

CHAPTER 45

CHILDREN'S HOME ACT

• Act • Subsidiary Legislation •

ACT

Act No. 9 of 1960

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CHAPTER 45

CHILDREN'S HOME ACT

An Act to incorporate Trustees and to make provision for the establishment of a Home for Grenadian children having no responsible parental control.

[Act No. 9 of 1960.]

[14th May, 1960.]

Preamble

Whereas in the year one thousand nine hundred and thirty-five, several citizens of Grenada formed themselves into a Committee called the Children's Home Advisory Board with the object of raising money by subscriptions and other voluntary efforts to provide a Fund for the purpose of purchasing suitable land for the erection thereon of buildings for the establishment of a Home for Grenadian children having no responsible parental control.

And whereas the Advisory Board collected by means of subscriptions and other voluntary efforts certain sums of money with the view to the same being applied in the purchase of land for the purpose aforesaid.

And whereas the Advisory Board appointed Arnold Williamson and Albert Oliver Payne also one Charles Henry Wells Garraway Lucas to be the Trustees of the said Fund and authorised them to purchase with money belonging to the said Fund the hereditaments described in the Schedule to this Act.

And whereas by Deeds of Indenture dated the twelfth day of August, one thousand nine hundred and fifty-two and the third day of December one thousand nine hundred and fifty-two recorded in the Deeds and Land Registry of Grenada in Liber M. 9 on page 943 and Liber R. 9 on page 95, respectively, the lands described in the Schedule to this Act were conveyed to the said Arnold Williamson the said Albert Oliver Payne and to George Edwin Palmer Gentle as trustees in fee simple upon trust that the trustees and the survivors or survivor of them and all persons hereafter becoming trustees in succession to them should permit buildings to be from time to time erected on any part or parts of the said hereditaments and also permit any part or parts of the same to be laid out in gardens or as yards or

grounds in connection therewith to hold the said hereditaments and all buildings as aforesaid upon trust to permit the same to be appropriated and used in perpetuity under the name of the "Children's Home" as and for the purpose of the establishment of a Home for Grenadian children having no responsible parental control.

And whereas the said George Edwin Palmer Gentle died on the second day of April, one thousand nine hundred and fifty-eight, and on the twenty-fourth day of November, one thousand nine hundred and fifty-nine, Clarence Renwick was by deed appointed a trustee in place of the said George Edwin Palmer Gentle.

1. Short title

This Act may be cited as the Children's Home Act.

2. Trustees

(1) There shall be established a Board of Trustees (hereinafter referred to as "the trustees") for the purpose of carrying out the trust contained in this Act constituted as follows—

- (a) Arnold Williamson, Albert Oliver Payne and Clarence Renwick, or the survivors or survivor of them and such other persons hereafter becoming trustees in succession to them as hereafter provided;
- (b) such other persons not exceeding three in number as may be appointed from time to time by the Governor-General to be trustees whose appointments shall in the absence of any definitive term fixed in the instruments appointing all or any of them be for a period of three years but who shall be eligible for re-appointment.

(2) Any of the trustees may at any time by instrument in writing addressed to the Governor-General resign or retire from his or her office and from the date of such instrument such trustee shall cease to be a trustee and the vacancy caused by such resignation or retirement or by death of any trustee shall thereupon be filled by the Governor-General—

- (a) in the case of any of the trustees named in subsection (1)(a) or their successors, upon the nomination of the surviving trustee or trustees in that class;
- (b) in the case of trustees appointed under subsection (1)(b), by the Governor-General.

(3) The trustees shall have power to elect from among themselves a chairperson of the trustees.

3. Incorporation of trustees

The trustees are hereby incorporated by the name "the Children's Home Trustees" and may sue and be sued in that name and shall have perpetual succession and an official seal which shall be officially and judicially noticed, and may by instrument under such seal convey, lease, assign, exchange, demise or otherwise dispose of any land or any interest therein or any other property, and the seal shall be authenticated by the signature of the chairperson and one other of the trustees.

4. Vesting of property in trustees

The property specified in the Schedule and all monies now vested in Arnold Williamson, Albert Oliver Payne and Clarence Renwick as trustees for the "Children's Home", shall be and the same are hereby vested in the trustees upon trust, that the said trustees shall cause or permit a building or buildings to be erected upon any part or parts of the said property the same to be appropriated and used in perpetuity as a Home for Grenadian children having no responsible parental control together with so much of the said property as the trustees may determine to be occupied therewith for