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[CONFIDENTIAL.]

(Rough Draft for Consideration Only.)

No. , 1919.

A BILL

To constitute and incorporate the trustees of the Australian Historical Museum; to provide for the management and endowment of that institution; to exempt from stamp duty donations and bequests to that institution; and for purposes incidental thereto or consequent thereon.

BE it enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

1. This Act may be cited as the "Australian His- Short title.
torical Museum Act, 1919."

2. In this Act, unless the context or subject-matter otherwise indicates or requires,— Interpretation.

“The Board” means the board of trustees directed to be constituted and incorporated hereunder.

3. (1) A board of trustees composed as hereinafter mentioned shall be and is hereby constituted a body corporate under the name of “The Trustees of the Australian Historical Museum,” by which name such body corporate shall have perpetual succession and a common seal. Trustees of the Australian Historical Museum incorporated.

(2) The board may in the said name—

- (a) sue and be sued in all courts of New South Wales;
- (b) acquire, take, purchase, and hold to it and its successors all real and personal property whatsoever whether the same is situate in New South Wales or elsewhere, and may grant, demise, alienate, or otherwise dispose of the same: Provided that, except where otherwise provided in this Act, the board shall not alienate, mortgage, charge, or demise any lands, tenements, or hereditaments to which it becomes entitled by grant, purchase, or otherwise, unless with the approval of the Governor, except by way of lease for any term not exceeding thirty-one years from the time when such lease is made, in and by which there shall be reserved and made payable to the board for the uses of the said Museum during the whole of the term thereby granted the best yearly rent that can be reasonably obtained for the same without any fine or foregift; and
- (c) do all other matters and things incidental to or appertaining to a body corporate.

4. The board shall consist of twelve trustees, and shall be constituted as follows:— Constitution of board.

- Two trustees appointed by the Governor;
- Four trustees nominated by the Royal Australian Historical Society;
- Two trustees nominated by the trustees of Vaocluse Park;

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- One trustee nominated by the trustees of the Public Library of New South Wales;
- One trustee nominated by the trustees of the National Art Gallery of New South Wales;
- One trustee nominated by the trustees of the Australian Museum; and
- One trustee nominated by the members of the Pioneers' Club.

5. (1) Whenever a trustee has been absent from the duly convened meetings of the board for six months without the permission of the board, his office shall thereby become vacant. Vacancies.

(2) Any vacancy in the office of trustee shall be filled up as soon as conveniently may be after the occurrence thereof.

6. The board may appoint all officers and servants of the said Museum, and shall have the entire management and superintendence of the affairs, concerns, and property of the said Museum, and in all cases not provided for by this Act may act in such manner as appears to it best calculated to advance the objects of the institution. General powers of trustees.

7. The board shall once at least in every year, and also whenever the Governor so directs, report its proceedings and the progress of the said institution to the Governor, and a copy of every such report shall be laid before both Houses of Parliament within one month after the same is received, if Parliament is then sitting, or if not, then within one month after the commencement of the next ensuing session thereof. Reports.

8. Accounts of the expenditure in connection with the said Museum shall be furnished annually by the board to the Minister for examination and audit, and in order that an abstract thereof may be published in the Gazette. Annual accounts.

9. The Governor may, by way of permanent endowment for the said Museum, by warrant under his hand, direct to be issued and paid out of the Consolidated Revenue Fund, by four equal quarterly payments on the first day of January, the first day of April, the first day of July, and the first day of October in every Permanent endowment.

every year, as a fund for defraying the several stipends which are appointed to be paid to such necessary officers and servants as are appointed by the board, and for discharging all incidental and necessary charges connected with the current expenditure thereof, or otherwise the sum of five hundred pounds in each and every year.

10. The board may deal with and dispose of any real or any personal property acquired by them from private donors in such manner as may be directed by the respective donors, and in the absence of any such direction, then in such manner as may from time to time be approved by the Governor.

Property
acquired by
donation.

11. Nothing contained in Part III or the Third Schedule of the Stamp Duties Act, 1898, or in any Act imposing duties on estates of deceased persons, shall apply to any donation or bequest of money, books, manuscripts, paintings, engravings, maps, or works of art of any kind whatsoever made to the board.

Certain
donations
and bequests
exempt from
stamp duty.

12. (1) The board may make by-laws to carry out the provisions of this Act, and for the general management and control of the Museum, and in particular—

By-laws.

- (a) regulating the proceedings and fixing the quorum of the board;
- (b) providing for the election of its chairman;
- (c) regulating the duties of its officers and servants;
- (d) regulating the admission or exclusion of the public or any person to or from the Museum or any part thereof; and
- (e) regulating the conditions subject to which the use, reading, or making copies of extracts from books or manuscripts may be allowed.

The by-laws may impose a penalty not exceeding *twenty* pounds for any breach thereof.

(2) Such by-laws shall—

- (i) be published in the Gazette;
- (ii) take effect from the date of publication, or from a later date to be specified in such by-laws; and
- (iii) be laid before both Houses of Parliament within fourteen days after publication, if Parliament is in session, and if not, then within fourteen days after the commencement of the next session. If either House of Parliament passes a resolution at any time within fifteen sitting days after such by-laws have been laid before such House disallowing any by-law, such by-law shall thereupon cease to have effect.