

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

Legislative Council,  
18th September, 1885.

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Hon. Mr. Buckley.

## COSTLEY TRAINING INSTITUTION.

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### A BILL INTITULED

AN ACT to declare the objects to which a certain portion of the Costley Bequest may be applied; and to establish the Costley Training Institution. Title.

5 WHEREAS Edward Costley, of Auckland, by his last will and testament bequeathed the residue of his real and personal property to his executors named in the said will in trust for certain charities in Auckland as in the said will mentioned, and did empower his said executors to define the persons to whom the moneys or legacies should be paid in trust for the said charities or objects: Preamble.

And whereas the training school at Kohimarama was one of the charities named in the said will, and was entitled to a proportion of the property bequeathed as aforesaid:

And whereas the executors named in the will, in exercise of their powers thereunder, appointed William Crush Daldy, Shirley Whitfield Hill, and Theodore Minet Hautain, all of Auckland, to be the Trustees (hereinafter referred to as "the Trustees") or recipients of the money payable to the aforesaid training school at Kohimarama, and have paid to the said Trustees the sum of twelve thousand pounds, payable to the said school under the provisions of the said will, and have yet to pay them a further sum of one hundred and fifty pounds on the same account:

And whereas doubts have been entertained whether the training school at Kohimarama may be considered the same as the existing school at Kohimarama, which has, together with the school in Howe Street, at Auckland, become incorporated into one school under the

same management, and is known as the Auckland Industrial School, and whether the Trustees can apply the aforesaid sum for the school last named :

And whereas the said Trustees are desirous of being authorized to apply the money in their hands to the objects hereinafter named, as being in their opinion the best calculated, under the circumstances, to realize the wishes of the testator :

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

Short Title.

1. The Short Title of this Act is "The Costley Training Institution Act, 1885."

Costley Training Institution to be established.

2. The said Trustees, to whom have been paid the said sum of twelve thousand pounds as aforesaid, and their successors, shall hold the said money, and also the aforesaid balance of one hundred and fifty pounds when received by them, and the income and profits thereof, upon trust—

(1.) To apply thereout a sum not exceeding three thousand pounds thereof in the purchase of a site in or near the City of Auckland, and the erection and furnishing of buildings thereon to be called "The Costley Training Institution"; and

(2.) To invest the remainder of such money in such real or Government securities in New Zealand as they shall think fit, and apply the yearly income or proceeds of such investments in defraying the cost of the maintenance of such institution and the general expenses attending the carrying out the objects thereof.

Succession of Trustees.

3. If any Trustee shall die, or by writing under his hand to the Trustees shall resign his office, or become incapacitated, or cease for six months to reside in the City of Auckland or its vicinity, or become bankrupt within the meaning of any Act relating to bankruptcy, his office shall become vacated, and the continuing Trustees shall within one month of the occurrence of such vacancy appoint another Trustee in his place: And if no such appointment is made within the time aforesaid, the Governor shall make the necessary appointment.

Vacancies.

All moneys and other property from time to time belonging to the institution and held by the Trustees shall vest in such Trustees and their successors respectively without any conveyance or transfer.

Objects of the institution.

4. The objects of the institution shall be,—

(1.) The selection by the said Trustees, in proportion to the amount of funds available, of a certain number of boys and girls of ages fit to be apprenticed, being inmates of the schools established under "The Industrial Schools Act, 1882," in or near the City of Auckland, and the apprenticing such boys to suitable trades, and the providing such girls with domestic service or other suitable employment;

(2.) The maintaining of such boys and girls, wholly or partially free of cost,—

(a.) The boys at the said institution until they are apprenticed, and thereafter until they earn from their respective trades sufficient to maintain themselves, and are otherwise capable of being left to their own control; and

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(b.) The girls with approved private persons until they are placed at service, or otherwise can maintain themselves.

5 (3.) The providing for the instruction and improvement of the boys and girls in such manner and at such times as the Trustees think fit, including the tuition of the boys in technical knowledge in any trade or handicraft or in seamanship.

10 5. The Trustees may from time to time make rules for the management and conduct of the institution, and for the discipline and control of the boys maintained therein, and of the girls maintained at its cost; and may appoint a manager of the institution and such other officers, persons, and servants as may from time to time be required for the institution, who respectively shall have such 15 duties and authorities as may be provided by such rules.

Management of the institution.

All such rules shall be submitted to the Governor, who at any time may require the Trustees to amend; alter, or cancel any of them.

20 6. By any such rules aforesaid the Trustees may appoint the proportion of cost that shall be contributed out of their weekly earnings by the aforesaid boys and girls for their maintenance at the institution or with private persons as aforesaid.

Contributions from inmates towards their own cost of maintenance.

25 7. The selection of inmates of industrial schools for transfer to the institution as aforesaid shall be made by the written application of the Trustees in that behalf to the manager of the school whence such inmates are to be selected, and on approval of such selection the Governor may order the transfer of such inmates from the industrial school to the institution in the same manner as he may order the transfer of such inmates from one industrial school to another.

Transfer of inmates of schools to institution.

30 8. The Governor may, under the authority of section twenty-eight of "The Industrial Schools Act, 1882," make an order appointing the manager of the institution established under this Act, or such other person as he may think fit, or as the Trustees may recommend, to have the guardianship of any inmate of an industrial school who has been transferred to the aforesaid institution, and the manager or person so appointed shall have all the powers granted to managers of 35 industrial schools by section twenty-seven of the above first-mentioned Act.

Transfer of guardianship.

9. The institution shall be open at all reasonable times to inspection by any Inspector of Industrial Schools established under "The Industrial Schools Act, 1882."

Inspection.

40 10. If in any year the Trustees shall have any unexpended part of the income of the institution, they may invest the same in such securities as herein above mentioned as they think fit, and may apply the income of such last-mentioned investments, or at any time may realize upon such investments, and apply the whole or so much of 45 the proceeds as they think best in furtherance of the objects of the institution, or in enlarging, altering, or repairing the buildings connected therewith.

Surplus funds.

50 11. The Trustees shall cause proper accounts to be kept of all the income and expenditure on account of the institution or of the objects connected therewith; and such accounts shall be audited in each year by such person as the Trustees shall appoint.

Accounts of institution.

Audit.

Yearly balance-sheet to be sent to Minister.

12. A copy of the balance-sheet of such accounts, when certified by the Auditor, shall be sent in each year by the Trustees to the Minister of Education.

By Authority: GEORGE DIBSBURY, Government Printer, Wellington.—1885.