

Hon. Mr Marshall

ST. MARY'S GUILD TRUST

(PRIVATE BILL)

ANALYSIS

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A BILL INTITULED

An Act to declare that the objects and purposes of the Saint Mary's Guild include and have always included certain objects, purposes, and powers

5 WHEREAS by a declaration of trust dated the first day of October, nineteen hundred (a true copy of which, under Reference Number A8/286, is deposited in the Supreme Court at Wellington with the records of the incorporation of the Saint Mary's Guild under the Religious, Charitable, and Educational Trusts Act 1908), certain persons, namely, 10 Frederic Wallis, Bishop of the Wellington Diocese of the Church of the Province of New Zealand, commonly called the Church of England, John Duncan of Wellington, Merchant, and Cyril William Tanner of Wellington, Barrister 15 and Solicitor, declared that they held upon trust the Trust lands and funds therein mentioned to permit the same to be used for the general purposes of the Saint Mary's Guild as defined and constituted in the Schedule to the said declaration of trust as follows, namely:

“The general objects and purposes of ‘The St. Mary’s Guild’ shall be the Rescue and Preventive work of the Church of the Province of New Zealand commonly called the Church of England”: And whereas the Saint Mary’s Guild as part of its charitable work has provided and is providing for the supply of the physical wants of the sick, aged, destitute, poor, and helpless persons, and a home for such persons: And whereas doubts have arisen as to the interpretation and scope of the words in the said Schedule to the said declaration of trust setting forth the objects and purposes of the said Trust: And whereas it is desirable to declare that such Trust includes and has always included the said charitable work now being carried on as part of its charitable work by the said Guild: 5 10

BE IT THEREFORE ENACTED by the General Assembly of New Zealand in Parliament assembled, and by the authority of the same, as follows: 15

1. Short Title—This Act may be cited as the Saint Mary’s Guild Trust Act 1956.

2. Objects and purposes of declaration of trust declared to include certain objects and purposes—The words “The General objects and purposes of ‘the St. Mary’s Guild’ shall be the Rescue and Preventive work of the Church of the Province of New Zealand commonly called the Church of England” in the Schedule of the said declaration of trust, without restricting in any way the generality of such words, shall be deemed to include and to have always included the following objects, purposes, and powers, namely— 20 25

- (a) To provide for the supply of the physical wants of the sick, aged, destitute, poor, or helpless persons: 30
- (b) To control, govern, maintain, manage, and carry on a home or homes for such persons. 30

3. Interpretation of declaration of trust—The said declaration of trust shall be read and construed as if the said objects, purposes, and powers set forth in the preceding section had been inserted and specifically declared in such declaration of trust in addition to all and any other objects, purposes, and powers authorised by or contained in the said declaration of trust. 35

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