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Hon. Mr. Duncan.

CEMETERY TRUSTEES VALIDATION.

ANALYSIS.

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A BILL INTITULED

AN ACT to validate the Appointment of certain Cemetery Trustees.

Title.

WHEREAS the validity of the appointment of certain local authorities as Trustees of cemeteries has been questioned, on the ground that they are not "local authorities" as defined by section two of "The Cemeteries Act, 1882": And whereas in certain other cases where it was intended that the Council of a borough should be Trustees of a cemetery, the appointments have been made under the name of the Corporation, or the Mayor, Councillors, and Burgesses of the borough; and it is expedient that all such appointments should be validated:

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 is "The Cemetery Trustees Validation Act, 1901."

Short Title.

2. The appointment of any Road Board as Trustees of any cemetery heretofore made or purporting to be made under section forty-five of "The Cemeteries Act, 1882," is hereby validated.

Appointment of Road Boards as Cemetery Trustees validated.

3. The appointment of the Rotorua Town Council as Trustees of the Rotorua Cemetery is also hereby validated.

Rotorua Town Council.

4. Such validation shall in all cases be deemed to extend to the date when the appointment was made, and to all acts and proceedings (if otherwise lawful) done under such appointment.

Validation to be retrospective.

5. Where any cemetery Trustees have been appointed under the said section by the name of the Corporation, or of the Mayor, Councillors, and Burgesses of a borough, or of any similar name, such appointment shall be deemed to mean the Council of the borough, and shall not be invalid by reason of such misnomer.

Appointment of certain Borough Councils as Trustees explained.