

KING GEORGE V AND QUEEN MARY MATERNAL AND INFANT  
WELFARE FOUNDATION BILL.

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*Schedule of the Amendments referred to in Message of 23rd September, 1937.*

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- Page 3, clause 4, line 12. *Omit "four" insert "three."*  
Page 3, clause 4, line 12. *Omit "three" insert "four."*  
Page 3, clause 4, lines 21 and 22. *Omit paragraph "d."*  
Page 3, clause 4, line 29. *Omit "two (one of whom shall be a woman)" insert "three  
(two of whom shall be women)."*
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The Bureau has prepared the following report  
and hereby this report is being presented to the  
Legislative Council for its consideration.

W. H. HOOVER  
Director

The Legislative Council has this day agreed to pass the  
following resolution:

RESOLVED,

That the sum of \$100,000 be appropriated for the  
purpose of maintaining the Bureau of Investigation.

Approved: \_\_\_\_\_

W. H. HOOVER  
Director

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Approved: \_\_\_\_\_  
Director

*This PUBLIC BILL originated in the LEGISLATIVE ASSEMBLY, and, having this day passed, is now ready for presentation to the LEGISLATIVE COUNCIL for its concurrence.*

W. R. McCOURT,  
*Clerk of the Legislative Assembly.*

*Legislative Assembly Chamber,  
Sydney, 16 September, 1937.*

*The LEGISLATIVE COUNCIL has this day agreed to this Bill with Amendments.*

C. H. H. CALVERT,  
*Clerk of the Parliaments.*

*Legislative Council Chamber,  
Sydney, 23rd September, 1937.*

## **New South Wales.**



ANNO PRIMO

# GEORGII VI REGIS.

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Act No. , 1937.

An Act to constitute a corporation to be called the Trustees of the King George V and Queen Mary Maternal and Infant Welfare Foundation; to provide for the transfer to that corporation of certain sums of money and for the application of the sums of money so transferred; to amend the Trustees Audit Act, 1912; and for purposes connected therewith.

**W**HEREAS during the year one thousand nine hundred and thirty-five an appeal for funds was made to the public for the purpose of marking the Jubilee of King George V and Queen Mary, the fund to be known as the King George V and Queen Mary Maternal and Infant Welfare Fund, and as the result of such appeal

Preamble.

51149

55 —

the

NOTE.—The words to be omitted are ruled through; those to be inserted are printed in black letter.

*King George V and Queen Mary Maternal and  
Infant Welfare Foundation.*

the sum of eight thousand three hundred and fifty-six pounds one shilling and five pence is now held, and whereas the Government of the Commonwealth of Australia has granted the sum of fourteen thousand pounds and the Government of the State of New South Wales has granted the sum of ten thousand pounds towards the fund, and whereas it is expedient in order that the fund may be applied to the purpose for which it was subscribed and otherwise made available, namely, maternal and infant welfare, that the said sums of money should be transferred to and vested in a body corporate with the powers, authorities, duties and functions in this Act contained: 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:—

1. This Act may be cited as the "King George V and Queen Mary Maternal and Infant Welfare Foundation Act, 1937." Short title.

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

"Appointed member" means member of the Foundation appointed by the Governor.

"Ex-officio member" means member of the Foundation holding one of the offices referred to in subsection two of section four of this Act.

"Foundation" means the Trustees of the King George V and Queen Mary Maternal and Infant Welfare Foundation.

"Fund" means the sums of money mentioned in the Preamble to this Act.

"Member" means member of the Foundation.

3. (1) There shall be constituted a Foundation which shall carry into effect the objects and purposes of this Act, and shall have and may exercise and perform the powers, authorities, duties and functions conferred or imposed upon the Foundation by or under this Act.

(2) The trustees of the King George V and Queen Mary Maternal and Infant Welfare Foundation.

*King George V and Queen Mary Maternal and  
Infant Welfare Foundation.*

(2) The Foundation shall be a body corporate with perpetual succession and a common seal, and shall, for the purposes and subject to the provisions of this Act, be capable of purchasing, holding, granting, demising, **5** disposing of or otherwise dealing with real and personal property and of doing and suffering all such other acts and things as bodies corporate may by law do and suffer.

(3) The corporate name of the Foundation shall be the "Trustees of the King George V and Queen Mary **10** Maternal and Infant Welfare Foundation."

**4.** (1) The Foundation shall consist of seven members of whom ~~four~~ **three** shall be ex-officio members, and ~~three~~ **four** shall be appointed members. Members  
of the  
Foundation.

(2) The ex-officio members shall be the persons who, **15** for the time being, hold the following offices, namely:—

- (a) the Director-General of Public Health;
- (b) the Professor of Obstetrics at the University of Sydney;
- (c) the Lecturer in Gynaecology at the University of Sydney;
- 20** (d) ~~the President of the National Council of Women, New South Wales.~~

(3) (a) The appointed members shall be appointed by the Governor by notification published in the Gazette.

- (b) Of the appointed members—
- 25** (i) one shall be a member of the Hospitals Commission of New South Wales, and shall be appointed on the nomination of that Commission;
  - (ii) ~~two (one of whom shall be a woman)~~ **three (two of whom shall be women)** shall be appointed on **30** the nomination of the Minister.

(4) The person for the time being holding the office of Director-General of Public Health shall be the chairman of the Foundation.

**5.** A member shall not be entitled to receive any **35** salary, fee, allowance or remuneration for his services as a member. Member not  
entitled to  
remuneration  
for his  
services.

**6.** cf. Act No. 34,  
1936, s. 7.

*King George V and Queen Mary Maternal and  
Infant Welfare Foundation.*

- 5 **6.** The provisions of the Public Service Act, 1902, or of any Act amending that Act, shall not apply to or in respect of the appointment of any appointed member, and an appointed member shall not be subject to the provisions of any such Act during his term of office. Public Service Act not to apply.  
cf. Act No. 34, 1936, s. 8.
7. The office of an appointed member shall become vacant if the member appointed thereto— Vacation of office of appointed member.  
cf. *Ibid.* s. 9.
- 10 (a) dies; or
- (b) resigns his office by notice in writing addressed to the Governor; or
- 15 (c) becomes an insane person or patient or an incapable person within the meaning of the Lunacy Act of 1898; or
- (d) is absent without the leave of the Foundation from four consecutive ordinary meetings of the Foundation; or
- 20 (e) is removed from office by the Governor; or
- (f) being a member of the Hospitals Commission of New South Wales ceases to hold office as such.
- 8.** The Governor may, for any cause which appears to him to be sufficient, remove any appointed member from office. Power of Governor to remove from office.  
cf. *Ibid.* s.10.
- 25 **9.** (1) No act or proceeding of the Foundation shall be invalidated or prejudiced by reason only of the fact that, at the time when such act or proceeding was done, taken or commenced, there was a vacancy in the office of any member. Proceedings of the Foundation.  
cf. *Ibid.* s. 13.
- (2) The procedure for the calling of meetings of the Foundation and for the conduct of business at such meetings shall, subject to any by-laws in relation thereto, be as determined by the Foundation.
- 30 (3) The by-laws shall fix the number of members who shall form a quorum at any meeting of the Foundation.
- 35 (4) Any meeting of the Foundation at which a quorum is present shall be competent to transact any business of the Foundation, and shall have all the powers and authority by this Act conferred upon the Foundation.

*King George V and Queen Mary Maternal and  
Infant Welfare Foundation.*

(5) At any meeting of the Foundation the chairman, if present, shall preside.

If the chairman is absent from any meeting the members present shall elect one of their number to preside  
5 at the meeting.

(6) At any meeting of the Foundation the decision of a majority of the members present shall be the decision of the Foundation.

If at any meeting of the Foundation the members  
10 present are equally divided in opinion on any matter, the matter shall be decided on the casting vote of the chairman or of the member presiding at the meeting as the case may be.

**10.** (1) The fund is hereby vested in the Foundation The fund.  
15 and shall be transferred by the persons who immediately before the commencement of this Act hold the moneys comprising the same to the account of the Foundation at a bank or banks to be nominated by the Foundation.

The receipt of the bank shall be a good discharge for  
20 the amount of the moneys expressed therein to be received.

(2) The Foundation shall invest the fund, together with any further moneys or securities which may hereafter be acquired by it, in any of the securities  
25 authorised by or under the Trustee Act, 1925.

(3) The Foundation may in its discretion invest any income arising from investments and which may be unexpended for the purposes of this Act, in any of the securities authorised by or under the Trustee Act, 1925.

**30 11.** (1) The Foundation shall have power to acquire by gift, bequest or devise, any property for any of the purposes of this Act and to agree to the condition of any such gift, bequest or devise. Power to accept gifts, etc.  
cf. Act No. 34, 1936, s. 23.

(2) The rule of law relating to perpetuities shall  
35 not apply to any condition of a gift, bequest or devise to which the Foundation has agreed.

**12.** The Foundation shall hold the fund and any property which shall after the commencement of this Act be acquired by it upon trust to apply the income  
therefrom Application of fund.

*King George V and Queen Mary Maternal and  
Infant Welfare Foundation.*

therefrom in the work of investigation and research into the causes and treatment of maternal and neonatal morbidity and mortality and for the encouragement of research and post-graduate teaching in relation to  
5 maternal and neonatal welfare.

**13.** The Trustees Audit Act, 1912, is amended by inserting at the end of Schedule Two the following paragraph:—

Amendment of  
of Act No. 21,  
1912.  
(Schedule  
Two.)

10 The accounts of the Trustees of the King George V and Queen Mary Maternal and Infant Welfare Foundation.

**14.** (1) The Foundation may make by-laws not inconsistent with this Act prescribing all matters which by this Act are required or permitted to be prescribed, or  
15 which are necessary or convenient to be prescribed for carrying this Act into effect.

By-laws.

(2) Without prejudice to the generality of the power conferred by subsection one of this section the Foundation may make by-laws—

- 20 (a) regulating the conduct of proceedings at meetings of the Foundation, including the times and places of meetings;
- (b) fixing the number of members who shall form a quorum at any meeting of the Foundation;
- 25 (c) prescribing the circumstances in which and the terms and conditions upon which the income of the fund will be applied for the purposes referred to in section twelve of this Act.

(3) The by-laws shall—

- 30 (a) be submitted to the Governor for his approval;
- (b) after 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;
- 35 (d) be laid before both Houses of Parliament within fourteen sitting 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**

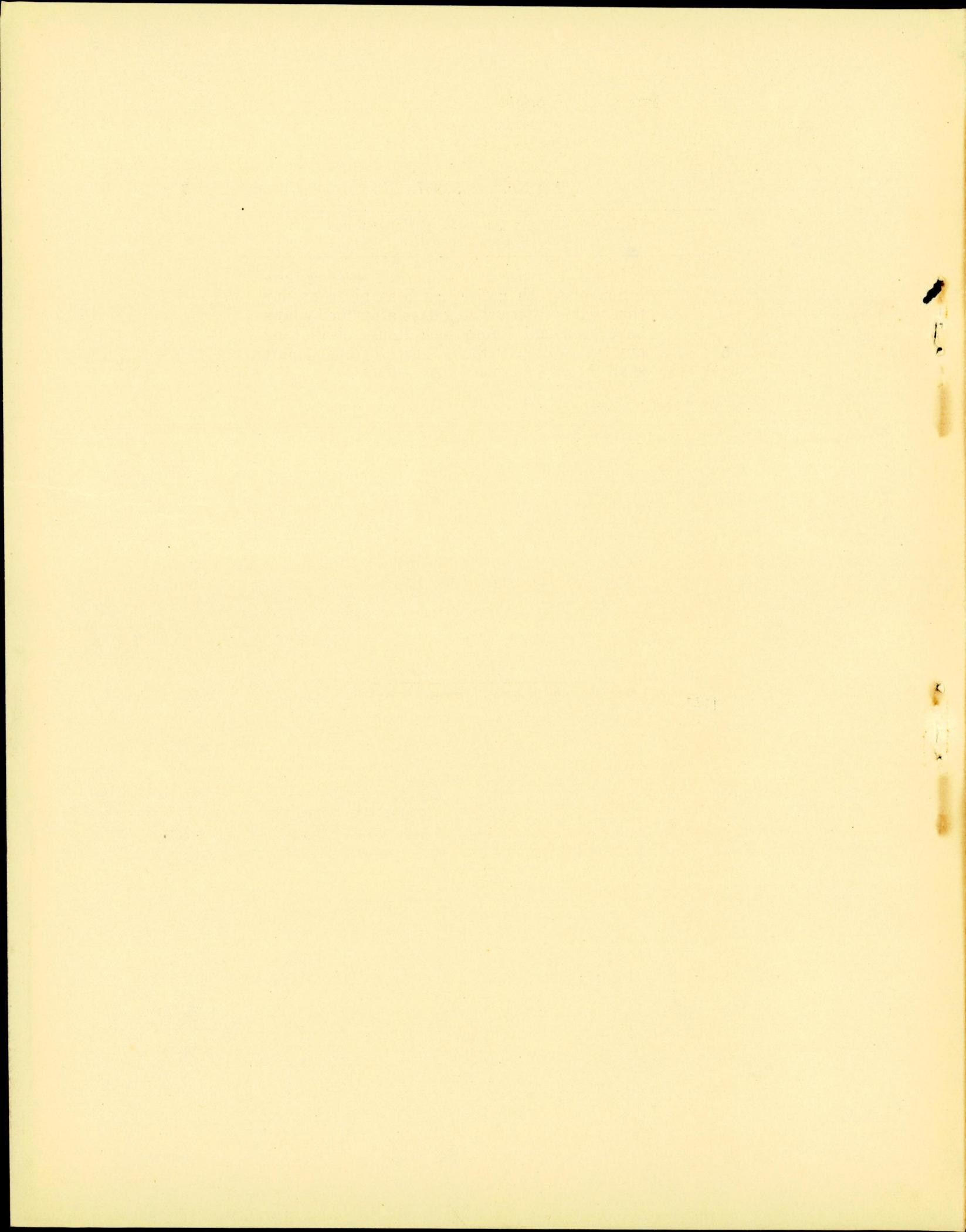
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*King George V and Queen Mary Maternal and  
Infant Welfare Foundation.*

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5 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, such by-law or part shall thereupon cease to have effect.

[7d.]



*This PUBLIC BILL originated in the LEGISLATIVE ASSEMBLY, and, having this day passed, is now ready for presentation to the LEGISLATIVE COUNCIL for its concurrence.*

W. R. McCOURT,

*Clerk of the Legislative Assembly.*

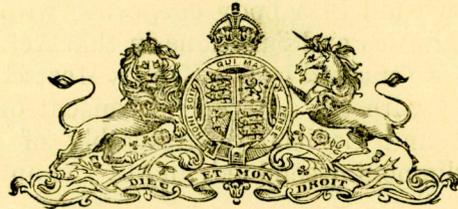
*Legislative Assembly Chamber,  
Sydney, 16 September, 1937.*

*The LEGISLATIVE COUNCIL has this day agreed to this Bill with Amendments.*

*Clerk of the Parliaments.*

*Legislative Council Chamber,  
Sydney, September, 1937.*

## New South Wales.



ANNO PRIMO

# GEORGII VI REGIS.

\*\*\*\*\*

Act No. , 1937.

An Act to constitute a corporation to be called the Trustees of the King George V and Queen Mary Maternal and Infant Welfare Foundation; to provide for the transfer to that corporation of certain sums of money and for the application of the sums of money so transferred; to amend the Trustees Audit Act, 1912; and for purposes connected therewith.

**W**HEREAS during the year one thousand nine hundred and thirty-five an appeal for funds was made to the public for the purpose of marking the Jubilee of King George V and Queen Mary, the fund to be known as the King George V and Queen Mary Maternal and Infant Welfare Fund, and as the result of such appeal

*Preamble.*

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*King George V and Queen Mary Maternal and  
Infant Welfare Foundation.*

the sum of eight thousand three hundred and fifty-six pounds one shilling and five pence is now held, and whereas the Government of the Commonwealth of Australia has granted the sum of fourteen thousand pounds  
5 and the Government of the State of New South Wales has granted the sum of ten thousand pounds towards the fund, and whereas it is expedient in order that the fund may be applied to the purpose for which it was subscribed and otherwise made available, namely, maternal and  
10 infant welfare, that the said sums of money should be transferred to and vested in a body corporate with the powers, authorities, duties and functions in this Act contained: BE it therefore enacted by the King's Most Excellent Majesty, by and with the advice and consent of the  
15 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 "King George V and Queen Mary Maternal and Infant Welfare Foundation Act, 1937." Short title.

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

"Appointed member" means member of the Foundation appointed by the Governor.

25 "Ex-officio member" means member of the Foundation holding one of the offices referred to in subsection two of section four of this Act.

30 "Foundation" means the Trustees of the King George V and Queen Mary Maternal and Infant Welfare Foundation.

"Fund" means the sums of money mentioned in the Preamble to this Act.

"Member" means member of the Foundation.

**3.** (1) There shall be constituted a Foundation which shall carry into effect the objects and purposes of this Act, and shall have and may exercise and perform the powers, authorities, duties and functions conferred or imposed upon the Foundation by or under this Act.

(2)

The trustees of the King George V and Queen Mary Maternal and Infant Welfare Foundation.

*King George V and Queen Mary Maternal and  
Infant Welfare Foundation.*

(2) The Foundation shall be a body corporate with perpetual succession and a common seal, and shall, for the purposes and subject to the provisions of this Act, be capable of purchasing, holding, granting, demising, disposing of or otherwise dealing with real and personal property and of doing and suffering all such other acts and things as bodies corporate may by law do and suffer.

(3) The corporate name of the Foundation shall be the "Trustees of the King George V and Queen Mary Maternal and Infant Welfare Foundation."

4. (1) The Foundation shall consist of seven members of whom ~~four~~ **three** shall be ex-officio members, and ~~three~~ **four** shall be appointed members. Members of the Foundation.

(2) The ex-officio members shall be the persons who, for the time being, hold the following offices, namely:—

- (a) the Director-General of Public Health;
- (b) the Professor of Obstetrics at the University of Sydney;
- (c) the Lecturer in Gynaecology at the University of Sydney;
- (d) ~~the President of the National Council of Women, New South Wales.~~

(3) (a) The appointed members shall be appointed by the Governor by notification published in the Gazette.

- (b) Of the appointed members—
- (i) one shall be a member of the Hospitals Commission of New South Wales, and shall be appointed on the nomination of that Commission;
  - (ii) ~~two (one of whom shall be a woman)~~ **three (two of whom shall be women)** shall be appointed on the nomination of the Minister.

(4) The person for the time being holding the office of Director-General of Public Health shall be the chairman of the Foundation.

5. A member shall not be entitled to receive any salary, fee, allowance or remuneration for his services as a member. Member not entitled to remuneration for his services.

6. cf. Act No. 34, 1936, s. 7.

*King George V and Queen Mary Maternal and  
Infant Welfare Foundation.*

6. The provisions of the Public Service Act, 1902, or of any Act amending that Act, shall not apply to or in respect of the appointment of any appointed member, and an appointed member shall not be subject to the provisions of any such Act during his term of office. Public Service Act not to apply. cf. Act No. 34, 1936, s. 8.
7. The office of an appointed member shall become vacant if the member appointed thereto— Vacation of office of appointed member. cf. *Ibid.* s. 9.
- (a) dies; or
- 10 (b) resigns his office by notice in writing addressed to the Governor; or
- (c) becomes an insane person or patient or an incapable person within the meaning of the Lunacy Act of 1898; or
- 15 (d) is absent without the leave of the Foundation from four consecutive ordinary meetings of the Foundation; or
- (e) is removed from office by the Governor; or
- (f) being a member of the Hospitals Commission of New South Wales ceases to hold office as such.
- 20 8. The Governor may, for any cause which appears to him to be sufficient, remove any appointed member from office. Power of Governor to remove from office. cf. *Ibid.* s.10.
- 25 9. (1) No act or proceeding of the Foundation shall be invalidated or prejudiced by reason only of the fact that, at the time when such act or proceeding was done, taken or commenced, there was a vacancy in the office of any member. Proceedings of the Foundation. cf. *Ibid.* s. 13.
- (2) The procedure for the calling of meetings of the Foundation and for the conduct of business at such meetings shall, subject to any by-laws in relation thereto, be as determined by the Foundation.
- 30 (3) The by-laws shall fix the number of members who shall form a quorum at any meeting of the Foundation.
- 35 (4) Any meeting of the Foundation at which a quorum is present shall be competent to transact any business of the Foundation, and shall have all the powers and authority by this Act conferred upon the Foundation.

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*King George V and Queen Mary Maternal and  
Infant Welfare Foundation.*

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(5) At any meeting of the Foundation the chairman, if present, shall preside.

If the chairman is absent from any meeting the members present shall elect one of their number to preside at the meeting.

(6) At any meeting of the Foundation the decision of a majority of the members present shall be the decision of the Foundation.

If at any meeting of the Foundation the members present are equally divided in opinion on any matter, the matter shall be decided on the casting vote of the chairman or of the member presiding at the meeting as the case may be.

**10.** (1) The fund is hereby vested in the Foundation and shall be transferred by the persons who immediately before the commencement of this Act hold the moneys comprising the same to the account of the Foundation at a bank or banks to be nominated by the Foundation.

The receipt of the bank shall be a good discharge for the amount of the moneys expressed therein to be received.

(2) The Foundation shall invest the fund, together with any further moneys or securities which may hereafter be acquired by it, in any of the securities authorised by or under the Trustee Act, 1925.

(3) The Foundation may in its discretion invest any income arising from investments and which may be unexpended for the purposes of this Act, in any of the securities authorised by or under the Trustee Act, 1925.

**11.** (1) The Foundation shall have power to acquire by gift, bequest or devise, any property for any of the purposes of this Act and to agree to the condition of any such gift, bequest or devise.

Power to accept gifts, etc.  
cf. Act No. 34, 1936, s. 23.

(2) The rule of law relating to perpetuities shall not apply to any condition of a gift, bequest or devise to which the Foundation has agreed.

**12.** The Foundation shall hold the fund and any property which shall after the commencement of this Act be acquired by it upon trust to apply the income therefrom

Application of fund.

*King George V and Queen Mary Maternal and  
Infant Welfare Foundation.*

therefrom in the work of investigation and research into the causes and treatment of maternal and neonatal morbidity and mortality and for the encouragement of research and post-graduate teaching in relation to maternal and neonatal welfare.

**13.** The Trustees Audit Act, 1912, is amended by inserting at the end of Schedule Two the following paragraph:—

Amendment of  
of Act No. 21,  
1912.  
(Schedule  
Two.)

The accounts of the Trustees of the King George V and Queen Mary Maternal and Infant Welfare Foundation.

**14.** (1) The Foundation may make by-laws not inconsistent with this Act prescribing all matters which by this Act are required or permitted to be prescribed, or which are necessary or convenient to be prescribed for carrying this Act into effect.

(2) Without prejudice to the generality of the power conferred by subsection one of this section the Foundation may make by-laws—

- (a) regulating the conduct of proceedings at meetings of the Foundation, including the times and places of meetings;
- (b) fixing the number of members who shall form a quorum at any meeting of the Foundation;
- (c) prescribing the circumstances in which and the terms and conditions upon which the income of the fund will be applied for the purposes referred to in section twelve of this Act.

(3) The by-laws shall—

- (a) be submitted to the Governor for his approval;
- (b) after 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 sitting 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

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*King George V and Queen Mary Maternal and  
Infant Welfare Foundation.*

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5

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, such by-law or part shall thereupon cease to have effect.

THE  
LIBRARY OF THE  
MUSEUM OF MODERN ART  
1115 FIFTH AVENUE  
NEW YORK, N. Y. 10017

*I certify that this PUBLIC BILL, which originated in the LEGISLATIVE ASSEMBLY, has finally passed the LEGISLATIVE COUNCIL and the LEGISLATIVE ASSEMBLY of NEW SOUTH WALES.*

W. R. McCOURT,  
*Clerk of the Legislative Assembly.*

*Legislative Assembly Chamber,  
Sydney, 6 October, 1937, A.M.*

## New South Wales.



ANNO PRIMO

# GEORGII VI REGIS.

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## Act No. 8, 1937.

An Act to constitute a corporation to be called the Trustees of the King George V and Queen Mary Maternal and Infant Welfare Foundation; to provide for the transfer to that corporation of certain sums of money and for the application of the sums of money so transferred; to amend the Trustees Audit Act, 1912; and for purposes connected therewith. [Assented to, 7th October, 1937.]

**W**HEREAS during the year one thousand nine hundred and thirty-five an appeal for funds was made to the public for the purpose of marking the Jubilee of King George V and Queen Mary, the fund to be known as the King George V and Queen Mary Maternal and Infant Welfare Fund, and as the result of such appeal the

Preamble.

*I have examined this Bill, and find it to correspond in all respects with the Bill as finally passed by both Houses.*

W. W. HEDGES,  
*Chairman of Committees of the Legislative Assembly.*

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*King George V and Queen Mary Maternal and  
Infant Welfare Foundation.*

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the sum of eight thousand three hundred and fifty-six pounds one shilling and five pence is now held, and whereas the Government of the Commonwealth of Australia has granted the sum of fourteen thousand pounds and the Government of the State of New South Wales has granted the sum of ten thousand pounds towards the fund, and whereas it is expedient in order that the fund may be applied to the purpose for which it was subscribed and otherwise made available, namely, maternal and infant welfare, that the said sums of money should be transferred to and vested in a body corporate with the powers, authorities, duties and functions in this Act contained: 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 "King George V and Queen Mary Maternal and Infant Welfare Foundation Act, 1937."

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

"Appointed member" means member of the Foundation appointed by the Governor.

"Ex-officio member" means member of the Foundation holding one of the offices referred to in subsection two of section four of this Act.

"Foundation" means the Trustees of the King George V and Queen Mary Maternal and Infant Welfare Foundation.

"Fund" means the sums of money mentioned in the Preamble to this Act.

"Member" means member of the Foundation.

The trustees of the King George V and Queen Mary Maternal and Infant Welfare Foundation. **3.** (1) There shall be constituted a Foundation which shall carry into effect the objects and purposes of this Act, and shall have and may exercise and perform the powers, authorities, duties and functions conferred or imposed upon the Foundation by or under this Act. (2)

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*King George V and Queen Mary Maternal and  
Infant Welfare Foundation.*

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(2) The Foundation shall be a body corporate with perpetual succession and a common seal, and shall, for the purposes and subject to the provisions of this Act, be capable of purchasing, holding, granting, demising, disposing of or otherwise dealing with real and personal property and of doing and suffering all such other acts and things as bodies corporate may by law do and suffer.

(3) The corporate name of the Foundation shall be the "Trustees of the King George V and Queen Mary Maternal and Infant Welfare Foundation."

**4.** (1) The Foundation shall consist of seven members of whom three shall be ex-officio members, and four shall be appointed members. Members of the Foundation.

(2) The ex-officio members shall be the persons who, for the time being, hold the following offices, namely:—

- (a) the Director-General of Public Health;
- (b) the Professor of Obstetrics at the University of Sydney;
- (c) the Lecturer in Gynaecology at the University of Sydney.

(3) (a) The appointed members shall be appointed by the Governor by notification published in the Gazette.

(b) Of the appointed members—

- (i) one shall be a member of the Hospitals Commission of New South Wales, and shall be appointed on the nomination of that Commission;
- (ii) three (two of whom shall be women) shall be appointed on the nomination of the Minister.

(4) The person for the time being holding the office of Director-General of Public Health shall be the chairman of the Foundation.

**5.** A member shall not be entitled to receive any salary, fee, allowance or remuneration for his services as a member. Member not entitled to remuneration for his services.

**6.** cf. Act No. 34, 1930, s. 7.

*King George V and Queen Mary Maternal and  
Infant Welfare Foundation.*

Public Ser-  
vice Act not  
to apply.  
cf. Act No.  
34, 1936,  
s. 8.

**6.** The provisions of the Public Service Act, 1902, or of any Act amending that Act, shall not apply to or in respect of the appointment of any appointed member, and an appointed member shall not be subject to the provisions of any such Act during his term of office.

Vacation of  
office of  
appointed  
member.  
cf. *Ibid.* s. 9.

**7.** The office of an appointed member shall become vacant if the member appointed thereto—

- (a) dies; or
- (b) resigns his office by notice in writing addressed to the Governor; or
- (c) becomes an insane person or patient or an incapable person within the meaning of the Lunacy Act of 1898; or
- (d) is absent without the leave of the Foundation from four consecutive ordinary meetings of the Foundation; or
- (e) is removed from office by the Governor; or
- (f) being a member of the Hospitals Commission of New South Wales ceases to hold office as such.

Power of  
Governor  
to remove  
from office.  
cf. *Ibid.* s.10.

**8.** The Governor may, for any cause which appears to him to be sufficient, remove any appointed member from office.

Proceedings  
of the  
Foundation.  
cf. *Ibid.*  
s. 13.

**9.** (1) No act or proceeding of the Foundation shall be invalidated or prejudiced by reason only of the fact that, at the time when such act or proceeding was done, taken or commenced, there was a vacancy in the office of any member.

(2) The procedure for the calling of meetings of the Foundation and for the conduct of business at such meetings shall, subject to any by-laws in relation thereto, be as determined by the Foundation.

(3) The by-laws shall fix the number of members who shall form a quorum at any meeting of the Foundation.

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*King George V and Queen Mary Maternal and  
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If at any meeting of the Foundation the members present are equally divided in opinion on any matter, the matter shall be decided on the casting vote of the chairman or of the member presiding at the meeting as the case may be.

**10.** (1) The fund is hereby vested in the Foundation and shall be transferred by the persons who immediately before the commencement of this Act hold the moneys comprising the same to the account of the Foundation at a bank or banks to be nominated by the Foundation. The fund.

The receipt of the bank shall be a good discharge for the amount of the moneys expressed therein to be received.

(2) The Foundation shall invest the fund, together with any further moneys or securities which may hereafter be acquired by it, in any of the securities authorised by or under the Trustee Act, 1925.

(3) The Foundation may in its discretion invest any income arising from investments and which may be unexpended for the purposes of this Act, in any of the securities authorised by or under the Trustee Act, 1925.

**11.** (1) The Foundation shall have power to acquire by gift, bequest or devise, any property for any of the purposes of this Act and to agree to the condition of any such gift, bequest or devise. Power to  
accept gifts,  
etc.  
cf. Act No.  
34, 1936,  
s. 23.

(2) The rule of law relating to perpetuities shall not apply to any condition of a gift, bequest or devise to which the Foundation has agreed.

**12.** The Foundation shall hold the fund and any property which shall after the commencement of this Act be acquired by it upon trust to apply the income therefrom Application  
of fund.

*King George V and Queen Mary Maternal and  
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therefrom in the work of investigation and research into the causes and treatment of maternal and neonatal morbidity and mortality and for the encouragement of research and post-graduate teaching in relation to maternal and neonatal welfare.

Amendment of  
of Act No. 21,  
1912.  
(Schedule  
Two.)

**13.** The Trustees Audit Act, 1912, is amended by inserting at the end of Schedule Two the following paragraph:—

The accounts of the Trustees of the King George V and Queen Mary Maternal and Infant Welfare Foundation.

By-laws.

**14.** (1) The Foundation may make by-laws not inconsistent with this Act prescribing all matters which by this Act are required or permitted to be prescribed, or which are necessary or convenient to be prescribed for carrying this Act into effect.

(2) Without prejudice to the generality of the power conferred by subsection one of this section the Foundation may make by-laws—

- (a) regulating the conduct of proceedings at meetings of the Foundation, including the times and places of meetings;
- (b) fixing the number of members who shall form a quorum at any meeting of the Foundation;
- (c) prescribing the circumstances in which and the terms and conditions upon which the income of the fund will be applied for the purposes referred to in section twelve of this Act.

(3) The by-laws shall—

- (a) be submitted to the Governor for his approval;
- (b) after 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 sitting 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

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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, such by-law or part shall thereupon cease to have effect.

*In the name and on behalf of His Majesty, I assent to  
this Act.*

WAKEHURST,  
Governor.

*Government House,  
Sydney, 7th October, 1937.*

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