

Hon. Mr. Ward.

TRUSTEES ACTS AMENDMENT.

ANALYSIS.

Title.
1. Short Title.

2. Power of investing trust funds on perpetual leaseholds or leaseholds in perpetuity.
3. Amendment of "The Trustees Act 1888 Amendment Act, 1891."

A BILL INTITULED

AN ACT to amend the Trustees Acts.

Title.

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 this Act is "The Trustees Acts Amendment Act, 1894." Short Title.

2. (1.) In addition to the authorities contained in section fourteen of "The Trustees Act 1883 Amendment Act, 1891" (herein referred to as "the said Act"), it shall be lawful for a trustee as in the said Act defined, subject as mentioned in the aforesaid section, to invest any trust funds in his hands in advance by way of mortgage on the security of— Power of investing trust funds on perpetual leaseholds or leaseholds in perpetuity.

15 (a.) Any Crown land held on perpetual lease under "The Land Act, 1885"; or of

(b.) Any Crown land held on lease in perpetuity under "The Land Act, 1892"; or of

20 (c.) Any Native land held on lease in perpetuity under "The West Coast Settlement Reserves Act, 1892,"—

subject in every case as follows, that is to say:—

No such advance shall be made—

25 (d.) Until all conditions of improvement required under the lease are complied with, and the lease is not liable to forfeiture in respect of default in complying with the aforesaid conditions; nor

(e.) Unless the lessee is entitled under his lease to compensation for all improvements made by him on the land comprised in his lease; nor

(f.) To any greater amount than *one-third* of the estimated value of the lessee's interest in the lease, to be ascertained by a valuation thereof made under the Land Acts whenever it may be necessary to ascertain such value.

- (2.) The authority contained in subsection two of section eleven of "The Government Life Insurance Act, 1886," to make investments of money on mortgage of freehold land shall be deemed to extend to and shall include an authority to make investments of money in any manner authorised under this section. 5
- (3.) Notwithstanding anything hereinabove contained, the Public Trustee is hereby prohibited from making advances as aforesaid on any Native land held on lease under "The West Coast Settlement Reserves Act, 1892." 10
3. The said Act is hereby amended as follows, that is to say:— 15
- (1.) Subsection (c) of section fourteen thereof shall be read and construed as if the words "or Water-supply Board" had originally been inserted therein after the words "County Council."
- (2.) In section sixteen, the words "within six months of the aforesaid death, or the coming into operation of this Act," shall be omitted. 20

Amendment of
"The Trustees Act
1883 Amendment
Act, 1891."