



## INVERCARGILL ATHENÆUM ORDINANCE 1871.

IN THE THIRTY-FOURTH AND THIRTY-FIFTH YEARS OF THE REIGN OF HER MAJESTY  
QUEEN VICTORIA.

SESSION XXIX.: No. 359.

### ANALYSIS :

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| <p>Title.<br/>Preamble.<br/>1. Short Title.<br/>2. Incorporation.<br/>3. Purposes of the Institution.<br/>4. Institution to be managed by a Committee.<br/>5. First Committee of Management.</p> | <p>6. Rules already adopted by members to be rules for the government of Institution.<br/>7. Members to have no interest in vested property.<br/>8. Dissolution of Corporation.<br/>9. Vesting of property in the event of dissolution.<br/>10. Power to sell duplicates.</p> |
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AN ORDINANCE *to Incorporate the Invercargill Athenæum.*

Title.

[20TH JULY, 1871.]

**W**HEREAS it is desirable that the Invercargill Athenæum should be <sup>Preamble.</sup> now incorporated in order that thereby its usefulness in the diffusion of knowledge and learning in Invercargill and its neighbourhood may be promoted and extended and any endowments in land moneys or other grants whatsoever which have been or may hereafter be made to the institution may be duly administered :

BE IT THEREFORE ENACTED by the Superintendent of the Province of Otago aforesaid by and with the advice and consent of the Provincial Council thereof as follows :—

1. The short title of this Ordinance shall be the “Invercargill Athenæum Ordinance 1871.” <sup>Short Title.</sup>

2. The following persons and all others the members of the Institution <sup>Incorporation.</sup> for maintaining a Lending and Reference Library and Reading Room, and the providing rational amusement and recreation and for the carrying out of objects connected with the purposes of an Athenæum in Invercargill known as the “Invercargill Athenæum” namely Thomas Morell Macdonald Benjamin Alexius Dickinson William Henderson George Lumsden John Holland Baker Henry Jaggars George Morrison Robert Gilmour Peter M’Ewan shall be a body politic and corporate by the name of the “Invercargill Athenæum” and by that name shall have perpetual succession and

shall adopt and have a common seal and shall by the same name sue and be sued and be impleaded answer and be answered in all Courts of the Colony of New Zealand and shall be capable in law to take purchase and hold all goods chattels and personal property whatever and shall also be able and capable in law to receive take purchase and hold for ever not only such lands buildings hereditaments and possessions as may from time to time be required for the purposes of the said institution but also any other lands buildings hereditaments and possessions whatsoever and shall be able and capable in law to grant convey demise mortgage charge alienate or otherwise dispose of all or any of the property real or personal belonging to the said Institution and also to do all other matters or things incidental or appertaining to a body politic and corporate: Provided always that it shall not be lawful for the said Corporation to grant convey demise mortgage charge alienate or dispose of except by way of lease for a period of not exceeding three years any lands tenements or hereditaments of which it shall have become seized or to which it may become entitled by grant purchase or otherwise unless with the approval of two-thirds of the members of said Corporation present personally or by proxy at a special general meeting duly convened and any money received from such alienation mortgage demise or otherwise shall be paid and applied solely for the purposes of the said institution.

Purposes of the Institution.

3. The purposes for which the said Institution has been established and shall in future be maintained are to form or provide and carry on

1. A Lending and a Reference Library
2. A Reading Room with a supply of newspapers and periodicals
3. Meetings for social and intellectual improvement
4. Educational classes and lectures
5. The collection of scientific apparatus or other things illustrative of science or useful for education
6. The providing rational amusement and recreation
7. The carrying out of objects connected with the purposes of an Athenæum

under such regulations as may be made from time to time by the members.

Institution to be managed by a Committee.

4. The management of said Institution shall be vested in a committee of the members thereof to be appointed annually at a general meeting to be held in the month of January in each year or so soon thereafter as may be found convenient.

First Committee of Management.

5. The following persons shall be the committee of management till the next general annual meeting namely Thomas Morell Macdonald president Benjamin Alexius Dickinson treasurer William Henderson secretary and members of committee George Lumsden John Holland Baker Henry Jaggers George Morrison Robert Gilmour Peter M'Ewan.

Rules already adopted by members to be rules for the government of Institution.

6. The rules and amendments thereof already adopted by the members of the said Institution as certified under the hands of the President Secretary and Treasurer shall be the rules for the government and management of the said Institution until altered amended varied or rescinded by two-thirds of the members present at the annual general meeting or at any special meeting called by advertisement on eight days' notice the object of the meeting being fully set forth in the advertisement and a copy of the said rules and amendments certified as aforesaid and of all future amendments thereof duly certified by the President Secretary and Treasurer for the time being

shall be deposited and remain on the premises for the time being used by the said Institution and be accessible to the members thereof for inspection at all reasonable hours.

7. No member or subscriber shall have any personal individual joint or transmissible right or interest in or to the whole or any part of the real or personal estate which may belong to or be vested in the Corporation. Members to have no interest in vested property.

8. The Corporation may be dissolved on the approval of five-sixths of the members thereof present personally or by proxy at any general meeting assembled after one calendar month's special notice by advertisement or *de facto* when the number of members shall fall below nine. Dissolution of Corporation.

9. In the event of the said Corporation being dissolved the whole of the property real and personal belonging to the said Corporation shall be vested in the Mayor and Municipal Council of the town of Invercargill for the time being and in the event of there being no Municipal Corporation of Invercargill said property shall be vested in the Superintendent of the Province of Otago for the time being to form a part of any Public Library University Library or Public Institution which may be established or at the time be in existence within the town of Invercargill to be held for the use of the public under such regulations as may be prescribed by the said Council or Superintendent in that behalf. Vesting of property in the event of dissolution.

10. The Committee shall have power from time to time to sell or dispose of by public auction or otherwise any unused or duplicate copies of books reviews magazines newspapers or other periodicals and the proceeds of such sales shall be applied towards the ordinary expenditure of the Corporation. Power to sell duplicates.

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