

EXPLANATORY STATEMENT

CANBERRA INSTITUTE OF THE ARTS (AMENDMENT) ORDINANCE 1988

(ORDINANCE NO. 38 OF 1988)

The Canberra Institute of the Arts Ordinance 1988 (the Principal Ordinance) established the Canberra Institute of the Arts.

The Canberra Institute of the Arts (Amendment) Ordinance 1988 gives effect to undertakings to the Senate Standing Committee on Regulations and Ordinances following its examination of the Principal Ordinance. The Ordinance also empowers the Council of the Canberra Institute of the Arts, established under the Principal Ordinance, to report to the Minister where it considers it appropriate to do so.

Details of the Ordinance are as follows:

Section 1 cites the short title of the Ordinance as the Canberra Institute of the Arts (Amendment) Ordinance 1988.

Section 2 defines "Principal Ordinance" to mean the Canberra Institute of the Arts Ordinance 1988.

Section 3 amends section 20 of the Principal Ordinance by conferring specific powers upon the Council of the Canberra Institute of the Arts to report in writing to the Minister on any matter relating to the functions, or the performance of the functions, of the Council or the Institute.

Section 4 amends the definition of "relevant enrolment" in subsection 38(1) of the Principal Ordinance by substituting a reference to paragraph 37(2)(f) for the previous incorrect reference.

Section 5 provides for the amendment of the provisions specified in the Schedule in order to stipulate that discretions contained within those provisions must be exercised in writing.

The discretions are:

- subparagraph 6(1)(a)(iii) - study of fields of the Arts as determined by the Board of the Institute or as required by the Minister
- subsection 36(2) - directions given by the Minister for Finance as to amounts in which, and times at which, money appropriated by Parliament is to be paid to the Institute
- paragraph 41(3)(a) - approval by the Treasurer of a bank in which the Institute's funds may be invested

- paragraph 41(3)(c) - approval by the Treasurer of investment of funds by the Institute otherwise than in an approved bank or in Commonwealth securities
- section 42 - rates of interest and other terms and conditions determined by the Minister for Finance in relation to money lent to the Institute on behalf of the Commonwealth.

**ISSUED BY AUTHORITY
OF THE MINISTER OF STATE
FOR THE ARTS AND TERRITORIES**