

1189

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

*House of Representatives,
7th October, 1878.*

[AS AMENDED BY THE LEGISLATIVE COUNCIL.]

Hon. Mr. Gislorne.

Wellington College Acts Amendment.

ANALYSIS.

| | |
|--|--|
| <p>Title. Preamble. 1. Short Title. 2. Governors to have control of school. 3. Governors to make regulations for education, discipline, &c., in the school. 4. Trust property to be for Girls' High School. 5. Power to lease.</p> | <p>6. Repeal of section 13, "Wellington College Act, 1872." 7. Power to invest in first mortgages on freehold security. 8. Reserves to be set apart as endowment. 9. Power to Governors to borrow money. 10. Act to read together with "Wellington College Act, 1872." Schedule.</p> |
|--|--|

A BILL INTITLED

AN ACT to amend "The Wellington College Act, 1872," and the several Acts amending the same. Title.

WHEREAS it is expedient that a High School for Girls should be established at Wellington, and that the Wellington College Governors should be enabled to take steps for this purpose, and also for the better promoting higher education in the Wellington College: Preamble.

5 BE IT THEREFORE 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 shall be "The Wellington College Acts Amendment Act, 1878." Short Title.

10 **2.** The whole control and management of such Girls' High School shall be vested in the said Governors, who shall have power to provide for the maintenance of such school, and for the payment of salaries and expenses connected therewith, and for prizes, exhibitions, scholarships, and other rewards for the students therein, and to appoint, and from time to time to remove all mistresses, masters, lecturers, and examiners, and other officers and servants for the management of the said Girls' High School. Governors to have control of school.

15 **3.** The said Governors shall with all convenient speed, on the establishment of the Girls' High School, make regulations for defining the course of education in the said school, the examinations to be held, the discipline to be used, the conditions under which students shall be admitted therein, the fees to be paid, and for all other purposes for which regulations shall be needed; and they may from time to time vary, add to, revoke and make afresh, all or any such regulations. Governors to make regulations for education, discipline, &c., in the school.

25 **4.** All real and personal estate which shall, under the provisions of this Act, become vested in the said Governors for the purposes of the Girls' High School, and all real and personal estate which shall be purchased by, or granted, devised, bequeathed, or given to the said Governors for the benefit of the Girls' High School, without any declaration of trusts of a different nature, shall be held by the said **30** Governors upon trust for the purposes of the Girls' High School in accordance with the provisions of this Act; and the said Governors shall have the same power to deal with lands and trust funds which may from time to time be in their hands for the benefit of the Girls'

High School, that they have with respect to lands and trust funds belonging to Wellington College.

Power to lease.

5. The Governors shall have power with respect to the lands described in the Schedule hereto, being portions of the College Site Reserve not required as a playground or for other college purposes, to manage and deal with the same as they may think fit, and from time to time to let the same or any parts thereof for any term not exceeding *forty-two* years in possession from the date of the lease thereof, and by public auction, at such rent and on such conditions as they shall think fit, but so that no fine, foregift, or premium be taken: *Provided always that only such of the said lands shall be so leased as are described on a certain plan to be deposited by the Governors in the office of the Colonial Secretary, showing the allotments into which the lands intended to be let were subdivided, and the streets to be dedicated to public use: Provided also that it shall be a condition of every lease that not more than one house with necessary outbuildings, to be designed on plans to be approved by the Governors, shall be erected on each such allotment, and that no manufacturing business, nor any publichouse, be erected thereon, nor any noisome or offensive trade be carried on in any such building.*

Repeal of section 13, "Wellington College Act, 1872."

Power to invest in first mortgages on freehold security.

6. Section thirteen of "The Wellington College Act, 1872," is hereby repealed in so far as it is inconsistent with this Act.

7. The said Governors shall have power to invest any moneys that may from time to time be at their disposal or at their discretion, in first mortgages on freehold security, in addition to the other securities specified in "The Wellington College Act, 1872."

Reserves to be set apart as endowment.

8. Out of the waste lands of the Crown within the Education District of Wellington, which have been or may be from time to time set apart for the purposes of secondary education, the Governor may set apart an area the capital value whereof shall not exceed the sum of *three thousand* pounds, for the purpose hereinafter next stated.

The said lands shall, from and after the day they shall be so set apart, vest absolutely in the Governors of the Wellington College, and be held by them for the purpose of the establishment and maintenance at Wellington of a High School for Girls, and the proceeds of such lands shall be applied exclusively for such purpose.

Power to Governors to borrow money.

9. The said Governors may, for the purpose of providing a suitable site, premises, and building for the Girls High School aforesaid, borrow from time to time, at interest not exceeding seven per centum per annum, such sums of money as they shall think requisite: *Provided that no bond given in respect of such loan shall be sold at a price which will yield to the purchaser thereof a higher annual rate of interest than seven pounds for every hundred pounds of purchase money given for such bond.*

In respect of the moneys to be borrowed under this Act, the Governors may grant to the person or persons lending the same one or more mortgages upon *the rents and profits* of all or any part of the land which may be vested in them under this Act, in such form, and subject to such conditions, and with such powers and provisions, as the said Governors may think fit, *but without power of selling the freehold of such land.*

If at any time appointed by any mortgage for the payment of the principal money secured thereby, the Governors are unable to pay off the same, they may, if they shall think fit, borrow such sum of money as may be necessary for the purpose of paying off the whole or any part of such principal money, and may secure the repayment of the same and interest to be paid thereon, in manner hereinbefore authorized in regard to the moneys originally borrowed under this Act.

Act to read together with "Wellington College Act, 1872."

10. This Act shall be read together with and form part of "The Wellington College Act, 1872."

1191

SCHEDULE.

Schedule.

DESCRIPTION OF PORTIONS OF COLLEGE RESERVE SUBDIVIDED INTO BUILDING SITES FOR LEASE, AS PER ACCOMPANYING PLAN.

PORTION No. 1, consisting of Lots 12 to 17 included, containing 3 acres, including roads. Is bounded on the West by Town Sections 742, 743, 744, and 745, 1507 links, bearing $178^{\circ} 25'$; on the South by other portion of reserve, commencing at south-east corner of Section 745, 577 links, bearing $83^{\circ} 47'$; on the East by the College Grounds, 650 links north-west, and 563 links north, to south-east corner of Town Section 678; on the North by Town Section No. 678, 232 links, bearing $278^{\circ} 27'$.

Portion No. 2, consisting of Lots 1 to 11 included, containing 16 acres, including roads. Is bounded on the West by the College Grounds, 1920 links, bearing $176^{\circ} 31'$; on the South by other portion of reserve, 841 links, bearing $96^{\circ} 52'$; on the East by other portion of College Reserve, 1967 links, bearing $8^{\circ} 15'$; and on the North by Town Sections Nos. 673, 675, and 749, 1070 links, bearing $278^{\circ} 27'$.

By Authority: GEORGE DIDSBUY, Government Printer, Wellington.—1878.