



**TASMANIAN THEATRE AND PERFORMING ARTS  
COUNCIL.**

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**No. 67 of 1973.**

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**AN ACT for the establishment of a council and for the  
encouragement and promotion of arts and culture.**

**[28 November 1973.]**

**BE** it enacted by His Excellency the Governor of Tasmania, by and  
with the advice and consent of the Legislative Council and  
House of Assembly, in Parliament assembled, as follows:—

**1—(1)** This Act may be cited as the *Tasmanian Theatre and Performing Arts Council Act 1973*. Short title and commencement.

**(2)** This Act shall commence on a date to be fixed by proclamation.

## Interpretation.

**2** In this Act, unless the contrary intention appears, "Council" means the Tasmanian Theatre and Performing Arts Council established under section three.

## Establishment and functions of the Council.

**3—(1)** There shall be established a council to be called the Tasmanian Theatre and Performing Arts Council.

(2) It shall be the duty of the Council to advise the Minister on all matters relating to the establishment, development, and implementation of policies designed—

- (a) to encourage, develop, and improve the knowledge, understanding, and practice, of the performing arts;
- (b) to promote and increase their accessibility to the public throughout the State; and
- (c) to co-ordinate the activities of the instrumentalities and departments of the State and other organizations concerned with the production of the performing arts.

(3) The Council may take such action as it thinks fit to co-ordinate the activities of the organizations interested in any of the matters referred to in subsection (2) of this section.

(4) Without prejudice to the generality of the provisions of subsection (2) of this section, the Council shall—

- (a) consider any matter referred to it by the Minister and make a report thereon to him with such recommendations as it may consider appropriate in the circumstances; and
- (b) advise the Minister with respect to the provision of financial assistance to organizations concerned with the production of performing arts and the allocation of any financial assistance provided by the Minister among organizations undertaking such production.

(5) The Minister may make arrangements to render available to the Council such accommodation and assistance as it may require.

(6) The expenditure of the Council shall be defrayed out of moneys provided by Parliament for that purpose.

## Constitution of the Council.

**4—(1)** The Council shall consist of not more than seven persons appointed by the Minister.

(2) The chairman of the Council shall be such member thereof as the Minister may appoint in that behalf.

(3) A person appointed as the chairman shall be so appointed for the term specified in the instrument of his appointment and, subject to this section, ceases to hold office at the expiration of that term.

(4) Subject to subsection (5) of this section, a member of the Council, unless he sooner resigns or is removed from his office or otherwise ceases to hold office, continues in office for a period of four years from the date he was last appointed a member of the Council.

(5) Where a member of the Council dies or ceases to hold office otherwise than by reason of the effluxion of time, the member appointed to fill the vacancy ceases to hold office at the expiration of the unexpired term of office of the member in whose place he is appointed.

(6) The members of the Council are not, as such, subject to the *Public Service Act 1973*, but an officer of the Public Service may hold office as a member of the Council in conjunction with his office as an officer of the Public Service.

**5**—(1) The chairman of the Council, or, if he is absent or there is no chairman, such one of the members present as they may choose, shall preside at each meeting of the Council. Proceedings of the Council.

(2) Four members of the Council constitute a quorum at any meeting of the Council.

(3) The chairman or other person presiding at a meeting of the Council has a deliberative vote only and, in the event of an equality of votes on any matter before a meeting of the Council, that matter stands adjourned to the next meeting of the Council.

(4) Subject to this Act, the Council may regulate its own proceedings.

**6** The chairman of the Council shall be paid such remuneration as the Governor may approve, and he and other members of the Council may be paid such travelling or other allowances as may be so approved. Remuneration and allowances of members.

**7**—(1) The Minister may appoint a secretary to the Council, and may define his duties, and may pay to the person so appointed such remuneration and allowances, if any, as the Governor may determine. Secretary to the Council.

(2) The *Public Service Act* 1973 does not apply to the office of the secretary.

(3) The holder of the office of the secretary shall be regarded as being employed by the State for the purposes of the *Superannuation Act* 1938 and the *State Employees (Long-Service Leave) Act* 1950, and, for the purposes of the latter Act, the Governor is the prescribed authority in his case.

Audit of  
accounts.

**8** The accounts of the Council shall be subject to the provisions of the *Audit Act* 1918.