

This PUBLIC BILL originated in the HOUSE OF REPRESENTATIVES, and having this day passed as now printed is transmitted to the LEGISLATIVE COUNCIL for its concurrence.

House of Representatives,
15th October, 1875.

(Mr. Montgomery.)

Canterbury Board of Education.

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A BILL INTITULED

AN ACT to establish and incorporate a Board of Education for the Province of Canterbury. Title.

WHEREAS it is expedient to establish a Board of Education for the Province of Canterbury. Preamble.

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

1. The Short Title of this Act shall be "The Canterbury Board of Education Act, 1875." Short Title.

2. There shall be constituted for the Province of Canterbury a Board of Education (hereinafter called "the Board"), consisting of nine members, to be appointed by the Superintendent of the said province: Provided that, if within the space of one month after the passing of this Act, the Superintendent shall refuse or neglect to appoint all or any of such members as aforesaid, it shall be lawful for the Governor to appoint all or so many of such members as may be required to complete the full number of such members for such Board. Constitution of Education Board for Province of Canterbury.

3. The Board constituted hereunder shall be a body corporate under the name of "The Canterbury Education Board," and by such name shall have perpetual succession and a common seal, and may take and hold land for general educational purposes, and shall be capable in law by such name of doing and suffering all such acts and things as bodies corporate may by law do or suffer, and may appear in all legal proceedings by their Chairman or Secretary. Incorporation of Board.

4. Three members of the Board shall go out of office each year, and the vacancies shall be filled by appointment of the Governor. Three members to retire annually. Vacancies to be filled by Governor.

5. The three members who are to retire for the first two years respectively from the appointment of the first Board shall be chosen by lot at the first meeting of the Board, and after the said two years they shall retire by rotation, three in each year, according to length of service; the three who have served the longest retiring in each year. Members retiring for first two years to be chosen by lot, afterwards to retire by rotation.

6. Every appointment of a member or members of the Board shall be notified in the Provincial Government Gazette, and shall take effect from the date of such notification. Appointments to be gazetted.

Time and place of meeting.

7. The first meeting of the Board shall be held at such time and place as shall be determined by the Superintendent, or in case of the default of the Superintendent to fix such time and place within one month from the date at which the latest appointment of a member of the Board has been made, then the Governor shall determine the time and place of such first meeting, and the time and place of such meeting shall be notified by Proclamation in the Provincial Government *Gazette*, and all subsequent meetings shall be held at such times and places as the Board may by any regulation in that behalf determine: Provided that at least one meeting shall be held in every month after such first meeting. 5

Election of Chairman.

8. The Board shall at its first meeting elect one of its members to be Chairman thereof, who shall preside at the meetings of the Board, and shall have an original and, where the number of votes are equal, also a casting vote thereat: Provided that if the Chairman shall be absent from any meeting, the members present shall elect one of their number to preside in his stead at such meeting; and such presiding member shall have the same power at such meeting as the Chairman. 15

Chairman removable by Superintendent.

9. The Chairman or any member shall be removable by the Superintendent, on a requisition to that effect, signed by at least six members of the Board, being presented to him praying for such removal. 20

Chairman ceasing to be member of Board.

10. If the Chairman shall cease to be a member of the Board, or shall, by notice in writing to the Superintendent, resign his office, or be removed by the Superintendent, the Board shall at its next meeting thereafter elect another member to be Chairman in his stead. 25

Absence of any member.

11. If any member shall absent himself from the Board for three consecutive meetings without the leave of the Board, his seat on the Board shall become vacant.

Resignation and vacancies.

12. Any member of the Board may resign his seat thereat by signifying in writing to the Superintendent his desire so to do, and any vacancy caused by the resignation death removal or absence of any member shall be filled up by appointment as aforesaid. 30

Term of office of member appointed to fill vacancy.

13. The member appointed to fill up a casual vacancy shall retain his office so long only as the vacating member would have retained the same if no vacancy had occurred. 35

Questions, how decided.

14. All questions coming before the Board shall be decided by a majority of the members present, and there shall be no meeting of the Board unless at least four members be present.

Regulations for conduct of business.

15. It shall be lawful for the Board from time to time to make and to revoke and alter such regulations as they may think fit for the conduct of the business of the Board: Provided that all such regulations and every such revocation and alteration shall be subject to the approval of the Superintendent, or of the Governor if the Superintendent should neglect so to approve of the same within one week after the passing thereof. 40

Applications for grants.

16. The Board shall entertain and decide upon applications for grants of public money for establishing or aiding the establishment and maintenance of new schools, and for aiding existing schools. 45

Powers, &c., vested in Superintendent or Secretary for Education under "Education Ordinance, 1875," vested in Board.

17. Notwithstanding anything contained in an Ordinance of the Superintendent and Provincial Council of the said province, entitled "The Education Ordinance, 1875," all the powers duties functions authorities and liabilities which by virtue of the said Ordinance were vested in or conferred or imposed upon the Superintendent of the said province, or the Secretary for Education created under the said Act, shall be and the same are hereby vested in and conferred and imposed upon the said Education Board constituted under this Act. 50

Term of operation of Act.

18. This Act shall continue in operation for two years from the date of the passing thereof. 55