

# Auckland Grammar School Act 1899

Local Act 1899 No 11  
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**An Act to consolidate and amend the Laws affecting the Auckland College and Grammar School.**

**Preamble**

*[Repealed]*

The Preamble was repealed, as from 19 November 1907, by section 2 Statutes Repeal Act 1907 (1907 No 40).

**BE IT THEREFORE ENACTED by the General Assembly of New Zealand in Parliament assembled, and by the authority of the same, as follows:—**

**1 Short Title**

The Short Title of this Act is The Auckland Grammar School Act 1899.

**2 Interpretation**

In this Act **Board** means the existing Board of Governors of the Auckland College and Grammar School, and its successors in office as constituted by this Act.

### **3 Board incorporated**

The Board is hereby constituted a body corporate by the name of the Auckland Grammar Schools Board, by which name it shall have a perpetual succession and a common seal, and may hold lands, and may sue and be sued, and may do and suffer all such things as are incident to the nature of corporate bodies; and all real and personal property now vested in the Board shall continue to be so vested.

Section 3 was amended, as from 20 October 1955, by section 2(1) Auckland Grammar School Amendment Act 1955 (1955 No 46), by substituting the words “Auckland Grammar Schools Board” for the words “Auckland Grammar School Board”.

### **4 Constitution of Board**

Notwithstanding anything to the contrary in section eighteen of the Education Amendment Act 1948, the Board shall consist of—

- (a) The Mayor for the time being of the City of Auckland:
- (b) One member appointed by the Governor-General:
- (c) One member appointed by the Auckland Education Board:
- (d) One member appointed by the Professorial Board of the University of Auckland:
- (e) Two members selected by the parents of the pupils of each of the schools under the control of the Board
- (f) One member appointed by the Board itself.

Section 4 was substituted, as from 1 August 1956, by section 3(1) Auckland Grammar School Amendment Act 1955 (1955 No 46).

The reference to the “University of Auckland” was substituted for the reference to “Auckland University College”, as from 16 October 1957, by section 4(2) University of Auckland Amendment Act 1957 (1957 No 25).

Paragraph (e) was amended, as from 19 October 1966, by section 2(1) Auckland Grammar School Amendment Act 1966 (1966 No 53), by omitting the words “in the manner for the time being prescribed by the scheme for the control of the schools approved by the Minister under section ninety-two of the Education Act 1914.”

### **5 Appointment and election of members**

*[Repealed]*

Section 5 was substituted, as from 20 October 1955, by section 4 Auckland Grammar School Amendment Act 1955 (1955 No 46).

The reference to the “University of Auckland” was substituted for the reference to “Auckland University College”, as from 16 October 1957, by section 4(2) University of Auckland Amendment Act 1957 (1957 No 25).

Section 5 was repealed, as from 19 October 1966, by section 2(2) Auckland Grammar School Amendment Act 1966 (1966 No 53).

## **6 Member of Board to vacate office in certain cases**

*[Repealed]*

Section 6 was repealed, as from 19 October 1966, by section 2(2) Auckland Grammar School Amendment Act 1966 (1966 No 53).

## **6A Casual vacancies**

*[Repealed]*

Section 6A was inserted, as from 20 October 1955, by section 5 Auckland Grammar School Amendment Act 1955 (1955 No 46).

Section 6A was repealed, as from 19 October 1966, by section 2(2) Auckland Grammar School Amendment Act 1966 (1966 No 53).

## **7 Provision for affording facilities to members of the Legislature to vote**

*[Repealed]*

Section 7 was repealed, as from 1 August 1956, by section 6(1) Auckland Grammar School Amendment Act 1955 (1955 No 46).

## **8 Board of Governors may regulate proceedings**

*[Repealed]*

Section 8 was repealed, as from 19 October 1966, by section 2(2) Auckland Grammar School Amendment Act 1966 (1966 No 53).

## **9 Proper minutes of all meetings to be kept**

*[Repealed]*

Section 9 was repealed, as from 19 October 1966, by section 2(2) Auckland Grammar School Amendment Act 1966 (1966 No 53).

## **10 Accounts to be kept and annually audited**

*[Repealed]*

Section 10 was repealed, as from 19 October 1966, by section 2(2) Auckland Grammar School Amendment Act 1966 (1966 No 53).

**11 Board to act only upon resolutions passed at meetings**

*[Repealed]*

Section 11 was repealed, as from 19 October 1966, by section 2(2) Auckland Grammar School Amendment Act 1966 (1966 No 53).

**12 Powers of Board as to real estate of schools**

The Board shall have all and singular the powers of selling, exchanging, and leasing the hereditaments and premises vested in them; or any part thereof, as are hereinafter particularly described.

**13 Lands and leases to be sold at auction or by tender**

Every lease and sale of lands under this Act shall be disposed of at public auction or by public tender, and at least one month's notice of such intended sale shall be publicly notified by advertisement in one or more newspapers circulating in the land district, and also in the capital town of the provincial district wherein the particular lands are situate. All rents and profits derived from any such sale shall from time to time be paid into the proper fund, and be appropriated thereout for the purposes to which the annual income or proceeds of the real estate which may be vested in the Board shall for the time being be properly applicable.

**14 Board may lease lands without premium**

The Board may, subject to this Act, let any lands vested in it, or any part thereof, at such rents and upon such terms and conditions as the Board shall determine, so that such leases for rural lands be for any term not exceeding twenty-one years, and for town lands or lands used for building purposes be for any term not exceeding fifty years, to take effect in possession from the time of the execution thereof, and that an annual rent be reserved, payable at such times or periods as the Board think fit. When any lease is for a longer term than twenty-one years, the annual rent reserved by such lease for any period beyond the first twenty-one years shall be an advance at least of fifty per centum upon the annual rent payable under such lease during the last year of the expired twenty-one years. On no lease shall any premium, fine, or foregift be taken.