

# Melbourne Sailors' Home Bill 1985

## EXPLANATORY MEMORANDUM

*Clause 1* sets out the purpose of the Bill which is threefold, that is:

- (a) to repeal certain Acts relating to the Melbourne Sailors' Home which are listed in the Schedule to the Bill;
- (b) to provide for the transfer of trust funds held by the Public Trustee in connection with the Melbourne Sailors' Home to a separately established Trust Fund as part of the Public Accounts to be called the "Sailors Welfare Fund"; and
- (c) to authorize the Minister for Community Services to make grants out of the Sailors Welfare Fund to organizations which promote the welfare of sailors or welfare of persons working in the Victorian fishing industry or any other Victorian Maritime industries.

*Clause 2* contains the usual commencement provision.

*Clause 3 (1)* establishes a Trust Fund as part of the Public Account called the "Sailors' Welfare Fund".

*Sub-clause (2)* provides for payment into the Sailors' Welfare Fund of—

- (a) amounts appropriated by Parliament for the welfare of sailors, and
- (b) amounts to be paid into the Fund as authorized in sub-clause (4) and clause 5.

*Sub-clause (3)* provides for payment out of the Sailors' Welfare Fund of amounts as authorized in clause 4 and clause 5 (2).

*Sub-clause (4)* provides that moneys standing to the credit of the Sailors' Welfare Fund may be invested in any manner as approved by the Treasurer and the interest be credited to the Fund.

*Clause 4* authorizes the Minister for Community Services to make grants out of the Sailors' Welfare Fund to organizations which promote the welfare of sailors as first priority and also to organizations which promote the welfare of persons working in the Victorian fishing industry or any other Victorian Maritime industry.

*Clause 5* provides for the transfer of trust funds held and invested by the Public Trustee to the Sailors' Welfare Fund.

*Sub-clause (1)* provides for all moneys standing to the credit of the Sailors Welfare No. 1 and No. 2 accounts established under the *Melbourne Sailors' Home Act 1964* to be paid into the Sailors' Welfare Fund.

*Sub-clause (2)* provides for all liabilities that have not been met before moneys were transferred to the Sailors' Welfare Fund to be met from the Sailors' Welfare Fund.

*Sub-clause (3)* discharges the Public Trustee from any liability as the custodian trustee of the moneys and is no longer answerable for application of those moneys once they are transferred to the Sailors' Welfare Fund.

*Clause 6* provides for the repeal of Acts that are listed in the Schedule to the Bill.

*Clause 7* amends section 6 (2) of the *Community Welfare Services Act 1970* to further authorize the Minister to make grants to organizations which promote the welfare of sailors or persons working in the Victorian fishing industry or any other Victorian Maritime industries.