

FAIRBRIDGE FARM SCHOOL.

12° and 13° GEO. VI., No. XXXV.

No. 35 of 1948.

AN ACT to provide for the immediate vesting in Fairbridge Farm Schools (Incorporated) of certain real and personal property of the Kingsley Fairbridge Farm School Society of Western Australia (Incorporated) and for the future vesting in Fairbridge Farm Schools (Incorporated) of certain other real property of the Kingsley Fairbridge Farm School Society of Western Australia (Incorporated) and to provide, until such future vesting of such other real property, for its vesting in Fairbridge Farm Schools (Incorporated) and the Kingsley Fairbridge Farm School Society of Western Australia (Incorporated) as trustees for Fairbridge Farm Schools (Incorporated).

[Assented to 21st December, 1948.]

WHEREAS in order to conform to the requirements in the United Kingdom in regard to the emigration and welfare of under-privileged children to the Fairbridge Farm School at Pinjarra, in the State of Western Australia, and to ensure a policy of unbroken responsibility towards the children, it is desirable to effect an ultimate merging of the interests of Fairbridge Farm Schools (Incorporated) and the Kingsley Fairbridge

Farm School Society of Western Australia (Incorporated): 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 Western Australia, in this present Parliament assembled, and by the authority of the same, as follows:—

1. This Act may be cited as the *Fairbridge Farm School Act, 1948.*

2. In this Act, unless the context or subject matter otherwise indicates or requires—

“Fairbridge Society” means Fairbridge Farm Schools (Incorporated), a company not for profit and limited by guarantee and incorporated in England and having its registered office situate at Savoy House, 115 Strand, London, and registered in Western Australia under the provisions of the Companies Act, 1943-1947;

“Western Australian Society” means The Kingsley Fairbridge Farm School Society of Western Australia (Incorporated), a society incorporated under the provisions of the Associations Incorporation Act, 1895;

“Fairbridge Farm School properties” means—

- (a) portion of Murray Location 527 and being Lot 3 on Plan 2767 and being the whole of the land comprised in Certificate of Title, Volume 552, Folio 75;
- (b) portions of Cockburn Sound Location 16 and being Lots 1, 2, 3, 4 and part of Lot 5 on Plan 4496, and being the whole of the land comprised in Certificate of Title, Volume 1040, Folio 424;
- (c) portions of Murray Location 66 and being Lots 24 to 30, both inclusive, on Plan 5651, and being the whole of the land comprised in Certificate of Title, Volume 1043, Folio 814.

3. All real and personal property, both present and future, of the Western Australian Society (except the Fairbridge Farm School properties), including property funds and investments held on trust, shall be and the same are hereby vested in the Fairbridge Society, subject to all contracts, covenants and liabilities affecting the same, and in respect of trust property, trust funds and investments representing trust funds, subject to the trusts and equities affecting the same and all trustees and other persons by whom any such real or personal property, trust property, trust funds, or investments are now or may hereafter be held, are hereby authorised and directed to transfer and assign the same to the Fairbridge Society.

4. The Fairbridge Farm School properties are hereby vested in the Fairbridge Society and the Western Australian Society as joint tenants upon trust for the purposes of the Fairbridge Society until such time as the membership of the Western Australian Society falls below eleven or until the thirty-first day of December, one thousand nine hundred and fifty-three, whichever event shall last happen, or until the earlier merger of the Western Australian Society with the Fairbridge Society, and thereafter the Fairbridge Farm School properties shall by force of this Act become vested absolutely in the Fairbridge Society.

5. The Registrar of Titles is hereby authorised, on receiving an application executed by the Western Australian Society and the Fairbridge Society, without any further proof, to make the necessary endorsements on the said certificates of title to give effect to this Act.