

WESTERN AUSTRALIA

**HALE SCHOOL AMENDMENT
ACT 1994**

No. 75 of 1994

AN ACT to amend the *Hale School Act 1876*.

[Assented to 13 December 1994.]

The Parliament of Western Australia enacts as follows:

Short title

- 1.** This Act may be cited as the *Hale School Amendment Act 1994*.

Principal Act

2. In this Act the *Hale School Act 1876** is referred to as the principal Act.

[* *Reprinted as at 20 August 1987.*]

Section 6 repealed and sections 5 and 6 substituted

3. Section 6 of the principal Act is repealed and the following sections substituted —

“

Constitution of the Board

5. The Board shall consist of 11 members of whom one shall be the Archbishop, 5 shall be appointed by the Trustees and 5 shall be appointed by the Association.

Terms of office and vacancies

6. (1) In this section —

“**appointed**”, in relation to a member, means appointed by the Trustees or the Association;

“**casual vacancy**” means a vacancy that occurs otherwise than when a term of office expires;

“**member**” means a member of the Board;

“**periodical vacancy**” means a vacancy that occurs when a term of office expires.

(2) A member appointed to a periodical vacancy may hold office for a period ending —

- (a) 4 years from when the vacancy occurred, if it occurred before 31 December 1994; or
- (b) 5 years from when the vacancy occurred, if it occurred on or after 31 December 1994.

(3) Each of the first members appointed to fill the 2 vacancies created by the commencement of the *Hale School Amendment Act 1994* may hold office for the period ending on 31 December 1998.

(4) A member appointed to fill a casual vacancy may hold office for the period ending when the term of the member whose office became vacant would have expired.

(5) An appointed member whose term of office expires is eligible for reappointment.

(6) The body which appointed a member may at any time terminate the appointment or remove the member from office.

(7) The office of an appointed member becomes vacant if —

- (a) the term of office expires;
- (b) the appointment is terminated, or the member is removed from office, under subsection (6);
- (c) the member dies; or
- (d) the member resigns by written notice addressed to the Chairman of the Board.

(8) The continuing members may act despite any vacancy on the Board.

Section 10 amended

4. Section 10 (1) of the principal Act is amended by deleting “5” and substituting the following —

“ 6 ”.