

Bill Dillon

WAIKATO ANGLICAN BOYS' COLLEGE TRUST

[PRIVATE]

ANALYSIS

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A BILL INTITULED

An Act to amend the objects of Waikato Anglican Boys' College Trust to permit girls as well as boys to be educated at St Paul's Collegiate School

5 WHEREAS the Waikato Anglican Boys' College Trust a Board duly incorporated under the Charitable Trusts Act 1957 administers St Paul's Collegiate School at Hamilton and at Tihoi on land owned by the Board: And whereas the Trustees and the Founders of the Waikato Anglican Boys' College Trust
10 desire to admit girls to the Sixth and Seventh Forms of the School provided that at the commencement of any School year the number of girls enrolled will not exceed one fifth of the aggregate of the schools Sixth and Seventh form rolls at that time: And whereas the Board has no power to alter the objects
15 of the Waikato Anglican Boys' College Trust: And whereas it is impracticable and inexpedient for the Trustees to apply to the High Court of New Zealand for a variation of the objects of the Trust as aforesaid.

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

No. 83—1

*Price \$1.50
incl. GST \$1.65*

1. Short Title—This Act may be cited as the Waikato Anglican Boys' College Trust Act 1986.

2. Interpretation—In this Act unless the context otherwise requires:

“the Trust” means the Waikato Anglican Boys' College Trust. 5

“Trust Deed” means the Trust Deed dated 11th July 1957 establishing the Waikato Anglican Boys' College Trust together with all amendments thereto.

“the School” means St Paul's Collegiate School at 10 Hamilton and Tihoi.

“the Trustees” means the trustees for the time being of the Waikato Anglican Boys' College Trust.

“the Founders” means and includes those persons who have executed the Trust Deed as at 11 July 1957 and 15 also such other persons as have since that date been requested by the Trustee to sign the trust deed.

“Fellow of St Paul's Collegiate School” means and includes those persons who at the date of the passing of this Act are or hereafter consent to become 20 Fellows and are appointed by the Trustees.

3. Extension of Objects of Waikato Anglican Boy's College Trust—(1) Notwithstanding anything in the Trust Deed the objects of the Trust shall be deemed to extend to the teaching and education of girls at sixth and seventh Form 25 levels provided that the proportion of the girls enrolled in the school at the commencement of any school year shall not exceed one fifth of the aggregate of the school's sixth and seventh form rolls at that time.

(2) Notwithstanding the provisions of the Trust Deed if at 30 any time it appears to not less than three fourths of the Trustees that it would be desirable to amend further the objects of the Trust in such manner as to alter further the class of persons for whom teaching and education may be provided the Trustees upon obtaining approval of three fourths of living 35 Founders of two years standing and the approval of three fourths of Fellows of St Paul's Collegiate School of two years standing may prepare an appropriate scheme in terms of the Charitable Trusts Act 1957 and lay it before the Attorney-General. 40

4. Application of Charitable Trusts Act 1957—Sections 52 to 57, 59 and 60 of the Charitable Trusts Act 1957

(inclusive) shall apply to any scheme laid before the Attorney-General under section 3 (2) of this Act.

5. Private Act—This Act is hereby declared to be a Private Act.