFORE ENACTED by the General Assembly of New Zealand in Parliament assembled, and by the authority of the same, as follows:—

1 Short Title

The Short Title of this Act is the Marlborough Colleges Act 1899.

Section 1 was amended, as from 24 October 1957, by substituting the word “the Marlborough College Act 1899” for the words “The Marlborough High School Act 1899” pursuant to section 2(1)(b) Marlborough College Amendment Act 1957 (1957 No 62). This section was further amended, as from 18 November 1964, by substituting the words “the Marlborough Colleges Act 1899” for the words “the Marlborough College Act 1899” pursuant to section 2(1)(b) Marlborough Colleges Amendment Act 1964 (1964 No 101).

2 High School to be established at Blenheim

The Board of Governors hereinafter mentioned shall establish and maintain in the Town of Blenheim, or the suburbs thereof, a school or schools for the higher education of boys, or of girls, or of both, to be designated **The Marlborough Colleges**.

Section 2 was amended, as from 24 October 1957, by substituting the word “Marlborough College” for the words “Marlborough High School” pursuant to section 2(1)(b) Marlborough College Amendment Act 1957 (1957 No 62). This section was further amended, as from 18 November 1964, by substituting the words “Marlborough Colleges” for the words “Marlborough College” pursuant to section 2(1)(c) Marlborough Colleges Amendment Act 1964 (1964 No 101).

All references to “Marlborough High School” were substituted, as from 24 October 1957, by references to “Marlborough College” pursuant to section 2(3)(b) Marlborough College Amendment Act 1957 (1957 No 62).

3 Constitution of Board of Governors

- (1) There shall be a Board of Governors of the Marlborough Colleges, which Board shall be known as the Marlborough Colleges Board (hereinafter referred to as the Board).
- (2) The Board shall be constituted in accordance with section ninety of the Education Act 1914.
- (3) The Board shall be a body corporate with perpetual succession and a common seal, and shall be capable of holding real and personal property, and of doing and suffering all that bodies corporate may do and suffer.

Sections 3 to 12 were repealed, and section 3 was substituted, as from 1 June 1958, by section 3(1) Marlborough College Amendment Act 1957 (1957 No 62).

Subsection (1) was substituted, as from 18 November 1964, by section 3 Marlborough Colleges Amendment Act 1964 (1964 No 101).

4 First meeting

[Repealed]

Subsection 4(1) was repealed, as from 1 November 1907, by section 2 Statutes Repeal Act 1907 (1907 No 40).

Sections 3 to 12 were repealed, and section 3 was substituted, as from 1 June 1958, by section 3(1) Marlborough College Amendment Act 1957 (1957 No 62).

5 Election of Chairman

[Repealed]

The words “its first meeting, as hereinbefore mentioned, and at” and “to be held after the year one thousand nine hundred” were repealed, as from 1 November 1907, by section 2 Statutes Repeal Act 1907 (1907 No 40).

Sections 3 to 12 were repealed, and section 3 was substituted, as from 1 June 1958, by section 3(1) Marlborough College Amendment Act 1957 (1957 No 62).

6 Vacancy in office of Chairman

[Repealed]

Sections 3 to 12 were repealed, and section 3 was substituted, as from 1 June 1958, by section 3(1) Marlborough College Amendment Act 1957 (1957 No 62).

7 Chairman has deliberative and casting vote*[Repealed]*

Sections 3 to 12 were repealed, and section 3 was substituted, as from 1 June 1958, by section 3(1) Marlborough College Amendment Act 1957 (1957 No 62).

8 Control and management of High School vested in Board*[Repealed]*

Sections 3 to 12 were repealed, and section 3 was substituted, as from 1 June 1958, by section 3(1) Marlborough College Amendment Act 1957 (1957 No 62).

9 Regulations for conduct of business of Board*[Repealed]*

Sections 3 to 12 were repealed, and section 3 was substituted, as from 1 June 1958, by section 3(1) Marlborough College Amendment Act 1957 (1957 No 62).

10 Minutes of proceedings*[Repealed]*

Sections 3 to 12 were repealed, and section 3 was substituted, as from 1 June 1958, by section 3(1) Marlborough College Amendment Act 1957 (1957 No 62).

11 Accounts*[Repealed]*

Sections 3 to 12 were repealed, and section 3 was substituted, as from 1 June 1958, by section 3(1) Marlborough College Amendment Act 1957 (1957 No 62).

12 Acts to be done in pursuance of resolution passed*[Repealed]*

Sections 3 to 12 were repealed, and section 3 was substituted, as from 1 June 1958, by section 3(1) Marlborough College Amendment Act 1957 (1957 No 62).

13 The High Schools Reserves Act 1880 *[Repealed]* to apply

The rents, profits, and income of all real and personal estate which may be purchased or held by the Board, or granted or acquired as a site or sites or otherwise for the benefit of the said College or schools, or given, devised, or bequeathed to

the Board for the benefit of the said College or schools without any trusts or powers of a different nature being expressed in the instrument so giving, devising, or bequeathing to the Board, and all reserves of land that may be hereafter made by the Governor for the benefit of the said College or schools, shall be held and dealt with by the Board under and subject to the provisions of The High Schools Reserves Act 1880 *[Repealed]* the Marlborough College or schools being hereby declared to be a High School under that Act.

All references to “Marlborough High School” were substituted, as from 24 October 1957, by references to “Marlborough College” pursuant to section 2(3)(b) Marlborough College Amendment Act 1957 (1957 No 62).

14 Application of rents and profits

The rents, profits, and annual income of all real and personal estate that may be vested in the Board, together with all funds which may from time to time be derived from fees or payments made in respect of scholars or students attending the said College or schools, together with any annual or other allowance that may be made by the General Assembly of New Zealand or the Government of such colony, shall be applied by the Board for the maintenance of the said College or schools and the payment of the salaries and expenses connected therewith, and for prizes, exhibitions, and scholarships for the students therein: Provided that the Board shall have power to set apart, if it see fit, out of the said rents, profits, and annual income, such part as it shall consider advisable, either as an addition to the capital fund, which shall then be invested in the manner hereinafter mentioned, and dealt with as part of such capital fund, or as a reserve fund to meet extraordinary expenses, which shall be invested and dealt with in such manner as the Board shall direct.

All references to “Marlborough High School” were substituted, as from 24 October 1957, by references to “Marlborough College” pursuant to section 2(3)(b) Marlborough College Amendment Act 1957 (1957 No 62).

15 Investment of moneys

With respect to any moneys bequeathed or given to the Board for the said College or schools, or being rent, profits, and annual income set apart under the preceding section, the

Board shall have power to invest the same in the purchase or upon mortgage of freehold lands in New Zealand, or upon the stocks, bonds, bills, or debentures of the Government of the Colony of New Zealand, or issued by any local authority therein under any Act of the General Assembly, and may from time to time vary such investments.

All references to “Marlborough High School” were substituted, as from 24 October 1957, by references to “Marlborough College” pursuant to section 2(3)(b) Marlborough College Amendment Act 1957 (1957 No 62).

16 Power to purchase land and erect or maintain suitable buildings

The said Board may, out of such moneys as shall come into their hands by virtue of this Act or otherwise for the benefit of the said College or schools, expend any sum or sums in purchasing land and erecting and maintaining suitable buildings and premises thereon for use as the said College or schools, and for residences for the masters, teachers, and other officials employed in connection therewith.

All references to “Marlborough High School” were substituted, as from 24 October 1957, by references to “Marlborough College” pursuant to section 2(3)(b) Marlborough College Amendment Act 1957 (1957 No 62).

17 Annual appropriation of £400

[Repealed]

Section 17 was repealed, as from 1 January 1950, by section 22 Education Lands Act 1949 (1949 No 24).

18 Free education to be provided by the Board

The Board shall yearly and every year afford free education by giving a free place for the year in the said College or schools to one scholar for every one hundred dollars of its net annual income, exclusive of school fees.

The expression “one hundred dollars” was substituted, as from 10 July 1967, for the expression “fifty pounds” pursuant to section 7(1) Decimal Currency Act 1964 (1964 No 27).

All references to “Marlborough High School” were substituted, as from 24 October 1957, by references to “Marlborough College” pursuant to section 2(3)(b) Marlborough College Amendment Act 1957 (1957 No 62).

19 Board may give scholarships

In lieu of any or all of such free places the Board may, at its discretion, substitute scholarships tenable at the said school or schools: Provided that the total benefit afforded by the free places and scholarships offered by the Board shall be of the same annual value as such free places as aforesaid.

20 School to be subject to inspection

The said College or schools shall be subject to inspection by an Inspector appointed by the Minister of Education.

All references to "Marlborough High School" were substituted, as from 24 October 1957, by references to "Marlborough College" pursuant to section 2(3)(b) Marlborough College Amendment Act 1957 (1957 No 62).