

Act No. 134

PEACE TRUST BILL 1987

NEW SOUTH WALES



EXPLANATORY NOTE

(This Explanatory Note relates to this Bill as introduced into Parliament)

The objects of this Bill are—

- (a) to constitute the Peace Trust of New South Wales and define its functions;
- (b) to establish the Peace Trust Fund which is to consist initially of the balance of proceeds from the "Peace Lottery" drawn in 1986; and
- (c) to make ancillary provisions.

The Trust is established to provide assistance for the promotion of peace by means of grants from the Fund to organisations and individuals.

PART 1—PRELIMINARY

Clause 1 specifies the short title of the proposed Act.

Clause 2 provides that the proposed Act will, with minor exceptions, commence on a day appointed by the Governor-in-Council.

Clause 3 contains definitions for the purposes of the proposed Act.

PART 2—THE PEACE TRUST OF NEW SOUTH WALES

Clause 4 establishes the Peace Trust of New South Wales. The Trust is a corporation and is a statutory body representing the Crown.

Clause 5 provides that the Trust is to have 5 members appointed by the Governor. Other provisions relating to the members and procedure of the Trust are contained in Schedules 1 and 2 to the proposed Act.

Peace Trust 1987

PART 3—OBJECTS AND FUNCTIONS OF THE TRUST

Clause 6 specifies the objects of the Trust. The objects are to provide assistance for the promotion of peace and in particular to encourage the development of education for the promotion of peace.

Clause 7 specifies the functions of the Trust. For the purpose of promoting its objects the Trust may make grants from the Fund, supervise the expenditure of money granted and engage in other activities approved by the Minister.

Clause 8 prevents the Trust from dealing with real property unless it has been donated or devised to the Trust.

PART 4—PEACE TRUST FUND ETC.

Clause 9 establishes the Peace Trust Fund which is to consist of the balance of the proceeds of the 1986 Peace Lottery and any other money to which the Trust may become entitled. The Fund is to be used by the Trust in the exercise of its functions.

Clause 10 makes special provision concerning gifts, devises and bequests to the Trust. The Trust is empowered to agree to conditions on a gift, devise or bequest and stamp duty is not payable on a gift, devise or bequest.

Clause 11 empowers the Trust to recover a grant which is not applied in accordance with any conditions imposed by the Trust.

PART 5—ADMINISTRATION

Clause 12 authorises the Trust to establish committees to assist the Trust.

Clause 13 empowers the Trust to arrange for the use of the services of the staff or facilities of a government department, administrative office or public authority.

Clause 14 empowers the Trust to delegate its functions to a member, committee or officer of the Trust.

PART 6—MISCELLANEOUS

Clause 15 provides that the financial year of the Trust commences on 1 July.

Clause 16 is an evidentiary provision relating to the constitution and procedure of the Trust.

Clause 17 empowers the Governor to make regulations under the proposed Act.

Clause 18 amends Schedule 2 to the Public Finance and Audit Act 1983 so as to apply to the Trust the accounting, auditing and annual report requirements of statutory bodies.

SCHEDULES

Schedule 1 contains provisions with respect to the members of the Trust. In particular, provision is made with respect to the Chairperson of the Trust, acting members, the term of office of members (maximum 4 years), pecuniary interests and protection from personal liability when members act in good faith.

Schedule 2 contains provisions with respect to the procedure for the conduct of meetings of the Trust.
