

NEWCASTLE HOSPITAL BILL.

SCHEDULE of the Amendments referred to in Message of 14 September, 1915.

- Page 3, clause 8, line 34. Omit "twenty" insert "twenty-two"
Page 3, clause 8, line 35. Omit "eleven" insert "ten"
Page 3, clause 8, line 36. Omit "three" insert "four"
Page 3, clause 8, line 38. Omit "three" insert "four"
Page 4, clause 8, line 1. Omit "three" insert "four"
Page 4, clause 9, line 6. Omit "nine" insert "twelve"
Page 4, clause 9, line 7. Omit "eleven" insert "ten"
Page 4, clause 11, line 18. Omit "nine" insert "twelve"
Page 4, clause 11, line 20. Omit "nine" insert "twelve"
Page 6. Omit clause 19.
-

THE STATE OF TEXAS,

COUNTY OF _____

Know all men by these presents, that _____

of the County of _____ State of Texas,

do hereby certify that _____

is the true and correct copy of _____

as the same appears by _____

and the original of _____

is on file in my office _____

this _____ day of _____

19____.

Notary Public in and for the State of Texas.

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

W. L. S. COOPER,
Clerk of the Parliaments.

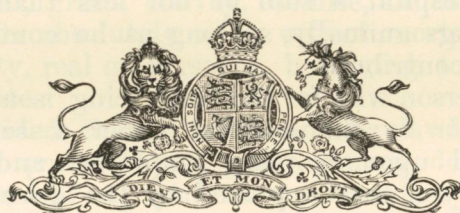
*Legislative Council Chamber,
Sydney, 1st September, 1915.*

The LEGISLATIVE ASSEMBLY has this day agreed to this Bill with Amendments.

W. S. MOWLE,
Acting Clerk of the Legislative Assembly.

*Legislative Assembly Chamber,
Sydney, 14 September, 1915.*

New South Wales.



ANNO SEXTO

GEORGI V REGIS.

Act No. , 1915.

An Act to incorporate, regulate, and otherwise promote the objects of the Newcastle Hospital; to provide for the disposal of unclaimed moneys of patients who die in that hospital; to amend the Public Hospitals Act, 1898, and the Truck Act of 1900; and for purposes consequent thereon or incidental thereto.

35457

c 245—A

BE

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

Newcastle Hospital.

BE it enacted by the King's Most Excellent Majesty,
by and with the advice and consent of the Legis-
lative Council and Legislative Assembly of New South
Wales in Parliament assembled, and by the authority of
5 the same, as follows :—

Preliminary.

1. (1) This Act may be cited as the "Newcastle Short title.
Hospital Act, 1915."

(2) In this Act, unless the context otherwise Definitions.
10 requires,—

"Board" means board of directors of the hospital ;

"Hospital" means the Newcastle Hospital.

"Member" means—

15 (a) any person who contributes to the support of
the hospital a sum of not less than ten
shillings annually, so long as he continues
to so contribute ;

20 (b) any person who for the time being is a con-
tributor to the hospital under a scheme
agreed upon by any employer and his
employee, and approved by the governing
body for the time being of the hospital, and
hereinafter referred to as an "industrial
contribution scheme" ; and

25 (c) any contributor to the hospital of not less
than ten pounds in one sum.

2. The provisions of the Public Hospitals Act, 1898, Public
Hospitals
Act, 1898, not
to apply.
shall not apply to the Newcastle Hospital ; and the
Second Schedule to the said Act is amended by omitting
30 the words "Newcastle—11 Vic., No. 59" :

Provided that all rules relating to the Newcastle
Hospital in force at the commencement of this Act
shall remain in force until altered or repealed by by-
laws made under the provisions of this Act.

35 **3.** The Truck Act of 1900 shall not apply to any Truck Act
not to apply.
industrial contribution scheme.

The hospital.

4. The members shall by the name of "the New- Members to
be corporate
body.
castle Hospital" be a body corporate which shall have
perpetual

Newcastle Hospital.

perpetual succession and a common seal, and under that name may sue and be sued, proceed and be proceeded against in all courts.

5 **5.** All real and personal estate which at the com-
mencement of this Act is vested in and held by any
person in trust for or on behalf of the hospital is
hereby transferred to and vested in the said body cor-
porate, subject to any trusts affecting the same.

All trust
property
vested in
body
corporate.

10 **6.** The said body corporate may take, purchase,
hold, and enjoy not only such lands, buildings, and
hereditaments as may from time to time be required
for the purposes of the hospital, but also any other
lands and hereditaments whatsoever or wheresoever
situate, and may also take, purchase, and receive, hold
15 and enjoy, any chattels and personal property, and may
also sell, grant, convey, demise, or otherwise dispose
of, either absolutely or by way of mortgage, any of the
property, real or personal, belonging to the said body
corporate:

Power to hold
and deal with
lands.

20 Provided that it shall not be lawful for the said
body corporate to sell, grant, convey, demise, mortgage,
or dispose of any land now or hereafter granted to it by
the Crown by way of free gift, unless with the approval
of the Governor.

The board.

25 **7.** The hospital and the property of the said body
corporate shall be governed and managed by the board,
and six directors shall form a quorum of such board
for doing any act or performing or transacting any
business which may under the provisions of this Act
30 or the by-laws thereunder be done, performed, or
transacted by such board.

Hospital
and property
to be managed
by directors.

8. The board shall for all purposes connected with the
hospital be the representatives of the said body corporate,
and shall consist of ~~twenty~~ **twenty-two** directors, of whom
35 ~~eleven~~ **ten** shall be nominated by the Governor and hold
office during his pleasure, ~~three~~ **four** shall be elected annually
by persons who contribute at least ten shillings annually
to the support of the hospital, ~~three~~ **four** shall be elected
40 annually by the employees who contribute for the time
being to the hospital under an "Industrial Contribution
Scheme"

Board of
directors.

Newcastle Hospital.

Scheme" and ~~three~~ **four** shall be elected annually by the employers who subsidise their employees' contributions under such scheme.

9. The first elections of directors shall be held within First board of directors.
 5 three months after the commencement of this Act, and the ~~nine~~ **twelve** directors then elected, together with the ~~eleven~~ **ten** persons nominated by the Governor, shall collectively form the first board under this Act. Until such
 10 elections and nominations have been held and made, the existing committee of management shall continue to manage the said hospital, and shall have power to make rules and take such steps as it may consider
 necessary for the proper carrying out of such elections.
10. A meeting of the members shall be held in every Annual meeting.
 15 year, and shall be called by the board of directors by advertisement in any one or more of the newspapers published in Newcastle.

11. At every annual meeting all the ~~nine~~ **twelve** Appointment of directors in place of retiring directors.
 20 directors elected shall retire, but shall be eligible for re-election, and ~~nine~~ **twelve** persons shall be elected directors according to the provisions of this Act in the room of the directors so retiring.

12. When and so often as any person nominated by Filling vacancies on board.
 the Governor ceases to be a director the Governor shall
 25 nominate some other person to be a director in his place, and when and so often as any person elected a director ceases to be a director, the remainder of the directors representing the class of contributors to which he belonged shall elect his successor.

13. Subject to the provisions of this Act, the Power to make by-laws.
 30 board may make, repeal, and alter by-laws for regulating the times and modes of meetings and of transacting business, for fixing the number of votes of
 35 contributors in proportion to the amount of their contributions, for determining the qualification, disqualification, change, retirement, election, and appointment of directors, medical officers, auditors, executive and other
 officers, and nursing staff and sub-committees of the hospital, and generally for the management, and
 40 government of the hospital and of all officers, servants, and patients thereof.

14.

Newcastle Hospital.

14. A copy of any such by-laws, sealed with the seal of the body corporate, and purporting to be certified by the secretary of the hospital as being correct, shall be received in any court as conclusive evidence of such
5 by-laws, and of the same having been duly made under this Act.

Copy of
by-laws to
be evidence.

15. The board may invest any funds of the said body corporate which are not in the opinion of such board required to defray the current expenses of the hospital,
10 and any moneys given or bequeathed to or arising from any donation of real or personal property to the hospital in any Government funds or debentures of any Australian States, or in any debentures or debenture stock of
15 any municipal corporation in any such States, or of any bank or incorporated company carrying on business therein, or by way of purchase of or mortgage upon any freehold estate there as well as in bank or deposit receipts for fixed periods or otherwise, with power from
20 time to time and at any time to vary and transfer any such investment for or into any other investment authorised by this Act: Provided that the board may at any time resort to any such investments and sell the same for the purpose of applying the proceeds of any such sale to the purposes of the hospital.

Power of
directors to
invest funds.

16. The board may from time to time elect and appoint from their own body a house committee and such
25 and so many sub-committees as they may think fit for transacting the affairs and business of the hospital with and subject to such powers, privileges, provisions,
30 and conditions as may be expressed and declared by the by-laws.

Directors to
appoint sub-
committees.

17. The board may make provision for the appointment and support of a medical school and a nursing
and training staff for the hospital.

Power to appoint
medical school
and nursing and
training staff.

35

Miscellaneous.

18. No irregularity, informality, or illegality in the election or appointment of any director or officer of the hospital shall render illegal or invalid any act, deed,
hospital shall render illegal or invalid any act, deed,
matter, or thing done or executed or suffered to be done

Informality
of election of
director or
officer not to
invalidate
acts, &c.

Newcastle Hospital.

or executed by such director or officer in pursuance of such election or appointment, but any such election or appointment may in such way as may be provided for in the said by-laws be determined by resolution to be good
 5 or bad, and if bad the vacancy may be filled in such way as may be provided for in such by-laws, the provisions whereof as to the validity of any such election or appointment and the acts, deeds, and things done by any director or officer in pursuance of any such election
 10 or appointment shall have the force and effect of law.

19. All unclaimed moneys of patients who shall die in the hospital shall be the property of the said body corporate, and shall form a distinct and separate fund to be called the "Samaritan Fund," which fund shall
 15 be managed and disposed of in such manner as shall be provided by the by-laws for the benefit of necessitous out-going patients.

Unclaimed
 moneys of
 deceased
 patients to
 form
 "Samaritan
 Fund."

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

W. L. S. COOPER,
Clerk of the Parliaments.

*Legislative Council Chamber,
Sydney, 1st September, 1915.*

New South Wales.



ANNO SEXTO

GEORGI V REGIS.

Act No. , 1915.

An Act to incorporate, regulate, and otherwise promote the objects of the Newcastle Hospital; to provide for the disposal of unclaimed moneys of patients who die in that hospital; to amend the Public Hospitals Act, 1898, and the Truck Act of 1900; and for purposes consequent thereon or incidental thereto.

Newcastle Hospital.

BE it enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows :—

Preliminary.

1. (1) This Act may be cited as the "Newcastle Hospital Act, 1915." Short title.

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

"Board" means board of directors of the hospital ;

"Hospital" means the Newcastle Hospital.

"Member" means—

(a) any person who contributes to the support of the hospital a sum of not less than ten shillings annually, so long as he continues to so contribute ;

(b) any person who for the time being is a contributor to the hospital under a scheme agreed upon by any employer and his employee, and approved by the governing body for the time being of the hospital, and hereinafter referred to as an "industrial contribution scheme" ; and

(c) any contributor to the hospital of not less than ten pounds in one sum.

2. The provisions of the Public Hospitals Act, 1898, shall not apply to the Newcastle Hospital ; and the Second Schedule to the said Act is amended by omitting the words "Newcastle—11 Vic., No. 59" : Public Hospitals Act, 1898, not to apply.

Provided that all rules relating to the Newcastle Hospital in force at the commencement of this Act shall remain in force until altered or repealed by by-laws made under the provisions of this Act.

3. The Truck Act of 1900 shall not apply to any industrial contribution scheme. Truck Act not to apply.

The hospital.

4. The members shall by the name of "the Newcastle Hospital" be a body corporate which shall have perpetual Members to be corporate body.

Newcastle Hospital.

perpetual succession and a common seal, and under that name may sue and be sued, proceed and be proceeded against in all courts.

5 **5.** All real and personal estate which at the com-
mencement of this Act is vested in and held by any
person in trust for or on behalf of the hospital is
hereby transferred to and vested in the said body cor-
porate, subject to any trusts affecting the same.

All trust
property
vested in
body
corporate.

10 **6.** The said body corporate may take, purchase,
hold, and enjoy not only such lands, buildings, and
hereditaments as may from time to time be required
for the purposes of the hospital, but also any other
lands and hereditaments whatsoever or wheresoever
situate, and may also take, purchase, and receive, hold
15 and enjoy, any chattels and personal property, and may
also sell, grant, convey, demise, or otherwise dispose
of, either absolutely or by way of mortgage, any of the
property, real or personal, belonging to the said body
corporate:

Power to hold
and deal with
lands.

20 Provided that it shall not be lawful for the said
body corporate to sell, grant, convey, demise, mortgage,
or dispose of any land now or hereafter granted to it by
the Crown by way of free gift, unless with the approval
of the Governor.

The board.

25 **7.** The hospital and the property of the said body
corporate shall be governed and managed by the board,
and six directors shall form a quorum of such board
for doing any act or performing or transacting any
business which may under the provisions of this Act
30 or the by-laws thereunder be done, performed, or
transacted by such board.

Hospital
and property
to be managed
by directors.

8. The board shall for all purposes connected with
the hospital be the representatives of the said body
corporate, and shall consist of twenty directors, of whom
35 eleven shall be nominated by the Governor and hold
office during his pleasure, three shall be elected annually
by persons who contribute at least ten shillings annually
to the support of the hospital, three shall be elected
annually by the employees who contribute for the time
40 being to the hospital under an "Industrial Contribution
Scheme"

Board of
directors.

Newcastle Hospital.

Scheme" and three shall be elected annually by the employers who subsidise their employees' contributions under such scheme.

5 **9.** The first elections of directors shall be held within First board of directors.
 three months after the commencement of this Act, and the nine directors then elected, together with the eleven persons nominated by the Governor, shall collectively form the first board under this Act. Until such elections and nominations have been held and made, 10 the existing committee of management shall continue to manage the said hospital, and shall have power to make rules and take such steps as it may consider necessary for the proper carrying out of such elections.

10. A meeting of the members shall be held in every Annual meeting.
 15 year, and shall be called by the board of directors by advertisement in any one or more of the newspapers published in Newcastle.

11. At every annual meeting all the nine directors Appointment of directors in place of retiring directors.
 20 elected shall retire, but shall be eligible for re-election, and nine persons shall be elected directors according to the provisions of this Act in the room of the directors so retiring.

12. When and so often as any person nominated by Filling vacancies on board
 the Governor ceases to be a director the Governor shall 25 nominate some other person to be a director in his place, and when and so often as any person elected a director ceases to be a director, the remainder of the directors representing the class of contributors to which he belonged shall elect his successor.

30 **13.** Subject to the provisions of this Act, the board may make, repeal, and alter by-laws for Power to make by-laws.
 regulating the times and modes of meetings and of 35 transacting business, for fixing the number of votes of contributors in proportion to the amount of their contributions, for determining the qualification, disqualification, change, retirement, election, and appointment of directors, medical officers, auditors, executive and other officers, and nursing staff and sub-committees of the hospital, and generally for the management, and 40 government of the hospital and of all officers, servants, and patients thereof.

14.

Newcastle Hospital.

14. A copy of any such by-laws, sealed with the seal of the body corporate, and purporting to be certified by the secretary of the hospital as being correct, shall be received in any court as conclusive evidence of such
5 by-laws, and of the same having been duly made under this Act.

Copy of
by-laws to
be evidence.

15. The board may invest any funds of the said body corporate which are not in the opinion of such board required to defray the current expenses of the hospital,
10 and any moneys given or bequeathed to or arising from any donation of real or personal property to the hospital in any Government funds or debentures of any Australian States, or in any debentures or debenture stock of
15 any municipal corporation in any such States, or of any bank or incorporated company carrying on business therein, or by way of purchase of or mortgage upon
any freehold estate there as well as in bank or deposit receipts for fixed periods or otherwise, with power from
time to time and at any time to vary and transfer any
20 such investment for or into any other investment authorised by this Act: Provided that the board may at any time resort to any such investments and sell
the same for the purpose of applying the proceeds of any
such sale to the purposes of the hospital.

Power of
directors to
invest funds.

16. The board may from time to time elect and
25 appoint from their own body a house committee and such and so many sub-committees as they may think fit for transacting the affairs and business of the hospital with and subject to such powers, privileges, provisions,
30 and conditions as may be expressed and declared by the by-laws.

Directors to
appoint sub-
committees.

17. The board may make provision for the appointment and support of a medical school and a nursing
and training staff for the hospital.

Power to appoint
medical school
and nursing and
training staff.

35

Miscellaneous.

18. No irregularity, informality, or illegality in the election or appointment of any director or officer of the hospital shall render illegal or invalid any act, deed,
matter, or thing done or executed or suffered to be done

Informality
of election of
director or
officer not to
invalidate
acts, &c.

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Newcastle Hospital.

or executed by such director or officer in pursuance of such election or appointment, but any such election or appointment may in such way as may be provided for in the said by-laws be determined by resolution to be good
5 or bad, and if bad the vacancy may be filled in such way as may be provided for in such by-laws, the provisions whereof as to the validity of any such election or appointment and the acts, deeds, and things done by any director or officer in pursuance of any such election
10 or appointment shall have the force and effect of law.

19. All unclaimed moneys of patients who shall die in the hospital shall be the property of the said body corporate, and shall form a distinct and separate fund to be called the "Samaritan Fund," which fund shall
15 be managed and disposed of in such manner as shall be provided by the by-laws for the benefit of necessitous out-going patients.

Unclaimed
moneys of
deceased
patients to
form
"Samaritan
Fund."

Legislative Council.

No. , 1915.

A BILL

To incorporate, regulate, and otherwise promote the objects of the Newcastle Hospital; to provide for the disposal of unclaimed moneys of patients who die in that hospital; to amend the Public Hospitals Act, 1898, the Truck Act of 1900, and the Truck Act Amendment Act of 1901; and for purposes consequent thereon or incidental thereto.

[MR. J. D. FITZGERALD ;—11 *August*, 1915.]

BE it enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

5

Preliminary.

- Short title. **1.** (1) This Act may be cited as the "Newcastle Hospital Act, 1915."
- Definitions. (2) In this Act, unless the context otherwise requires,—
- 10
- "Board" means board of directors of the hospital;
"Hospital" means the Newcastle Hospital.
- Public Hospitals Act, 1898, not to apply. **2.** The provisions of the Public Hospitals Act, 1898, shall not apply to the Newcastle Hospital; and the Second Schedule to the said Act is amended by omitting 15 the words "Newcastle—11 Vic., No. 59":
- Provided that all rules relating to the Newcastle Hospital in force at the commencement of this Act shall remain in force until altered or repealed by by-laws made under the provisions of this Act. 20
- Amendment of Truck Act Amendment Act. **3.** The Truck Act Amendment Act of 1901 is amended in section one by omitting the words "within the county of Yancowinna."

The hospital.

- Subscribers to be a corporation. **4.** All persons who contribute to the support of the 25 hospital, a sum of not less than ten shillings annually, so long as they continue so to contribute, and all persons who shall for the time being be contributors to the said hospital under a scheme agreed upon by any employers and their employees and approved by the hospital, which 30 scheme shall be known as the "Industrial Contribution Scheme," and all contributors to the building fund of the hospital or for its general support of not less than ten pounds in one sum shall be a body corporate by the name of the Newcastle Hospital, and shall have per- 35 petual succession and a common seal, and under that name may sue and be sued, prosecute and defend, and take all other proceedings in all courts.

5.

Newcastle Hospital.

8

5. All real and personal estate which at the commencement of this Act is vested in and held by any person in trust for or on behalf of the hospital is hereby transferred to and vested in the said body corporate, subject to any trusts affecting the same.

All trust property vested in body corporate.

6. The said body corporate may take, purchase, hold, and enjoy not only such lands, buildings, and hereditaments as may from time to time be required for the purposes of the hospital, but also any other lands and hereditaments whatsoever or wheresoever situate, and may also take, purchase, and receive, hold and enjoy, any chattels and personal property, and may also sell, grant, convey, demise, or otherwise dispose of, either absolutely or by way of mortgage, any of the property, real or personal, belonging to the said body corporate :

Power to hold and deal with lands.

Provided that it shall not be lawful for the said body corporate to sell, grant, convey, demise, mortgage, or dispose of any land now or hereafter granted to it by the Crown by way of free gift, unless with the approval of the Governor.

The board.

7. The hospital and the property of the said body corporate shall be governed, managed, and disposed of by the board, subject to the by-laws of the said hospital, and six directors shall form a quorum of such board for doing any act or performing or transacting any business which may under the provisions of this Act or the by-laws thereunder be done, performed, or transacted by such board.

Hospital and property to be managed by directors.

8. The board shall for all purposes connected with the hospital be the representatives of the said body corporate, and shall consist of twenty directors, of whom five shall be nominated by the Governor and hold office during his pleasure, five shall be elected annually by persons who contribute at least ten shillings annually to the support of the hospital, five shall be elected annually by the employees who contribute for the time being to the hospital under the " Industrial Contribution Scheme "

Board of directors.

Scheme" connected with the hospital, and five shall be elected annually by the employers who subsidise their employees' contributions under such scheme.

First board of directors,

9. The first elections of directors shall be held within three months after the commencement of this Act, and the fifteen directors then elected, together with the five members nominated by the Governor, shall collectively form the first board under this Act. Until such elections and nominations have been held and made, the existing committee of management shall continue to manage the said hospital, and shall have power to make rules and take such steps as it may consider necessary for the proper carrying out of such elections.

Annual meeting.

10. A meeting of the members shall be held in every year, and shall be called by the board of directors by advertisement in any one or more of the newspapers published in Newcastle.

Appointment of directors in place of retiring directors.

11. At every annual meeting all the fifteen directors elected shall retire, but shall be eligible for re-election, and fifteen persons shall be elected directors according to the provisions of this Act in the room of the directors so retiring.

Filling vacancies on board.

12. When and so often as any person nominated by the Governor ceases to be a director the Governor shall nominate some other person to be a director in his place, and when and so often as any person elected a director ceases to be a director, the remainder of the directors representing the class of contributors to which he belonged shall elect his successor.

Power to make by-laws.

13. Subject to the provisions of this Act, the board may make, repeal, and alter by-laws for regulating the times and modes of meetings and of transacting business, for fixing the number of votes of contributors in proportion to the amount of their contributions, for determining the qualification, disqualification, change, retirement, election, and appointment of directors, medical officers, auditors, executive and other officers, and nursing staff and sub-committees of the hospital, and generally for the management, and government of the hospital and of all officers, servants, and patients thereof.

14. A copy of any such by-laws, sealed with the seal of the body corporate, and purporting to be certified by the secretary of the hospital as being correct, shall be received in any court as conclusive evidence of such by-laws, and of the same having been duly made under this Act.

Copy of by-laws to be evidence.

15. The board may invest any funds of the said body corporate which are not in the opinion of such board required to defray the current expenses of the hospital, and any moneys given or bequeathed to or arising from any donation of real or personal property to the hospital in any Government funds or debentures of any Australian State, or in any debentures or debenture stock of any municipal corporation in any such States, or of any bank or incorporated company carrying on business therein, or by way of purchase of or mortgage upon any freehold estate there as well as in bank or deposit receipts for fixed periods or otherwise, with power from time to time and at any time to vary and transfer any such investment for or into any other investment authorised by this Act: Provided that the board may at any time resort to any such investments and sell the same for the purpose of applying the proceeds of any such sale to the purposes of the hospital.

Power of directors to invest funds.

16. The board may from time to time elect and appoint from their own body a house committee and such and so many sub-committees as they may think fit for transacting the affairs and business of the hospital with and subject to such powers, privileges, provisions, and conditions as may be expressed and declared by the by-laws.

Directors to appoint sub-committees.

17. The board may make provision for the appointment and support of a medical school and a nursing and training staff for the hospital.

Power to appoint medical school and nursing and training staff.

35

Miscellaneous.

18. No irregularity, informality, or illegality in the election or appointment of any director or officer of the hospital shall render illegal or invalid any act, deed, matter, or thing done or executed or suffered to be done

Informality of election of director or officer not to invalidate acts, &c.

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or

or executed by such director or officer in pursuance of such election or appointment, but any such election or appointment may in such way as may be provided for in the said by-laws be determined by resolution to be good or bad, and if bad the vacancy may be filled in such way as may be provided for in such by-laws, the provisions whereof as to the validity of any such election or appointment and the acts, deeds, and things done by any director or officer in pursuance of any such election or appointment shall have the force and effect of law. 5 10

Proceedings may be instituted for recovering remuneration for treatment in the institution.

19. The secretary may institute and prosecute in the name and on behalf of the said body corporate proceedings in any court against any person who may have received medical or surgical treatment in the institution or against the executors or administrators or the curator of the estate of any such person for the recovery of fees and remuneration for such care and attention, and any amount recovered in any such proceedings shall be applied in such way as may be provided in the by-laws. 15

Notice to or service upon the secretary shall be deemed to be a notice to or service upon the hospital. 20

Unclaimed moneys of deceased patients to form "Samaritan Fund."

20. All unclaimed moneys of patients who shall die in the hospital shall be the property of the said body corporate, and shall form a distinct and separate fund to be called the "Samaritan Fund," which fund shall be managed and disposed of in such manner as shall be provided by the by-laws for the benefit of necessitous out-going patients. 25

New South Wales.



ANNO SEXTO

GEORGII V REGIS.

Act No. 27, 1915.

An Act to incorporate, regulate, and otherwise promote the objects of the Newcastle Hospital; to amend the Public Hospitals Act, 1898, and the Truck Act of 1900; and for purposes consequent thereon or incidental thereto. [Assented to, 6th October, 1915.]

Newcastle Hospital.

BE it enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows :—

Preliminary.

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

"Board" means board of directors of the hospital ;
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"Member" means—

(a) any person who contributes to the support of the hospital a sum of not less than ten shillings annually, so long as he continues to so contribute ;

(b) any person who for the time being is a contributor to the hospital under a scheme agreed upon by any employer and his employee, and approved by the governing body for the time being of the hospital, and hereinafter referred to as an "industrial contribution scheme" ; and

(c) any contributor to the hospital of not less than ten pounds in one sum.

Public Hospitals Act, 1898, not to apply. **2.** The provisions of the Public Hospitals Act, 1898, shall not apply to the Newcastle Hospital ; and the Second Schedule to the said Act is amended by omitting the words "Newcastle—11 Vic., No. 59" :

Provided that all rules relating to the Newcastle Hospital in force at the commencement of this Act shall remain in force until altered or repealed by by-laws made under the provisions of this Act.

Truck Act not to apply. **3.** The Truck Act of 1900 shall not apply to any industrial contribution scheme.

The hospital.

Members to be corporate body. **4.** The members shall by the name of "the Newcastle Hospital" be a body corporate which shall have perpetual

Newcastle Hospital.

perpetual succession and a common seal, and under that name may sue and be sued, proceed and be proceeded against in all courts.

5. All real and personal estate which at the commencement of this Act is vested in and held by any person in trust for or on behalf of the hospital is hereby transferred to and vested in the said body corporate, subject to any trusts affecting the same.

All trust property vested in body corporate

6. The said body corporate may take, purchase, hold, and enjoy not only such lands, buildings, and hereditaments as may from time to time be required for the purposes of the hospital, but also any other lands and hereditaments whatsoever or wheresoever situate, and may also take, purchase, and receive, hold and enjoy, any chattels and personal property, and may also sell, grant, convey, demise, or otherwise dispose of, either absolutely or by way of mortgage, any of the property, real or personal, belonging to the said body corporate:

Power to hold and deal with lands.

Provided that it shall not be lawful for the said body corporate to sell, grant, convey, demise, mortgage, or dispose of any land now or hereafter granted to it by the Crown by way of free gift, unless with the approval of the Governor.

The board.

7. The hospital and the property of the said body corporate shall be governed and managed by the board, and six directors shall form a quorum of such board for doing any act or performing or transacting any business which may under the provisions of this Act or the by-laws thereunder be done, performed, or transacted by such board.

Hospital and property to be managed by directors.

8. The board shall for all purposes connected with the hospital be the representatives of the said body corporate, and shall consist of twenty-two directors, of whom ten shall be nominated by the Governor and hold office during his pleasure, four shall be elected annually by persons who contribute at least ten shillings annually to the support of the hospital, four shall be elected annually by the employees who contribute for the time being to the hospital under an "Industrial Contribution Scheme"

Board of directors.

Newcastle Hospital.

Scheme" and four shall be elected annually by the employers who subsidise their employees' contributions under such scheme.

First board of directors.

9. The first elections of directors shall be held within three months after the commencement of this Act, and the twelve directors then elected, together with the ten persons nominated by the Governor, shall collectively form the first board under this Act. Until such elections and nominations have been held and made, the existing committee of management shall continue to manage the said hospital, and shall have power to make rules and take such steps as it may consider necessary for the proper carrying out of such elections.

Annual meeting.

10. A meeting of the members shall be held in every year, and shall be called by the board of directors by advertisement in any one or more of the newspapers published in Newcastle.

Appointment of directors in place of retiring directors.

11. At every annual meeting all the twelve directors elected shall retire, but shall be eligible for re-election, and twelve persons shall be elected directors according to the provisions of this Act in the room of the directors so retiring.

Filling vacancies on board.

12. When and so often as any person nominated by the Governor ceases to be a director the Governor shall nominate some other person to be a director in his place, and when and so often as any person elected a director ceases to be a director, the remainder of the directors representing the class of contributors to which he belonged shall elect his successor.

Power to make by-laws.

13. Subject to the provisions of this Act, the board may make, repeal, and alter by-laws for regulating the times and modes of meetings and of transacting business, for fixing the number of votes of contributors in proportion to the amount of their contributions, for determining the qualification, disqualification, change, retirement, election, and appointment of directors, medical officers, auditors, executive and other officers, and nursing staff and sub-committees of the hospital, and generally for the management, and government of the hospital and of all officers, servants, and patients thereof.

Newcastle Hospital.

14. A copy of any such by-laws, sealed with the seal of the body corporate, and purporting to be certified by the secretary of the hospital as being correct, shall be received in any court as conclusive evidence of such by-laws, and of the same having been duly made under this Act.

Copy of by-laws to be evidence.

15. The board may invest any funds of the said body corporate which are not in the opinion of such board required to defray the current expenses of the hospital, and any moneys given or bequeathed to or arising from any donation of real or personal property to the hospital in any Government funds or debentures of any Australian States, or in any debentures or debenture stock of any municipal corporation in any such States, or of any bank or incorporated company carrying on business therein, or by way of purchase of or mortgage upon any freehold estate there as well as in bank or deposit receipts for fixed periods or otherwise, with power from time to time and at any time to vary and transfer any such investment for or into any other investment authorised by this Act: Provided that the board may at any time resort to any such investments and sell the same for the purpose of applying the proceeds of any such sale to the purposes of the hospital.

Power of directors to invest funds.

16. The board may from time to time elect and appoint from their own body a house committee and such and so many sub-committees as they may think fit for transacting the affairs and business of the hospital with and subject to such powers, privileges, provisions, and conditions as may be expressed and declared by the by-laws.

Directors to appoint sub-committees.

17. The board may make provision for the appointment and support of a medical school and a nursing and training staff for the hospital.

Power to appoint medical school and nursing and training staff.

Miscellaneous.

18. No irregularity, informality, or illegality in the election or appointment of any director or officer of the hospital shall render illegal or invalid any act, deed, matter, or thing done or executed or suffered to be done

Informality of election of director or officer not to invalidate acts, &c.

Newcastle Hospital.

or executed by such director or officer in pursuance of such election or appointment, but any such election or appointment may in such way as may be provided for in the said by-laws be determined by resolution to be good or bad, and if bad the vacancy may be filled in such way as may be provided for in such by-laws, the provisions whereof as to the validity of any such election or appointment and the acts, deeds, and things done by any director or officer in pursuance of any such election or appointment shall have the force and effect of law.

By Authority :

WILLIAM APPEGATE GULLICK, Government Printer, Sydney, 1915.

[6d.]

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

W. L. S. COOPER,
Clerk of the Parliaments.

*Legislative Council Chamber,
Sydney, 23rd September, 1915.*

New South Wales.



ANNO SEXTO

GEORGI V REGIS.

Act No. 27, 1915.

An Act to incorporate, regulate, and otherwise promote the objects of the Newcastle Hospital; to amend the Public Hospitals Act, 1898, and the Truck Act of 1900; and for purposes consequent thereon or incidental thereto [Assented to, 6th October, 1915.]

BE

Newcastle Hospital.

BE it enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows :—

Preliminary.

Short title. **1.** (1) This Act may be cited as the "Newcastle Hospital Act, 1915."

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

"Board" means board of directors of the hospital ;

"Hospital" means the Newcastle Hospital.

"Member" means—

(a) any person who contributes to the support of the hospital a sum of not less than ten shillings annually, so long as he continues to so contribute ;

(b) any person who for the time being is a contributor to the hospital under a scheme agreed upon by any employer and his employee, and approved by the governing body for the time being of the hospital, and hereinafter referred to as an "industrial contribution scheme" ; and

(c) any contributor to the hospital of not less than ten pounds in one sum.

Public Hospitals Act, 1898, not to apply. **2.** The provisions of the Public Hospitals Act, 1898, shall not apply to the Newcastle Hospital ; and the Second Schedule to the said Act is amended by omitting the words "Newcastle—11 Vic., No. 59" :

Provided that all rules relating to the Newcastle Hospital in force at the commencement of this Act shall remain in force until altered or repealed by by-laws made under the provisions of this Act.

Truck Act not to apply. **3.** The Truck Act of 1900 shall not apply to any industrial contribution scheme.

The hospital.

Members to be corporate body. **4.** The members shall by the name of "the Newcastle Hospital" be a body corporate which shall have perpetual

Newcastle Hospital.

perpetual succession and a common seal, and under that name may sue and be sued, proceed and be proceeded against in all courts.

5. All real and personal estate which at the commencement of this Act is vested in and held by any person in trust for or on behalf of the hospital is hereby transferred to and vested in the said body corporate, subject to any trusts affecting the same.

All trust property vested in body corporate

6. The said body corporate may take, purchase, hold, and enjoy not only such lands, buildings, and hereditaments as may from time to time be required for the purposes of the hospital, but also any other lands and hereditaments whatsoever or wheresoever situate, and may also take, purchase, and receive, hold and enjoy, any chattels and personal property, and may also sell, grant, convey, demise, or otherwise dispose of, either absolutely or by way of mortgage, any of the property, real or personal, belonging to the said body corporate:

Power to hold and deal with lands.

Provided that it shall not be lawful for the said body corporate to sell, grant, convey, demise, mortgage, or dispose of any land now or hereafter granted to it by the Crown by way of free gift, unless with the approval of the Governor.

The board.

7. The hospital and the property of the said body corporate shall be governed and managed by the board, and six directors shall form a quorum of such board for doing any act or performing or transacting any business which may under the provisions of this Act or the by-laws thereunder be done, performed, or transacted by such board.

Hospital and property to be managed by directors.

8. The board shall for all purposes connected with the hospital be the representatives of the said body corporate, and shall consist of twenty-two directors, of whom ten shall be nominated by the Governor and hold office during his pleasure, four shall be elected annually by persons who contribute at least ten shillings annually to the support of the hospital, four shall be elected annually by the employees who contribute for the time being to the hospital under an "Industrial Contribution Scheme"

Board of directors.

Newcastle Hospital.

Scheme" and four shall be elected annually by the employers who subsidise their employees' contributions under such scheme.

First board of directors.

9. The first elections of directors shall be held within three months after the commencement of this Act, and the twelve directors then elected, together with the ten persons nominated by the Governor, shall collectively form the first board under this Act. Until such elections and nominations have been held and made, the existing committee of management shall continue to manage the said hospital, and shall have power to make rules and take such steps as it may consider necessary for the proper carrying out of such elections.

Annual meeting.

10. A meeting of the members shall be held in every year, and shall be called by the board of directors by advertisement in any one or more of the newspapers published in Newcastle.

Appointment of directors in place of retiring directors.

11. At every annual meeting all the twelve directors elected shall retire, but shall be eligible for re-election, and twelve persons shall be elected directors according to the provisions of this Act in the room of the directors so retiring.

Filling vacancies on board.

12. When and so often as any person nominated by the Governor ceases to be a director the Governor shall nominate some other person to be a director in his place, and when and so often as any person elected a director ceases to be a director, the remainder of the directors representing the class of contributors to which he belonged shall elect his successor.

Power to make by-laws.

13. Subject to the provisions of this Act, the board may make, repeal, and alter by-laws for regulating the times and modes of meetings and of transacting business, for fixing the number of votes of contributors in proportion to the amount of their contributions, for determining the qualification, disqualification, change, retirement, election, and appointment of directors, medical officers, auditors, executive and other officers, and nursing staff and sub-committees of the hospital, and generally for the management, and government of the hospital and of all officers, servants, and patients thereof.

14.

Newcastle Hospital.

14. A copy of any such by-laws, sealed with the seal of the body corporate, and purporting to be certified by the secretary of the hospital as being correct, shall be received in any court as conclusive evidence of such by-laws, and of the same having been duly made under this Act.

Copy of by-laws to be evidence.

15. The board may invest any funds of the said body corporate which are not in the opinion of such board required to defray the current expenses of the hospital, and any moneys given or bequeathed to or arising from any donation of real or personal property to the hospital in any Government funds or debentures of any Australian States, or in any debentures or debenture stock of any municipal corporation in any such States, or of any bank or incorporated company carrying on business therein, or by way of purchase of or mortgage upon any freehold estate there as well as in bank or deposit receipts for fixed periods or otherwise, with power from time to time and at any time to vary and transfer any such investment for or into any other investment authorised by this Act: Provided that the board may at any time resort to any such investments and sell the same for the purpose of applying the proceeds of any such sale to the purposes of the hospital.

Power of directors to invest funds.

16. The board may from time to time elect and appoint from their own body a house committee and such and so many sub-committees as they may think fit for transacting the affairs and business of the hospital with and subject to such powers, privileges, provisions, and conditions as may be expressed and declared by the by-laws.

Directors to appoint sub-committees.

17. The board may make provision for the appointment and support of a medical school and a nursing and training staff for the hospital.

Power to appoint medical school and nursing and training staff.

Miscellaneous.

18. No irregularity, informality, or illegality in the election or appointment of any director or officer of the hospital shall render illegal or invalid any act, deed, matter, or thing done or executed or suffered to be done

Informality of election of director or officer not to invalidate acts, &c.

OR

Newcastle Hospital.

or executed by such director or officer in pursuance of such election or appointment, but any such election or appointment may in such way as may be provided for in the said by-laws be determined by resolution to be good or bad, and if bad the vacancy may be filled in such way as may be provided for in such by-laws, the provisions whereof as to the validity of any such election or appointment and the acts, deeds, and things done by any director or officer in pursuance of any such election or appointment shall have the force and effect of law.

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

G. STRICKLAND,

State Government House,

Governor.

Sydney, 6th October, 1915.