

*Hon. Mr. Parry.*

NATIONAL ART GALLERY AND DOMINION  
MUSEUM AMENDMENT.

ANALYSIS.

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A BILL INTITULED

AN ACT to amend the National Art Gallery and Dominion Museum Act, 1930. Title.

BE IT 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 National Art Gallery and Dominion Museum Amendment Act, 1936, and shall be read together with and deemed part of the National Art Gallery and Dominion Museum Act, 1930 (hereinafter referred to as the principal Act). Short Title.  
See Reprint of Statutes, Vol. IV, p. 1119

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Reconstitution  
of Board  
of Trustees.

2. (1) On and after the first day of September, nineteen hundred and thirty-six, the Board of Trustees established by section four of the principal Act shall consist of—

- (a) The person for the time being in office as the Prime Minister of the Dominion of New Zealand, who shall be the Chairman of the Board: 5
- (b) The person for the time being in office as the Minister of Internal Affairs: 10
- (c) The person for the time being in office as the Under-Secretary of the Department of Internal Affairs:
- (d) The person for the time being in office as Mayor of the City of Wellington and such other person for the time being in office as a member of the Wellington City Council as the Council from time to time appoints: 15
- (e) The person for the time being in office as Chairman of the Wellington Harbour Board and such other person for the time being in office as a member of the Wellington Harbour Board as that Board from time to time appoints: 20
- (f) Ten persons to be appointed by the Governor-General in Council, of whom— 25
  - (i) Two shall be nominated by the Council of the Royal Society of New Zealand;
  - (ii) Two shall be nominated by the Council of the New Zealand Academy of Fine Arts; 30
  - (iii) One shall be nominated by the Council of the Wellington Branch of the New Zealand Institute of Architects;
  - (iv) One shall be nominated by the Wellington War Memorial Carillon Society; 35and
- (v) One shall be appointed as representing local authorities (other than the Wellington City Council and the Wellington Harbour Board) that are empowered to contribute to the Board's funds. 40

(2) The members appointed under paragraph (f) of the *last preceding* subsection shall be appointed for a term not exceeding seven years. Any such member may

be reappointed or may at any time resign his office by writing addressed to the Chairman of the Board.

(3) The members of the Board in office immediately prior to the first day of September, nineteen hundred and thirty-six (other than the Director of the Dominion Museum), shall continue to be members of the Board, but on the first appointment of any member or members nominated by any of the bodies referred to in subparagraphs (i), (ii), (iii), and (iv) of paragraph (f) of subsection one of this section the member or members then representing that body shall, unless they are appointed under this section, go out of office.

(4) The powers of the Board shall not be affected by any vacancy in the membership thereof.

(5) Except as provided in section seven of the principal Act, no member of the Board shall have more than one vote, notwithstanding that at any time a member may hold more than one of the offices mentioned in subsection *one* hereof, or, being one of the persons appointed by the Governor-General under paragraph (f) of subsection *one* hereof, may also hold any such office.

(6) This section is in substitution for section five of the principal Act, and that section and section two of the National Art Gallery and Dominion Museum Amendment Act, 1933, are hereby consequentially repealed.

Consequential repeals.  
1933, No. 2

**3.** (1) The exhibits (including any historical or other records) belonging to the Crown in respect of the Government Museum shall, on a date to be fixed in that behalf by the Minister of Internal Affairs, be deemed to be the property of the Board:

Certain exhibits in Government Museum to be transferred to Board.

Provided that, if the Minister so directs by writing under his hand, any specified historical or other record which would otherwise vest in the Board as aforesaid shall remain the property of the Crown.

(2) In this section the Government Museum means the Dominion Museum that was constituted under the Science and Art Act, 1913.

1913, No. 22

**4.** Every such picture, piece of sculpture, or other work of art belonging to the Crown as may be specified by the Minister of Internal Affairs shall, on a date to be fixed in that behalf by the Minister, be deemed to be vested in the Board:

Works of art owned by Crown may be vested in Board.

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Provided that if any such picture, piece of sculpture, or other work of art was acquired by the Crown subject to any condition the Board shall hold it subject to the same condition.

Certain pictures and other works of art owned by New Zealand Academy of Fine Arts to be vested in Board.

5. The Council of the New Zealand Academy of Fine Arts is hereby empowered and directed to transfer to the Board the permanent collection of pictures and other works of art belonging to the Academy on the passing of this Act and all pictures or other works of art that may hereafter be purchased or otherwise acquired by the Academy for the purpose of permanent exhibition in the National Art Gallery: 5 10

Provided that if any such picture or other work of art was heretofore or is hereafter acquired by the Academy subject to any condition the Board shall hold it subject to the same condition. 15

Property of Carillon Society to vest in Board.

6. Any property of the Wellington War Memorial Carillon Society situate in the War Memorial Carillon building shall, on the passing of this Act, be deemed to be transferred to and vested in the Board. 20

Power to borrow on overdraft. See Reprint of Statutes, Vol. V, p. 354

7. The Board may borrow by way of overdraft in manner prescribed by section three of the Local Bodies' Finance Act, 1921-22, and the provisions of that section shall, with the necessary modifications, apply to the Board in all respects as if it were a local authority within the meaning of that Act. 25

Authority to expend sum in connection with opening ceremony.

8. (1) The Board is hereby empowered to expend from its funds a sum or sums not exceeding in all the sum of two hundred pounds in connection with the official opening of the institutions under its control. 30

(2) Any moneys that have heretofore been expended by the Board in connection with the official opening shall be deemed to have been as validly expended as if this section had been in force when the expenditure was incurred. 35

Local authorities may contribute to Board's funds.

9. (1) For the purpose of providing funds for the exercise of the Board's functions any local authority may in any year, without further authority than this section, make a grant to the Board of such amount as it thinks fit. 40

*Ibid.*, p. 415

(2) For the purposes of this section "local authority" shall have the same meaning as in the Local Government Loans Board Act, 1926.

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10. (1) There shall be appointed from time to time to the service of the Board such persons as are considered necessary for the efficient exercise and performance of its functions and duties.

Servants of Board.

5 (2) Every such person shall be appointed by the Public Service Commissioner in accordance with the provisions of the Public Service Act, 1912, and while in the service of the Board shall be deemed to be employed in the Public Service within the meaning of that Act and 10 of Part I of the Public Service Superannuation Act, 1927:

See Reprint of Statutes, Vol. VII, p. 522

Ibid., p. 559

Provided that no such person shall be appointed except on the recommendation of the Board.

15 (3) Section twelve of the principal Act is hereby repealed.

Repeal.

20 11. (1) Within three months after the close of its financial year the Board shall send to the Minister of Internal Affairs a report as to the operations of the Board for the year, accompanied by a copy of its accounts for the year certified by the Audit Office.

Board to furnish report and certified copy of annual accounts.

25 (2) A copy of the report and of the accounts so certified shall, within fourteen days after the receipt thereof by the Minister of Internal Affairs, be laid before Parliament if Parliament is then sitting, or, if Parliament is not then sitting, shall be laid before Parliament within fourteen days after the commencement of the next ensuing session thereof.

30 12. (1) Notwithstanding anything in the Deed of Trust (hereinafter in this section referred to as the said deed) referred to in section forty-six of the Finance Act, 1932, the Public Trustee shall accumulate the moneys payable to the Board under the said deed as modified by the said section forty-six by investing the same and the resulting income thereof until the total 35 of the amount held by him under the said deed as so modified and such accumulations amounts to a sum of fifteen thousand pounds.

Sir Harold Beauchamp Trust Fund to be accumulated until it amounts to £15,000.

1932, No. 11

40 (2) The said sum of fifteen thousand pounds shall be held by the Public Trustee upon the trusts set out in the said deed as modified by the said section forty-six as if it were the capital sum referred to in the said deed.