

CASINO SCHOOL OF ARTS
ENABLING (AMENDMENT) ACT.

Act No. 36, 1939.

An Act to amend the Casino School of Arts
Enabling Act in certain respects; and for ^{George VI.}
purposes connected therewith. [Assented ^{No. 36, 1939.}
to, 13th November, 1939.]

BE

No. 36, 1939.

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:—

Short title.

1. This Act may be cited as the "Casino School of Arts Enabling (Amendment) Act, 1939."

Amendment of
Casino School
of Arts
Enabling Act.

2. The Casino School of Arts Enabling Act, as amended by subsequent Acts, is amended—

Sec. 2

(Trusts of
the land.)

(a) by inserting at the end of section two the following words:—

And upon further trust from time to time to grant easements over the whole or any part or parts of the land.

New sec. 4A.

(b) by inserting next after section four the following new section:—

Grant of
easement.

4A. It shall be lawful for the trustees, subject to the provisions hereinafter contained, to grant easements over the whole or any part or parts of the land for such consideration and subject to such conditions, provisions and covenants (if any) as to the trustees shall seem fit and to execute such instruments as may be necessary to grant such easements.

New sec. 6A.

(c) by inserting next after section six the following new section:—

When power
to grant
easement
may be
exercised.

6A. (1) The power to grant easements conferred by this Act shall not be exercised unless—

(a) authority be given by a resolution passed by a majority of at least two-thirds of the members of the institution present and entitled to vote at a special general meeting of members of which at least fourteen days' notice has been given by advertisement in two separate issues of at least one local newspaper; and

(b) the resolution has been confirmed by a like majority of members present at a subsequent special general meeting of members

members of which a similar notice as aforesaid has been given, and held at an interval of not less than fourteen days nor more than one month from the date of the meeting at which such resolution has first been passed.

No. 36, 1939.

(2) Before any instrument effecting a grant of easement is completed the consent of the Minister of Public Instruction for the time being shall be obtained in writing after a full statement to him of the facts relating to such proposed grant of easement.

- (d) (i) by inserting in section seven after the words “mortgagee or lessee” where firstly occurring the words “or any grantee of an easement”; Sec. 7.
(Protection
of
purchasers.)
- (ii) by inserting in the same section after the words “mortgage and lease” the words “or the power to grant easements”;
- (iii) by inserting in the same section after the words “mortgagee or lessee” where secondly occurring the words “or grantee of an easement.”
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