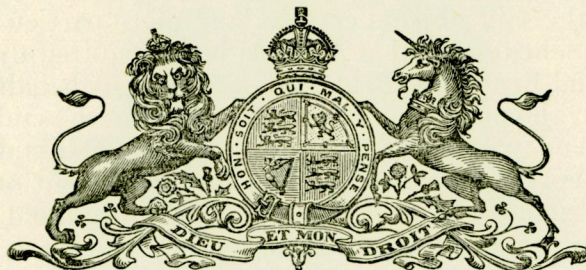


This PUBLIC BILL originated in the LEGISLATIVE ASSEMBLY, and, having this day passed, is now ready for presentation to the LEGISLATIVE COUNCIL for its concurrence.

*Legislative Assembly Chamber,
Sydney, 18 September, 1902, A.M. }*

F. W. WEBB,
Clerk of the Legislative Assembly.

New South Wales.



ANNO SECUNDO

EDWARDI VII REGIS.

Act No. , 1902.

An Act to establish an orphanage, to be known as the Eddy orphanage, for the care of the orphans of railway and tramway employees so employed under the Government Railways Act of 1888; to provide for the boarding out of such orphans to their relatives or others; to appoint trustees for the said orphanage; funds of the said orphanage, and to vest land in the said trustees; to acquire, hold, sell, convey, and otherwise deal with such lands, and to erect buildings thereon; and further to provide for the government and management of such orphanage; and for other purposes incidental to and consequent upon the said object.

(As amended and agreed to in Select Committee.)

WHEREAS certain moneys have been subscribed by divers persons Preamble.
for the purpose of providing a memorial to perpetuate the
memory of the late Edward Miller Gard Eddy, sometime the Chief
Railway Commissioner of New South Wales: And whereas it is desired
5 by the persons so subscribing that the said purpose be carried into
1583 effect
127—A

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

Eddy Orphanage.

effect by the establishment of an orphanage to be known as the Eddy Railway Orphanage, having for its object the reception, care, control, **boarding out**, and education of orphans of persons employed by the Railway Commissioners of New South Wales: And whereas in 5 furtherance of such desire and for the purpose of erecting a suitable buildings for carrying out the said objects certain land more particularly described in the First Schedule to this Act has been acquired by Thomas Hall, John Parry, and Ernest Burfield Taylor, for and on behalf of the said orphanage and for the purpose of carrying into effect the said 10 desire of the subscribers: And whereas it is desirable to vest the said land in the said Commissioners as trustees for and for the benefit of the said orphanage, and to enable the said trustees to acquire, hold, sell, convey, and otherwise dispose of the said land and other property for the benefit of the said orphanage: And whereas it is desirable to 15 constitute a board of management for the control and government of the said orphanage, and for the purposes of this Act: Be it therefore enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of 20 the same, as follows:—

1. This Act may be cited as the "Eddy Orphanage Act, 1902." Short title.

2. In this Act, unless the context otherwise requires,—

"Board" means the board of management elected under this Act, and includes the board of management existing at the 25 commencement of this Act and named and described in the Second Schedule to this Act.

Interpretation.

"Commissioners" means Railway Commissioners of New South Wales.

"Minister" means the Colonial Secretary.

30 "Orphan" means child whose father or mother is dead, and was at the time of his or her death a railway or tramway employee so employed under the Government Railways Act of 1888, whether such death occurred before or after the commencement of this Act.

35 "Orphanage" means Eddy Railway Orphanage, as established by this Act.

3. There is hereby established an orphanage to be called the "Eddy Railway Orphanage," for the purpose of receiving, caring for, 40 controlling, and educating such orphans as may be received into the orphanage under the provisions of this Act: Establishment of orphanage.

Provided that the maximum number of orphans so received and cared for in each such building erected for the purposes of the orphanage shall not exceed thirty in number.

4. The Commissioners are hereby constituted trustees of the 45 orphanage. Commissioners to be trustees.

5.

Eddy Orphanage.

5. The said Thomas Hall, John Parry, and Ernest Burfield Taylor are hereby divested of all their estate and interest in the land described in the First Schedule hereto, and of all moneys subscribed for the purpose of providing a memorial to perpetuate the memory of the late Edward Miller Gard Eddy, and of all property and securities for money acquired by means of any moneys so subscribed; and the said land, moneys, property, and securities are hereby vested in the said trustees for the benefit of the orphanage.

Certain persons
divested of estate in
lands and property.

6. The said trustees may acquire, hold, sell, convey, assign, and otherwise dispose of the land, moneys, property, and securities so vested in them as aforesaid, and all other lands, money, property, and securities for money which may from time to time be vested in or come into the possession of them or any person whomsoever for the benefit of the orphanage.

Trustees may deal
with lands.

7. Every person employed by the Commissioners who within twelve months immediately preceding the date of an annual general meeting to be held as hereinafter provided has paid to the secretary of the orphanage a sum of not less than one shilling, and every person not being such an employee, who within the said period has paid to the said secretary a sum of not less than ten shillings, shall be deemed to be a subscriber for the purpose of this Act.

Subscribers.

8. An annual general meeting of the subscribers to the said orphanage, shall be held in the month of July in each year.

Annual general
meeting to be held
in July.

A notice of the date of such meeting shall be published in two daily newspapers circulating in Sydney, at least twenty-one days before the said date, and at such meeting twenty subscribers shall form a quorum.

The president of the board, and in his absence any subscriber chosen by the subscribers present, shall preside at the meeting.

At such meeting the reports and audited accounts of the past year shall be presented and considered, and such other business transacted as in the interests of the orphanage may be brought before the meeting.

9. A board of management, consisting of a president, two vice-presidents, treasurer, secretary, and twelve members, all of whom shall be persons employed by the Commissioners, shall be elected at an annual general meeting, and shall hold office until their successors are elected at the next annual general meeting. But until the first annual general meeting after the commencement of this Act the persons named in the Second Schedule hereto as holding the respective offices set opposite their names shall constitute the board.

Board of
management.

For the purpose of and at any such election only such subscribers as are employed by the Commissioners shall be qualified to nominate candidates or to vote.

Any two of such subscribers may nominate a candidate by notice in writing to the secretary, given not less than fourteen days before the date of the annual general meeting.

The

Eddy Orphanage.

The existing board shall prescribe the manner in which the first election shall be carried out, and all future elections shall be carried out as prescribed by regulations.

5 **10.** Any vacancy in the board occurring between the holding Election to vacancies.
of any two annual general meetings shall be filled by election by the board. The person so elected shall hold office until his successor is elected at the next annual general meeting.

10 **11.** The board, subject to the powers hereby conferred on the Powers of board of
said trustees, shall have full power and authority to manage the affairs management.
of the orphanage, and to admit to the orphanage such orphans as they deem fit; and until any orphan so admitted attains the age of fourteen years, the board shall have such powers over the orphan as are vested in the person who is by law the natural or appointed guardian of the orphan, to the exclusion of the powers of such guardian.

15 **12.** Notwithstanding anything in this Act, the orphanage shall Visitation and
be visited and inspected once at least in every year by an officer inspection.
appointed by the Minister.

20 ~~12.~~ **13.** All actions, suits, and other proceedings whatsoever relating Proceedings by and
to the orphanage may be commenced and prosecuted by or against the against trustees.
president of the board, who shall be indemnified in respect of the same by the said trustees and reimbursed out of the funds of the orphanage for any liability thereby incurred by him.

~~13.~~ **14.** The board may make regulations —

Regulations.

25 (a) For calling a meeting of the subscribers other than an annual
general meeting, and prescribing the business to be transacted
at any such meeting.

(b) Prescribing the manner in which elections of the board shall
be carried out.

30 (c) For the appointment, remuneration, and removal of all paid
officers of the orphanage, and defining their duties.

(d) **For the boarding out of children qualified under this Act.**

(e) (d) For appointing such committees and honorary officers as
they may think necessary, and defining the terms of such
appointment.

35 (e) (f) For prescribing the methods by which its own business shall
be conducted.

(f) (g) For facilitating and controlling generally the well-being and
good government of the orphanage according to the true
intent and meaning of this Act.

SCHEDULES.

Eddy Orphanage.

SCHEDULES.

FIRST SCHEDULE.

All that piece or parcel of land situated at Thornleigh, in the parish of South Colah, and county of Cumberland, containing six acres or thereabouts: Commencing on
 5 the north-eastern side of Wells-street, at its intersection with The Esplanade; and bounded thence on the south-east by The Esplanade, being lines bearing north-easterly ninety-nine feet four inches and three hundred and fourteen feet nine and one-half inches to a street sixty-six feet wide; on the north-east by that street bearing north-westerly six hundred and thirty feet nine inches to Lovett-street; on the north-west by that street
 10 bearing south-westerly four hundred and thirteen feet five and one-quarter inches to Wells-street aforesaid; and on the south-west by that street bearing south-easterly six hundred and forty-two feet three and one-half inches to the point of commencement, being part of six hundred and forty acres (portion twenty-seven of parish), delineated in the public map of the said parish, deposited in the office of the Surveyor-General,
 15 originally granted to George Henry Thorn by Crown grant, dated the fifteenth day of April, one thousand eight hundred and forty, and being the whole of the land described in certificate of title, volume one thousand two hundred and eighty-seven, folio one hundred and ninety-four, in the names of Thomas Hall, of Thornleigh, Chief Accountant to the Railway Commissioners of New South Wales, John Parry, of Strathfield, Outdoor
 20 Superintendent of the said Railway Commissioners, and Ernest Burfield Taylor, of Summer Hill, Cashier in the service of the said Railway Commissioners, as joint tenants.

SECOND SCHEDULE.

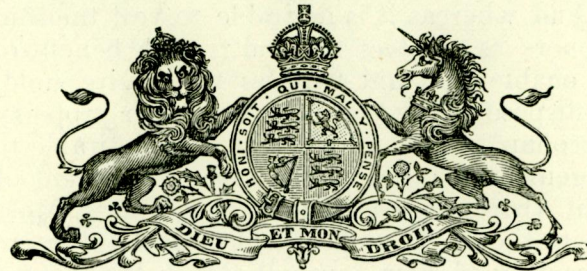
	Thomas Hall, President.	
	Hugh McLachlan, Vice-President.	
25	Henry Bryant Howe, Vice-President.	
	John Parry, Treasurer.	
	Ernest Burfield Taylor, Secretary.	
	John Douglas,	} Members.
	Charles Paull,	
30	Alfred Edmund Blakey,	
	Henry Darke,	
	William Montgomery Lackey,	
	Sidney Young,	
	John Kneeshaw,	
35	James Reid,	
	Edward Pyman,	
	Edward Silcocks,	
	John Thomas Eagle,	
	Thomas Felix Ryan,	

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.

Legislative Assembly Chamber,
Sydney, 18 September, 1902, A.M. }

F. W. WEBB,
Clerk of the Legislative Assembly.

New South Wales.



ANNO SECUNDO

EDWARDI VII REGIS.

Act No. , 1902.

An Act to establish an orphanage, to be known as the Eddy orphanage, for the care of the orphans of railway and tramway employees so employed under the Government Railways Act of 1888; to appoint trustees for the said orphanage; to vest land in the said trustees; to acquire, hold, sell, convey, and otherwise deal with such lands, and to erect buildings thereon; and further to provide for the government and management of such orphanage; and for other purposes incidental to and consequent upon the said object.

WHEREAS certain moneys have been subscribed by divers persons Preamble.
for the purpose of providing a memorial to perpetuate the memory of the late Edward Miller Gard Eddy, sometime the Chief Railway Commissioner of New South Wales: And whereas it is desired
5 by the persons so subscribing that the said purpose be carried into
effect

Eddy Orphanage.

effect by the establishment of an orphanage to be known as the Eddy Railway Orphanage, having for its object the reception, care, control, and education of orphans of persons employed by the Railway Commissioners of New South Wales: And whereas in furtherance of 5 such desire and for the purpose of erecting a suitable building for carrying out the said object certain land more particularly described in the First Schedule to this Act has been acquired by Thomas Hall, John Parry, and Ernest Burfield Taylor, for and on behalf of the said orphanage and for the purpose of carrying into effect the said 10 desire of the subscribers: And whereas it is desirable to vest the said land in the said Commissioners as trustees for and for the benefit of the said orphanage, and to enable the said trustees to acquire, hold, sell, convey, and otherwise dispose of the said land and other property for the benefit of the said orphanage: And whereas it is desirable to 15 constitute a board of management for the control and government of the said orphanage: Be it therefore enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

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2. In this Act, unless the context otherwise requires,— Interpretation.
 "Board" means the board of management elected under this Act, and includes the board of management existing at the commencement of this Act and named and described in the 25 Second Schedule to this Act.
 "Commissioners" means Railway Commissioners of New South Wales.
 "Orphan" means child whose father or mother is dead, and was at the time of his or her death a railway or tramway employee 30 so employed under the Government Railways Act of 1888, whether such death occurred before or after the commencement of this Act.
 "Orphanage" means Eddy Railway Orphanage, as established by this Act.
- 35 3. There is hereby established an orphanage to be called the Establishment of orphanage.
 "Eddy Railway Orphanage," for the purpose of receiving, caring for, controlling, and educating such orphans as may be received into the orphanage under the provisions of this Act.
- 40 4. The Commissioners are hereby constituted trustees of the Commissioners to be trustees.
 orphanage.
5. The said Thomas Hall, John Parry, and Ernest Burfield Certain persons divested of estate in lands and property.
 Taylor are hereby divested of all their estate and interest in the land described in the First Schedule hereto, and of all moneys subscribed for the purpose of providing a memorial to perpetuate the memory of 45 the late Edward Miller Gard Eddy, and of all property and securities for

Eddy Orphanage.

for money acquired by means of any moneys so subscribed; and the said land, moneys, property, and securities are hereby vested in the said trustees for the benefit of the orphanage.

6. The said trustees may acquire, hold, sell, convey, assign, and otherwise dispose of the land, moneys, property, and securities so vested in them as aforesaid, and all other lands, money, property, and securities for money which may from time to time be vested in or come into the possession of them or any person whomsoever for the benefit of the orphanage.

Trustees may deal with lands.

7. Every person employed by the Commissioners who within twelve months immediately preceding the date of an annual general meeting to be held as hereinafter provided has paid to the secretary of the orphanage a sum of not less than one shilling, and every person not being such an employee, who within the said period has paid to the said secretary a sum of not less than ten shillings, shall be deemed to be a subscriber for the purpose of this Act.

Subscribers.

8. An annual general meeting of the subscribers to the said orphanage, shall be held in the month of July in each year.

Annual general meeting to be held in July.

A notice of the date of such meeting shall be published in two daily newspapers circulating in Sydney, at least twenty-one days before the said date, and at such meeting twenty subscribers shall form a quorum.

The president of the board, and in his absence any subscriber chosen by the subscribers present, shall preside at the meeting.

At such meeting the reports and audited accounts of the past year shall be presented and considered, and such other business transacted as in the interests of the orphanage may be brought before the meeting.

9. A board of management, consisting of a president, two vice-presidents, treasurer, secretary, and twelve members, all of whom shall be persons employed by the Commissioners, shall be elected at an annual general meeting, and shall hold office until their successors are elected at the next annual general meeting. But until the first annual general meeting after the commencement of this Act the persons named in the Second Schedule hereto as holding the respective offices set opposite their names shall constitute the board.

Board of management.

For the purpose of and at any such election only such subscribers as are employed by the Commissioners shall be qualified to nominate candidates or to vote.

Any two of such subscribers may nominate a candidate by notice in writing to the secretary, given not less than fourteen days before the date of the annual general meeting.

The existing board shall prescribe the manner in which the first election shall be carried out, and all future elections shall be carried out as prescribed by regulations.

Eddy Orphanage.

10. Any vacancy in the board occurring between the holding of any two annual general meetings shall be filled by election by the board. The person so elected shall hold office until his successor is elected at the next annual general meeting. Election to vacancies.

5 11. The board, subject to the powers hereby conferred on the said trustees, shall have full power and authority to manage the affairs of the orphanage, and to admit to the orphanage such orphans as they deem fit; and until any orphan so admitted attains the age of fourteen years, the board shall have such powers over the orphan as are vested Powers of board of management.
10 in the person who is by law the natural or appointed guardian of the orphan, to the exclusion of the powers of such guardian.

12. All actions, suits, and other proceedings whatsoever relating to the orphanage may be commenced and prosecuted by or against the president of the board, who shall be indemnified in respect of the same Proceedings by and against trustees.
15 by the said trustees and reimbursed out of the funds of the orphanage for any liability thereby incurred by him.

13. The board may make regulations — Regulations.

(a) For calling a meeting of the subscribers other than an annual general meeting, and prescribing the business to be transacted
20 at any such meeting.

(b) Prescribing the manner in which elections of the board shall be carried out.

(c) For the appointment, remuneration, and removal of all paid officers of the orphanage, and defining their duties.

25 (d) For appointing such committees and honorary officers as they may think necessary, and defining the terms of such appointment.

(e) For prescribing the methods by which its own business shall be conducted.

30 (f) For facilitating and controlling generally the well-being and good government of the orphanage according to the true intent and meaning of this Act.

Eddy Orphanage.

SCHEDULES.

FIRST SCHEDULE.

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SECOND SCHEDULE.

	Thomas Hall, President.	
	Hugh McLachlan, Vice-President.	
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	John Parry, Treasurer.	
	Ernest Burfield Taylor, Secretary.	
	John Douglas,	} Members.
	Charles Paull,	
30	Alfred Edmund Blakey,	
	Henry Darke,	
	William Montgomery Lackey,	
	Sidney Young,	
35	John Kneeshaw,	
	James Reid,	
	Edward Pyman,	
	Edward Silcocks,	
	John Thomas Eagle,	
	Thomas Felix Ryan,	

