

said park department in furtherance of the provisions of the will of said George Robert White. Said transfer shall also be upon the further express condition that if, within two years from the date of such transfer, such improvement and construction at or on said park land shall not have been completed, then the care, custody and control of said park land shall thereupon revert without further act to said park department.

SECTION 2. Upon the completion of the improvement and construction at said Charlesbank authorized by section one, the city of Boston, acting by and through said park department, may, to the extent permitted under the provisions of said will, charge a fee for the use of any services or facilities furnished in connection therewith, except that no fee shall be charged for the use of said beach; provided, that the aggregate amount of such fees charged in any fiscal year shall not exceed the estimated expense of the care and maintenance thereof during such year. Such fees shall be applied by said city only toward meeting the expense of the care and maintenance of said beach and recreation center.

SECTION 3. This act shall take effect upon its passage.

Approved August 1, 1941.

AN ACT PROVIDING FOR THE GRADING AND SANDING OF MALIBU BEACH, SO CALLED, IN THE DORCHESTER DISTRICT OF THE CITY OF BOSTON. Chap.586

Be it enacted, etc., as follows:

The metropolitan district commission is hereby authorized and directed to grade and sand Malibu beach, so called, in the Dorchester district of the city of Boston. For said purposes said commission may expend, from Item 8602-00 of chapter four hundred and nineteen of the acts of the current year, not exceeding five thousand dollars.

Approved August 1, 1941.

AN ACT AUTHORIZING THE APPOINTMENT OF A DIRECTOR OF THE CORPORATION DIVISION IN THE DEPARTMENT OF THE STATE SECRETARY. Chap.587

Be it enacted, etc., as follows:

Chapter nine of the General Laws is hereby amended by striking out section two, as most recently amended by chapter two hundred and eighty-three of the acts of nineteen hundred and thirty-nine, and inserting in place thereof the following section: — *Section 2.* He may appoint a first deputy, a second deputy, a third deputy who shall perform the duties of a division head, a director of the corporation division who shall be an attorney at law, a cashier for whose conduct he shall be responsible and from whom he may require a bond, and a chief of the archives division. He may

G. L. (Ter. Ed.), 9, § 2, etc., amended.

Deputies, etc., in department of state secretary.

also appoint clerks, messengers and other assistants necessary for the prompt despatch of public business. He may also employ such clerical assistance as he may deem necessary to carry out the laws relative to primaries and elections, and such employment and the appointment of such deputies, director, cashier and chief of the archives division shall not be subject to chapter thirty-one.

Approved August 1, 1941.

Chap. 588 AN ACT MAKING A CERTAIN LAW ESTABLISHING A MERIT SYSTEM FOR MUNICIPAL PUBLIC WELFARE EMPLOYEES INAPPLICABLE TO CERTAIN EMPLOYEES BY MISTAKE INCLUDED UNDER SUCH SYSTEM.

Emergency
preamble.

Whereas, The deferred operation of this act would tend to defeat its purpose, which in part is immediately to make the law establishing such system inapplicable to certain employees by mistake included under such system, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Be it enacted, etc., as follows:

G. L. (Ter.
Ed.), 31,
§ 47C, etc.,
amended.

SECTION 1. Section forty-seven C of chapter thirty-one of the General Laws, inserted by section one of chapter four hundred and two of the acts of nineteen hundred and forty-one, is hereby amended by striking out paragraph (1) and inserting in place thereof the following paragraph:—

To whom
chapter applies.

(1) This chapter, and the rules and regulations made thereunder, shall apply to all positions in each city or town which are not otherwise subject to this chapter and the duties of which require full time or part time on programs relative to old age assistance or aid to dependent children, or both, except the position of member of the board of public welfare or of any board having charge of a bureau of old age assistance, and except the position of any officer having the powers and duties of a board of public welfare when such position is, or is to be, filled by popular election. As used in this section, the words "board of public welfare" shall include any body, however named, having the powers and duties of a board of public welfare, but shall not include a board of public welfare consisting of two members one of whom, in the management of the municipal welfare department, acts in a capacity subordinate to that of the other.

Repeal.

SECTION 2. Section seven of said chapter four hundred and two is hereby repealed.

Effective
date.

SECTION 3. This act shall take effect as of the time said chapter four hundred and two took effect.

Approved August 2, 1941.