

# Queen Victoria Women's Centre Bill

## EXPLANATORY MEMORANDUM

### PART 1—PRELIMINARY

*Clause 1* states the purposes of the Act, which are to establish the Queen Victoria Women's Centre Trust to provide for the management, operation and use of the Queen Victoria Women's Centre and ownership of the land.

*Clause 2* provides for the commencement of the Act.

*Clause 3* contains definitions of terms used in the Act.

### PART 2—QUEEN VICTORIA WOMEN'S CENTRE TRUST

*Clause 4* provides for the establishment of the Trust which will be a body corporate with perpetual succession.

*Clause 5* provides for the functions of the Trust which are to manage the land for the purposes of the Queen Victoria Women's Centre which will provide health information services, rest and meeting rooms and other services and facilities for women. The Trust is also to provide for the Centre's management, operation, use and promotion, financial management and development, to seek funding for the Centre and provide information on the Centre's services and facilities.

*Clause 6* provides for the powers of the Trust.

*Clause 7* provides for a Trust of twelve members including nominees from the Queen Victoria Women's Centre Inc. or its successors.

*Clause 8* makes provisions for the terms and conditions of appointment of members of the Trust.

*Clause 9* provides for the appointment of a chairperson.

*Clauses 10, 11 and 12* make provisions for vacancies in the membership of the Trust.

*Clause 13* deals with pecuniary interests of members.

*Clause 14* provides for meetings of the Trust.

### PART 3—LAND

*Clause 15* provides for the vesting of the land in the Trust subject to the pre-existing limitations and conditions. It prohibits the disposal of the land or any part of it, except for a lease not exceeding five years, or the use of the land for purposes other than those of the Trust without the written consent of the Minister.

### PART 4—FINANCIAL

*Clause 16* provides for bank accounts to be opened by the Trust.

*Clause 17* provides for the borrowing, investment and other financial powers of the Trust.

*Clause 18* requires the Trust to prepare annual business plans for submission to the Minister. Business Plans must include a statement of corporate intent, financial statements and other matters as directed by the Minister.

*Clause 19* requires the Trust to act in accordance with its business plan.

*Clause 20* states that the Trust is a public statutory authority for the purposes of the **Financial Management Act 1994**.

*Clause 21* provides for the appointment of an administrator to carry out the functions of the Trust where it appears to the Minister that the Trust is unlikely to be able to pay its debts as they fall due.

*Clause 22* provides for the winding up of the Trust where the Minister determines that the Trust is unable to pay its debts as they fall due.

*Clause 23* provides for the reversion of the land to the Crown on the winding up of the Trust.

#### **PART 5—MISCELLANEOUS**

*Clause 24* gives the Registrar-General and Registrar of Titles power to make necessary amendments to records.

*Clause 25* gives the Governor in Council the power to make regulations necessary to give effect to the Act.

*Clause 26* amends the **Borrowing and Investment Powers Act 1987** to provide for borrowing and investment powers of the Trust.

*Schedule 1* is a map of the Queen Victoria Women's Centre land.