



Australian Capital Territory

Australian-American Educational Foundation Act 1966

A1966-16

Republication No 5

Effective: 1 March 2012

Republication date: 1 March 2012

Last amendment made by [A2011-48](#)

Authorised by the ACT Parliamentary Counsel

About this republication

The republished law

This is a republication of the *Australian-American Educational Foundation Act 1966* (including any amendment made under the *Legislation Act 2001*, part 11.3 (Editorial changes)) as in force on 1 March 2012. It also includes any commencement, amendment, repeal or expiry affecting this republished law to 1 March 2012.

The legislation history and amendment history of the republished law are set out in endnotes 3 and 4.

Kinds of republications

The Parliamentary Counsel's Office prepares 2 kinds of republications of ACT laws (see the ACT legislation register at www.legislation.act.gov.au):

- authorised republications to which the *Legislation Act 2001* applies
- unauthorised republications.

The status of this republication appears on the bottom of each page.

Editorial changes

The *Legislation Act 2001*, part 11.3 authorises the Parliamentary Counsel to make editorial amendments and other changes of a formal nature when preparing a law for republication. Editorial changes do not change the effect of the law, but have effect as if they had been made by an Act commencing on the republication date (see *Legislation Act 2001*, s 115 and s 117). The changes are made if the Parliamentary Counsel considers they are desirable to bring the law into line, or more closely into line, with current legislative drafting practice.

This republication does not include amendments made under part 11.3 (see endnote 1).

Uncommenced provisions and amendments

If a provision of the republished law has not commenced, the symbol **U** appears immediately before the provision heading. Any uncommenced amendments that affect this republished law are accessible on the ACT legislation register (www.legislation.act.gov.au). For more information, see the home page for this law on the register.

Modifications

If a provision of the republished law is affected by a current modification, the symbol **M** appears immediately before the provision heading. The text of the modifying provision appears in the endnotes. For the legal status of modifications, see the *Legislation Act 2001*, section 95.

Penalties

At the republication date, the value of a penalty unit for an offence against this law is \$110 for an individual and \$550 for a corporation (see *Legislation Act 2001*, s 133).



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Australian-American Educational Foundation Act 1966

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R5
01/03/12

Australian-American Educational Foundation Act 1966
Effective: 01/03/12

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Australian Capital Territory

Australian-American Educational Foundation Act 1966

An Act relating to the Australian-American Educational Foundation

1 Name of Act

This Act is the *Australian-American Educational Foundation Act 1966*.

2 Dictionary

The dictionary at the end of this Act is part of this Act.

Note 1 The dictionary at the end of this Act defines certain terms used in this Act.

Note 2 A definition in the dictionary applies to the entire Act unless the definition, or another provision of the Act, provides otherwise or the contrary intention otherwise appears (see [Legislation Act](#), s 155 and s 156 (1)).

3 Notes

A note included in this Act is explanatory and is not part of this Act.

Note See the [Legislation Act](#), s 127 (1), (4) and (5) for the legal status of notes.

5 Incorporation of foundation

- (1) For the purpose of facilitating the operations of the foundation under the agreement, the foundation is by this Act established as a body corporate with perpetual succession under the name of ‘Australian-American Educational Foundation’.
- (2) The foundation—
 - (a) shall have a common seal; and
 - (b) is capable of acquiring (whether as grantee or transferee), holding and disposing of or otherwise dealing with real and personal property; and
 - (c) may enter into contracts; and
 - (d) may sue and be sued, whether the cause of action arose before or arises after the commencement of this Act.

6 Power to dispose of land in name of former foundation

The power to dispose of real and personal property given on the foundation under section 5 is taken to include a power to dispose of land registered under the *Land Titles Act 1925* in the name of the former foundation as if the foundation were the registered proprietor of the land.

7 Service of documents

A notice, process or other document may, for any law of the ACT, be served on or given to the foundation—

- (a) by leaving it at the office of the foundation at Canberra with some person apparently in the service of the foundation; or
- (b) by sending it by registered post to the foundation at that office.

Dictionary

(see s 2)

Note 1 The [Legislation Act](#) contains definitions and other provisions relevant to this Act.

Note 2 For example, the [Legislation Act](#), dict, pt 1, defines the following terms:

- document
- land.

agreement means the agreement dated 28 August 1964, made between the Government of the Commonwealth of Australia and the Government of the United States of America for the financing of certain educational and cultural exchange programs.

former foundation means the Foundation referred to in the [United States Educational Foundation in Australia Ordinance 1950](#).

foundation means the Australian-American Educational Foundation established under the agreement.

Endnotes

1 About the endnotes

Amending and modifying laws are annotated in the legislation history and the amendment history. Current modifications are not included in the republished law but are set out in the endnotes.

Not all editorial amendments made under the *Legislation Act 2001*, part 11.3 are annotated in the amendment history. Full details of any amendments can be obtained from the Parliamentary Counsel's Office.

Uncommenced amending laws are not included in the republished law. The details of these laws are underlined in the legislation history. Uncommenced expiries are underlined in the legislation history and amendment history.

If all the provisions of the law have been renumbered, a table of renumbered provisions gives details of previous and current numbering.

The endnotes also include a table of earlier republications.

2 Abbreviation key

A = Act	NI = Notifiable instrument
AF = Approved form	o = order
am = amended	om = omitted/repealed
amdt = amendment	ord = ordinance
AR = Assembly resolution	orig = original
ch = chapter	par = paragraph/subparagraph
CN = Commencement notice	pres = present
def = definition	prev = previous
DI = Disallowable instrument	(prev...) = previously
dict = dictionary	pt = part
disallowed = disallowed by the Legislative Assembly	r = rule/subrule
div = division	reloc = relocated
exp = expires/expired	renum = renumbered
Gaz = gazette	R[X] = Republication No
hdg = heading	RI = reissue
IA = Interpretation Act 1967	s = section/subsection
ins = inserted/added	sch = schedule
LA = Legislation Act 2001	sdiv = subdivision
LR = legislation register	SL = Subordinate law
LRA = Legislation (Republication) Act 1996	sub = substituted
mod = modified/modification	<u>underlining</u> = whole or part not commenced or to be expired

Endnotes

3 Legislation history

3 Legislation history

This Act was originally a Commonwealth ordinance—the *Australian-American Education Foundation Ordinance 1966* No 16 (Cwlth).

The *Australian Capital Territory (Self-Government) Act 1988* (Cwlth), s 34 (4) converted most former Commonwealth ordinances in force in the ACT into ACT enactments. This allowed the ACT Legislative Assembly to amend and repeal the laws. This Act was converted into an ACT enactment on 11 May 1989 (self-government day).

As with most ordinances in force in the ACT, the name was changed from *Ordinance to Act* by the *Self-Government (Citation of Laws) Act 1989* A1989-21, s 5 on 11 May 1989 (self-government day).

Before 11 May 1989, ordinances commenced on their notification day unless otherwise stated (see *Seat of Government (Administration) Act 1910* (Cwlth), s 12).

Legislation before becoming Territory enactment

Australian-American Educational Foundation Act 1966 A1966-16

notified 20 October 1966

commenced 20 October 1966

as amended by

[Ordinances Revision \(Administrative Arrangements\) Ordinance 1977 Ord1977-18](#)

notified 21 June 1977

commenced 21 June 1977

Legislation after becoming Territory enactment

[Land Titles \(Consequential Amendments\) Act 1995 A1995-54 sch pt 1](#)

notified 20 December 1995 ([Gaz 1995 No S313](#))

commenced 20 June 1996 (s 2)

[Legislation \(Consequential Amendments\) Act 2001 A2001-44 pt 29](#)

notified 26 July 2001 ([Gaz 2001 No 30](#))

s 1, s 2 commenced 26 July 2001 (IA s 10B)

pt 29 commenced 12 September 2001 (s 2 and see [Gaz 2001 No S65](#))

Statute Law Amendment Act 2007 A2007-3 sch 3 pt 3.9

notified LR 22 March 2007

s 1, s 2 taken to have commenced 1 July 2006 (LA s 75 (2))

sch 3 pt 3.9 commenced 12 April 2007 (s 2 (1))

**Evidence (Consequential Amendments) Act 2011 A2011-48 sch 1
pt 1.5**

notified LR 22 November 2011

s 1, s 2 commenced 22 November 2011 (LA s 75 (1))

sch 1 pt 1.5 commenced 1 March 2012 (s 2 (1) and see [Evidence Act 2011 A2011-12, s 2](#) and [CN2012-4](#))

Endnotes

4 Amendment history

4 Amendment history

Dictionary

s 2 om [A2001-44](#) amdt 1.315
ins [A2007-3](#) amdt 3.40

Notes

s 3 om [Ord1977-18](#)
ins [A2007-3](#) amdt 3.40

Definitions for Act

s 4 om [A2007-3](#) amdt 3.40
def **the agreement** om [A2007-3](#) amdt 3.40
def **the former foundation** om [A2007-3](#) amdt 3.40
def **the foundation** om [A2007-3](#) amdt 3.40

Incorporation of foundation

s 5 am [A2011-48](#) amdt 1.6

Power to dispose of land in name of former foundation

s 6 am [A1995-54](#) sch pt 1; [A2007-3](#) amdt 3.41

Dictionary

dict ins [A2007-3](#) amdt 3.42
def **agreement** ins [A2007-3](#) amdt 3.42
def **former foundation** ins [A2007-3](#) amdt 3.42
def **foundation** ins [A2007-3](#) amdt 3.42

5 Earlier republications

Some earlier republications were not numbered. The number in column 1 refers to the publication order.

Since 12 September 2001 every authorised republication has been published in electronic pdf format on the ACT legislation register. A selection of authorised republications have also been published in printed format. These republications are marked with an asterisk (*) in column 1. Electronic and printed versions of an authorised republication are identical.

Republication No	Amendments to	Republication date
1	Ord1977-18	31 May 1991
2	A1995-54	30 November 1996
3	A2001-44	18 July 2002
4	A2007-3	12 April 2007

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