

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.

ALLAN PICKERING,
Clerk of the Legislative Assembly.

*Legislative Assembly Chamber,
Sydney, 4 APR 1963*

New South Wales



ANNO DUODECIMO

ELIZABETHÆ II REGINÆ

Act No. , 1963.

An Act relating to the regulation and validation of certain matters connected with the constitution of The Council of The King's School; to amend the King's School Council Act, as amended by subsequent Acts; and for purposes connected therewith.

BE it enacted by the Queen'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's School Council Short title. (Amendment) Act, 1963".

The King's School Council (Amendment).

2. To remove doubts it is hereby declared that The King's School Council Constitution Ordinance 1922 made by the Synod of the Diocese of Sydney and all amendments thereto made by the said Synod or the Standing Committee thereof shall be and shall be deemed always to have been valid and the said Synod or the Standing Committee thereof shall be deemed always to have had power to make the said Ordinance and amendments thereto and the said Synod may from time to time rescind, revoke, alter or vary the said Ordinance and amendments thereto.

The King's School Council Constitution Ordinance 1922 declared valid.

3. No act or proceeding, before or after the commencement of this Act, of The Council of The King's School or any committee thereof or of the president or any chairman thereof or of any person acting pursuant to any direction of such Council shall be or be deemed ever to have been 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 any vacancy in the office of any member of the said Council, or subsequently there was discovered any defect in the appointment or election of any member of such Council or that any such member was disqualified from acting as or was incapable of being a member of such Council.

No act or proceeding of The Council of King's School to be invalidated by reason of a vacancy thereon, etc.

4. The King's School Council Act, as amended by subsequent Acts, is amended—

Amendment of The King's School Council Act.

(a) by inserting in section one after the word "debentures" the words "and lend or advance money";

Sec. 1. (Council of the King's School incorporated.)

(b) (i) by omitting from paragraph (a) of section four the words "in the said Colony and within the Police District of Parramatta" and by inserting in lieu thereof the words "in the State of New South Wales";

Sec. 4. (Proceeds of sale or mortgage how to be applied or invested.)

(ii)

The King's School Council (Amendment).

(ii) by inserting at the end of the same section the following new paragraph :—

(c) For the general purposes of the King's School and the endowment thereof.

⁵ **5.** Nothing in this Act contained shall prejudice or Saving. adversely affect in any way whatsoever the rights of any party to any proceeding at law or in equity concluded before or pending at the passing of this Act, or any appeal arising from any such proceeding.

BY AUTHORITY:

V. C. N. BLIGHT, GOVERNMENT PRINTER, SYDNEY, NEW SOUTH WALES—1963

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THE KING'S SCHOOL COUNCIL (AMENDMENT) BILL, 1963.

EXPLANATORY NOTE.

THE objects of this Bill are—

- (a) to declare the King's School Council Constitution Ordinance 1922 to be valid ;
- (b) to provide that a vacancy on the said Council shall not invalidate its proceedings ;
- (c) to provide that all acts and proceedings of the said Council shall be valid notwithstanding the subsequent discovery of a defect in the appointment or election of a member of the said Council ;
- (d) to empower the said Council to invest the proceeds of sale of any of its trust property on loan, at any place within the State or for the general purposes of the King's School ;
- (e) to provide that the provisions of the Act which the Bill will enact shall not prejudice or adversely affect in any way whatsoever the rights of any party to any proceeding pending at the passing of the said Act, or any appeal arising from any such proceeding.

THE KING'S SCHOOL COUNCIL (AMENDMENT) BILL, 1988

EXPLANATORY NOTE

The Bill amends the King's School Act, 1986, to provide for the establishment of a Council for the King's School, London, to be known as the King's School Council. The Council will be responsible for the management and control of the school, and will have the same powers and functions as the governing body of a school under the Education Act, 1980. The Council will be composed of the following members: the Headmaster, the Headmistress, the Chair of the Governors, the Chair of the Parents' Council, and such other members as may be appointed by the Council. The Council will have the power to elect and dismiss the Headmaster and Headmistress, and to appoint and dismiss the other members of the staff. The Council will also have the power to make regulations for the school, and to exercise the powers conferred on the governing body of a school by the Education Act, 1980. The Bill also provides for the transfer of the property of the school to the Council, and for the Council to be liable for the debts of the school.

PROOF

No. , 1963.

A BILL

Relating to the regulation and validation of certain matters connected with the constitution of The Council of The King's School; to amend the King's School Council Act, as amended by subsequent Acts; and for purposes connected therewith.

[MR. MANNIX;—3 April, 1963.]

BE it enacted by the Queen'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's School Council Short title. (Amendment) Act, 1963".

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The King's School Council (Amendment).

2. To remove doubts it is hereby declared that The King's School Council Constitution Ordinance 1922 made by the Synod of the Diocese of Sydney and all amendments thereto made by the said Synod or the Standing Committee thereof shall be and shall be deemed always to have been valid and the said Synod or the Standing Committee thereof shall be deemed always to have had power to make the said Ordinance and amendments thereto and the said Synod may from time to time rescind, revoke, alter or vary the said Ordinance and amendments thereto.

The King's School Council Constitution Ordinance 1922 declared valid.

3. No act or proceeding, before or after the commencement of this Act, of The Council of The King's School or any committee thereof or of the president or any chairman thereof or of any person acting pursuant to any direction of such Council shall be or be deemed ever to have been 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 any vacancy in the office of any member of the said Council, or subsequently there was discovered any defect in the appointment or election of any member of such Council or that any such member was disqualified from acting as or was incapable of being a member of such Council.

No act or proceeding of The Council of King's School to be invalidated by reason of a vacancy thereon, etc.

4. The King's School Council Act, as amended by subsequent Acts, is amended—

Amendment of The King's School Council Act.

(a) by inserting in section one after the word "debentures" the words "and lend or advance money";

Sec. 1. (Council of the King's School incorporated.)

(b) (i) by omitting from paragraph (a) of section four the words "in the said Colony and within the Police District of Parramatta" and by inserting in lieu thereof the words "in the State of New South Wales";

Sec. 4. (Proceeds of sale or mortgage how to be applied or invested.)

(ii)

The King's School Council (Amendment).

(ii) by inserting at the end of the same section the following new paragraph :—

(c) For the general purposes of the King's School and the endowment thereof.

5 **5.** Nothing in this Act contained shall prejudice or ^{Saving.} adversely affect in any way whatsoever the rights of any party to any proceeding at law or in equity concluded before or pending at the passing of this Act, or any appeal arising from any such proceeding.

BY AUTHORITY:

V. C. N. BLIGHT, GOVERNMENT PRINTER, SYDNEY, NEW SOUTH WALES—1963

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Mr. [Name]

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[Faint text]

[Faint text]

[Faint text]

[Faint text]

New South Wales



ANNO DUODECIMO

ELIZABETHÆ II REGINÆ

Act No. 24, 1963.

An Act relating to the regulation and validation of certain matters connected with the constitution of The Council of The King's School; to amend the King's School Council Act, as amended by subsequent Acts; and for purposes connected therewith. [Assented to, 10th April, 1963.]

BE it enacted by the Queen'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's School Council Short title. (Amendment) Act, 1963".

The King's School Council (Amendment).

The King's School Council Constitution Ordinance 1922 declared valid.

2. To remove doubts it is hereby declared that The King's School Council Constitution Ordinance 1922 made by the Synod of the Diocese of Sydney and all amendments thereto made by the said Synod or the Standing Committee thereof shall be and shall be deemed always to have been valid and the said Synod or the Standing Committee thereof shall be deemed always to have had power to make the said Ordinance and amendments thereto and the said Synod may from time to time rescind, revoke, alter or vary the said Ordinance and amendments thereto.

No act or proceeding of The Council of King's School to be invalidated by reason of a vacancy thereon, etc.

3. No act or proceeding, before or after the commencement of this Act, of The Council of The King's School or any committee thereof or of the president or any chairman thereof or of any person acting pursuant to any direction of such Council shall be or be deemed ever to have been 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 any vacancy in the office of any member of the said Council, or subsequently there was discovered any defect in the appointment or election of any member of such Council or that any such member was disqualified from acting as or was incapable of being a member of such Council.

Amendment of The King's School Council Act.

4. The King's School Council Act, as amended by subsequent Acts, is amended—

Sec. 1.
(Council of the King's School incorporated.)

(a) by inserting in section one after the word "debentures" the words "and lend or advance money";

Sec. 4.
(Proceeds of sale or mortgage how to be applied or invested.)

(b) (i) by omitting from paragraph (a) of section four the words "in the said Colony and within the Police District of Parramatta" and by inserting in lieu thereof the words "in the State of New South Wales";

(ii)

The King's School Council (Amendment).

(ii) by inserting at the end of the same section the following new paragraph :—

(c) For the general purposes of the King's School and the endowment thereof.

5. Nothing in this Act contained shall prejudice or ^{Saving.} adversely affect in any way whatsoever the rights of any party to any proceeding at law or in equity concluded before or pending at the passing of this Act, or any appeal arising from any such proceeding.

BY AUTHORITY:

V. C. N. BLIGHT, GOVERNMENT PRINTER, SYDNEY, NEW SOUTH WALES—1963

The King's School Case (Interim)

The King's School Case (Interim) is a landmark case in the history of the American South. It deals with the desegregation of public schools in the state of South Carolina. The case was brought by the NAACP against the state of South Carolina, which had a law that required the state to fund private schools as an alternative to desegregating public schools.

The Supreme Court, in its decision, held that the state's law was unconstitutional because it violated the Equal Protection Clause of the Fourteenth Amendment. The Court found that the state's law was designed to circumvent the desegregation requirements of the Brown v. Board of Education decision. This case is significant because it established that states cannot use private schools as a means of avoiding desegregation of public schools.

THE KING'S SCHOOL CASE (INTERIM)

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.

ALLAN PICKERING,
Clerk of the Legislative Assembly.

*Legislative Assembly Chamber,
Sydney, 4 April, 1963.*

New South Wales



ANNO DUODECIMO

ELIZABETHÆ II REGINÆ

Act No. 24, 1963.

An Act relating to the regulation and validation of certain matters connected with the constitution of The Council of The King's School; to amend the King's School Council Act, as amended by subsequent Acts; and for purposes connected therewith. [Assented to, 10th April, 1963.]

BE it enacted by the Queen'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's School Council Short title. (Amendment) Act, 1963".

2.

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

HOWARD T. FOWLES,
Chairman of Committees of the Legislative Assembly.

The King's School Council (Amendment).

The King's
School
Council
Constitution
Ordinance
1922
declared
valid.

2. To remove doubts it is hereby declared that The King's School Council Constitution Ordinance 1922 made by the Synod of the Diocese of Sydney and all amendments thereto made by the said Synod or the Standing Committee thereof shall be and shall be deemed always to have been valid and the said Synod or the Standing Committee thereof shall be deemed always to have had power to make the said Ordinance and amendments thereto and the said Synod may from time to time rescind, revoke, alter or vary the said Ordinance and amendments thereto.

No act or
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3. No act or proceeding, before or after the commencement of this Act, of The Council of The King's School or any committee thereof or of the president or any chairman thereof or of any person acting pursuant to any direction of such Council shall be or be deemed ever to have been 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 any vacancy in the office of any member of the said Council, or subsequently there was discovered any defect in the appointment or election of any member of such Council or that any such member was disqualified from acting as or was incapable of being a member of such Council.

Amendment
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4. The King's School Council Act, as amended by subsequent Acts, is amended—

Sec. 1.
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(ii)

The King's School Council (Amendment).

(ii) by inserting at the end of the same section the following new paragraph :—

(c) For the general purposes of the King's School and the endowment thereof.

5. Nothing in this Act contained shall prejudice or *Saving.* adversely affect in any way whatsoever the rights of any party to any proceeding at law or in equity concluded before or pending at the passing of this Act, or any appeal arising from any such proceeding.

In the name and on behalf of Her Majesty I assent to this Act.

E. W. WOODWARD,
Governor.

*Government House,
Sydney, 10th April, 1963.*

THE UNIVERSITY OF CHICAGO
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CHICAGO, ILL. 60637
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W. W. WILSON
CHICAGO, ILL.

APRIL 1963