

Hon. Mr. Dick.

EDUCATION RESERVES ACT AMENDMENT.

ANALYSIS.

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A BILL INTITULED

AN ACT in supplement to "The Education Reserves Act, 1877."

BE IT 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 Education Reserves Act Amendment Act, 1882."

5 It shall be read and construed together with "The Education Reserves Act, 1877," (herein referred to as "the said Act").

2. Section eleven of the said Act is hereby repealed.

The provisions following shall regulate the appointments and duties of School Commissioners under the said Act:—

Appointment of School Commissioners.

10 (1.) For every provincial district there shall be five School Commissioners, who, with their successors in office, shall be a body corporate by the name of "The School Commissioners for the [naming it] Provincial District," for the purposes of this Act:

15 (2.) The School Commissioners for each district shall be chosen from time to time as follows, that is to say:—

In the Provincial Districts of Auckland, Taranaki, Hawke's Bay, Nelson, Marlborough, and Westland, respectively—

Three persons for each district by the Governor;

Two persons each by the Education Boards of the Education Districts of Auckland, Taranaki, Hawke's Bay, Nelson Marlborough, and Westland, respectively:

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- In the Provincial District of Wellington,—
 Three persons by the Governor ;
 One person each by the Education Boards of the Education
 Districts of Wellington and Wanganui, respectively: 5
- In the Provincial District of Canterbury,—
 Three persons by the Governor ;
 One person each by the Education Boards of the Education
 Districts of North Canterbury and South Canterbury, re-
 spectively : 10
- In the Provincial District of Otago,—
 Three persons by the Governor ;
 One person each by the Education Boards of the Education
 Districts of Otago and Southland respectively : 10
- (3.) All persons holding office as School Commissioners at the commencement
 of this Act shall vacate their offices simultaneously on the thirty-first 15
 day of March, in the year one thousand eight hundred and eighty-
 four; and thereafter the School Commissioners in any district shall
 come into office on the gazetting of their appointment, and shall retire
 simultaneously on the thirty-first day of March in the third year from
 their coming into office; 20
- All Commissioners shall nevertheless continue in the exercise of
 the functions of their office until their successors come into office :
- (4.) Every person elected as a School Commissioner to supply a vacancy
 arising during the term of office of a retiring Commissioner shall only 25
 hold office for the unexpired remainder of such term :
- (5.) All School Commissioners heretofore appointed shall be deemed to have
 been validly appointed, notwithstanding any defect that there may
 have been in the time or method of their appointment respectively.
- 3.** The School Commissioners for any provincial district are hereby em-
 powered from time to time to make, alter, and revoke by-laws for the regulation 30
 of their affairs and the general conduct of their business, and for appointing the
 times and places of their meetings.
- 4.** The lands described in the Schedule hereto are hereby vested in the
 School Commissioners for the provincial districts respectively wherein the same 35
 are situated, as endowments for primary and secondary education, as in the said
 Schedule respectively mentioned, and shall be deemed to have been so vested in
 all respects as if the arbitrators appointed under the said Act had included the
 said lands in their respective awards under the said Act.
- 5.** All dealings with the said lands, and all matters or things relating to the
 same, made or done by any School Commissioners under the impression that such 40
 lands were vested in them respectively, are hereby validated, and shall be of full
 force and effect as if the said lands were so vested.
- 6.** All reserves of land made for education purposes or school sites under the
 provisions of "The Land Act, 1877," shall, from the time they are permanently 45
 reserved, and without any grant or conveyance, vest in the School Commissioners
 or Education Boards respectively in manner as is directed in "The Education
 Reserves Act, 1877," and as if they had been made thereunder, and shall be
 subject to all the provisions of the said Act.
- 7.** The Trustees of any high school, as defined in "The High Schools
 Reserves Act, 1880," may from time to time appropriate or set apart any of the 50
 reserves or lands vested in them, or any portion or portions thereof, as sites for
 public schools.

Their power to make
by-laws.

Further apportion-
ment of reserves
for primary and
secondary education.

Dealings therewith
validated.

Reserves under Land
Act for education to
come under Educa-
tion Reserves Act.

High School Trustees
may set apart lands
for school sites.

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8. All lands whatever reserved or set apart under or by virtue of any Act as sites for public schools, and all sites for public schools so set apart by any School Commissioners, or by any High School Trustees, shall, from the time of the making or setting apart thereof, vest without grant, conveyance, or transfer in the Education Board of the district wherein the same are respectively situate.
9. All reserves and endowments made or set apart for primary or secondary education under or by virtue of any Act, and vested in any School Commissioners, shall, from the time of the making or setting apart thereof, vest in such Commissioners without any grant, conveyance, or transfer.
10. The District Land Registrar of the district, where any land becomes vested as in this Act mentioned, shall, on the deposit with him by any Education Board or School Commissioners of any *Gazette* or other instrument of authority by which any such lands become vested under this Act, together with a copy of this Act, enter the same respectively in his register-book as a folium thereof, which shall be deemed to be the title to the land which has become vested as aforesaid.
11. The Governor may remit any award of arbitrators made under the said Act back to them for rectification or correction, where he shall find that any errors or omissions have occurred therein; and, in case any such award cannot be referred back to the arbitrators making the same, he may appoint other persons to review such award, and such persons shall be deemed to have been appointed arbitrators under the said Act.
12. Whenever, under the eighteenth section of the said Act, an Education Board shall sell or exchange any school site having thereon any buildings or other erections, a separate valuation of such buildings and erections shall be made by some person appointed by the Minister of Education, and so much of the proceeds of any such sale or exchange as shall equal the amount of such valuation may be applied by the aforesaid Board towards the cost of erecting other school-buildings, in the stead of being invested as proceeds from land, as required by the aforesaid section.
13. All moneys received by any School Commissioners, either as compensation or in payment of any land taken from them for public works, or otherwise sold by them under any special enactment, shall be expended in the absolute purchase of other freehold lands within the colony, to be held for the purposes for which the land was held from which such moneys arise.

All public school sites to vest in Education Boards.

All education reserves and endowments to vest in Commissioners without grant, &c.

Record of title in register-book of district.

Award of reserves may be sent back for amendment by arbitrators.

Proceeds from sale of buildings, &c., may be applied towards erecting others.

Extraordinary revenue from reserves to be applied in purchase of other lands.

Schedule.

SCHEDULE.
FOR PRIMARY EDUCATION.

Locality.	Section or Allotment.	Block.	Area.
<i>Provincial District of Auckland.</i>			
Papakura Village	47	II.	A. 0 2 16
"	58	"	0 0 32
"	12	VII.	0 3 0
"	1	X.	0 1 0
"	2	"	0 0 32
"	3	"	0 1 6
"	4	"	0 0 20
"	14	"	0 1 0
"	15	"	0 1 0
"	16	"	0 1 0
"	17	"	0 1 0
Weymouth Village	119	...	1 0 15
Mahurangi Village	62	...	15 1 0
Patutahi Village	4	...	10 0 0
"	6	...	10 0 0
"	24	...	5 0 0
"	30	...	5 0 0
"	31	...	5 0 0
"	37	...	6 0 0
"	38	...	6 0 0
"	141	...	2 3 2
"	142	...	2 3 2
"	148	...	2 3 2
Turanganui	4	I.	52 1 9
"	5	"	45 0 0
"	25	"	45 0 0
"	26	"	44 2 37
"	32	"	55 0 30
"	33	"	50 0 36
"	34	"	41 3 25
Patutahi	53	IV.	44 1 0
"	63	"	66 0 8
"	63A	"	16 0 8
Okahu	(Part of) 144	...	125 0 0
Taramarama	20	...	2,635 0 0
"	26	...	620 0 0
Opoiti	31	...	1,292 0 0
<i>Provincial District of Wellington.</i>			
Okutuku	449	...	88 0 0
Mauriceville	(Part of) 46	...	108 3 5

FOR PRIMARY EDUCATION—continued.

Locality.	Section or Allotment.	Block.	Area.
<i>Provincial District of Nelson.</i>			
Cobden Suburban	150	Square 119	A. R. P. 5 0 0
<i>Provincial District of Otago.</i>			
Town of Cromwell	17	IV.	0 0 5
Edendale	1 to 7	II.	1 2 9
"	1 to 8	III.	2 1 15
"	1 and 2	IV.	0 2 0
Athol	5 and 6	II.	1 0 0
Lumsden	2, 4, 6, 13, 15, 17	I.	1 2 0
"	4, 6, 8, 11, 13, 15	II.	1 2 0
"	2, 4, 6, 13, 15, 17	III.	1 2 0
"	2 and 4 ¹	IV.	0 2 15
"	2, 4, 6, 7	V.	0 3 36
"	2, 4, 5, 10, 12	VI.	1 1 0
"	4, 6, 8, 11, 13, 15	VII.	1 2 0
"	2, 4, 6, 13, 15, 17	VIII.	1 2 0
"	4, 6, 8, 11, 13, 15	IX.	1 2 0
"	2, 4, 9,	X.	0 3 0
"	2, 4, 6, 8, 13, 15, 17	XI.	2 0 0
"	2, 4, 6, 8, 10, 13, 15, 17	XII.	2 2 0
"	8 and 15	XIII.	0 2 0
"	2, 4, 6, 8, 13, 15, 17	XIV.	2 0 0
"	4, 6, 10	XV.	0 3 0
"	4, 6, 8, 10, 16, 18	XVI.	1 3 0
"	3, 6, 7, 8, 14, 15, 17	XVII.	1 3 0
"	10 and 11	XVIII.	0 2 0
"	2, 4, 7, 9	XIX.	4 0 0
"	4, 5, 8, 9	XX.	4 0 0
"	4, 5, 8, 9	XXI.	4 0 0
"	2	XXII.	5 2 0
Forest Hill Hundred	217	...	10 0 0

FOR SECONDARY EDUCATION.

Locality.	Section or Allotment	Block.	Area.
<i>Provincial District of Auckland.</i>			
Papakura Village	31	X.	A. R. P. 3 0 34
Patutahi Suburbs	3	...	10 0 0
"	5	...	10 0 0
Turanganui	42	I.	44 3 5
"	46	"	38 1 16
"	46	"	44 1 0
Patutahi	53	IV.	44 1 0
Mareretu	(Part of) 173	...	56 0 0
Taramarama	24	...	1,244 0 0
<i>Provincial District of Otago.</i>			
Invercargill	14	LIII.	0 1 0
Lumsden	8 and 11	I.	0 2 0
"	2 and 17	II.	0 2 0
"	8 and 11	III.	0 2 0
"	8	VI.	0 1 0
"	2 and 17	VII.	0 2 0
"	8 and 11	VIII.	0 2 0
"	2 and 17	IX.	0 2 0
"	7	X.	0 1 0
"	10	XI.	0 2 0
"	2, 4, 6, 10, 13, 17	XIII.	2 0 0
"	10	XIV.	0 2 0
"	8	XV.	0 1 0
"	14	XVI.	0 2 0
"	10 and 13	XVII.	1 0 0
"	13 and 14	XVIII.	0 2 0
"	10	XIX.	1 2 9
"	2 and 11	XX.	2 0 0
"	2 and 11	XXI.	2 0 0