

North Otago Benevolent Society Act 1878

Local Act 1878 No 19
Date of assent 29 October 1878

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An Act to incorporate and vest certain Lands in the North Otago Benevolent Society.

Preamble

[Repealed]

The Preamble was repealed, as from 19 November 1907, by section 2 Statutes Repeal Act 1907 (1907 No 40).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 shall be The North Otago Benevolent Society Act 1878.

2 Incorporation of Society

The persons who, at the time of this Act coming into operation, shall be members of the association in the Town of Oamaru and County of Waitaki known as **The North Otago Benevolent Society**, and all such other persons as shall hereafter, in accordance with the rules for the time being of the said Society, become members of the same, shall be and they are hereby constituted a body corporate, by the name of the **North Otago Benevolent Society**, and by such name shall have perpetual succession and a common seal, and shall have power to make, revoke, and vary rules and regulations for making, breaking, or altering its seal and for the custody thereof, for the time and mode of convening meetings and committees, and for determining the number to be a quorum at any such meetings respectively, and who shall preside thereat, and also for the conduct of any business at such meetings, and for directing and appointing committees of its members, but so that no member of a committee shall hold office for a longer time than eighteen calendar months without re-election, and for giving the management of all or any part of its affairs, including its lands and property, and the leasing thereof, in accordance with the rules and regulations of the said body corporate, to any such committees, and for determining what contribution, annual or otherwise, shall constitute a person a member, and for providing in any other manner or respect whatever not inconsistent with this Act for the management or regulation of the affairs, property, and concerns of the said body corporate; and the said body corporate shall have power to acquire, accept, and hold property real and personal, and shall be able to do and suffer all that corporate bodies may do and suffer.

3 Objects of Society

The objects and purposes of the said body corporate shall be to provide relief for the necessities of aged, infirm, disabled, and destitute persons in the Town of Oamaru and County of Waitaki.

4 Meeting to be convened

[Repealed]

Section 4 was repealed, as from 19 November 1907, by section 2 Statutes Repeal Act 1907 (1907 No 40).

5 By-laws to remain in force

Until otherwise provided by the said body corporate the by-laws, rules, and regulations of the association at the time of the passing of this Act shall, so far as they are not inconsistent herewith, be the rules and regulations of the said body corporate.

6 Society to keep list of members, books, etc

The body corporate, and the committee of management for the time being, shall at all times cause to be kept in some place within the Town of Oamaru, where the same shall be open for inspection at all reasonable times by any member of the body corporate, a true list of all members for the time being of the body corporate, and also a certified copy of the rules and regulations for the time being of the said body corporate, and also proper minutes of all meetings of the body corporate, and also proper books of accounts; and all such lists, copies of rules and regulations, minutes, and accounts shall be kept as records of the said body corporate in some place of safe custody.

7 Lands, etc, vested in Society

The pieces of land specified in the Schedule hereto, with the buildings thereon and all the appurtenances, and all other property belonging to the North Otago Benevolent Society previously to the passing of this Act, shall, by virtue of this Act, be vested in the body corporate without any conveyance or assignment; and the District Land Registrar at Dunedin

shall, on application to him, grant a certificate of title in favour of the North Otago Benevolent Society of the said parcels of land.

8 Power to lease

The body corporate is hereby empowered to lease by public auction or tender the said pieces of land and other property or any part thereof or any building thereon, and also any other real or personal property which such body corporate may from time to time hereafter acquire, either by gift, purchase, or otherwise, and for any term not exceeding twenty-one years, to take effect in possession and not in reversion, at such rents, and under and subject to such powers, provisoes, covenants, and conditions, as such body corporate may determine, but so that nothing shall be taken by way of fine or premium:

Provided always that no lease for any term exceeding five years shall be effected, except with the consent of a majority of the members of the body corporate who shall be present at a meeting to be held in the Town of Oamaru, which meeting shall be convened by notice advertised twice at least in a newspaper circulating in the said town; such notice shall specify the business to be transacted at the meeting, and shall fix a time and place for the holding of such meeting, such time not being less than a fortnight from the first of such advertisements. A like notice shall be delivered or sent through the post, addressed to each member of the body corporate residing in the Town of Oamaru or County of Waitaki.

9 Rents, how to be applied

The body corporate shall apply the rents, profits, and annual income, after paying the expenses of management, in or towards the objects and purposes of the body corporate; and the proceeds arising from any sale of the personal estate, which sales they are hereby authorized to make subject to the rules and regulations for the time being of the said body corporate, may be applied in a similar manner.

Schedule

All that piece or parcel of land, part of Block XXXII, Oamaru Town Survey, respectively numbered 1, 2, 3, 5, 6, 7, 8, 9, 10, 11, 12, 13, 15, 16, 17, 18, 19, 20, 21, and 22, as delineated on the record map of the Town of Oamaru.

Also all that piece or parcel of land, containing one (1) acre two (2) roods and nine (9) perches, more or less. Bounded on the South by Test Street, 326 links, and by Crown lands, 474 links; on the North-east by the Breakwater Road, 730 links; and on the North-west by a street line, 380 links, and by Crown lands, 50 links.