

THE SCHEDULE.

(Section 3.)

Provision of Principal Act.	Amendments.
Title .....	By omitting the words "granting of loans" and substituting therefor the words "giving of financial assistance".
Section 5. ....	In subsection (1), by inserting, after the word "loan", the words "or a grant". In subsection (2), by inserting, after the word "loan", the words "or a grant".
Section 7. ....	By inserting, after the word "loan", the words "or a grant".
Section 10 ....	By adding, at the end thereof, the following subsection:— “(2) Any sum applied pursuant to subsection (3) of section four A in the discharge of the liability of a person to repay the principal of a loan shall, for the purposes of this section, be treated as a sum received by the Board in the repayment of that loan.”.
Section 15 ....	By inserting in paragraph (a), after the word "loan", the words "or a grant".

KENNERLEY CHILDREN'S HOMES.

No. 12 of 1969.

AN ACT to authorize the Trustees of certain lands in the city of Hobart settled by a deed of gift of the late the Honourable Alfred Kennerley to sell those lands and to apply the proceeds of the sale to the establishment of Homes for boys and girls on other lands and to make provision with respect to the carrying on of those homes.

[14 October 1969.]

WHEREAS by a Deed of Gift dated the twentieth day of March 1876 and registered in the Registry of Deeds on the sixteenth day of January 1908 under the number 11/7412 the late the Honourable *Alfred Kennerley* conveyed to Trustees certain lands in the city of Hobart to be held upon trust (*inter alia*) to permit the same to be used and occupied for the purposes of a boys' home, the maximum number of boys in the home not to exceed thirty at any one time:

Preamble.

And whereas the management and control of the home is vested in Governors constituted under the deed:

And whereas, if for want of sufficient funds or from any other cause whatsoever the lands cease to be used and occupied as a boys' home for a period of not less than six calendar months, the Trustees hold the lands on trust to establish such scholarship or scholarships or for such other educational purposes or for such charitable purposes as are provided for in the deed:

And whereas the buildings upon the said lands are old and dilapidated and it is desirable that the home should be re-established on another site:

And whereas it is not desirable that the home should be closed for any length of time before it is moved to another site:

And whereas it is desirable that girls as well as boys should hereafter be accepted into the home as so re-established:

Be it therefore enacted by His Excellency the Governor of Tasmania, by and with the advice and consent of the Legislative Council and House of Assembly, in Parliament assembled, as follows:—

Short title.

**1** This Act may be cited as the *Kennerley Children's Homes Act 1969*.

Interpretation.

**2** In this Act, unless the contrary intention appears—

“Deed of Gift” means the deed of gift referred to in the preamble;

“homes” means any home or homes for boys or for both boys and girls established under this Act;

“Governors” means the Governors for the time being as provided by the Deed of Gift;

“Trustees” means the Trustees for the time being under the Deed of Gift.

Establishment of children's homes from proceeds of sale of existing lands.

**3—(1)** The Trustees may sell any land that, at the commencement of this Act, is vested in them pursuant to the Deed of Gift, and, subject to this Act, apply the proceeds of the sale for the purposes of the establishment of homes for boys or for both boys and girls at such places as they consider suitable.

(2) For the purposes of the establishment of such homes as are referred to in subsection (1) of this section the Trustees may acquire land and may erect thereon such buildings as they and the Governors consider suitable for use for those homes.

Acceptance of children into the homes.

**4—(1)** The Trustees and the Governors may designate the homes by the name “The Kennerley Children's Homes”.

(2) Subject to this section, the Trustees and the Governors may permit to be accepted into the homes any boy or girl who is destitute or is an orphan or who is a ward of the State

or is otherwise subject to any control or supervision pursuant to the provisions of the *Child Welfare Act* 1960 or any Act amending or passed in substitution for that Act.

(3) The number of boys and girls for the time being accommodated in the homes shall not be greater than the number that, in the opinion of the Governors, may be properly housed, controlled, and cared for therein.

**5**—(1) The powers conferred by this Act may be exercised notwithstanding any of the provisions of the Deed of Gift and the exercise of those powers shall not be regarded as a breach of the trusts created by that deed, but, subject to this section, any land acquired by the Trustees under this Act shall be held on the trusts upon which were held the lands subject to the Deed of Gift and that deed shall apply to that land accordingly.

Application  
of Deed of  
Gift to  
homes.

(2) In its application to any land pursuant to this section the Deed of Gift has effect as if—

(a) the homes were the Institution therein referred to; and

(b) references therein to boys included references to girls,

and nothing in the Deed of Gift shall be construed as limiting the numbers of boys or girls who may be accommodated in the homes at any one time.

(3) Any obligation imposed by the Deed of Gift to insure buildings against fire shall, in relation to any land to which it applies pursuant to this section, be treated as an obligation to insure the buildings on that land against fire to such amount and in such manner as the Trustees approve.

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## CONSOLIDATED REVENUE FUND APPROPRIATION 1969-1970.

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### No. 13 of 1969.

AN ACT to grant and apply out of the Consolidated Revenue a sum for the service of the year ending on the thirtieth day of June 1970, and to appropriate the supplies granted by Parliament for that year. [28 October 1969.]

**BE** it enacted by His Excellency the Governor of Tasmania, by and with the advice and consent of the Legislative Council and House of Assembly, in Parliament assembled, as follows:—

**1** This Act may be cited as the *Consolidated Revenue Fund Appropriation Act* 1969-1970. Short title.