

WESTERN AUSTRALIA

ANNO QUADRAGESIMO

VICTORIÆ REGINÆ

No. 8

An Act to make provision for the Higher Education of
Boys. [Assented to 12th September, 1876.]

WHEREAS it is expedient to make provision for the establishment of a High School for the purpose of giving to Boys an education similar to that given in the Grammar and advanced schools in the other Australasian Colonies; Be it therefore enacted by His Excellency the Governor of Western Australia and its Dependencies, by and with the advice and consent of the Legislative Council thereof, as follows:—

Preamble

1. This Act may be cited as 'The High School Act, 1876.'

Short title

2. Governors of the High School of Perth shall forthwith be and become a body politic and corporate, with perpetual succession by the name or style of 'The Governors of the High School, Perth,' and shall have a common seal, and shall by the same name from time to time and at all times hereafter be capable to receive, purchase, acquire, take, and hold, to them and their successors, in trust for and to and for the purposes of such school, any messuages, lands, tenements, and hereditaments, of what nature or kind soever; and also to receive, purchase, acquire, and possess, upon the same trust, and to and for the same purposes, any goods, chattels, gifts, or benefactions whatsoever; and shall and may by the same name be capable to sue and be sued, both at law and in equity; and shall and may by the same name be

Appointment of
governors of
High School
Amended by
55 Vic., No. 29
Governors to be
a corporation

High School Act—1876

capable to grant, demise, alien, or otherwise deal with all or any of the property, real or personal, belonging to the said school; and also to do all other matters and things, and have and enjoy all rights and privileges incidental to or appertaining to a body politic or corporate.

Retirement of
Governors

Power to Govern-
or to pay cer-
tain moneys to
the governors

3. Whenever the said governors shall report to the Governor that they have secured possession of a suitable building and premises for the purpose of the High School; that they will be ready, from a day to be named by them or from the day of their obtaining a suitable head master, to open the said school, and to give at the said school an exclusively secular education, at a cost not to exceed Twelve pounds a year for each pupil, and that they are prepared to take upon themselves the management of the said school, it shall be lawful for the Governor, with the advice of the Executive Council, by warrant under his hand to direct to be issued and paid to the said governors, out of the general revenue of the Colony, for the purposes of the said school, a sum not exceeding Seven hundred pounds for the first year, Six hundred pounds for the second year, and Five hundred pounds for the third year, from the day of the actual opening of the said school; and from and after the expiration of three years, to pay to the said governors a sum equal to double the school fees received by them in any year; provided always that such sum does not exceed the sum of Five hundred pounds in any year.

Powers of
Governors

4. It shall be lawful for the said governors, with the approval of the Governor in Executive Council, to make by-laws and regulations for the regulation of their own proceedings, and respecting the division of the year into three convenient terms, the hours to be observed, the course of study to be followed, the punishments to be allowed, and generally respecting the internal conduct and management of the said school; subject to the said regulations, the management and control of the said school shall be vested entirely in the said governors. Provided always that the education to be given at such school shall be exclusively secular, and that it shall not be lawful for the said governors to appoint or have as head master of the said school any minister of religion, or anyone who is not a graduate of some recognised University; provided, also, that it shall be lawful for the governors, by any such by-laws or regulations as aforesaid, to require any master of the said school to take in pupils as boarders, on such terms as may be stated therein; provided, further, that any such by-laws or regulations be laid upon the table of the Legislative Council during the session next after the making of the same.

Governors to
keep accounts
and submit to
audit

5. The said governors shall cause accounts to be kept of all moneys received by them for the purposes of the said school, and of all school fees, and shall submit such accounts at least once a year to the examination of the Auditor General. They shall also make an annual report to the Governor, showing the condition and prospects of the School; and any such report shall be laid on the table of the Legislative Council.

WILLIAM C. F. ROBINSON,
GOVERNOR.