

This PUBLIC BILL originated in the LEGISLATIVE COUNCIL, and, having this day passed as now printed, is transmitted to the HOUSE OF REPRESENTATIVES for its concurrence.

*Legislative Council,
31st October, 1898.*

Hon. W. C. Walker.

SEPARATE INSTITUTIONS.

ANALYSIS.

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| <p>Title.</p> <p>1. Short Title.</p> <p>2. Waimate Hospital trustees, how elected.</p> <p>3. Procedure for first election of trustees by voluntary contributors and contributory local authorities.</p> <p>4. When local authority deemed to contribute.</p> | <p>5. District Board may expend funds on additions to or furniture for separate institution.</p> <p>6. Appeal when requisition for expenditure refused by Board.</p> <p>7. Estimates, how to be framed.</p> <p>8. Principal Act and amending Act modified.</p> |
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A BILL INTITULED

AN ACT to amend the Law relating to Separate Institutions under Title.
"The Hospitals and Charitable Institutions Act, 1885."

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 the Act is "The Separate Institutions Act, 1898," and it shall form part of and be read together with "The Hospitals and Charitable Institutions Act, 1885" (hereinafter called "the principal Act").

2. In the case of the separate institution known as the Waimate Hospital, the local authorities entitled to elect its trustees shall be the respective Councils of the County and Borough of Waimate.

3. For the purposes of the first election of the trustees, subsequent to the incorporation of the separate institution, the following provisions shall apply:—

(1.) Of the whole nine trustees the number, not exceeding six in all, to be elected by the voluntary contributors shall be in the proportion of one trustee for every complete fifty pounds of the voluntary contributions, and the remaining trustees shall be elected by the contributory local authorities.

(2.) The first election by the voluntary contributors shall be held at a meeting thereof, at such time and place as the Governor by public notice appoints.

(3.) The first election by the contributory local authorities shall be conducted by the District Board, and be held as soon as practicable after the election by the voluntary contributors has been completed, each such authority having the voting-power prescribed by subsection three of section

forty-seven of the principal Act, and exercising its votes in manner thereby directed.

- (4.) Subject as last aforesaid, the provisions of section forty-seven of the principal Act, and section thirty-six of "The Hospitals and Charitable Institutions Act 1885 Amendment Act, 1886" (hereinafter called "the amending Act"), shall not apply in the case of the first election. 5
- (5.) For the purposes of this section the expression "contributory local authority" means a local authority which will be liable to contribute upon requisition of the District Board any sum to the funds of that Board, out of which moneys will be payable in respect of the separate institution. 10

When local authority deemed to contribute.

4. A local authority shall be deemed to have contributed to the funds of a separate institution in any year, whether before or after the passing of this Act, if during such year it has contributed, upon requisition by the District Board or otherwise, any sum to the funds of that Board out of which moneys are paid in respect of a separate institution. 15

District Board may expend funds on additions to or furniture for separate institution.

5. Notwithstanding anything contained in the principal Act, it shall be lawful for any District Board out of its funds to expend moneys for the purpose of defraying the cost of necessary enlargements of or additions to the buildings of any separate institution situated within its jurisdiction, or of providing for necessary additional furniture, appliances, or conveniences, whether the same are applied for by requisition of the trustees of such separate institution or otherwise. 20 25

Appeal when requisition for expenditure refused by Board.

6. If any requisition for such enlargements, additions, furniture, appliances, or conveniences is refused by the District Board, on the ground that, in the Board's opinion, the same are unnecessary or in excess of due requirements, the trustees may appeal as in the cases provided for by sections twenty-five, forty-four, and sixty of the principal Act, and those sections shall, *mutatis mutandis*, apply. 30

Estimates, how to be framed.

7. The estimates which, under section fifty-nine of the principal Act, the Trustees are directed to transmit to the District Board when making requisition for a contribution shall contain or be supplemented by such details as the Board thinks necessary in order to enable it to judge whether the requisition is excessive or otherwise unreasonable; and, in the event of the Board and the Trustees differing in opinion as to the sufficiency of the details submitted, the matter shall be referred to the Stipendiary Magistrate, whose decision shall be final. 35 40

Principal Act and amending Act modified.

8. The principal Act and the amending Act are hereby modified in so far as they are in conflict with this Act, but not further or otherwise.