

*Hon. Mrs Ross*

## MARY BRYANT TRUST BOARD ENABLING

[PRIVATE BILL]

### ANALYSIS

Title.	1. Short Title.
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	3. Private Act.

### A BILL INTITULED

AN ACT to enlarge or extend the powers of the Mary Bryant Trust Board and to grant that Board authority to dispose of surplus income. Title.

5 WHEREAS by deed of trust bearing date the nineteenth day of November, nineteen hundred and forty-seven, Mary Bouchier Bryant, of Hamilton, married woman, expressed her desire to give and present certain land in Hamilton to the Trustees named in the said deed of trust  
10 for the purpose of a home for children: And whereas by memorandum of transfer bearing date the said nineteenth day of November, nineteen hundred and forty-seven, the said Mary Bouchier Bryant, in pursuance of her said desire, transferred unto the said Trustees all that  
15 piece or parcel of land in the Provincial District of Auckland containing one rood twenty-four perches, more or less, being Lots 1 and 2 on a plan deposited in the Land Registry Office at Auckland as Number 26527, being portion of Allotment 328 of the Town of Hamilton  
20 West, and being all the land in certificate of title, Volume 680, folio 26, Auckland Registry: And whereas the said deed of trust declared that the said land should be held in perpetuity upon trust for the purposes of a home for

Preamble.

children, and directed that the Trustees should make application for incorporation under the Religious, Charitable, and Educational Trusts Act 1908 of a Trust Board to be known as the Mary Bryant Trust Board: And whereas the said Mary Bouchier Bryant died on or about the seventh day of December, nineteen hundred and forty-seven: And whereas on the nineteenth day of May, nineteen hundred and forty-eight, the said Trustees were duly incorporated under the said Act under the name or title of the Mary Bryant Trust Board: And whereas, pursuant to the said deed of trust, the said land has now been transferred to and vested in the Mary Bryant Trust Board (hereinafter called the Board) for the purposes therein set out: And whereas, following upon the passing of the Bryant House Trust Board Enabling Act 1948 and pursuant thereto, a certain farm property therein mentioned, together with live and dead stock thereon and the sum of fifteen thousand one hundred and thirty-one pounds fourteen shillings and tenpence, was transferred to and settled upon the said Board by the Bryant Trust Board, a body duly incorporated under the Religious, Charitable, and Educational Trusts Act 1908 and having its registered office at Hamilton for the purposes of establishing an endowment with which to carry out the trusts of the said deed of trust: And whereas on the twenty-second day of May, nineteen hundred and forty-nine, the said Board opened up on the said land at Hamilton a home for the care of children who, through sickness or any other cause, find it necessary to be separated from their mothers, and the Board has continued to conduct the home since that date: And whereas since the said settlement by the Bryant House Trust Board of the said assets the annual income therefrom has provided to the said Board sufficient funds not only to conduct the said home for children, but also to provide a reserve capital fund which, in the opinion of the Board, is adequate for the future requirements of the said home: And whereas the powers vested in the Board under the said deed of trust restrict the Board to the provision and conduct of a home for children on the said land in perpetuity: And whereas the Board desires that statutory authority be given for the establishment by the Board of further homes for children and to enable it to

benefit other public charitable organizations formed for the protection, advancement, education, or benefit of children:

5 BE IT THEREFORE 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 Mary Bryant Trust Board Enabling Act 1955. Short Title.

10 2. (1) In addition to the powers and authorities reposed in them under the said deed of trust dated the nineteenth day of November, nineteen hundred and forty-seven, and otherwise by any enactment or law, the Trustees of the said Board may exercise all or any of the following powers and authorities, namely: Extension of powers of Trustees.

15 (a) To establish, provide, and maintain homes, hostels, and other accommodation in the Waikato and elsewhere in New Zealand for the care and benefit of children:

20 (b) To purchase and lease land and other assets for the purposes of establishing homes, hostels, and other accommodation for the benefit of children:

25 (c) To support or assist, whether financially or otherwise, any object for the protection, advancement, education, or benefit of children or to make any payments for any such object to any charitable or religious organization having any such objects as its sole object or as one of its objects, and the receipt of the secretary or treasurer or other proper officer of any organization so benefited shall be a sufficient discharge to the Board for the payment of any moneys:

30 Provided that the Board shall not be concerned to trace the application of any moneys so granted.

35 (2) The powers and authorities conferred on the said Trustees by this section may be exercised only out of funds derived from such of the income of the said Board as it deems from time to time to be surplus to the requirements of the object set out in the said deed of trust.

40 3. This Act is hereby declared to be a private Act. Private Act.