

## **Libraries (Amendment) Bill**

### **EXPLANATORY MEMORANDUM**

*Clause 1* sets out the purpose of the Act.

*Clause 2* provides for the Act to come into operation on a day to be proclaimed.

*Clause 3* repeals references to the Museum land in the **Museums Act 1983**.

*Clause 4* introduces new sections 52A and 52B into the **Libraries Act 1988** to facilitate the transfer of the Museum land. Section 52A revokes the current permanent reservation of the land, divests it from the Council of the Museum of Victoria, vests it in the Crown, deems it to be unalienated land of the Crown, permanently reserves it for public library purposes, provides for its continued use by the Council of the Museum, vests its management in the Council of the State Library of Victoria and provides that the Crown shall not pay compensation as a result of this section. Section 52B limits the jurisdiction of the Supreme Court by preventing awards for compensation for matters arising out of section 52A.

*Clause 5* amends section 52 (1) of the **Libraries Act 1988** to provide that the Council of the State Library may make by-laws not inconsistent with the regulations, and substitutes a new section 53 (1) which provides for the making of regulations relating to Crown land and other matters.

*Clause 6* inserts into the **Libraries Act 1988** a Schedule describing the land being permanently reserved for the purposes of a public library.

*Clause 7* substitutes a new section 11 (6) in the **Museums Act 1983** which provides conditions for re-appointment to membership of the Council of the Museum.

*Clause 8* substitutes a new section 23 (2) in the **Libraries Act 1988** which provides conditions of re-appointment to membership of the Council of the State Library.

*Clause 9* amends the **Museums Act 1983** by adding “and By-laws” to the heading “Regulations”.

*Clause 10* substitutes in the **Museums Act 1983** a new section 31 which provides for the making of regulations relating to Crown land and other matters; and inserts a new section 31A enabling the Council of the Museum to make by-laws not inconsistent with the regulations.

*Clause 11* amends the **Museums Act 1983** to make minor statute law revisions.

