



# THE EDUCATION RESERVES MANAGEMENT AND LEASING ORDINANCE, 1864.

IN THE TWENTY-SEVENTH YEAR OF THE REIGN OF HER MAJESTY  
QUEEN VICTORIA.

SESSION XVIII., No. 137.

## ANALYSIS :

<p>Title.</p> <p>Preamble.</p> <p>1. Short Title.</p> <p>2. Superintendent empowered to lease for 21 years.</p> <p>3. Leases to be by Deed, under the Public Seal of the Province of Otago.</p> <p>4. Education Board to have management of the lands.</p> <p>5. Superintendent to set apart lands as Sites</p>	<p>for Schools, playgrounds for scholars, and residences for masters, as well as glebe lands for such masters, &amp;c.</p> <p>6. Rents and profits of Reserves to be accounted for to the Provincial Treasurer.</p> <p>7. Education Board to keep accounts of disbursements in connection with the management.</p> <p>8. Commencement of Ordinance.</p>
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*AN ORDINANCE to provide for the Management and Administration of Certain Education Reserves and to Empower the Superintendent of the Province of Otago to Lease the same.*

**W**HEREAS it is expedient to make provision for the administration and management of the Lands, particularly described in the Schedule annexed to the "Education Reserves Ordinance 1864" and by the said Ordinance reserved from sale and set apart for the establishment and maintenance of a University in Dunedin and of Public Schools in different parts of the Province : And whereas it is also expedient to empower the Superintendent to lease certain parts of the said Lands for a longer term than three years :

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

Short Title.

1. This Ordinance may be referred to and cited as "The Education Reserves Management and Leasing Ordinance 1864."

Superintendent empowered to lease for 21 years.

2. When and so soon as the Superintendent of the said Province has obtained a Grant or Grants from the Crown of the Lands particularly described in the Schedule annexed to the "Education Reserves Ordinance 1864," it shall be lawful for the Superintendent from time to time to demise and grant Leases of the said Lands or of any of them at such annual rents and for such terms of years not exceeding terms of twenty-one years from the making thereof as he may think fit.

Leases to be by deed under the public seal of the Province of Otago.

3. All leases made or granted under this Ordinance by the Superintendent shall be by Deed signed by the Superintendent and sealed with the Public Seal of the said Province as by the "Public Reserves Act 1854" is provided.

Education Board to have management of the lands.

4. The management and administration of the said Lands subject to the provisions of this Ordinance shall be carried on and conducted by the "Otago Education Board" established under and by the "The Education Ordinance 1862" or by any board committee or body to which the powers duties and authorities vested in the said Otago Education Board may be transferred by any Ordinance of the Province of Otago.

Superintendent to set apart lands as sites for schools, playgrounds for scholars, and residences for masters, as well as glebe lands for such masters, &c.

5. It shall be lawful for the Superintendent of the said Province to appropriate and set apart any of the said Lands as sites for Public Schools and School Buildings and as playgrounds for the use of scholars attending such schools and as sites for the residences of masters of such schools and as glebe lands in connection with such residences for the use occupation and benefit of such masters and whenever any of the said lands have been actually appropriated to or set apart for any of the said purposes it shall not be lawful for the Superintendent to demise or grant leases of any lands so appropriated or set apart except under the authority of a Special Ordinance of the Provincial Legislature of Otago to be passed for that purpose.

Rents and profits of reserves to be accounted for to the Provincial Treasurer.

6. All the rents issues profits and proceeds arising from any of the lands described in the Schedule annexed to the said "Education Reserves Ordinance, 1864" shall after deducting therefrom the expenses of the management and administration thereof be from time to time paid over and accounted for to the Provincial Treasurer of the Province of Otago for the time being or other person acting in that behalf and shall be appropriated in such manner as the Superintendent and Provincial Council of the said Province shall by Ordinance direct: Provided that all such rents issues profits proceeds and other monies received by the Provincial Treasurer under this Ordinance shall be kept separate from the Ordinary Revenue of the Province.

Education Board to keep accounts of disbursements in connection with the management.

7. The said Education Board or such other body as aforesaid shall keep accurate accounts of all costs charges expenses and disbursements in connection with the management and administration of the said

lands and also of all sums of money paid or received as rents issues profits or proceeds of or from the said lands and shall cause such accounts to be made up quarterly or otherwise as the Superintendent shall direct and shall prepare a balance sheet of the said accounts And the Superintendent shall cause such accounts and balance sheet to be forwarded in duplicate for the examination of the Provincial Auditor in manner described by the "Provincial Audit Act 1861" and the said "Provincial Audit Act 1861" shall apply to the rents issues profits and proceeds of or from the said lands and to the management and administration of the said lands to the same extent and in the same manner as if the said rents issues profits and proceeds formed part of the Ordinary Revenue of the said Province.

8. This Ordinance shall not come into operation nor have any effect until the time in which by law the same may be disallowed by the Governor of New Zealand shall have expired as provided by the "Public Reserves Act 1854."

Commencement of Ordinance.

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Passed the Provincial Council, May 6, 1864.

J. L. C. RICHARDSON,

*Speaker.*

CHARLES SMITH,

*Clerk of Council.*

Dunedin, 14th June, 1864—I hereby declare that I reserve this BILL for the signification of the Governor's pleasure thereon.

JOHN HYDE HARRIS,

*Superintendent of the Province of Otago.*