

Serial Number **1953/2**



**THE CHRISTCHURCH TECHNICAL SCHOOL
REGULATIONS 1953**

C. W. M. NORRIE, Governor-General

ORDER IN COUNCIL

At the Government House at Wellington, this 21st day of January 1953

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL

PURSUANT to the Education Act 1914, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, hereby makes the following regulations.

REGULATIONS

1. (1) These regulations may be cited as the Christchurch Technical School Regulations 1953.

(2) These regulations shall come into force on the 1st day of February 1953.

2. In these regulations, unless the context otherwise requires,—

“Board” means the Board of Managers of the Christchurch Technical School:

“Manager” means a manager appointed or elected under these regulations:

“Minister” means the Minister of Education:

“Parent”, in relation to any pupil, includes both the father and the mother of the pupil, and also includes the pupil’s guardian, and a householder in whose family the pupil resides, but does not include a parent with whom the pupil does not normally reside:

“Returning Officer” means the Returning Officer appointed under these regulations.

3. The Board of Managers of the Christchurch Technical School shall consist of—

- (a) One manager appointed by the Canterbury Education Board:
- (b) One manager appointed by the Christchurch City Council:
- (c) One manager appointed by the Canterbury University College Council:
- (d) Three managers elected by the parents of the pupils attending the school, of which managers at least one shall be a woman:
- (e) One manager elected by the Councils of the boroughs of Lyttelton and Riccarton and of the counties of Heathcote, Waimairi, Halswell, and Paparua:
- (f) One manager appointed by the Old Pupils' Association of the school:
- (g) Three managers elected by the associations of employers in local industries:
- (h) Three managers elected by the associations of employees in local industries.

4. (1) Except as otherwise provided in these regulations, the term of office of every manager shall be three years, but every manager who was in office immediately before the commencement of these regulations or thereafter comes into office shall, unless disqualified as hereinafter provided, continue in office until the appointment or election of his or her successor in office.

(2) The powers of the Board shall not be affected by any vacancy in the membership thereof.

5. For elections under these regulations the Board shall appoint a Returning Officer.

6. The appointment of managers to represent the Canterbury Education Board, the Christchurch City Council, the Canterbury University College Council, and the Old Pupils' Association shall be made by resolution passed by the body entitled to make the appointment at a meeting held in March 1955, and in that month of every third year thereafter, and conveyed to the Returning Officer before the 1st day of April following the meeting.

7. (1) In the case of each of the following groups of electing bodies, namely:—

- (a) The Councils of the boroughs of Lyttelton and Riccarton and of the counties of Heathcote, Waimairi, Halswell, and Paparua;
- (b) The associations of employers in local industries; and
- (c) The associations of employees in local industries,—

an electing committee shall be constituted from time to time in accordance with this regulation.

(2) Every Electing Committee shall meet when convened by the Returning Officer, and shall in March 1955, and in that month of every third year thereafter, elect on behalf of the group of bodies concerned the number of representatives required in respect of that group in such manner as it deems fit.

(3) The Council of each of the boroughs and counties mentioned in subclause (1) of this regulation, and each local association of employers or employees recognized thereto by the Minister, shall be entitled to appoint one member of the Electing Committee for the relative group of electing bodies.

(4) Every Council and association which appoints a member of an Electing Committee shall give notice in writing to the Returning Officer as soon as reasonably possible thereafter of the name and address of the person appointed.

(5) In February 1955, and in that month of every third year thereafter, the Returning Officer shall give notice by advertisement in a newspaper circulating in the City of Christchurch of the intention to hold meetings of the said Electing Committees in the following month. The notice shall call for applications from associations of employers and employees to be recognized by the Minister for the purpose of sending a representative to meetings of the relative Electing Committee.

(6) The Returning Officer shall act as secretary to each of the Electing Committees and shall convene a meeting of the Committee whenever necessary for the purposes of these regulations.

8. (1) The election of managers by the parents of pupils attending each school shall be held in March 1955, and in that month of every third year thereafter.

(2) In February 1955, and in that month of every third year thereafter, the Returning Officer shall prepare a roll and shall enter therein the name and address of every person qualified to be enrolled as a parent of a pupil of the school. The roll shall be closed at 5 p.m. on the fourteenth day before the day on which any election under this regulation is to be held, and shall continue to be closed until the election is completed.

(3) An advertisement relating to the election shall be published in a newspaper circulating in the City of Christchurch not less than fourteen days before the date of the election and shall contain—

- (a) The day and hour for the closing of nominations:
- (b) The number of managers to be elected:
- (c) The day and hour for the closing of the election.

(4) Every candidate shall be nominated in writing by one or more parents entitled to vote for his election.

(5) Every nomination paper shall be in the form or to the effect following:—

I, [*Name and address*], being a parent duly entered on the roll, do hereby nominate [*Name and address*] as a candidate for election to the Board of Managers of the Christchurch Technical School at the election to be held on the day of 19.....

Dated this day of 19.....

Signature of Nominator:.....

Candidate's consent (*To be subscribed at foot of nomination paper*):—
I hereby consent to my nomination.

Signature of Candidate Nominated:.....

(6) If the nomination paper does not bear the written consent of the candidate nominated, that consent may be given by him to the Returning Officer before the nominations are closed, and every nomination paper shall be void in so far as concerns any candidate whose written consent is not duly given as aforesaid.

(7) Nominations shall close at noon on the tenth day before the day of election.

(8) If the number of nominations does not exceed the number of vacancies to be filled and the number of men candidates does not exceed the number of vacancies that can be filled by men, the Returning Officer shall forthwith declare the candidates so nominated to be duly elected. If the number of candidates exceeds three he shall, as soon as the nominations are closed, prepare and post to each elector at his address as appearing on the roll a voting paper containing in alphabetical order of surnames a list of all the duly nominated candidates, which voting paper shall be in the form or to the effect following:—

VOTING PAPER FOR USE AT ELECTION TO BE HELD ON THE DAY OF
..... 19..... OF MEMBERS OF THE BOARD OF MANAGERS OF THE CHRIST-
CHURCH TECHNICAL SCHOOL

Candidates

(Set out in alphabetical order of surnames the full name of every duly nominated candidate.)

Directions

The voter is required to cross out the name or names of the candidate or candidates for whom he does not desire to vote. The number of vacancies is three, of which one cannot be filled by a man. The vote will therefore be informal if the names of at least men, or at least men and women, are not crossed out. The voting paper must be enclosed by the voter in a sealed envelope bearing on the inside the signature of the voter, and on the outside thereof the words 'Voting paper', and if posted to the Returning Officer must be posted on or before the day of the election, or if delivered to him shall be delivered at his office at before the day of the election or not later than 5 o'clock on the afternoon of that day.

(9) The poll shall close at 5 o'clock on the afternoon of the day of the election, but all voting papers shall be included and counted which are not informal and are received by the Returning Officer in due course of post before the close of the sixth day after the day of the election.

(10) A voting paper shall be informal in any of the following cases, that is to say:—

- (a) If the envelope in which it is forwarded to the Returning Officer is not duly signed by the parent; or
- (b) If the number of candidates whose names are not crossed out exceeds the total number of candidates for whom the person is entitled to vote, or the number of male candidates whose names are not crossed out exceeds the number of male candidates for whom the person is entitled to vote, or if in any other way the paper fails to indicate clearly for whom the vote is intended to be given; or
- (c) If, being delivered to the Returning Officer, the sealed envelope containing the voting paper is not delivered at his office before the close of the poll; or
- (d) If, having been forwarded by post, the sealed envelope containing the voting paper is not received at the office of the Returning Officer before the close of the sixth day after the day of the election; or if, from the postmark on the envelope or otherwise, the Returning Officer is satisfied that it was not posted until after the day of the election.

(11) On the seventh day after the day of the election the Returning Officer shall open and examine all voting papers duly delivered to him or received by him through the post as aforesaid, and after rejecting all informal voting papers shall prepare a list of the candidates placed in the order of the numbers of votes received by them. Any candidate shall have the right to appoint a scrutineer to watch on his behalf the opening and examination of voting papers and to check the counting thereof.

(12) If of the three candidates who have received the greatest number of votes one at least is a woman, the Returning Officer shall declare these three to be elected; but if none of these three candidates is a woman the Returning Officer shall declare the two men candidates who have received the greatest numbers of votes, and the woman candidate who has received the greatest number of votes among the women candidates, to be elected:

Provided that if there is no woman candidate the Returning Officer shall declare the two candidates who have received the greatest numbers of votes to be elected.

(13) Where any two or more candidates have received the same number of votes, and the addition of a vote would entitle one of those candidates to be declared to be elected, the Returning Officer shall decide by lot, in the presence of two other persons, which candidate or candidates shall be elected, and thereby complete the election.

(14) If any dispute or question arises touching the regularity of any election, the dispute shall be determined by the Director of Education, whose decision shall be final.

9. Within fourteen days after the election of or the appointment of a manager the Returning Officer shall forward to the Minister a notification of the name and address of the manager.

10. Every manager elected or appointed under these regulations shall come into office upon his election or appointment.

11. In any case in which an election or an appointment of managers as hereinbefore provided has not been held or made the Minister may, in his discretion, fix a time and place for the election or the appointment of the managers, and the foregoing provisions of these regulations shall thereupon be observed, so far as applicable and with the necessary modifications, as if the time and place for the election or appointment had been fixed as therein provided; or, in the alternative, in any such case the Minister, in his discretion, may appoint a manager or managers to fill the vacancy or vacancies.

12. No person shall be eligible to become or remain a member of the Board if he is an alien or a mentally defective person, or a bankrupt who has not obtained his discharge or whose discharge is for the time being suspended or is subject to conditions not yet fulfilled, or if he has been convicted of any offence punishable by death or with imprisonment with hard labour for three years or upwards, unless he has received a free pardon or has served his sentence or has otherwise suffered the penalty imposed upon him.

13. If any manager dies or resigns his office by writing under his hand addressed to the Secretary of the Board or is absent without leave from the meetings of the Board for three consecutive months or while holding office becomes ineligible to remain a member under regulation 12 hereof, his office shall be thereby vacated and a casual vacancy shall be deemed to exist.

14. Every person elected or appointed to a casual vacancy shall hold office for the remainder of the term of office of the manager whom he replaces.

15. Every casual vacancy shall be filled in the same manner and by the same appointing or electing authority as appointed or elected the manager who is replaced.

16. The Christchurch Post-primary Schools Boards of Managers Regulations 1949* are hereby amended—

- (a) By repealing paragraph (e) of regulation 3:
- (b) By repealing regulation 5.

* Statutory Regulations 1949, Serial number 1949/9, page 27.

T. J. SHERRARD,
Clerk of the Executive Council.

EXPLANATORY NOTE

[This note is not part of the regulations, but is intended to indicate their general effect.]

These regulations provide for the constitution and election of the Board of Managers of the Christchurch Technical School.

Issued under the authority of the Regulations Act 1936.

Date of notification in *Gazette*: 23 January 1953.

These regulations are administered in the Department of Education.