

FARRER MEMORIAL RESEARCH SCHOLARSHIP FUND ACT.

Act No. 38, 1930.

An Act to provide for the administration of the Farrer Memorial Research Scholarship Fund and to declare the trusts thereof; to transfer to that Fund certain moneys; to amend the Wheat Marketing (Barring of Claims) Act, 1929; and for purposes connected therewith. [Assented to, 25th June, 1930.]

George V.
No. 38, 1930.

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 "Farrer Memorial Research Scholarship Fund Act, 1930." Short title.

2. In this Act—

"The fund" means the moneys formerly held by the late Frederick Bickell Guthrie, George Washington Walker, the late Henry Lord, and the Under-Secretary of the Department of Agriculture, and the Principal of the Hawkesbury Agricultural College at Richmond, in connection with the Farrer Memorial Fund, amounting at or shortly before the commencement of this Act to the sum of about two thousand eight hundred and forty-eight pounds seventeen shillings and ten pence, and the investments for the time being representing the same together with all interest accrued and accruing thereon. Interpre-
tation.

"Trustees" means the trustees of the fund appointed by or under this Act.

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Trustees.

3. The Honourable Alfred Edgar Hunt, Member of the Legislative Council, Thomas Irving Campbell, of Tabbita, in the State of New South Wales, farmer, George Washington Walker, of Sydney, in the said State, grain merchant, or their successors appointed under this Act (in this Act referred to as the non-official trustees) together with the persons who for the time being respectively hold the offices of Dean of the Faculty of Agriculture of the University of Sydney, Under-Secretary of the Department of Agriculture, Director of Agriculture, and Principal of the Hawkesbury Agricultural College at Richmond (which said persons are in this Act referred to as the official trustees) shall be the trustees of the fund.

Majority of trustees to act.

4. The trustees shall be entitled to act by a majority of those present at any meeting duly convened, at which a quorum shall be three.

New trustees.

5. (1) A new trustee may be appointed in the place of any non-official trustee by the Governor and the appointment signified by notification published in the Gazette in any of the following cases:—

- (a) where a trustee is dead;
- (b) where a trustee remains out of New South Wales for more than one year without the consent of the trustees;
- (c) where a trustee desires to be discharged from all or any of the trusts or powers reposed in or conferred on him, or resigns his office by letter addressed to the Minister;
- (d) where a trustee refuses or is unfit to act in such trusts or powers, or is incapable of acting therein.

(2) Upon any such appointment being so notified the fund shall by virtue of this Act vest in the new trustee so appointed jointly with the continuing trustees.

(3) Upon any change in the holder of any office referred to in section three the fund shall by virtue of this Act vest jointly in the successor in the office whose holder is changed and the continuing trustees.

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6. The fund is hereby vested in the Trustees, and shall by them be invested in any of the securities authorised by the Trustee Act, 1925, and the interest arising from the investment shall be expended in enabling graduates of the University of Sydney or of any other University or any other person selected by the Trustees to carry out such study or research in agricultural problems and in such manner as the trustees may deem expedient.

Transfer and investment of fund and application of proceeds.

7. The trustees shall have power to indicate or direct the nature of the investigation which will be accepted by them as conforming to the objects of the fund, and also to select the person who, in their opinion, has the necessary qualifications for the particular class of work to be undertaken.

Power of trustees as to investigation and person to make same.

Any person so selected shall be appointed by the trustees as a Farrer Memorial Research Scholar for such period as the trustees may determine.

Any appointment so made may be revoked by the trustees if they are satisfied after inquiry that the conduct or work of such holder is such that he should no longer retain the scholarship.

8. The trustees may accept any sums of money given to them to be applied for the same purposes as those to which the fund is to be applied, and any such sum shall be deemed to be part of the fund.

Further endowments.

9. (1) The Auditor-General shall, at the request of the Minister, examine and audit, or cause any officer of the Public Service appointed by him in that behalf, to examine and audit the accounts of the trustees of the Farrer Memorial Research Scholarship Fund, and for the purposes of such audit examine any books and documents relating to such accounts.

Audit of accounts of trustees of Farrer Memorial Research Scholarship Fund.

(2) The Auditor-General shall as soon as practicable after such examination or audit make and sign and forward to the Minister a report of the result thereof.

(3) The Auditor-General shall have in respect of such accounts the powers and authorities which by law he has in respect of any public accounts.

10. (1) The trustees may make by-laws not inconsistent with this Act prescribing any matter which is necessary or convenient for carrying this Act into effect, and, without limiting the generality of the foregoing power,

By-laws.

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power, may make by-laws for the general control and management of the fund, prescribing the conditions upon which payments will be made and the qualifications required to be held by persons, and for regulating the conduct of their own proceedings, including the times, places, and conduct of their meetings.

(2) The by-laws shall—

- (a) be submitted for the approval of the Governor ;
- (b) after such approval be published in the Gazette ;
- (c) take effect from the date of publication or from a later date to be specified in the by-laws ;
- (d) be laid before both Houses of Parliament within fourteen days after publication if Parliament is then in session, and if not, then within fourteen sitting days after the commencement of the next session.

If either House of Parliament passes a resolution of which notice has been given at any time within fifteen sitting days after the by-laws have been laid before such House disallowing any by-law or part thereof, the by-law or part shall thereupon cease to have effect.

Amendment
of Act No. 22
of 1929.

cc. 5 (1) (c).

11. The Wheat Marketing (Barring of Claims) Act, 1929, is amended by omitting paragraph (c) of subsection one of section five and by inserting in lieu thereof the following new paragraph :—

(c) in payment to the trustees appointed by or under the Farrer Memorial Research Scholarship Fund Act, 1930, of a sum of five thousand pounds by annual instalments of five hundred pounds commencing on the first day of January, one thousand nine hundred and thirty-one, to be held upon the trusts declared by that Act of the moneys therein referred as the fund, and to be deemed in all respects as part thereof.