

Hon. Mr. Bell.

CANTERBURY COLLEGE AMENDMENT.

ANALYSIS.

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A BILL INTITLED

AN ACT to amend the Canterbury College and the Canterbury Agricultural College Act, 1896.

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

1. This Act may be cited as the Canterbury College Amendment Act, 1913, and shall form part of and be read together with the Canterbury College and the Canterbury Agricultural College Act, 1896, (hereinafter referred to as the principal Act).

2. The Board of Governors (hereinafter called the Board) of the Canterbury College shall be constituted as follows:—

- (a.) A group of two members appointed by the Governor:
- (b.) A group of two members appointed by the Professorial Board of the College:
- (c.) A group of four members elected by the District Court of Convocation of the Canterbury University District as defined by the New Zealand University Act, 1908:
- (d.) One member appointed by the Christchurch City Council:
- (e.) A group of two members elected by the members of the Education Boards of education districts wholly or partly within the Canterbury University District:
- (f.) One member elected by the governing bodies of the secondary schools, as defined by section eighty-nine of the Education Act, 1908, in the Canterbury University District:
- (g.) A group of two members elected by the teachers in public schools in the Canterbury University District holding certificates of competency under section fifty-four of the Education Act, 1908:

(h.) One member elected by those teachers in secondary schools and in day technical schools, as defined respectively by section eighty-nine of the Education Act, 1908, and by section sixteen of the Education Amendment Act, 1910, in the Canterbury University District, who are graduates of any British chartered University, or are holders of certificates of competency under section fifty-four of the Education Act, 1908. 5

Mode of
appointment or
election.

3. (1.) Members appointed pursuant to paragraphs (b) and (d) of section *two* hereof shall be appointed by resolution passed at a meeting of the Board or Council making the appointment. 10

(2.) Members elected pursuant to paragraphs (c), (e), (f), (g), and (h) of the same section shall be elected in manner hereinafter appearing.

(3.) The first appointments and elections of members pursuant to the said section *two* shall be made within the first seven days of the month of June, nineteen hundred and *fourteen*, or as soon thereafter as may be convenient, and the members so appointed or elected shall come into office on the first day of July, nineteen hundred and *fourteen*: 15 20

Provided that no appointment or election shall be made under the provisions of paragraphs (a), (c), (e), or (g) of the said section, save for the purpose of filling casual vacancies, until the month of June, nineteen hundred and *sixteen*.

Procedure
preliminary to
elections.

4. (1.) For the purposes of elections of members pursuant to paragraphs (c), (e), (g), and (h) of section *two* hereof the following provisions shall apply:— 25

(a.) The Registrar of Canterbury College, or such other person as the Board appoints, shall be the Returning Officer who shall conduct all elections of those members. 30

(b.) The Returning Officer shall prepare separate rolls of the persons who are entitled to vote for a member or members pursuant to the said paragraphs (c), (e), (g), and (h), and shall enter in the respective rolls the name, occupation, and address of every person who possesses the necessary qualification entitling him to vote; provided that no person shall be entered on more rolls than one. 35

(c.) Any person who possesses more qualifications than one shall be entitled to have his name transferred from one roll to another roll on which he is qualified to be enrolled at any time before the closing of the rolls as hereinafter mentioned: 40

Provided that a person whose name has been so transferred from one roll to another roll shall not be entitled to have his name transferred from the last-mentioned roll until after two years have elapsed from the date of the transfer to that roll, unless he has ceased to be entitled to have his name thereon. 45

(d.) All rolls shall be closed at five o'clock in the afternoon of the fourteenth day immediately preceding the day on which an election is to be held, and shall continue to be closed until the election is completed; and no name shall be entered on any roll while that roll is closed. 50

(e.) Claims for enrolment shall be made and disposed of in accordance with regulations made by the Board.

(f.) At every election the votes shall be given by sealed voting-papers, in the form prescribed by regulations made by the Board, delivered to the Returning Officer personally on or before the day fixed for the election, or forwarded to him by post or otherwise so as to reach him not later than that day.

Voting at elections.

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(2.) For the purpose of the election of a member pursuant to paragraph (f) of section *two* hereof the following provisions shall apply:—

Elections by governing bodies of secondary schools.

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(a.) The governing body of each secondary school shall be entitled to one vote for every hundred or part of a hundred pupils (exclusive of the pupils in any lower department) in average attendance for the year ending on the thirty-first day of December immediately preceding the election.

(b.) The votes of each such governing body shall be by resolution passed at a meeting of that governing body.

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(3.) In any election to which this section refers the majority of votes shall decide the election, provided that if two candidates have an equal number of votes the Registrar shall (if necessary) determine the election by lot in the presence of the Chairman or other member of the Board.

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5. (1.) No member of the Professorial Board shall be a member of the Board unless he is appointed a member pursuant to paragraph (b) of section *two* hereof.

Election of members of Professorial Board.

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(2.) A member of the Professorial Board so elected shall not be entitled to vote on any question before the Board directly affecting the salary of any member of the teaching staff of the College or affecting any payment made by or due from the Board to any member of the teaching staff.

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6. Subject to the provisions of the *next succeeding* section, the term of office of all members appointed or elected as provided by paragraphs (a), (b), (c), (e), and (g), of section *two* hereof shall be four years, and of all other members shall be two years; but all members shall continue to hold office until the appointment or election of their successors.

Term of office.

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7. On the first day of July, nineteen hundred and *fourteen*, of the members appointed under the provisions of the principal Act by the Governor, the one who has been longest in office shall retire, and the other two members so appointed shall be deemed to have been appointed by the Governor under this Act; in like manner, of the members elected under the principal Act by the graduates of the New Zealand University on the books of the College, the two who have been longest in office shall retire, and the other four members shall be deemed to have been elected in accordance with paragraph (c) of section *two* of this Act; in like manner, of the members elected under paragraph (4) of section five of the principal Act, the one who has been longest in office shall retire, and the other two members shall be deemed to have been elected in accordance with paragraph (g) of section *two* of this Act;

Retirement of certain members on 1st July, 1914.

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and in like manner, of the members elected under the provisions of paragraph (5) of section five of the principal Act, the one who has been longest in office shall retire, and the other two members shall be deemed to have been elected in accordance with paragraph (e) of section two of this Act; and the member elected by the Professorial Board shall retire. 5

Subsequent retirements.

8. (1.) Except as provided in the *last preceding* section, the members of the Board who are in office on the first day of July, nineteen hundred and *fourteen*, shall continue to hold office subject as hereinafter in this section mentioned. 10

(2.) On the first day of July, nineteen hundred and *sixteen*, and on the same day in each second year thereafter, one-half of the members mentioned in paragraphs (a), (b), (c), (e), and (g), of section two hereof and the members mentioned in paragraphs (d), (f), and (h) of the said section shall retire from office. 15

(3.) The members to retire from each of the groups mentioned in paragraphs (a), (c), (e), and (g) of section two hereof, on the first day of July, nineteen hundred and *sixteen*, shall be those who have been longest in office.

(4.) The member to retire from the group mentioned in paragraph (b) of the said section two on the first day of July, nineteen hundred and *sixteen*, shall, on or before the first day of May in that year be decided by lot amongst the members of that group. 20

Casual vacancies.

9. (1.) If any member of the Board—

(a.) Dies, or by writing addressed to the Board resigns his seat; 25
or

(b.) Becomes bankrupt; or

(c.) For a period of three consecutive months fails to attend any meeting of the Board without obtaining leave of absence; 30
or

(d.) Is absent from New Zealand for a period of six consecutive months without obtaining leave of absence,—

he shall cease to be a member, and the vacancy thereby created shall be deemed a casual vacancy.

(2.) The member filling a casual vacancy shall hold office only 35 for the residue of the term of the vacating member.

Notice of vacancies to be given.

10. (1.) Whenever a vacancy, whether casual or otherwise, occurs that is to be filled by appointment by the Governor, it shall be the duty of the Board to forthwith report the fact to the Minister of Education. 40

(2.) Whenever a vacancy, whether casual or otherwise, occurs that is to be filled by appointment by the Professorial Board, or by any Education Board, or by the Christchurch City Council, it shall be the duty of the Board to forthwith report the fact to the Board or Council which appointed the vacating member. 54

(3.) Whenever a vacancy, whether casual or otherwise, occurs that is to be filled by election it shall be the duty of the Board to do all things necessary for the proper conduct of that election.

(4.) Each vacancy, whether casual or otherwise, shall be filled by the same authority as that which appointed or elected the 05 vacating member.

11. (1.) The appointment or election of a member to fill a vacancy caused by the expiry of the term of office of a vacating member shall be made within the first seven days of the month of June next preceding such expiry, or as soon thereafter as may be convenient, but shall not take effect until such expiry.

Mode of filling vacancies.

(2.) The appointment or election of a member to fill a casual vacancy shall be made not later than thirty days after the vacancy occurs.

(3.) Every retiring member shall be eligible for reappointment or re-election.

(4.) If any vacancy is not filled within sixty days after the same occurs, the Governor shall forthwith fill the vacancy by appointing some fit person as a member in place of the vacating member.

12. Section three and sections five to thirteen of the principal Act are hereby repealed.

Repeals.

13. Section twenty-seven of the principal Act is hereby amended by omitting the words "and lecturers of the College," and substituting therefor the words "of the College for the time being and of such lecturers of the College for the time being as the Board of Governors may from time to time declare to be members of the Professorial Board."

Section 27 of principal Act amended.

14. Section thirty of the principal Act is hereby amended by omitting all the words after the word "re-election."

Section 30 of principal Act amended.

15. Section thirty-one of the principal Act is hereby amended—

Section 31 of principal Act amended.

(a.) By omitting paragraph (1), and substituting the following paragraph:—

"(1.) A quorum shall be such number as the Professorial Board, with the consent of the Board of Governors, from time to time determines"; and

(b.) By omitting from paragraph (2) the words "keep the minutes of the proceedings," and substituting the words "cause exact minutes of the proceedings to be kept."