

some other person or persons or corporation, then if, in the proceeding hereinafter provided for, or in any other suit or action, said condition or conditions shall be held to be too remote (under the rule against perpetuities) to be operative, or if it be held that there is no right of entry, on the breach of such condition or conditions, in the person or persons or corporation to which said property is limited over as aforesaid, or that said limitation over is too remote, and if in consequence thereof the corporation aforesaid in which said property shall be vested would be able but for this Act to hold said property and disregard the conditions or terms on which the gift, devise or bequest was made, in all such cases the court or courts of equity having jurisdiction in the place where said property shall be located, or in the county or city in which the principal office or place of business of said educational or charitable corporation first mentioned in this section is located, shall have full power and authority, in its discretion, to enforce compliance by said corporation with said conditions or terms of gift, devise or bequest, so that it may not be in the power of said corporation to continue to hold said property without also complying with said condition, conditions or terms.

SEC. 2. *And be it further enacted*, That in any instance aforesaid, any relative of the testator, or of the grantor or donor, if such grantor or donor be deceased in the name of such relative or the grantor or donor, if living in his own name, or the State's Attorney for the county or city in which one of the courts of equity aforesaid has jurisdiction, as aforesaid, in the name of the State of Maryland, may file and prosecute a bill or bills in equity to procure the passage of such decree or decrees, order or orders, as may be necessary or appropriate to the enforcement or compliance with said condition, conditions or terms, and that it shall be the duty of the State's Attorney aforesaid, after notice to him of disregard or non-compliance of such corporation with said condition, conditions or terms, to proceed as aforesaid, unless said grantor or donor be living, or unless a relative of said testator or of a deceased grantor or donor shall file and bona fide prosecute such bill or bills, and that the costs and expenses of such proceedings shall be borne by said corporation.

SEC. 3. *Be it further enacted*, That nothing contained in this Act is intended as, or shall be taken to be, an interpretation of existing law.

SEC. 4. *And be it further enacted*, That this Act shall take effect from the date of its passage.

Approved March 23, 1908.