

**Reprint  
as at 1 August 2020**

**Wanganui High School Act 1878**

Local Act      1878 No 42  
Date of assent    29 October 1878

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**Note**

Changes authorised by subpart 2 of Part 2 of the Legislation Act 2012 have been made in this reprint. See the notes at the end of this reprint for further details.

**An Act to provide for the control and management of a High School in the Education District of Wanganui, and for the endowment thereof.**

**Preamble**

*[Repealed]*

The Preamble was repealed, as from 19 November 1907, by section 2 Statutes Repeal Act 1907 (1907 No 40).

**1 Short Title**

The Short Title of this Act shall be the Wanganui High School Act 1878.

**2 Board of Governors**

The members for the time being of the Education Board of the District of Wanganui, incorporated under the provisions of the Education and Training Act 2020, shall be and constitute the Board of Governors, under the name of the Board of Governors of the High School of Wanganui (hereinafter called the **said Board**), by which name such body corporate shall have perpetual succession and a common seal, and may acquire and hold lands, and may sue and be sued, and may do and suffer all such things as corporate bodies may do and suffer.

Section 2: amended, on 1 August 2020, by section 668 of the Education and Training Act 2020 (2020 No 38).

**3 High School to be established**

It shall be lawful for the said Board to establish and maintain in the town or suburbs of Wanganui, in the Education District of Wanganui, a school or schools for the higher education of boys or of girls, or of both, and to designate the same by distinctive names.

**4 First meeting, and election of Chairman**

*[Repealed]*

Section 4 was repealed, as from 19 November 1907, by section 2 Statutes Repeal Act 1907 (1907 No 40).

**5 Board to regulate proceedings**

The said Board shall make regulations, and may from time to time revoke, vary, and alter the same, and may make fresh regulations for the conduct of business at their meetings, for determining how and when meetings shall be convened, what number of members shall constitute a quorum thereat, and for the annual election of a Chairman, and all such other matters as may be necessary or expedient for the conduct of the business of the said Board.

**6 Minutes of all meetings to be kept**

Minutes of the proceedings of the said Board shall be regularly entered in a proper book to be kept for that purpose, and at every meeting of the said Board the minutes of the previous meeting shall be first read over and signed by the Chairman of the meeting at which the same shall be read, and the minutes when so signed shall be held to be a true statement and record of the proceedings of the said Board for all purposes whatsoever.

**7 Accounts to be kept and audited**

The said Board shall keep, or cause to be kept, full and accurate accounts of all their receipts, disbursements, assets, liabilities, and engagements, and shall in the month of January in every year permit the same to be audited by such person as the Governor in Council may appoint; and copies of such accounts, when audited, shall be forwarded to the Minister in charge of the Department of Education, together with a report of the proceedings of the said Board during the previous year, for presentation to the General Assembly at its next session.

**8 Board to act only upon resolutions**

All things required to be done by the said Board shall be done in accordance with or in pursuance of a resolution passed at a meeting of the said Board, and no act of the said Board shall be invalid or liable to be questioned on the ground of any matter of form.

**9 Trust property vested in Board**

All real and personal property which may be purchased or acquired by, or granted, devised, bequeathed, or given to, the said Board for the benefit of the High School, without any trusts of a different nature being expressed, shall be held by the said Board upon trust for the general purposes of this Act.

**10 Power to deal with and lease lands**

The said Board shall have power with respect to all lands that may become vested in them by virtue of this Act to manage and deal with the same as they may see fit, and from time to time to let the same or any part thereof for any term not exceeding 21 years from the time when such lease shall be made, at such rent and on such terms and conditions as they may see fit:

provided that every such lease shall be put up to public competition by auction or tender, of which 1 month's previous notice shall have been given by public advertisement within the district in which the land about to be leased shall be situated: And provided also that no fine, premium, or foregift shall be taken by the said Board in respect of any such lease.

**11 Application of income**

The rents, profits, and annual income of all real and personal estate which may be vested in the said Board, together with all funds which may from time to

time be derived from fees or payments made in respect of scholars or students attending the said High School, shall be applied by them for the maintenance of the said High School, and the payment of all salaries and expenses connected therewith, and for prizes, exhibitions, and scholarships for the students therein:

provided that the said Board shall have power to set apart, if they shall see fit, out of the rents, profits, and annual income, such part as they shall consider advisable, either as an addition to the capital fund, which shall then be invested in manner hereinafter mentioned, and dealt with as part of such capital fund, or as a reserve fund to meet extraordinary expenses, which shall be invested and dealt with in such manner as the said Board shall direct.

## **12 Board may invest moneys**

With respect to any moneys bequeathed or given to the said Board for the said High School, or any rents, profits, and annual income set apart under the preceding section, the said Board shall have power to invest the same in the purchase or upon mortgage of freehold lands in New Zealand, or upon the stocks, bonds, bills, or debentures of the Government of the Colony of New Zealand, or of any Municipal Corporation established within such colony, and from time to time to vary any such investment.

## **13 Erection of buildings**

The said Board may, out of such moneys as shall come into their hands by virtue of this Act or otherwise for the benefit of the Wanganui High School, expend any sum or sums in erecting suitable buildings and premises for use as the High School.

## **14 Board to have control of school**

There shall be vested in the Board the whole control and management of the Wanganui High School, and the said Board shall have full power to appoint and dismiss all professors, masters, teachers, lecturers, examiners, and other officers and servants for the management of the said High School, and also the entire management and superintendence over all the affairs, concerns, and property of the said High School; and, in all cases unprovided for by this Act, it shall be lawful for the said Board to act in such manner as shall appear best calculated to further the purposes intended to be served by the purposes of the said High School. And the said Board shall have full power from time to time to make by-laws and regulations for defining the course of study and education on secular subjects in the said High School, and also for the discipline and examination of the same, the conditions upon which scholars shall be admitted, and the fees to be paid in respect of such admission, and in general touching all other matters, purposes, and things regarding the said High School.

**15 Reserves**

*[Repealed]*

Section 15 was repealed, as from 19 November 1907, by section 2 Statutes Repeal Act 1907 (1907 No 40).

**16 Inspection**

The said High School shall be subject to inspection by an Inspector appointed by the Minister of Education.

**Reprint notes****1    *General***

This is a reprint of the Wanganui High School Act 1878 that incorporates all the amendments to that Act as at the date of the last amendment to it.

**2    *About this reprint***

This reprint is not an official version of the legislation under section 18 of the Legislation Act 2012.

**3    *Amendments incorporated in this reprint***

Education and Training Act 2020 (2020 No 38): section 668