



Western Australia.

ANNO SEXAGESIMO SECUNDO

VICTORIÆ REGINÆ.

No. XXXII.

AN ACT for the Establishment of Zoological
and Acclimatisation Gardens at South Perth.

[Assented to, 28th October, 1898.]

BE it enacted by the Queen'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 Zoological Gardens Act, 1898.

Short title.

2. THE Governor may grant and demise unto John Winthrop Hackett, Edward Albert Stone, and George Throssell, and their successors (hereinafter called the trustees), by an instrument in the form of the Thirty-third Schedule to the Land Act, 1898, with such modifications, and subject to such further terms and conditions as the Governor may think fit, the lands described in the Schedule to this Act; and such lands, together with any other lands to be acquired by the trustees, shall at all times be maintained and used as gardens for zoological and acclimatisation purposes and for public

Power to demise land to trustees for zoological and acclimatisation purposes.

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resort and recreation; and on the death, resignation, or other removal of the trustees or any trustee, the Governor may appoint new trustees or a new trustee to be their or his successors or successor.

Committee of Management.

3. (1.) THE said gardens shall be under the control and management of a committee of six members, to be called the "Acclimatisation Committee," three of whom shall be the trustees for the time being, and three shall be appointed from time to time by the Governor, and shall hold office for not longer than three years. The Governor may appoint any member of the committee to be the President thereof.

(2.) One-third of the members of the committee shall form a quorum for the transaction of business.

(3.) The Governor may remove any member of the committee; and any member so removed, if a trustee, shall thereupon cease to be a trustee.

Admission of public.

4. THE public shall be admitted to the said gardens every day, between such hours, and upon such payment for admission, and otherwise, as the committee may prescribe: Provided that the committee may reserve any part or parts of the said gardens; and may temporarily close the said gardens whenever they may think fit to do so, on notice to be advertised in some newspaper circulating in Perth.

Power to mortgage.

5. THE trustees may from time to time raise, by way of mortgage, a sum or sums of money, not exceeding in the aggregate £5,000, upon security of the lands, buildings, and other property vested in and to be acquired by them, under the provisions of this Act.

Application of borrowed money.

6. ALL moneys raised by mortgage under the powers aforesaid, after payment thereof of all reasonable expenses attending such mortgage, shall be applied in the improvement of the said gardens for zoological, acclimatisation, or recreation purposes, in the erection, maintenance, and repair of buildings, in the planting of trees and shrubs, and in the permanent improvement of the said gardens: Provided that no mortgagee shall be bound or required to see to the application of such moneys, nor be affected by the misapplication or non-application thereof.

Any two of the trustees may execute instruments, etc.

7. ANY act, deed, mortgage, or other instrument, matter, or thing done, signed or executed by any two of the trustees for the time being, shall be as binding and effective as if done, signed, or executed by all the trustees.

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8. THE committee shall cause a full and true account to be kept of all moneys received and expended, and shall on or before the 1st day of August in every year transmit to the Colonial Treasurer a copy of such account made up to the 30th day of June then last past, and certified by the President and the Auditor General. Accounts.

9. THE committee shall have all the powers and authorities conferred by the Parks and Reserves Act, 1895, upon a Board of Parks and Reserves to make, repeal, and alter By-laws for the management, conservation, and use of the said gardens, and to impose and enforce penalties for the breach or non-observance of any such By-laws in manner prescribed by the said Act. By-laws.

In the name and on behalf of the Queen I hereby assent to this Act.

ALEX. C. ONSLOW, Governor's Deputy.

SCHEDULE.

Perth Suburban Lots Nos. 108, 121, 122, 326, 327, 328, 329, and 330, containing forty-two acres two roods or thereabouts, as the same are marked and distinguished on the maps of the Department of Lands and Surveys of the Colony.