

1990 - No. 140

MINING ACT 1973 - REGULATION
(Geological and Mining Museum Regulation 1990)

NEW SOUTH WALES



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HIS Excellency the Governor, with the advice of the Executive Council, and in pursuance of the Mining Act 1973, has been pleased to make the Regulation set forth hereunder.

NEIL PICKARD
Minister for Minerals and Energy.

PART 1 - PRELIMINARY

Citation

1. This Regulation may be cited as the Geological and Mining Museum Regulation 1990.

Definitions

2. In this Regulation:

"**authorised officer**" means the Director of the Museum and includes any other officer or employee of the Museum designated by the Trust or the Director for the purposes of this Regulation;

"**Museum**" means the Geological and Mining Museum originally established under the Mining Act 1906;

"**Museum premises**" includes any premises used by the Trust from time to time as part of, or in connection with, the Museum;

"**the Act**" means the Mining Act 1973;

"Trust" means the Geological and Mining Museum Trust constituted under section 169B of the Act;

"trustee" means a trustee referred to in section 169B of the Act.

PART 2 - THE GEOLOGICAL AND MINING MUSEUM TRUST

Ordinary meetings

3. The ordinary meetings of the Trust are to be convened 6 times each year at such regular intervals as the Trust may from time to time determine.

Special meeting

4. (1) A special meeting of the Trust may be convened at any time by the Chairperson of the Trust.

(2) The Chairperson must convene a special meeting if so requested by any 3 trustees.

(3) At a special meeting, no business other than the business specified in the notice calling the meeting may be transacted.

Notice of meeting

5. The Chairperson is to give to each trustee at least 48 hours' notice in writing of the day, time and place of an ordinary or special meeting, accompanied by an agenda containing a summary of the business, correspondence and special matters to be discussed at that meeting.

Notice of motion

6. (1) No motion involving a new precedent or a vital change in the policy or practice of the Trust is to be considered by an ordinary meeting of the Trust unless the trustee who wishes to propose the motion gives a written copy of it to the Chairperson not later than 14 days before the date set down for that meeting.

(2) If any motion in writing has been given to the Chairperson, he or she is to include the motion in the next agenda given to trustees for an ordinary meeting of the Trust.

(3) The question as to whether or not a motion involves a new precedent or a vital change in the policy or practice of the Trust is to be decided by a vote of the Trust.

Adjournment of meeting

7. A meeting of the Trust may be adjourned from time to time by a vote of the trustees present.

Quorum

8. If a quorum of the Trust is not present within 30 minutes after the time specified in the notice calling a meeting of the Trust, the business set down for that meeting is to be dealt with at:

- (a) a special meeting of the Trust convened for the purpose of dealing with that business; or
- (b) if that business is not dealt with at a special meeting, the next ordinary meeting of the Trust.

Presentation of accounts etc. to Trust

9. The Director of the Museum or a person nominated by the Director is to present to the Trust at each ordinary meeting, or at the direction of the Trust, to a committee nominated by the Trust for that purpose at the times specified by the Trust, a statement of:

- (a) the Geological and Mining Museum Trust Account established under section 169L of the Act; and
- (b) any other account of the Trust; and
- (c) the Trust's commitments,

with such details, particulars and documents as the Trust or that committee may have required.

Examination of accounts etc. by Trust

10. (1) The Trust or a committee referred to in clause 9 is to examine the statements, details, particulars and documents presented to it and, if in order, any 2 members of the Trust or the committee, as the case may be, may sign the statements adding any comments considered necessary.

(2) Statements, details, particulars and documents examined by a committee are to be tabled at the next ordinary meeting of the Trust for approval.

Examination of expenditure

11. Estimates of expenditure from Parliamentary appropriation required for submission to Parliament are to be prepared by the Director of the Museum and submitted to the Trust for approval.

Minutes

12. The minutes of the proceedings of each meeting of the Trust are:
- (a) to be confirmed at the next ordinary meeting of the Trust and signed by the trustee presiding at that meeting; and
 - (b) to be consecutively numbered and kept by the Director in a book available to the public for inspection.

Opening hours

13. The Trust may from time to time determine the days and times on which the exhibition galleries of the Museum are to be open.

PART 3 - OFFENCES

Improper dress

14. A person must not enter or remain on Museum premises if, in the opinion of an authorised officer, the person is not decently and completely dressed.

Persons requested to leave

15. If a person's condition, conduct, dress or manner is likely, in the opinion of an authorised officer, to give offence to persons in, or to interfere with any person's use of, Museum premises, the person must not remain on those premises if requested to leave by that officer.

Persons may be excluded from premises

16. A person who has been requested to leave Museum premises pursuant to clause 15 may be excluded from those premises for such period as may be determined, generally or in a particular case, by the Trust or an authorised officer.

Smoking, eating or drinking

17. A person must not smoke, eat or drink on Museum premises other than on those parts of the premises designated for such a purpose by the Trust or an authorised officer.

Noise

18. A person must not by speech or otherwise make any more noise on Museum premises than is reasonably necessary for the use of those premises.

Animals

19. (1) A person must not take an animal on to Museum premises or leave an animal on those premises except with the permission of the Trust or an authorised officer.

(2) This clause does not apply to a visually impaired person who takes a guide dog on to Museum premises.

Introduction of certain articles to premises

20. (1) A person entering Museum premises with any stick, umbrella, bag, case, package, photographic or other apparatus, must not take it beyond any vestibule of those premises except with the permission of an authorised officer.

(2) This clause does not apply to a disabled person who takes a stick, crutches, wheelchair or other device on to Museum premises to assist the person to use the premises.

Removal of property of the Trust without permission etc.

21. (1) A person must not remove from Museum premises:

- (a) any property of the Trust; or
- (b) any object of the Museum's collections,

except with the permission of the Trust or an authorised officer.

(2) The Trust or authorised officer may require a person granted permission under this clause to furnish a receipt for the property or object.

Damaging etc. Museum exhibits

22. A person must not damage or interfere with any exhibit in the Museum.

PART 4 - PENALTIES

Removal of offender

23. A person who:

- (a) contravenes a provision of Part 3 on Museum premises; and
- (b) is requested by an officer or employee of the Museum to leave the premises,

must immediately leave the premises, and after leaving, must not enter or use Museum premises except with the permission of the Trust or an authorised officer.

Monetary penalty

24. A person who contravenes a provision of Part 3 is guilty of an offence and is liable to a penalty not exceeding 5 penalty units.

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PART 3 - OFFENCES

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EXPLANATORY NOTE

The object of this Regulation is:

- (a) to make provision in relation to the conduct of meetings of the Geological and Mining Museum Trust; and
 - (b) to create offences relating to conduct on the Geological and Mining Museum premises.
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