

Sydney Industrial Blind Institution Incorporation.

Act No. 56, 1901.

SYDNEY INDUSTRIAL
BLIND INSTITUTION
INCORPORATION.

An Act to constitute the members of the Sydney Industrial Blind Institution a body corporate; to confer and impose upon that body certain powers, duties, rights, and liabilities; to transfer to and vest in it the property of the said institution and the Institution for the Blind, Strathfield; to discharge the trustees of the last-named institution from certain liabilities; and generally to carry out the said objects and the objects for which the said institutions were established. [5th December, 1901.]

Preamble.

WHEREAS an association known as the Sydney Industrial Blind Institution has been established in Sydney for some years—having for its objects the teaching of trades to blind persons, and generally for promoting the welfare of such persons: And whereas in order to more effectually carry out the objects of the said institution it is deemed expedient to constitute the members of the said institution a corporate body, to make provision for the constitution of such body, and to confer upon it certain powers, and to provide for the management of such institution: And whereas associations having similar objects to those of the aforesaid institution, and known as the Home Teaching Society and Industrial Home for Blind Women, or collectively as the Institution for the Blind, Strathfield, have also been in existence for some years: And whereas in order to more effectually and economically carry out the objects of the said institutions, it is deemed expedient that their property, rights, and liabilities should be respectively transferred to and vested in the said corporate body: Be it therefore 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 "Sydney Industrial Blind Institution Incorporation Act, 1901."

Incorporation of
members of Sydney
Industrial Blind
Institution.

2. For the purposes of the teaching of trades to blind persons and generally for promoting the welfare of such persons a body corporate

Sydney Industrial Blind Institution Incorporation.

corporate is hereby constituted, which shall consist of all persons who are now members of the association known as the Sydney Industrial Blind Institution together with all persons who may in pursuance of this Act become members of the said body corporate. The body corporate so constituted shall be known by the name of the Sydney Industrial Blind Institution, and by that name shall have perpetual succession and a common seal, and may sue and be sued, or otherwise appear and answer, be answered, or proceed or be proceeded against in all Courts.

3. (1) All real and personal property vested in or held by any person in trust for or on behalf of the association known as the Sydney Industrial Blind Institution, or for the associations known as the Home Teaching Society and Industrial Home for Blind Women, or collectively as the Institution for the Blind, Strathfield, is hereby transferred to and vested in the said body corporate; and all other persons are hereby divested of any such property of which they are seized or possessed; and all rights and liabilities accrued or accruing to any person on behalf of either of such institutions are hereby respectively vested in and may be enforced by and against the said body corporate.

Transfer and vesting of property.

(2) The trustees of the said last-named institution are hereby discharged from all liabilities which they may have incurred by reason of the transfer by them of the management or control of such institution, or by reason of any acts done by them in connection with such transfer.

Indemnification of trustees of Strathfield Institution.

4. The said body corporate is hereby empowered to take, purchase, hold, and enjoy to them and their successors for ever all real or personal property necessary or proper for the purpose of the said body, and to sell, grant, convey, assure, demise, or otherwise dispose of either absolutely or by way of mortgage, any real or personal property hereby vested in such body corporate: Provided that no sale, mortgage, demise, or other disposition of any such real property shall be made unless the same has been previously sanctioned by a resolution of a general or special meeting of the members of the body corporate.

Corporation may purchase and hold property.

5. The present life members of the said Sydney Industrial Blind Institution shall be members of the said body corporate without further payment of any subscription, and the payment to the treasurer of a donation of ten pounds sterling shall henceforth constitute a life member of the said body, and the payment to the treasurer of an annual subscription of not less than one guinea sterling shall constitute a member of the said body: Provided that any person whose subscription for any year remains unpaid on the thirty-first day of December in such year shall cease to be a member of such body.

Members of institution.

6. The affairs of the said body corporate shall be managed and controlled by a committee of management consisting of fifteen persons, who

Committee to manage affairs of body corporate.

Sydney Industrial Blind Institution Incorporation.

who shall be chosen annually by the members of the said body, as hereinafter provided, and shall hold office until their successors are elected: Provided that until the first annual meeting after the commencement of this Act has been held, and their successors elected, the committee shall consist of the following persons or such persons as may be nominated to fill any vacancy occurring among them: John Dawson, Esquire, Robert Lucas Tooth, Esquire, Arthur Blacket, Esquire, Sutherland Sinclair, Esquire, John Keep, Esquire, A. Consett Stephen, Esquire, Alfred Erasmus Tooth, Esquire, Thomas F. Waller, Esquire, J.P., the Honorable Alfred W. Meeks, M.L.C., J.P., Professor T. P. Anderson Stuart, M.D., William Chisholm, Esquire, M.D., the Honorable Mr. Justice Stephen, the Honorable Sir Julian Salomons, Knight, K.C., Samuel E. Lees, Esquire, Edmund W. Molesworth, Esquire. Any vacancy occurring among the abovenamed members or their successors by death, resignation, or otherwise, before the holding of such annual meeting, shall be filled by such person as may be nominated by the committee.

Election of president,
&c.

7. The committee shall elect a president, two vice-presidents, a secretary, and a treasurer out of their own body.

Annual meeting.

8. The secretary shall call an annual meeting, to be held at such date as the committee may determine.

Special general
meeting.

9. The secretary, when instructed by the committee, shall also convene a special general meeting of members to be held at such time as the committee directs, and shall convene such meeting whenever requested in writing to do so by members having unitedly fifty votes.

Qualifications of
voters.

10. Any member shall be qualified to vote at any annual or special general meeting, if he has paid his annual subscription within twelve months before such meeting, or is a life member.

Scale of voting power.

11. At every meeting every member of the institution qualified to vote shall have one vote.

Constitution of
general meetings.

12. No annual or special general meeting shall be deemed to be duly constituted, unless ten members at least are present.

Nomination of com-
mittee.

13. (1) Any member of the said body corporate qualified to vote as aforesaid may be nominated for and elected as a member of the committee at the first or any subsequent annual meeting.

(2) No person shall be elected as a member of the committee unless at the meeting for the election of the committee he is proposed and seconded by two members qualified to vote as aforesaid.

(3) Every meeting for the election of the committee shall be advertised in at least two daily newspapers, at least a week before the day on which such meeting is to be held.

Matters arising at all
meetings and all
elections to be
determined by
majority of votes.

14. All matters arising at any meeting of the said corporate body or of the committee, and every election held at any such meeting, shall be determined by majority of votes of members present, as declared by the chairman of the meeting. In the event of an equality of votes the chairman shall have a second or casting vote.

15.

Sydney Industrial Blind Institution Incorporation.

15. The committee shall have the custody and use of the common seal of the said body corporate, and the form thereof and all other matters relating thereto shall from time to time be determined by the committee; and a majority of the members of the committee present at any meeting shall have power to use or direct the use of such seal for all purposes requiring to be evidenced by the corporate seal of the said body corporate: Provided that it shall not be necessary to require such seal to be affixed as evidence of the appointment of an attorney or solicitor by the said body corporate in or for the prosecution of any action, suit, or other proceeding.

16. The committee shall meet at least once a month, and three members at any such meeting shall form a quorum, and any elected member of the committee absenting himself without leave from the meetings of the committee for four successive months shall be considered to have vacated his seat.

17. The committee may from time to time appoint such officers as they deem necessary to manage the affairs of the said corporate body, and may also appoint sub-committees, and delegate to such sub-committees any of the powers herein conferred upon the committee: Provided that every resolution of a sub-committee shall be confirmed by the committee.

18. The committee may make by-laws and rules for the general regulation of the affairs of the said body corporate and of the committee.

The by-laws and rules of the association known as the Sydney Industrial Blind Institution at present in force are hereby confirmed, and shall, except so far as repealed, altered, or amended by any by-laws and rules made under this Act, be and continue binding on the members of the said body corporate and all other persons as effectually as if they had been made under this Act, and a printed copy of any such by-laws and rules, or of any by-laws and rules made under the authority of this Act, sealed with the seal of the said body corporate, and purporting to be certified by the secretary of the said body corporate for the time being as correct, shall be received in all courts as conclusive evidence of such by-laws and rules, and of the same having been duly made under the authority of this Act.

19. At the annual meeting the committee shall submit a report of their proceedings, and of the state and prospects of the said body corporate, and the treasurer shall present an account, approved of by the committee, of the receipts and disbursements of the said body corporate.