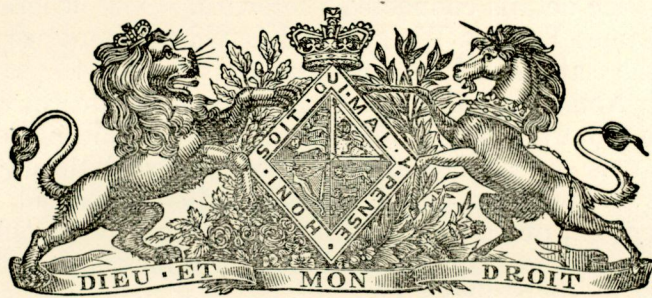


New South Wales.



ANNO QUINQUAGESIMO QUARTO

VICTORIÆ REGINÆ.

An Act to vest the property, in or upon the security of which the moneys belonging to the Officers' Provident Fund of the Australian Mutual Provident Society are or may be hereafter invested, in the trustees for the time being of such Fund, and for other purposes. [Assented to, 25th September, 1890.]

WHEREAS a Fund, intituled the "Officers' Provident Fund" Preamble. (hereinafter called "the said Fund") was, in the year one thousand eight hundred and eighty-nine, established in Sydney by the Australian Mutual Provident Society (hereinafter called "the said Society") and by the officers for the time being of the said Society for the purpose of providing superannuation allowances, gratuities, and payments for the officers of the said Society. And whereas by deed of settlement of the said Fund bearing date the seventh day of May, one thousand eight hundred and eighty-nine, it was provided that the trustees of the said Fund should be the Chairman for the time being of the Board of Directors of the said Society, another Director for the time being of the said Society chosen by the Board of Directors of the said Society, the Actuary for the time being of the said Society, and the Chief Clerk for the time being at the head office of the said Society. And it was thereby further provided that the said Fund as defined in and constituted by the said Deed of Settlement should be invested in the

Australian Mutual Provident Society's Officers' Provident Fund Trustees.

the names of any three of such trustees for the time being in or upon any of the public funds or securities of any of the Australasian Colonies, or on deposit in any bank carrying on business in the said Colonies and having been in existence twenty years, or upon mortgage of real estate in the said Colonies, and that the said trustees should have full liberty to vary or transpose such investments from time to time and for that purpose should have power to sign, seal, execute, and deliver all documents, deeds, reconveyances, discharges, and releases whatsoever for the better enabling them to deal with such investments and securities; but that the said trustees should in no wise be responsible for any losses under the said Deed of Settlement in connection with any investments or securities whatsoever. And it was thereby further provided that the trustees for the time being of the said Fund should have the complete management and control of all matters, things, and proceedings in connection with the said Fund and all the details connected therewith. And whereas Thomas Littlejohn, James Thomas Walker, and David Carment are the present trustees of the said Fund under the provisions of the said Deed of Settlement. And whereas in consequence of the death, resignation, or retirement from the Board of Directors of the said Society of such of the said trustees as are Directors of the said Society, and the appointment of other persons as Directors in their stead, and of the death, resignation, or retirement from their respective offices of the Actuary or Chief Clerk of the said Society, and the appointment of other persons to such offices in their stead, it may happen that other persons will, from time to time in accordance with the provisions of the said Deed of Settlement, in their respective capacities as Directors or officers of the said Society become trustees of the said Fund in the place of those so dying, resigning, or retiring; and upon every such change in the trustees of the said Fund the lands, tenements, hereditaments, securities, and property, in or upon the security of which the trustees of the said Fund might have invested the moneys belonging to or forming part of the said Fund, would in the absence of any special enactment in relation thereto have to be transferred from time to time to the person or persons so becoming trustee or trustees of the said Fund as the case may be whereby the titles thereto would become unnecessarily complicated and great expense would be occasioned to the said Fund. And whereas it is expedient that the lands, tenements, hereditaments, securities, and property, in or upon the security of which the moneys belonging to or forming part of the said Fund have been or may hereafter be from time to time invested, should be vested by operation of law in the trustees for the time being of the said Fund without requiring the same to be assigned, transferred, or conveyed to the new trustee or trustees on every change of trustees. And whereas these objects cannot be effected without the aid and authority of the Legislature: Be it therefore 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:—

Memorial of names
of trustees for time
being to be registered.
Supply of vacancies
in office of trustee.

1. The Chief Clerk of the said Society for the time being or, in case of his absence, one of the other trustees for the time being of the said Fund shall, within thirty days after the passing of this Act, cause a memorial of the names of the trustees for the time being of the said Fund (in the form or to the effect for that purpose set forth in the Schedule to this Act annexed) to be recorded in the office of the Registrar-General of this Colony, at Sydney. And when and so often as any person or persons shall become a trustee or trustees of the said Fund in the place of any theretofore existing trustee or trustees of the said Fund, then the Chief Clerk of the said Society for the time being

or

Australian Mutual Provident Society's Officers' Provident Fund Trustees.

or, in his absence, one of the other trustees for the time being of the said Fund shall, within thirty days thereafter, cause a like memorial of the names of the then trustees including such new trustee or trustees to be recorded as aforesaid.

2. Every such memorial shall be verified by the solemn declaration of the Chief Clerk of the said Society for the time being or, in case of his absence, then by the solemn declaration of one of the other existing trustees of the said Fund. Memorial to be verified by declaration.

3. The memorial so recorded shall be conclusive evidence of the persons named in such memorial as trustees of the said Fund being such trustees for the time being, and of the regularity of their appointment. Memorial to be conclusive evidence of the appointment of trustees.

4. From and after the passing of this Act the lands, tenements, hereditaments, securities, and all other property whatsoever, whether real or personal, in or upon the security of which the moneys belonging to or forming part of the said Fund or any part thereof, are now or may at any time hereafter be invested shall vest and be vested in the trustees of the said Fund for the time being by force of this Act and by virtue of their appointments merely without conveyance, assignment, or transfer, and the said trustees for the time being shall have the same powers and rights both at law and in equity with respect to the said lands, tenements, hereditaments, securities, and other property so vested in them as aforesaid as they would have if the same had been duly conveyed, assigned, or transferred to them. All property belonging to the Fund to be vested in the trustees for the time being.

5. In all cases where the trustees of the said Fund are authorized or empowered to execute any deed or other instrument or do any other act, matter, or thing, it shall be lawful for any three of the trustees for the time being to execute such deed or instrument or do any such other act, matter, or thing, and such deed or instrument, act, matter, or thing shall be deemed to be as valid and effectual as if the same had been executed or done by all the trustees for the time being. Any three of the trustees may execute deeds, &c.

6. This Act shall be styled and may be cited as the "Australian Mutual Provident Society's Officers' Provident Fund Trustees Act." Short title.

SCHEDULE.

Memorial of the names of the trustees of the Officers' Provident Fund of the Australian Mutual Provident Society to be recorded in the office of the Registrar-General of New South Wales, pursuant to an Act of the Parliament of the said Colony passed in the fifty-fourth year of the reign of Her present Majesty, intituled "*An Act to vest the property, in or upon the security of which the moneys belonging to the Officers' Provident Fund of the Australian Mutual Provident Society are or may be hereafter invested, in the trustees for the time being of such Fund, and for other purposes.*"

I of do solemnly and sincerely declare that the above memorial contains the names of the present trustees of the abovenamed Fund. And I make this solemn declaration conscientiously believing the same to be true, and by virtue of the provisions of an Act made and passed in the ninth year of the reign of Her present Majesty, intituled "*An Act for the more effectual abolition of oaths and affirmations taken and made in various departments of the Government of New South Wales, and to substitute declarations in lieu thereof, and for the more entire suppression of voluntary and extra-judicial oaths and affidavits.*"

Declared at , in the Colony aforesaid, the day of
in the year of our Lord one thousand eight hundred and
Before me

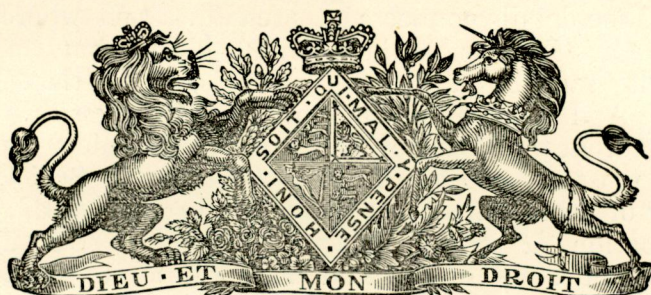
ARTICLE

THE STATE OF NEW YORK, in and for the County of ... do hereby certify that the following is a true and correct copy of the ... as the same appears from the records of the ...

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the State of New York, at the City of New York, this ... day of ... 19...

GOVERNOR

New South Wales.



ANNO QUINQUAGESIMO QUARTO

VICTORIÆ REGINÆ.

An Act to vest the property, in or upon the security of which the moneys belonging to the Officers' Provident Fund of the Australian Mutual Provident Society are or may be hereafter invested, in the trustees for the time being of such Fund, and for other purposes. [Assented to, 25th September, 1890.]

WHEREAS a Fund, intituled the "Officers' Provident Fund" Preamble. (hereinafter called "the said Fund") was, in the year one thousand eight hundred and eighty-nine, established in Sydney by the Australian Mutual Provident Society (hereinafter called "the said Society") and by the officers for the time being of the said Society for the purpose of providing superannuation allowances, gratuities, and payments for the officers of the said Society. And whereas by deed of settlement of the said Fund bearing date the seventh day of May, one thousand eight hundred and eighty-nine, it was provided that the trustees of the said Fund should be the Chairman for the time being of the Board of Directors of the said Society, another Director for the time being of the said Society chosen by the Board of Directors of the said Society, the Actuary for the time being of the said Society, and the Chief Clerk for the time being at the head office of the said Society. And it was thereby further provided that the said Fund as defined in and constituted by the said Deed of Settlement should be invested in the

Australian Mutual Provident Society's Officers' Provident Fund Trustees.

the names of any three of such trustees for the time being in or upon any of the public funds or securities of any of the Australasian Colonies, or on deposit in any bank carrying on business in the said Colonies and having been in existence twenty years, or upon mortgage of real estate in the said Colonies, and that the said trustees should have full liberty to vary or transpose such investments from time to time and for that purpose should have power to sign, seal, execute, and deliver all documents, deeds, reconveyances, discharges, and releases whatsoever for the better enabling them to deal with such investments and securities; but that the said trustees should in no wise be responsible for any losses under the said Deed of Settlement in connection with any investments or securities whatsoever. And it was thereby further provided that the trustees for the time being of the said Fund should have the complete management and control of all matters, things, and proceedings in connection with the said Fund and all the details connected therewith. And whereas Thomas Littlejohn, James Thomas Walker, and David Carment are the present trustees of the said Fund under the provisions of the said Deed of Settlement. And whereas in consequence of the death, resignation, or retirement from the Board of Directors of the said Society of such of the said trustees as are Directors of the said Society, and the appointment of other persons as Directors in their stead, and of the death, resignation, or retirement from their respective offices of the Actuary or Chief Clerk of the said Society, and the appointment of other persons to such offices in their stead, it may happen that other persons will, from time to time in accordance with the provisions of the said Deed of Settlement, in their respective capacities as Directors or officers of the said Society become trustees of the said Fund in the place of those so dying, resigning, or retiring; and upon every such change in the trustees of the said Fund the lands, tenements, hereditaments, securities, and property, in or upon the security of which the trustees of the said Fund might have invested the moneys belonging to or forming part of the said Fund, would in the absence of any special enactment in relation thereto have to be transferred from time to time to the person or persons so becoming trustee or trustees of the said Fund as the case may be whereby the titles thereto would become unnecessarily complicated and great expense would be occasioned to the said Fund. And whereas it is expedient that the lands, tenements, hereditaments, securities, and property, in or upon the security of which the moneys belonging to or forming part of the said Fund have been or may hereafter be from time to time invested, should be vested by operation of law in the trustees for the time being of the said Fund without requiring the same to be assigned, transferred, or conveyed to the new trustee or trustees on every change of trustees. And whereas these objects cannot be effected without the aid and authority of the Legislature: Be it therefore 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:—

Memorial of names
of trustees for time
being to be registered.
Supply of vacancies
in office of trustee.

1. The Chief Clerk of the said Society for the time being or, in case of his absence, one of the other trustees for the time being of the said Fund shall, within thirty days after the passing of this Act, cause a memorial of the names of the trustees for the time being of the said Fund (in the form or to the effect for that purpose set forth in the Schedule to this Act annexed) to be recorded in the office of the Registrar-General of this Colony, at Sydney. And when and so often as any person or persons shall become a trustee or trustees of the said Fund in the place of any theretofore existing trustee or trustees of the said Fund, then the Chief Clerk of the said Society for the time being

or

Australian Mutual Provident Society's Officers' Provident Fund Trustees.

or, in his absence, one of the other trustees for the time being of the said Fund shall, within thirty days thereafter, cause a like memorial of the names of the then trustees including such new trustee or trustees to be recorded as aforesaid.

2. Every such memorial shall be verified by the solemn declaration of the Chief Clerk of the said Society for the time being or, in case of his absence, then by the solemn declaration of one of the other existing trustees of the said Fund. Memorial to be verified by declaration.

3. The memorial so recorded shall be conclusive evidence of the persons named in such memorial as trustees of the said Fund being such trustees for the time being, and of the regularity of their appointment. Memorial to be conclusive evidence of the appointment of trustees.

4. From and after the passing of this Act the lands, tenements, hereditaments, securities, and all other property whatsoever, whether real or personal, in or upon the security of which the moneys belonging to or forming part of the said Fund or any part thereof, are now or may at any time hereafter be invested shall vest and be vested in the trustees of the said Fund for the time being by force of this Act and by virtue of their appointments merely without conveyance, assignment, or transfer, and the said trustees for the time being shall have the same powers and rights both at law and in equity with respect to the said lands, tenements, hereditaments, securities, and other property so vested in them as aforesaid as they would have if the same had been duly conveyed, assigned, or transferred to them. All property belonging to the Fund to be vested in the trustees for the time being.

5. In all cases where the trustees of the said Fund are authorized or empowered to execute any deed or other instrument or do any other act, matter, or thing, it shall be lawful for any three of the trustees for the time being to execute such deed or instrument or do any such other act, matter, or thing, and such deed or instrument, act, matter, or thing shall be deemed to be as valid and effectual as if the same had been executed or done by all the trustees for the time being. Any three of the trustees may execute deeds, &c.

6. This Act shall be styled and may be cited as the "Australian Mutual Provident Society's Officers' Provident Fund Trustees Act." Short title.

SCHEDULE.

Memorial of the names of the trustees of the Officers' Provident Fund of the Australian Mutual Provident Society to be recorded in the office of the Registrar-General of New South Wales, pursuant to an Act of the Parliament of the said Colony passed in the fifty-fourth year of the reign of Her present Majesty, intituled "*An Act to vest the property, in or upon the security of which the moneys belonging to the Officers' Provident Fund of the Australian Mutual Provident Society are or may be hereafter invested, in the trustees for the time being of such Fund, and for other purposes.*"

I of do solemnly and sincerely declare that the above memorial contains the names of the present trustees of the abovenamed Fund. And I make this solemn declaration conscientiously believing the same to be true, and by virtue of the provisions of an Act made and passed in the ninth year of the reign of Her present Majesty, intituled "*An Act for the more effectual abolition of oaths and affirmations taken and made in various departments of the Government of New South Wales, and to substitute declarations in lieu thereof, and for the more entire suppression of voluntary and extra-judicial oaths and affidavits.*"

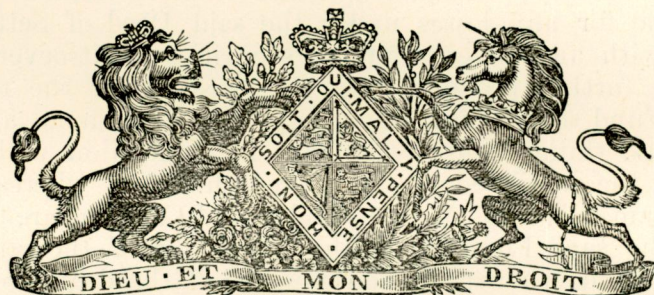
Declared at , in the Colony aforesaid, the day of
in the year of our Lord one thousand eight hundred and
Before me

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

*Legislative Council Chamber,
Sydney, 17th September, 1890. }*

JOHN J. CALVERT,
Clerk of the Parliaments.

New South Wales.



ANNO QUINQUAGESIMO QUARTO

VICTORIÆ REGINÆ.

An Act to vest the property, in or upon the security of which the moneys belonging to the Officers' Provident Fund of the Australian Mutual Provident Society are or may be hereafter invested, in the trustees for the time being of such Fund, and for other purposes. [Assented to, 25th September, 1890.]

WHEREAS a Fund, intituled the "Officers' Provident Fund" Preamble. (hereinafter called "the said Fund") was, in the year one thousand eight hundred and eighty-nine, established in Sydney by the Australian Mutual Provident Society (hereinafter called "the said Society") and by the officers for the time being of the said Society for the purpose of providing superannuation allowances, gratuities, and payments for the officers of the said Society. And whereas by deed of settlement of the said Fund bearing date the seventh day of May, one thousand eight hundred and eighty-nine, it was provided that the trustees of the said Fund should be the Chairman for the time being of the Board of Directors of the said Society, another Director for the time being of the said Society chosen by the Board of Directors of the said Society, the Actuary for the time being of the said Society, and the Chief Clerk for the time being at the head office of the said Society. And it was thereby further provided that the said Fund as defined in and constituted by the said Deed of Settlement should be invested in the

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

ARCHD. H. JACOB,
Chairman of Committees of the Legislative Council.

Australian Mutual Provident Society's Officers' Provident Fund Trustees.

the names of any three of such trustees for the time being in or upon any of the public funds or securities of any of the Australasian Colonies, or on deposit in any bank carrying on business in the said Colonies and having been in existence twenty years, or upon mortgage of real estate in the said Colonies, and that the said trustees should have full liberty to vary or transpose such investments from time to time and for that purpose should have power to sign, seal, execute, and deliver all documents, deeds, reconveyances, discharges, and releases whatsoever for the better enabling them to deal with such investments and securities; but that the said trustees should in no wise be responsible for any losses under the said Deed of Settlement in connection with any investments or securities whatsoever. And it was thereby further provided that the trustees for the time being of the said Fund should have the complete management and control of all matters, things, and proceedings in connection with the said Fund and all the details connected therewith. And whereas Thomas Littlejohn, James Thomas Walker, and David Carment are the present trustees of the said Fund under the provisions of the said Deed of Settlement. And whereas in consequence of the death, resignation, or retirement from the Board of Directors of the said Society of such of the said trustees as are Directors of the said Society, and the appointment of other persons as Directors in their stead, and of the death, resignation, or retirement from their respective offices of the Actuary or Chief Clerk of the said Society, and the appointment of other persons to such offices in their stead, it may happen that other persons will, from time to time in accordance with the provisions of the said Deed of Settlement, in their respective capacities as Directors or officers of the said Society become trustees of the said Fund in the place of those so dying, resigning, or retiring; and upon every such change in the trustees of the said Fund the lands, tenements, hereditaments, securities, and property, in or upon the security of which the trustees of the said Fund might have invested the moneys belonging to or forming part of the said Fund, would in the absence of any special enactment in relation thereto have to be transferred from time to time to the person or persons so becoming trustee or trustees of the said Fund as the case may be whereby the titles thereto would become unnecessarily complicated and great expense would be occasioned to the said Fund. And whereas it is expedient that the lands, tenements, hereditaments, securities, and property, in or upon the security of which the moneys belonging to or forming part of the said Fund have been or may hereafter be from time to time invested, should be vested by operation of law in the trustees for the time being of the said Fund without requiring the same to be assigned, transferred, or conveyed to the new trustee or trustees on every change of trustees. And whereas these objects cannot be effected without the aid and authority of the Legislature: Be it therefore 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:—

Memorial of names
of trustees for time
being to be registered.
Supply of vacancies
in office of trustee.

1. The Chief Clerk of the said Society for the time being or, in case of his absence, one of the other trustees for the time being of the said Fund shall, within thirty days after the passing of this Act, cause a memorial of the names of the trustees for the time being of the said Fund (in the form or to the effect for that purpose set forth in the Schedule to this Act annexed) to be recorded in the office of the Registrar-General of this Colony, at Sydney. And when and so often as any person or persons shall become a trustee or trustees of the said Fund in the place of any theretofore existing trustee or trustees of the said Fund, then the Chief Clerk of the said Society for the time being

or

Australian Mutual Provident Society's Officers' Provident Fund Trustees.

or, in his absence, one of the other trustees for the time being of the said Fund shall, within thirty days thereafter, cause a like memorial of the names of the then trustees including such new trustee or trustees to be recorded as aforesaid.

2. Every such memorial shall be verified by the solemn declaration of the Chief Clerk of the said Society for the time being or, in case of his absence, then by the solemn declaration of one of the other existing trustees of the said Fund. Memorial to be verified by declaration.

3. The memorial so recorded shall be conclusive evidence of the persons named in such memorial as trustees of the said Fund being such trustees for the time being, and of the regularity of their appointment. Memorial to be conclusive evidence of the appointment of trustees.

4. From and after the passing of this Act the lands, tenements, hereditaments, securities, and all other property whatsoever, whether real or personal, in or upon the security of which the moneys belonging to or forming part of the said Fund or any part thereof, are now or may at any time hereafter be invested shall vest and be vested in the trustees of the said Fund for the time being by force of this Act and by virtue of their appointments merely without conveyance, assignment, or transfer, and the said trustees for the time being shall have the same powers and rights both at law and in equity with respect to the said lands, tenements, hereditaments, securities, and other property so vested in them as aforesaid as they would have if the same had been duly conveyed, assigned, or transferred to them. All property belonging to the Fund to be vested in the trustees for the time being.

5. In all cases where the trustees of the said Fund are authorized or empowered to execute any deed or other instrument or do any other act, matter, or thing, it shall be lawful for any three of the trustees for the time being to execute such deed or instrument or do any such other act, matter, or thing, and such deed or instrument, act, matter, or thing shall be deemed to be as valid and effectual as if the same had been executed or done by all the trustees for the time being. Any three of the trustees may execute deeds, &c.

6. This Act shall be styled and may be cited as the "Australian Mutual Provident Society's Officers' Provident Fund Trustees Act." Short title.

SCHEDULE.

Memorial of the names of the trustees of the Officers' Provident Fund of the Australian Mutual Provident Society to be recorded in the office of the Registrar-General of New South Wales, pursuant to an Act of the Parliament of the said Colony passed in the fifty-fourth year of the reign of Her present Majesty, intituled "*An Act to vest the property, in or upon the security of which the moneys belonging to the Officers' Provident Fund of the Australian Mutual Provident Society are or may be hereafter invested, in the trustees for the time being of such Fund, and for other purposes.*"

I of do solemnly and sincerely declare that the above memorial contains the names of the present trustees of the abovenamed Fund. And I make this solemn declaration conscientiously believing the same to be true, and by virtue of the provisions of an Act made and passed in the ninth year of the reign of Her present Majesty, intituled "*An Act for the more effectual abolition of oaths and affirmations taken and made in various departments of the Government of New South Wales, and to substitute declarations in lieu thereof, and for the more entire suppression of voluntary and extra-judicial oaths and affidavits.*"

Declared at , in the Colony aforesaid, the day of
in the year of our Lord one thousand eight hundred and
Before me

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

CARRINGTON.

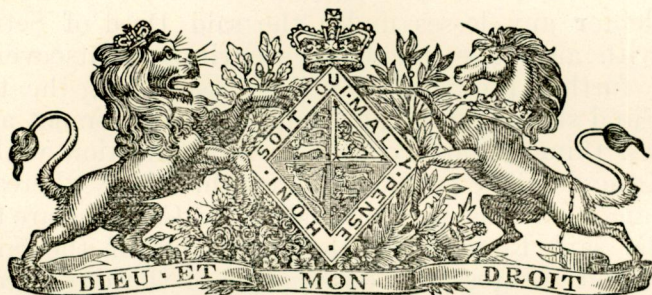
*Government House,
Sydney, 25th September, 1890.*

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

*Legislative Council Chamber,
Sydney, 17th September, 1890. }*

*JOHN J. CALVERT,
Clerk of the Parliaments.*

New South Wales.



ANNO QUINQUAGESIMO QUARTO

VICTORIÆ REGINÆ.

An Act to vest the property, in or upon the security of which the moneys belonging to the Officers' Provident Fund of the Australian Mutual Provident Society are or may be hereafter invested, in the trustees for the time being of such Fund, and for other purposes. [Assented to, 25th September, 1890.]

WHEREAS a Fund, intituled the "Officers' Provident Fund" Preamble. (hereinafter called "the said Fund") was, in the year one thousand eight hundred and eighty-nine, established in Sydney by the Australian Mutual Provident Society (hereinafter called "the said Society") and by the officers for the time being of the said Society for the purpose of providing superannuation allowances, gratuities, and payments for the officers of the said Society. And whereas by deed of settlement of the said Fund bearing date the seventh day of May, one thousand eight hundred and eighty-nine, it was provided that the trustees of the said Fund should be the Chairman for the time being of the Board of Directors of the said Society, another Director for the time being of the said Society chosen by the Board of Directors of the said Society, the Actuary for the time being of the said Society, and the Chief Clerk for the time being at the head office of the said Society. And it was thereby further provided that the said Fund as defined in and constituted by the said Deed of Settlement should be invested in the

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

*ARCHD. H. JACOB,
Chairman of Committees of the Legislative Council.*

Australian Mutual Provident Society's Officers' Provident Fund Trustees.

the names of any three of such trustees for the time being in or upon any of the public funds or securities of any of the Australasian Colonies, or on deposit in any bank carrying on business in the said Colonies and having been in existence twenty years, or upon mortgage of real estate in the said Colonies, and that the said trustees should have full liberty to vary or transpose such investments from time to time and for that purpose should have power to sign, seal, execute, and deliver all documents, deeds, reconveyances, discharges, and releases whatsoever for the better enabling them to deal with such investments and securities; but that the said trustees should in no wise be responsible for any losses under the said Deed of Settlement in connection with any investments or securities whatsoever. And it was thereby further provided that the trustees for the time being of the said Fund should have the complete management and control of all matters, things, and proceedings in connection with the said Fund and all the details connected therewith. And whereas Thomas Littlejohn, James Thomas Walker, and David Carment are the present trustees of the said Fund under the provisions of the said Deed of Settlement. And whereas in consequence of the death, resignation, or retirement from the Board of Directors of the said Society of such of the said trustees as are Directors of the said Society, and the appointment of other persons as Directors in their stead, and of the death, resignation, or retirement from their respective offices of the Actuary or Chief Clerk of the said Society, and the appointment of other persons to such offices in their stead, it may happen that other persons will, from time to time in accordance with the provisions of the said Deed of Settlement, in their respective capacities as Directors or officers of the said Society become trustees of the said Fund in the place of those so dying, resigning, or retiring; and upon every such change in the trustees of the said Fund the lands, tenements, hereditaments, securities, and property, in or upon the security of which the trustees of the said Fund might have invested the moneys belonging to or forming part of the said Fund, would in the absence of any special enactment in relation thereto have to be transferred from time to time to the person or persons so becoming trustee or trustees of the said Fund as the case may be whereby the titles thereto would become unnecessarily complicated and great expense would be occasioned to the said Fund. And whereas it is expedient that the lands, tenements, hereditaments, securities, and property, in or upon the security of which the moneys belonging to or forming part of the said Fund have been or may hereafter be from time to time invested, should be vested by operation of law in the trustees for the time being of the said Fund without requiring the same to be assigned, transferred, or conveyed to the new trustee or trustees on every change of trustees. And whereas these objects cannot be effected without the aid and authority of the Legislature: Be it therefore 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:—

Memorial of names
of trustees for time
being to be registered.
Supply of vacancies
in office of trustee.

1. The Chief Clerk of the said Society for the time being or, in case of his absence, one of the other trustees for the time being of the said Fund shall, within thirty days after the passing of this Act, cause a memorial of the names of the trustees for the time being of the said Fund (in the form or to the effect for that purpose set forth in the Schedule to this Act annexed) to be recorded in the office of the Registrar-General of this Colony, at Sydney. And when and so often as any person or persons shall become a trustee or trustees of the said Fund in the place of any theretofore existing trustee or trustees of the said Fund, then the Chief Clerk of the said Society for the time being

or

Australian Mutual Provident Society's Officers' Provident Fund Trustees.

or, in his absence, one of the other trustees for the time being of the said Fund shall, within thirty days thereafter, cause a like memorial of the names of the then trustees including such new trustee or trustees to be recorded as aforesaid.

2. Every such memorial shall be verified by the solemn declaration of the Chief Clerk of the said Society for the time being or, in case of his absence, then by the solemn declaration of one of the other existing trustees of the said Fund. Memorial to be verified by declaration.

3. The memorial so recorded shall be conclusive evidence of the persons named in such memorial as trustees of the said Fund being such trustees for the time being, and of the regularity of their appointment. Memorial to be conclusive evidence of the appointment of trustees.

4. From and after the passing of this Act the lands, tenements, hereditaments, securities, and all other property whatsoever, whether real or personal, in or upon the security of which the moneys belonging to or forming part of the said Fund or any part thereof, are now or may at any time hereafter be invested shall vest and be vested in the trustees of the said Fund for the time being by force of this Act and by virtue of their appointments merely without conveyance, assignment, or transfer, and the said trustees for the time being shall have the same powers and rights both at law and in equity with respect to the said lands, tenements, hereditaments, securities, and other property so vested in them as aforesaid as they would have if the same had been duly conveyed, assigned, or transferred to them. All property belonging to the Fund to be vested in the trustees for the time being.

5. In all cases where the trustees of the said Fund are authorized or empowered to execute any deed or other instrument or do any other act, matter, or thing, it shall be lawful for any three of the trustees for the time being to execute such deed or instrument or do any such other act, matter, or thing, and such deed or instrument, act, matter, or thing shall be deemed to be as valid and effectual as if the same had been executed or done by all the trustees for the time being. Any three of the trustees may execute deeds, &c.

6. This Act shall be styled and may be cited as the "Australian Mutual Provident Society's Officers' Provident Fund Trustees Act." Short title.

SCHEDULE.

Memorial of the names of the trustees of the Officers' Provident Fund of the Australian Mutual Provident Society to be recorded in the office of the Registrar-General of New South Wales, pursuant to an Act of the Parliament of the said Colony passed in the fifty-fourth year of the reign of Her present Majesty, intituled "*An Act to vest the property, in or upon the security of which the moneys belonging to the Officers' Provident Fund of the Australian Mutual Provident Society are or may be hereafter invested, in the trustees for the time being of such Fund, and for other purposes.*"

I of do solemnly and sincerely declare that the above memorial contains the names of the present trustees of the abovenamed Fund. And I make this solemn declaration conscientiously believing the same to be true, and by virtue of the provisions of an Act made and passed in the ninth year of the reign of Her present Majesty, intituled "*An Act for the more effectual abolition of oaths and affirmations taken and made in various departments of the Government of New South Wales, and to substitute declarations in lieu thereof, and for the more entire suppression of voluntary and extra-judicial oaths and affidavits.*"

Declared at , in the Colony aforesaid, the day of
in the year of our Lord one thousand eight hundred and
Before me

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

CARRINGTON.

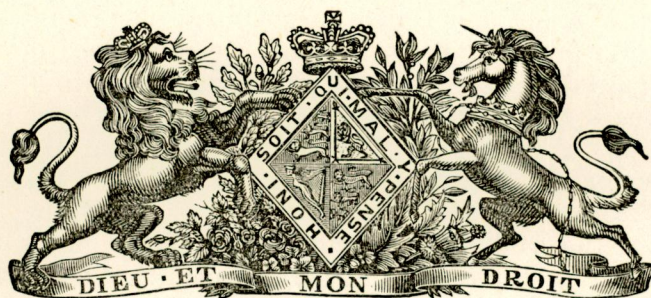
Government House,
Sydney, 25th September, 1890.

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

*Legislative Council Chamber,
Sydney, 10th September, 1890.* }

JOHN J. CALVERT,
Clerk of the Parliaments.

New South Wales.



ANNO QUINQUAGESIMO QUARTO

VICTORIÆ REGINÆ.

An Act to vest the property, in or upon the security of which the moneys belonging to the Officers' Provident Fund of the Australian Mutual Provident Society are or may be hereafter invested, in the trustees for the time being of such Fund, and for other purposes.

WHEREAS a Fund, intituled the "Officers' Provident Fund" (hereinafter called "the said Fund") was, in the year one thousand eight hundred and eighty-nine, established in Sydney by the Australian Mutual Provident Society (hereinafter called "the said Society") and by the officers for the time being of the said Society for the purpose of providing superannuation allowances, gratuities, and payments for the officers of the said Society. And whereas by deed of settlement of the said Fund bearing date the seventh day of May, one thousand eight hundred and eighty-nine, it was provided that the trustees of the said Fund should be the Chairman for the time being of the Board of Directors of the said Society, another Director for the time being of the said Society chosen by the Board of Directors of the said Society, the Actuary for the time being of the said Society, and the Chief Clerk for the time being at the head office of the said Society. And it was thereby further provided that the said Fund as defined in and constituted by the said Deed of Settlement should be invested in

Preamble.

Australian Mutual Provident Society's Officers' Provident Fund Trustees.

the names of any three of such trustees for the time being in or upon any of the public funds or securities of any of the Australasian Colonies, or on deposit in any bank carrying on business in the said Colonies and having been in existence twenty years, or upon mortgage
 5 of real estate in the said Colonies, and that the said trustees should have full liberty to vary or transpose such investments from time to time and for that purpose should have power to sign, seal, execute, and deliver all documents, deeds, reconveyances, discharges, and releases
 10 whatsoever for the better enabling them to deal with such investments and securities; but that the said trustees should in no wise be responsible for any losses under the said Deed of Settlement in connection with any investments or securities whatsoever. And it was thereby further provided that the trustees for the time being of the said Fund should have the complete management and control
 15 of all matters, things, and proceedings in connection with the said Fund and all the details connected therewith. And whereas Thomas Littlejohn, James Thomas Walker, and David Carment are the present trustees of the said Fund under the provisions of the said Deed of Settlement. And whereas in consequence of the death, resignation,
 20 or retirement from the Board of Directors of the said Society of such of the said trustees as are Directors of the said Society, and the appointment of other persons as Directors in their stead, and of the death, resignation, or retirement from their respective offices of the Actuary or Chief Clerk of the said Society, and the appointment of
 25 other persons to such offices in their stead, it may happen that other persons will, from time to time in accordance with the provisions of the said Deed of Settlement, in their respective capacities as Directors or officers of the said Society become trustees of the said Fund in the place of those so dying, resigning, or retiring; and upon every such
 30 change in the trustees of the said Fund the lands, tenements, hereditaments, securities, and property, in or upon the security of which the trustees of the said Fund might have invested the moneys belonging to or forming part of the said Fund, would in the absence of any special enactment in relation thereto have to be transferred from time
 35 to time to the person or persons so becoming trustee or trustees of the said Fund as the case may be whereby the titles thereto would become unnecessarily complicated and great expense would be occasioned to the said Fund. And whereas it is expedient that the lands, tenements, hereditaments, securities, and property, in or upon the security of
 40 which the moneys belonging to or forming part of the said Fund have been or may hereafter be from time to time invested, should be vested by operation of law in the trustees for the time being of the said Fund without requiring the same to be assigned, transferred, or conveyed to the new trustee or trustees on every change of trustees. And
 45 whereas these objects cannot be effected without the aid and authority of the Legislature: Be it therefore 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:—

50 1. The Chief Clerk of the said Society for the time being or, in case of his absence, one of the other trustees for the time being of the said Fund shall, within thirty days after the passing of this Act, cause a memorial of the names of the trustees for the time being of the said Fund (in the form or to the effect for that purpose set forth
 55 in the Schedule to this Act annexed) to be recorded in the office of the Registrar-General of this Colony, at Sydney. And when and so often as any person or persons shall become a trustee or trustees of the said Fund in the place of any theretofore existing trustee or trustees of the said Fund, then the Chief Clerk of the said Society for the time being

or

Memorial of names of trustees for time being to be registered. Supply of vacancies in office of trustee.

Australian Mutual Provident Society's Officers' Provident Fund Trustees.

or, in his absence, one of the other trustees for the time being of the said Fund shall, within thirty days thereafter, cause a like memorial of the names of the then trustees including such new trustee or trustees to be recorded as aforesaid.

5 2. Every such memorial shall be verified by the solemn declaration of the Chief Clerk of the said Society for the time being or, in case of his absence, then by the solemn declaration of one of the other existing trustees of the said Fund. Memorial to be verified by declaration.

10 3. The memorial so recorded shall be conclusive evidence of the persons named in such memorial as trustees of the said Fund being such trustees for the time being, and of the regularity of their appointment. Memorial to be conclusive evidence of the appointment of trustees.

15 4. From and after the passing of this Act the lands, tenements, hereditaments, securities, and all other property whatsoever, whether real or personal, in or upon the security of which the moneys belonging to or forming part of the said Fund or any part thereof, are now or may at any time hereafter be invested shall vest and be vested in the trustees of the said Fund for the time being by force of this Act and by virtue of their appointments merely without conveyance, assignment, or transfer, and the said trustees for the time being shall have the same powers and rights both at law and in equity with respect to the said lands, tenements, hereditaments, securities, and other property so vested in them as aforesaid as they would have if the same had been duly conveyed, assigned, or transferred to them. All property belonging to the Fund to be vested in the trustees for the time being.

25 5. In all cases where the trustees of the said Fund are authorized or empowered to execute any deed or other instrument or do any other act, matter, or thing, it shall be lawful for any three of the trustees for the time being to execute such deed or instrument or do any such other act, matter, or thing, and such deed or instrument, act, matter, or thing shall be deemed to be as valid and effectual as if the same had been executed or done by all the trustees for the time being. Any three of the trustees may execute deeds, &c.

30 6. This Act shall be styled and may be cited as the "Australian Mutual Provident Society's Officers' Provident Fund Trustees Act." Short title.

SCHEDULE.

35 Memorial of the names of the trustees of the Officers' Provident Fund of the Australian Mutual Provident Society to be recorded in the office of the Registrar-General of New South Wales, pursuant to an Act of the Parliament of the said Colony passed in the fifty-fourth year of the reign of Her present Majesty, intituled "*An Act to vest the property, in or upon the security of which the moneys belonging to the Officers' Provident Fund of the Australian Mutual Provident Society are or may be hereafter invested, in the trustees for the time being of such Fund, and for other purposes.*"

40 I of do solemnly and sincerely declare that the above memorial contains the names of the present trustees of the abovenamed Fund. And I make this solemn declaration conscientiously believing the same to be true, and by virtue of the provisions of an Act made and passed in the ninth year of the reign of Her present Majesty, intituled "*An Act for the more effectual abolition of oaths and affirmations taken and made in various departments of the Government of New South Wales, and to substitute declarations in lieu thereof, and for the more entire suppression of voluntary and extra-judicial oaths and affidavits.*"

50 Declared at , in the Colony aforesaid, the day of in the year of our Lord one thousand eight hundred and Before me

THE FIRST PART OF THE HISTORY OF THE
REIGN OF KING CHARLES THE FIRST

BY SAMUEL JOHNSON

LONDON: Printed by A. MILLAR, in Pall-mall, 1719.

IN TWO VOLUMES.

THE SECOND PART OF THE HISTORY OF THE
REIGN OF KING CHARLES THE FIRST

BY SAMUEL JOHNSON

LONDON: Printed by A. MILLAR, in Pall-mall, 1719.

IN TWO VOLUMES.

THE THIRD PART OF THE HISTORY OF THE
REIGN OF KING CHARLES THE FIRST

BY SAMUEL JOHNSON

LONDON: Printed by A. MILLAR, in Pall-mall, 1719.

IN TWO VOLUMES.

THE FOURTH PART OF THE HISTORY OF THE
REIGN OF KING CHARLES THE FIRST

BY SAMUEL JOHNSON

LONDON: Printed by A. MILLAR, in Pall-mall, 1719.

IN TWO VOLUMES.

THE FIFTH PART OF THE HISTORY OF THE
REIGN OF KING CHARLES THE FIRST

BY SAMUEL JOHNSON

LONDON: Printed by A. MILLAR, in Pall-mall, 1719.

IN TWO VOLUMES.

THE SIXTH PART OF THE HISTORY OF THE
REIGN OF KING CHARLES THE FIRST

BY SAMUEL JOHNSON

LONDON: Printed by A. MILLAR, in Pall-mall, 1719.

IN TWO VOLUMES.

THE SEVENTH PART OF THE HISTORY OF THE
REIGN OF KING CHARLES THE FIRST

BY SAMUEL JOHNSON

LONDON: Printed by A. MILLAR, in Pall-mall, 1719.

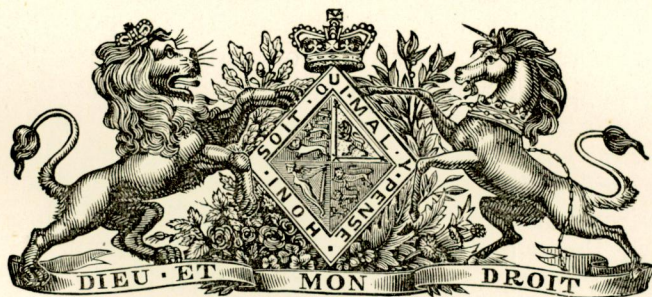
IN TWO VOLUMES.

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

*Legislative Council Chamber,
Sydney, 10th September, 1890. }*

JOHN J. CALVERT,
Clerk of the Parliaments.

New South Wales.



ANNO QUINQUAGESIMO QUARTO

VICTORIÆ REGINÆ.

An Act to vest the property, in or upon the security of which the moneys belonging to the Officers' Provident Fund of the Australian Mutual Provident Society are or may be hereafter invested, in the trustees for the time being of such Fund, and for other purposes.

WHEREAS a Fund, intituled the "Officers' Provident Fund" (hereinafter called "the said Fund") was, in the year one thousand eight hundred and eighty-nine, established in Sydney by the Australian Mutual Provident Society (hereinafter called "the said Society") and by the officers for the time being of the said Society for the purpose of providing superannuation allowances, gratuities, and payments for the officers of the said Society. And whereas by deed of settlement of the said Fund bearing date the seventh day of May, one thousand eight hundred and eighty-nine, it was provided that the trustees of the said Fund should be the Chairman for the time being of the Board of Directors of the said Society, another Director for the time being of the said Society chosen by the Board of Directors of the said Society, the Actuary for the time being of the said Society, and the Chief Clerk for the time being at the head office of the said Society. And it was thereby further provided that the said Fund as defined in and constituted by the said Deed of Settlement should be invested in

Preamble.

Australian Mutual Provident Society's Officers' Provident Fund Trustees.

the names of any three of such trustees for the time being in or upon any of the public funds or securities of any of the Australasian Colonies, or on deposit in any bank carrying on business in the said Colonies and having been in existence twenty years, or upon mortgage of real estate in the said Colonies, and that the said trustees should have full liberty to vary or transpose such investments from time to time and for that purpose should have power to sign, seal, execute, and deliver all documents, deeds, reconveyances, discharges, and releases whatsoever for the better enabling them to deal with such investments and securities; but that the said trustees should in no wise be responsible for any losses under the said Deed of Settlement in connection with any investments or securities whatsoever. And it was thereby further provided that the trustees for the time being of the said Fund should have the complete management and control of all matters, things, and proceedings in connection with the said Fund and all the details connected therewith. And whereas Thomas Littlejohn, James Thomas Walker, and David Carment are the present trustees of the said Fund under the provisions of the said Deed of Settlement. And whereas in consequence of the death, resignation, or retirement from the Board of Directors of the said Society of such of the said trustees as are Directors of the said Society, and the appointment of other persons as Directors in their stead, and of the death, resignation, or retirement from their respective offices of the Actuary or Chief Clerk of the said Society, and the appointment of other persons to such offices in their stead, it may happen that other persons will, from time to time in accordance with the provisions of the said Deed of Settlement, in their respective capacities as Directors or officers of the said Society become trustees of the said Fund in the place of those so dying, resigning, or retiring; and upon every such change in the trustees of the said Fund the lands, tenements, hereditaments, securities, and property, in or upon the security of which the trustees of the said Fund might have invested the moneys belonging to or forming part of the said Fund, would in the absence of any special enactment in relation thereto have to be transferred from time to time to the person or persons so becoming trustee or trustees of the said Fund as the case may be whereby the titles thereto would become unnecessarily complicated and great expense would be occasioned to the said Fund. And whereas it is expedient that the lands, tenements, hereditaments, securities, and property, in or upon the security of which the moneys belonging to or forming part of the said Fund have been or may hereafter be from time to time invested, should be vested by operation of law in the trustees for the time being of the said Fund without requiring the same to be assigned, transferred, or conveyed to the new trustee or trustees on every change of trustees. And whereas these objects cannot be effected without the aid and authority of the Legislature: Be it therefore 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. The Chief Clerk of the said Society for the time being or, in case of his absence, one of the other trustees for the time being of the said Fund shall, within thirty days after the passing of this Act, cause a memorial of the names of the trustees for the time being of the said Fund (in the form or to the effect for that purpose set forth in the Schedule to this Act annexed) to be recorded in the office of the Registrar-General of this Colony, at Sydney. And when and so often as any person or persons shall become a trustee or trustees of the said Fund in the place of any theretofore existing trustee or trustees of the said Fund, then the Chief Clerk of the said Society for the time being

Memorial of names of trustees for time being to be registered. Supply of vacancies in office of trustee.

or

Australian Mutual Provident Society's Officers' Provident Fund Trustees.

or, in his absence, one of the other trustees for the time being of the said Fund shall, within thirty days thereafter, cause a like memorial of the names of the then trustees including such new trustee or trustees to be recorded as aforesaid.

5 2. Every such memorial shall be verified by the solemn declaration of the Chief Clerk of the said Society for the time being or, in case of his absence, then by the solemn declaration of one of the other existing trustees of the said Fund. Memorial to be verified by declaration.

10 3. The memorial so recorded shall be conclusive evidence of the persons named in such memorial as trustees of the said Fund being such trustees for the time being, and of the regularity of their appointment. Memorial to be conclusive evidence of the appointment of trustees.

15 4. From and after the passing of this Act the lands, tenements, hereditaments, securities, and all other property whatsoever, whether real or personal, in or upon the security of which the moneys belonging to or forming part of the said Fund or any part thereof, are now or may at any time hereafter be invested shall vest and be vested in the trustees of the said Fund for the time being by force of this Act and by virtue of their appointments merely without conveyance, assignment, or transfer, and the said trustees for the time being shall have the same powers and rights both at law and in equity with respect to the said lands, tenements, hereditaments, securities, and other property so vested in them as aforesaid as they would have if the same had been duly conveyed, assigned, or transferred to them. All property belonging to the Fund to be vested in the trustees for the time being.

25 5. In all cases where the trustees of the said Fund are authorized or empowered to execute any deed or other instrument or do any other act, matter, or thing, it shall be lawful for any three of the trustees for the time being to execute such deed or instrument or do any such other act, matter, or thing, and such deed or instrument, act, matter, or thing shall be deemed to be as valid and effectual as if the same had been executed or done by all the trustees for the time being. Any three of the trustees may execute deeds, &c.

30 6. This Act shall be styled and may be cited as the "Australian Mutual Provident Society's Officers' Provident Fund Trustees Act." Short title.

SCHEDULE.

35 Memorial of the names of the trustees of the Officers' Provident Fund of the Australian Mutual Provident Society to be recorded in the office of the Registrar-General of New South Wales, pursuant to an Act of the Parliament of the said Colony passed in the fifty-fourth year of the reign of Her present Majesty, intituled "*An Act to vest the property, in or upon the security of which the moneys belonging to the Officers' Provident Fund of the Australian Mutual Provident Society are or may be hereafter invested, in the trustees for the time being of such Fund, and for other purposes.*"

40 I of do solemnly and sincerely declare that the above memorial contains the names of the present trustees of the abovenamed Fund. And I make this solemn declaration conscientiously believing the same to be true, and by virtue of the provisions of an Act made and passed in the ninth year of the reign of Her present Majesty, intituled "*An Act for the more effectual abolition of oaths and affirmations taken and made in various departments of the Government of New South Wales, and to substitute declarations in lieu thereof, and for the more entire suppression of voluntary and extra-judicial oaths and affidavits.*"

50 Declared at , in the Colony aforesaid, the day of in the year of our Lord one thousand eight hundred and Before me

Legislative Council.

54^o VICTORIÆ, 1890.

A BILL

To vest the property, in or upon the security of which the moneys belonging to the Officers' Provident Fund of the Australian Mutual Provident Society are or may be hereafter invested, in the trustees for the time being of such Fund, and for other purposes.

(As amended and agreed to in Select Committee.)

WHEREAS a Fund, intituled the "Officers' Provident Fund" Preamble.
(hereinafter called "the said Fund") was, in the year one thousand eight hundred and eighty-nine, established in Sydney by the Australian Mutual Provident Society (hereinafter called "the said Society") and by the officers for the time being of the said Society for the purpose of providing superannuation allowances, gratuities, and payments for the officers of the said Society. And whereas by deed of settlement of the said Fund bearing date the seventh day of May, one thousand eight hundred and eighty-nine, it was provided that the trustees of the said Fund should be the Chairman for the time being of the Board of Directors of the said Society, another Director for the time being of the said Society chosen by the Board of Directors of the said Society, the Actuary for the time being of the said Society, and the Chief Clerk for the time being at the head office of the said Society.
And it was thereby further provided that the said Fund as defined in and constituted by the said Deed of Settlement should be invested in

c 65—

the

NOTE.—The words to be omitted are ruled through.

the names of any three of such trustees for the time being in or upon any of the public funds or securities of any of the Australasian Colonies, or on deposit in any bank carrying on business in the said Colonies and having been in existence twenty years, or upon mortgage of real estate in the said Colonies, and that the said trustees should have full liberty to vary or transpose such investments from time to time and for that purpose should have power to sign, seal, execute, and deliver all documents, deeds, reconveyances, discharges, and releases whatsoever for the better enabling them to deal with such investments and securities; but that the said trustees should in no wise be responsible for any losses under the said Deed of Settlement in connection with any investments or securities whatsoever. And it was thereby further provided that the trustees for the time being of the said Fund should have the complete management and control of all matters, things, and proceedings in connection with the said Fund and all the details connected therewith. And whereas Thomas Littlejohn, James Thomas Walker, ~~Morrice Alexander Black~~, and David Carment are the present trustees of the said Fund under the provisions of the said Deed of Settlement. And whereas in consequence of the death, resignation, or retirement from the Board of Directors of the said Society of such of the said trustees as are Directors of the said Society, and the appointment of other persons as Directors in their stead, and of the death, resignation, or retirement from their respective offices of the Actuary or Chief Clerk of the said Society, and the appointment of other persons to such offices in their stead, it may happen that other persons will, from time to time in accordance with the provisions of the said Deed of Settlement, in their respective capacities as Directors or officers of the said Society become trustees of the said Fund in the place of those so dying, resigning, or retiring; and upon every such change in the trustees of the said Fund the lands, tenements, hereditaments, securities, and property, in or upon the security of which the trustees of the said Fund might have invested the moneys belonging to or forming part of the said Fund, would in the absence of any special enactment in relation thereto have to be transferred from time to time to the person or persons so becoming trustee or trustees of the said Fund as the case may be whereby the titles thereto would become unnecessarily complicated and great expense would be occasioned to the said Fund. And whereas it is expedient that the lands, tenements, hereditaments, securities, and property, in or upon the security of which the moneys belonging to or forming part of the said Fund have been or may hereafter be from time to time invested, should be vested by operation of law in the trustees for the time being of the said Fund without requiring the same to be assigned, transferred, or conveyed to the new trustee or trustees on every change of trustees. And whereas these objects cannot be effected without the aid and authority of the Legislature: Be it therefore 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:—

Memorial of names of trustees for time being to be registered. Supply of vacancies in office of trustee.

1. The Chief Clerk of the said Society for the time being or, in case of his absence, one of the other trustees for the time being of the said Fund shall, within thirty days after the passing of this Act, cause a memorial of the names of the trustees for the time being of the said Fund (in the form or to the effect for that purpose set forth in the Schedule to this Act annexed) to be recorded in the office of the Registrar-General of this Colony, at Sydney. And when and so often as any person or persons shall become a trustee or trustees of the said Fund in the place of any theretofore existing trustee or trustees of the said Fund, then the Chief Clerk of the said Society for the time being

or

or, in his absence, one of the other trustees for the time being of the said Fund shall, within thirty days thereafter, cause a like memorial of the names of the then trustees including such new trustee or trustees to be recorded as aforesaid.

5 2. Every such memorial shall be verified by the solemn declaration of the Chief Clerk of the said Society for the time being or, in case of his absence, then by the solemn declaration of one of the other existing trustees of the said Fund. Memorial to be verified by declaration.

10 3. The memorial so recorded shall be conclusive evidence of the persons named in such memorial as trustees of the said Fund being such trustees for the time being, and of the regularity of their appointment. Memorial to be conclusive evidence of the appointment of trustees.

4. From and after the passing of this Act the lands, tenements, hereditaments, securities, and all other property whatsoever, whether real or personal, in or upon the security of which the moneys belonging to or forming part of the said Fund or any part thereof, are now or may at any time hereafter be invested shall vest and be vested in the trustees of the said Fund for the time being by force of this Act and by virtue of their appointments merely without conveyance assignment, or transfer, and the said trustees for the time being shall have the same powers and rights both at law and in equity with respect to the said lands, tenements, hereditaments, securities, and other property so vested in them as aforesaid as they would have if the same had been duly conveyed, assigned, or transferred to them. All property belonging to the Fund to be vested in the trustees for the time being.

25 5. In all cases where the trustees of the said Fund are authorized or empowered to execute any deed or other instrument or do any other act, matter, or thing, it shall be lawful for any three of the trustees for the time being to execute such deed or instrument or do any such other act, matter, or thing, and such deed or instrument, act, matter, or thing shall be deemed to be as valid and effectual as if the same had been executed or done by all the trustees for the time being. Any three of the trustees may execute deeds, &c.

6. This Act shall be styled and may be cited as the "Australian Mutual Provident Society's Officers' Provident Fund Trustees Act." Short title.

SCHEDULE.

35 Memorial of the names of the trustees of the Officers' Provident Fund of the Australian Mutual Provident Society to be recorded in the office of the Registrar-General of New South Wales, pursuant to an Act of the Parliament of the said Colony passed in the *fifty-fourth* year of the reign of Her present Majesty, intituled "*An Act to vest the property, in or upon the security of which the moneys belonging to the Officers' Provident Fund of the Australian Mutual Provident Society are or may be hereafter invested, in the trustees for the time being of such Fund and for other purposes.*"

40 I of do solemnly and sincerely declare that the above memorial contains the names of the present trustees of the abovenamed Fund. And I make this solemn declaration conscientiously believing the same to be true, and by virtue of the provisions of an Act made and passed in the ninth year of the reign of Her present Majesty, intituled "*An Act for the more effectual abolition of oaths and affirmations taken and made in various departments of the Government of New South Wales, and to substitute declarations in lieu thereof, and for the more entire suppression of voluntary and extra-judicial oaths and affidavits.*"

50 Declared at , in the Colony aforesaid, the day of
in the year of our Lord one thousand eight hundred and
Before me

Legislative Council.

54^o VICTORIÆ, 1890.

A BILL

To vest the property, in or upon the security of which the moneys belonging to the Officers' Provident Fund of the Australian Mutual Provident Society are or may be hereafter invested, in the trustees for the time being of such Fund, and for other purposes.

(As amended and agreed to in Select Committee.)

WHEREAS a Fund, intituled the "Officers' Provident Fund" Preamble.
(hereinafter called "the said Fund") was, in the year one thousand eight hundred and eighty-nine, established in Sydney by the Australian Mutual Provident Society (hereinafter called "the said Society") and by the officers for the time being of the said Society for the purpose of providing superannuation allowances, gratuities, and payments for the officers of the said Society. And whereas by deed of settlement of the said Fund bearing date the seventh day of May, one thousand eight hundred and eighty-nine, it was provided that the trustees of the said Fund should be the Chairman for the time being of the Board of Directors of the said Society, another Director for the time being of the said Society chosen by the Board of Directors of the said Society, the Actuary for the time being of the said Society, and the Chief Clerk for the time being at the head office of the said Society.
And it was thereby further provided that the said Fund as defined in and constituted by the said Deed of Settlement should be invested in

5
10
15

c 65— the

NOTE.—The words to be omitted are ruled through.

the names of any three of such trustees for the time being in or upon any of the public funds or securities of any of the Australasian Colonies, or on deposit in any bank carrying on business in the said Colonies and having been in existence twenty years, or upon mortgage of real estate in the said Colonies, and that the said trustees should 5 have full liberty to vary or transpose such investments from time to time and for that purpose should have power to sign, seal, execute, and deliver all documents, deeds, reconveyances, discharges, and releases whatsoever for the better enabling them to deal with such investments and securities; but that the said trustees should in no wise be respon- 10 sible for any losses under the said Deed of Settlement in connection with any investments or securities whatsoever. And it was thereby further provided that the trustees for the time being of the said Fund should have the complete management and control of all matters, things, and proceedings in connection with the said Fund and all the 15 details connected therewith. And whereas Thomas Littlejohn, James Thomas Walker, ~~Morrice Alexander Black~~, and David Carment are the present trustees of the said Fund under the provisions of the said Deed of Settlement. And whereas in consequence of the death, resignation, or retirement from the Board of Directors of the said Society of such 20 of the said trustees as are Directors of the said Society, and the appointment of other persons as Directors in their stead, and of the death, resignation, or retirement from their respective offices of the Actuary or Chief Clerk of the said Society, and the appointment of other persons to such offices in their stead, it may happen that other 25 persons will, from time to time in accordance with the provisions of the said Deed of Settlement, in their respective capacities as Directors or officers of the said Society become trustees of the said Fund in the place of those so dying, resigning, or retiring; and upon every such change in the trustees of the said Fund the lands, tenements, heredita- 30 ments, securities, and property, in or upon the security of which the trustees of the said Fund might have invested the moneys belonging to or forming part of the said Fund, would in the absence of any special enactment in relation thereto have to be transferred from time to time to the person or persons so becoming trustee or trustees of the 35 said Fund as the case may be whereby the titles thereto would become unnecessarily complicated and great expense would be occasioned to the said Fund. And whereas it is expedient that the lands, tenements, hereditaments, securities, and property, in or upon the security of which the moneys belonging to or forming part of the said Fund have 40 been or may hereafter be from time to time invested, should be vested by operation of law in the trustees for the time being of the said Fund without requiring the same to be assigned, transferred, or conveyed to the new trustee or trustees on every change of trustees. And whereas these objects cannot be effected without the aid and authority 45 of the Legislature: Be it therefore 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:—

Memorial of names
of trustees for time
being to be registered.
Supply of vacancies
in office of trustee.

1. The Chief Clerk of the said Society for the time being or, 50 in case of his absence, one of the other trustees for the time being of the said Fund shall, within thirty days after the passing of this Act, cause a memorial of the names of the trustees for the time being of the said Fund (in the form or to the effect for that purpose set forth in the Schedule to this Act annexed) to be recorded in the office of the 55 Registrar-General of this Colony, at Sydney. And when and so often as any person or persons shall become a trustee or trustees of the said Fund in the place of any theretofore existing trustee or trustees of the said Fund, then the Chief Clerk of the said Society for the time being

or

or, in his absence, one of the other trustees for the time being of the said Fund shall, within thirty days thereafter, cause a like memorial of the names of the then trustees including such new trustee or trustees to be recorded as aforesaid.

5 2. Every such memorial shall be verified by the solemn declaration of the Chief Clerk of the said Society for the time being or, in case of his absence, then by the solemn declaration of one of the other existing trustees of the said Fund. Memorial to be verified by declaration.

10 3. The memorial so recorded shall be conclusive evidence of the persons named in such memorial as trustees of the said Fund being such trustees for the time being, and of the regularity of their appointment. Memorial to be conclusive evidence of the appointment of trustees.

15 4. From and after the passing of this Act the lands, tenements, hereditaments, securities, and all other property whatsoever, whether real or personal, in or upon the security of which the moneys belonging to or forming part of the said Fund or any part thereof, are now or may at any time hereafter be invested shall vest and be vested in the trustees of the said Fund for the time being by force of this Act and by virtue of their appointments merely without conveyance assignment, or transfer, and the said trustees for the time being shall have the same powers and rights both at law and in equity with respect to the said lands, tenements, hereditaments, securities, and other property so vested in them as aforesaid as they would have if the same had been duly conveyed, assigned, or transferred to them. All property belonging to the Fund to be vested in the trustees for the time being.

20 5. In all cases where the trustees of the said Fund are authorized or empowered to execute any deed or other instrument or do any other act, matter, or thing, it shall be lawful for any three of the trustees for the time being to execute such deed or instrument or do any such other act, matter, or thing, and such deed or instrument, act, matter, or thing shall be deemed to be as valid and effectual as if the same had been executed or done by all the trustees for the time being. Any three of the trustees may execute deeds, &c.

30 6. This Act shall be styled and may be cited as the "Australian Mutual Provident Society's Officers' Provident Fund Trustees Act." Short title.

SCHEDULE.

35 Memorial of the names of the trustees of the Officers' Provident Fund of the Australian Mutual Provident Society to be recorded in the office of the Registrar-General of New South Wales, pursuant to an Act of the Parliament of the said Colony passed in the *fifty-fourth* year of the reign of Her present Majesty, intituled "*An Act to vest the property, in or upon the security of which the moneys belonging to the Officers' Provident Fund of the Australian Mutual Provident Society are or may be hereafter invested, in the trustees for the time being of such Fund and for other purposes.*"

40 I of do solemnly and sincerely declare that the above memorial contains the names of the present trustees of the abovenamed Fund. And I make this solemn declaration conscientiously believing the same to be true, and by virtue of the provisions of an Act made and passed in the ninth year of the reign of Her present Majesty, intituled "*An Act for the more effectual abolition of oaths and affirmations taken and made in various departments of the Government of New South Wales, and to substitute declarations in lieu thereof, and for the more entire suppression of voluntary and extra-judicial oaths and affidavits.*"

50 Declared at , in the Colony aforesaid, the day of in the year of our Lord one thousand eight hundred and Before me

