

Right Hon. Mr. Forbes.

MAORI PURPOSES FUND.

ANALYSIS.

Title.	10. Powers of Board with respect to land and chattels.
1. Short Title and commencement.	11. Expenditure of moneys of the Fund.
2. Interpretation.	12. Local authorities and other public bodies, trustees and other bodies, and persons may make donations, &c., to Board.
<i>Maori Purposes Fund.</i>	13. Board may appoint committees for particular purposes.
3. Maori Purposes Fund established.	
4. General objects of the Fund.	
5. Maori Purposes Fund Account.	
6. Balance-sheet and audit.	
<i>Maori Purposes Fund Board.</i>	<i>General.</i>
7. Maori Purposes Fund Board established.	14. Annual report, &c.
8. Contracts of Board.	15. Regulations.
9. Meetings of the Board.	16. Repeals, abolition of Boards, and savings.

A BILL INTITULED

AN ACT to to reconstitute the Maori Purposes Fund Title.
Control Board, to redefine and extend its Functions,
to establish a Fund to be called the Maori Purposes
5 Fund, and to provide for the Administration of the
said Fund.

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

10 1. This Act may be cited as the Maori Purposes Fund Short Title and
Act, 1934–35, and shall come into operation on the *first* commencement.
day of April, nineteen hundred and thirty-five.

15 2. In this Act, unless the context otherwise requires,— Interpretation.
“ Board ” means the Maori Purposes Fund Board
established by this Act:

No. 108—1.

- “ Financial year ” means the period of twelve months commencing on the first day of April in any year :
- “ Fund ” means the Maori Purposes Fund established by this Act : 5
- “ Fund Account ” means the Maori Purposes Fund Account established by this Act :
- “ Native ” means a person belonging to the aboriginal race of New Zealand, and includes any person descended from a Native. 10

Maori Purposes Fund.

Maori Purposes
Fund established.

3. There is hereby established a fund to be called the Maori Purposes Fund which shall consist of—

- (a) All moneys which at the commencement of this Act are standing in the Native Trustee’s Account to the credit of the Maori Purposes Fund Account originally established by section three of the Native Land Amendment and Native Land Claims Adjustment Act, 1924 : 15
- (b) All moneys which at the commencement of this Act are standing in the Native Trustee’s Account to the credit of the Maori Ethnological Research Fund originally established by section nine of the Native Land Amendment and Native Land Claims Adjustment Act, 1923 : 20 25
- (c) All moneys which at the commencement of this Act are standing to the credit of the account of the Maori Arts and Crafts Board established by section forty-eight of the Native Purposes Act, 1931 : 30
- (d) All other moneys which at the commencement of this Act are the property of any such fund or account :
- (e) All future accumulations of all such moneys as aforesaid : 35
- (f) All moneys which after the commencement of this Act are contributed to the Fund under the authority of this or any other Act or are otherwise lawfully paid into the Native Trustee’s Account to the credit of the Maori Purposes Fund Account established by this Act. 40

See Reprint
of Statutes,
Vol. VI, p. 415

General objects
of the Fund.

4. The general objects for which moneys in the Fund may be applied are the following :—

- (a) The promotion of the health, education, and social and economic welfare of Natives : 45

- (b) The encouragement and teaching of Maori arts and crafts :
- (c) Research into and publication of books and papers on the arts and crafts, language, customs, traditions, and history of the Maori and cognate races of the Pacific Ocean :
- (d) The preservation of the Maori language :
- (e) The financial assistance by grant or otherwise of societies or institutions formed to carry out any such object as aforesaid or any like object.

5
10
15
20
25
30
35
40
45

5. (1) All moneys belonging to the Fund shall be paid into the Native Trustee's Account to the credit of a separate account therein to be called the Maori Purposes Fund Account. The account of that name established by section three of the Native Land Amendment and Native Land Claims Adjustment Act, 1924, shall be deemed to be the same account as the account established by this subsection.

Maori Purposes Fund Account.

(2) Moneys shall be paid out of the Fund Account by the Native Trustee only on requisition pursuant to a resolution of the Board in that behalf.

(3) Proper books of account shall be kept by the Native Trustee in which shall be entered correct records of all moneys received into and paid out of the Fund Account. Such books shall be open at all reasonable times to inspection by any member of the Board or by any authorized officer of the Board.

(4) All expenses incurred in respect of the administration of this Act shall be paid out of the Fund Account.

6. At the close of each financial year the Native Trustee shall cause to be prepared statements showing in respect of the Fund for that year the total receipts and payments and the income and expenditure, together with a balance-sheet showing the assets and liabilities of the Board. Such statements and balance-sheet shall be audited by the Audit Office.

Balance-sheet and audit.

Maori Purposes Fund Board.

7. (1) For the purposes of the administration of the Maori Purposes Fund there is hereby established a Board, to be called the Maori Purposes Fund Board, which shall be a body corporate with perpetual succession and a common seal and shall be capable of holding real and personal property and of doing and suffering all such other acts and things as bodies corporate may lawfully do and suffer.

Maori Purposes Fund Board established.

- (2) The Board shall consist of—
- (a) The Native Minister (who shall be the Chairman) :
 - (b) The Under-Secretary of the Native Department :
 - (c) The Director of Education :
 - (d) The Director-General of Health : 5
 - (e) The four members of the House of Representatives representing the Maori race :
 - (f) Not more than four other persons (hereinafter called appointed members) to be appointed by the Governor-General in Council. 10

(3) Any member of the Maori Purposes Fund Control Board as heretofore existing pursuant to section forty-six of the Native Purposes Act, 1931, who is in office immediately before the commencement of this Act by virtue of appointment by the Native Minister shall for all purposes be deemed to be a member of the Board established by this Act, and shall continue in office under this Act until a person is appointed to be his successor under paragraph (f) of the *last preceding* subsection. Any such member may be reappointed pursuant to the said paragraph. 15 20

(4) Every appointed member of the Board shall, save as hereinafter in this section provided, hold office for a term of three years from the date of his appointment, and shall be eligible for reappointment. 25

(5) An appointed member may at any time be removed from office by the Governor-General in Council, and in such case, or in case of his death, or of his resignation by writing under his hand delivered to the Native Minister, his office shall become vacant, and such vacancy shall be filled by appointment by the Governor-General of some person to hold office for the residue of the term for which the person vacating office was appointed. 30

(6) The members of the Board shall be paid out of the Fund Account such travelling-allowances and travelling-expenses as are prescribed by regulations in that behalf under this Act : 35

Provided that no greater sum than *one hundred* pounds shall be so paid out of the Fund Account in any financial year without the approval of the Native Minister first had and obtained. 40

8. (1) Any contract which, if made between private persons, must be by deed, shall, when made by the Board, be in writing under the common seal of the Board.

See Reprint
of Statutes,
Vol. VI, p. 414

Contracts of
Board.

(2) Any contract which, if made between private persons, must be in writing signed by the parties to be charged therewith, may, when made by the Board, be in writing signed by any member of the Board acting on behalf of and by direction of the Board.

(3) Any contract which, if made between private persons, may be made verbally without writing, may, when made by the Board, be made verbally without writing by any member of the Board acting on behalf of and by direction of the Board.

(4) Notwithstanding anything in the foregoing provisions of this section, no contract made by or on behalf of the Board shall be invalid by reason only that it was not made in the manner provided by this section if it was made pursuant to a resolution of the Board or to give effect to a resolution of the Board.

9. (1) The Board shall in the month of July in each year hold an annual meeting in Wellington, and shall from time to time hold ordinary meetings for the transaction of its business at such times and places as the Board itself by resolution or the Chairman from time to time determines, and shall hold special meetings on requisition by not less than two members of the Board stating the nature of the business proposed to be transacted. No decision of the Board shall be given otherwise than by resolution passed at the annual meeting or at an ordinary or special meeting as aforesaid.

Meetings of the Board.

(2) At all meetings of the Board *five* members shall constitute a quorum.

(3) In the absence of the Native Minister from any meeting of the Board, the members present shall appoint one of their number to be the Chairman for that meeting.

(4) The Chairman shall have a deliberative vote and in case of an equality of votes shall also have a casting vote.

(5) Subject to regulations under this Act in that behalf, the Board may regulate its own procedure.

(6) No act or proceeding of the Board shall be deemed to be invalid by reason of any vacancy in the membership thereof at the time of such act or proceeding or by reason of the fact that any person may have acted as a member of the Board after the vacation of his office.

Powers of Board
with respect to
land and chattels.

10. (1) In connection with the administration of the Fund the Board may—

- (a) Acquire land or any interest in land or any chattels by way of purchase, gift, or otherwise howsoever : 5
- (b) Sell or otherwise dispose of any land or interest in land or any chattels acquired by it :
- (c) Expend moneys of the Fund on the maintenance and improvement of any land or buildings owned or otherwise held by it, or for the payment of interest or other charges on any land or other property : 10
- (d) Agree to any land vested in it being subject to any consolidation or development scheme under the Native Land Act, 1931, or any other Act relating to Native land or other land held or administered for the use or benefit of Natives. 15

(2) All moneys required by the Board for the purpose of exercising any of the powers conferred by the *last preceding* subsection shall be payable out of moneys belonging to the Fund, and all moneys received by the Board from the exercise of any such powers shall become moneys of the Fund and be paid into the Native Trustee's Account to the credit of the Fund Account. 20 25

Expenditure of
moneys of the
Fund.

11. (1) In addition to any powers specifically conferred on it by this Act with respect to the Fund the Board may from time to time expend moneys of the Fund for all or any of the following purposes, namely :—

- (a) For the promotion of the health of Natives— 30
 - (i) By installing, or making grants towards the cost of installing, water-supplies, sanitation-works, and drainage in Native settlements :
 - (ii) By promoting, carrying out, subsidizing, or making grants or loans for the housing of Natives : 35
 - (iii) By providing, subsidizing, or making grants for medical and dental services :
 - (iv) By making grants or loans to any associations or bodies of persons formed for promoting or conserving in any way, either alone or in conjunction with other objects, the health and physical well-being of Natives : 40

- (b) For the promotion of the social and economic welfare of Natives—
- 5 (v) By making grants or loans towards the cost of the construction, establishment, management, maintenance, repair, or improvement of Maori meeting-houses or maraes :
- 10 (vi) By promoting tribal and other meetings and the interchange of visits, and by other means endeavouring to bring about and maintain friendly relations among Natives and between the Maori people and cognate races of the Pacific Ocean :
- 15 (vii) By making grants or loans to groups or associations of Natives for tribal purposes :
- (viii) By developing or subsidizing or making grants or loans for farming or other industries :
- (c) For the promotion of the education of Natives in all its aspects—
- 20 (ix) By establishing or assisting in the establishment of and equipping, managing, and conducting schools, or by financial assistance or grants of equipment or material to established schools, or other educational institutions, or by grants to funds established or bodies formed for the promotion of the education of Natives :
- 25 (x) By founding and maintaining scholarships, exhibitions, bursaries, and other like means of enabling Natives to secure the benefits of education :
- 30 (d) For the encouragement and teaching of Maori arts and crafts—
- 35 (xi) By the establishment of a school or schools of Maori art or other institutions for the study of the arts and crafts as known to and practised by the Maori people :
- (xii) By making grants to any school or class established or formed for the purpose of giving instruction in or encouraging the practice of Maori arts and crafts :
- 40 (xiii) By acquiring specimens of and books or publications connected with Maori arts and crafts :

- (xiv) By printing or reprinting and publishing any books or papers dealing with or containing any reference to Maori arts and crafts :
- (xv) By adequately housing and otherwise safeguarding and maintaining all specimens of Maori arts and crafts acquired by it and all Maori antiquities and other things entrusted to its custody by the owners thereof, and any other articles belonging to or in the custody of the Board :
- (e) For research into the arts and crafts, language, customs, traditions, and history of the Maori and cognate races of the Pacific Ocean, and the preservation of the Maori language—
- (xvi) By printing and publishing any book, paper, matter, record, or other document, drawing, sketch, photograph, or other pictorial record :
- (xvii) By purchasing books, periodicals, manuscripts, drawings, sketches, paintings, photographs, carvings, and other articles :
- (xviii) By securing phonographic and other records of Maori and Polynesian songs and chants, and of their language :
- (xix) By financially assisting in such manner as it thinks fit any publication wherever published, or any society or person in New Zealand or elsewhere engaged in any matter to which this paragraph relates :
- (xx) By organizing and equipping and conducting, or by assisting in or contributing towards the cost of organizing, equipping, and conducting, any expedition to any part of New Zealand or to any island in the Pacific Ocean for the investigation of the life, customs, history, traditions, arts and crafts, work, and language of the native inhabitants, and the collection of records relating thereto.
- (2) Where the Board establishes or manages or conducts any school or other institution as aforesaid, or carries out any work, it may, for the purposes thereof, from time to time appoint such instructors and other officers and servants as it thinks fit, and may fix fees to be paid for instruction in, and make rules for the conduct and management of, such school or other institution.

12. Any local authority or other public body, any company or other incorporated body, any unincorporated body of persons, any trustee or trustees (including the Native Trustee), or any other person may, unless
 5 expressly prohibited by any Act or instrument of trust affecting it, him, or them, make to the Board, and the Board may accept, donations or gifts of land or any interest in land, money, or chattels for the purpose of aiding the Board in carrying out its functions under
 10 this Act, or may place in the custody of the Board any specimens of Maori arts and crafts or any Maori antiquities or any books, papers, or documents, or paintings, sketches, drawings, photographs, carvings, or other pictorial records.

Local authorities and other public bodies, trustees and other bodies, and persons may make donations, &c., to Board.

13. (1) The Board may from time to time appoint, discharge, alter, continue, or reconstitute standing or special committees, and may refer to such committees any matters for consideration or inquiry or management or regulation; and, subject to and within the limits
 20 prescribed by regulations in that behalf, may delegate to any such committee any of the powers or duties of the Board.

Board may appoint committees for particular purposes.

(2) It shall not be necessary that any person appointed to be a member of a committee under this section shall
 25 be a member of the Board.

General.

14. (1) The Board shall in each financial year cause to be prepared a report of its operations and commitments during the preceding financial year, together with an
 30 estimate of the moneys that will be required by it for expenditure during such first-mentioned year, and such report and estimate and the audited statements and balance-sheet mentioned in section *six* hereof shall be laid before and considered by the Board at its annual
 35 meeting.

Annual report, &c.

(2) Within fourteen days after the annual meeting all such documents as aforesaid shall be laid before both Houses of Parliament, if Parliament is then in session, and if not, then within fourteen days after the com-
 40 mencement of the next ensuing session.

15. (1) The Governor-General may from time to time, by Order in Council, make regulations—

Regulations.

(a) Prescribing the records to be kept by the Board and the form of such records, and regulating
 45 the keeping of such records :

- (b) Regulating the keeping of accounts and other records of moneys received into and paid out of the Fund Account, and generally regulating expenditure by the Board :
- (c) Fixing the travelling-allowances and travelling-expenses that may be paid to members of the Board :
- (d) Regulating the procedure of the Board :
- (e) Regulating the delegation of powers and duties by the Board to committees, and fixing the limits of such delegation :
- (f) Prescribing the terms and conditions of any loans granted by the Board pursuant to section *eleven* hereof :
- (g) Prescribing all such other matters as may be deemed necessary or expedient for the purpose of giving full effect to this Act or for which regulations may be contemplated by this Act.

(2) All regulations made under the authority of this section shall be published in the *Gazette* and within fourteen days thereafter shall be laid before both Houses of Parliament, if Parliament is then in session, and if not, then within fourteen days after the commencement of the next ensuing session.

16. (1) Sections forty-six, forty-seven, and forty-eight of the Native Purposes Act, 1931, are hereby repealed.

(2) The Maori Purposes Fund Control Board, the Board of Maori Ethnological Research, and the Maori Arts and Crafts Board, as respectively constituted under those sections, are hereby dissolved.

(3) All real and personal property of the said Boards (other than moneys thereof declared by section *three* hereof to form part of the Fund) shall on the commencement of this Act vest in the Board established by this Act without conveyance or assignment for the estate and interest of the said Boards therein, subject to all liabilities, charges, obligations, or trusts affecting that property, and all the contracts, debts, and liabilities of any of those Boards shall become the contracts, debts, and liabilities of the Board.

(4) All regulations heretofore made under any of the enactments repealed by this section, and all acts done and all payments heretofore made or authorized to be made by any of the said Boards or by any other person

Repeals,
abolition of
Boards, and
savings.
See Reprint
of Statutes,
Vol. VI, p. 414

in exercise or intended exercise of any power conferred by any such regulations, shall for all purposes be deemed to have been lawfully made or done or authorized, as the case may be, and the Board established by this Act may
5 make any such payment so authorized but not made at the commencement of this Act.

(5) All moneys required by the Board for the purpose of discharging its obligations under any contract or of meeting any debts or discharging any liabilities trans-
10 ferred to it as aforesaid, or of making any payment authorized by the *last preceding* subsection, shall be payable out of the Fund Account.