

Queensland



TOURISM QUEENSLAND ACT 1979

**Reprinted as in force on 6 August 2001
(includes amendments up to Act No. 45 of 2001)**

Warning—see last endnote for uncommenced amendments

Reprint No. 2C

This reprint is prepared by
the Office of the Queensland Parliamentary Counsel
Warning—This reprint is not an authorised copy

Information about this reprint

This Act is reprinted as at 6 August 2001. The reprint shows the law as amended by all amendments that commenced on or before that day (Reprints Act 1992 s 5(c)).

The reprint includes a reference to the law by which each amendment was made—see list of legislation and list of annotations in endnotes.

Minor editorial changes allowed under the provisions of the Reprints Act 1992 have also been made to use aspects of format and printing style consistent with current drafting practice (s 35).

This page is specific to this reprint. See previous reprints for information about earlier changes made under the Reprints Act 1992. A table of earlier reprints is included in the endnotes.

Also see endnotes for information about—

- **when provisions commenced**
- **editorial changes made in earlier reprints**
- **provisions that have not commenced and are not incorporated in the reprint.**

Queensland



TOURISM QUEENSLAND ACT 1979

TABLE OF PROVISIONS

Section		Page
PART 1—PRELIMINARY		
1	Short title	3
2	Definitions	3
PART 2—TOURISM QUEENSLAND		
<i>Division 1—Establishment and membership of corporation</i>		
6	Establishment of Tourism Queensland	4
6A	Corporation's common seal	4
7	Membership of Corporation	4
8	Term of appointment of members	4
9	Observer at Corporation's meetings	5
10	Vacating member's office	5
12	Fees and allowances of members	6
<i>Division 2—Functions, powers and duties of Corporation</i>		
13	Functions of Corporation	6
14	Powers of corporation	6
15	Corporation is statutory body	8
16	Engagement and employment of staff	8
17	Rights of officers previously employed in public service	9
18	Contributions by Corporation	10
19	Delegation	11
20	Consultants and researchers	11
<i>Division 3—Proceedings and business of Corporation</i>		
21	Meetings of Corporation	11
22	Presiding at meetings	11

23	Quorum at meetings	12
24	Notice of meetings	12
25	Adjournment of meetings	12
26	Conduct of Corporation's affairs	13
27	Custody of seal—Authentication of documents	13
29	Disclosure of interests by corporation members	14
PART 2A—QUEENSLAND HOLIDAYS AND TRAVEL		
29A	Constitution of subsidiary corporation	15
29B	Functions of subsidiary corporation	15
29C	Powers of subsidiary corporation	16
29CA	Subsidiary corporation is statutory body	16
29D	Subsidiary corporations subject to direction of Corporation	16
PART 3—FINANCIAL PROVISIONS		
30	Funds to be maintained	17
31	General Fund	17
32	Trust Fund	17
34	Other prescribed funds	18
PART 4—MISCELLANEOUS		
35	Regulation making power	18
PART 5—TRANSITIONAL PROVISIONS		
36	Continuation of The Queensland Tourist and Travel Corporation	18
37	References to The Queensland Tourist and Travel Corporation	19
ENDNOTES		
1	Index to endnotes	20
2	Date to which amendments incorporated	20
3	Key	20
4	Table of earlier reprints	21
5	Tables in earlier reprints	21
6	List of legislation	21
7	List of annotations	23
8	Provisions that have not commenced and are not incorporated into reprint	28

TOURISM QUEENSLAND ACT 1979

[as amended by all amendments that commenced on or before 6 August 2001]

An Act to provide for the establishment of Tourism Queensland, its functions and powers and for purposes related to the tourist and travel industry in Queensland

PART 1—PRELIMINARY

1 Short title

This Act may be cited as the *Tourism Queensland Act 1979*.

2 Definitions

In this Act—

“**appointed day**” means 1 August 1979.

“**corporation**” means Tourism Queensland.

“**minute book**” see section 26(2).

“**observer**” means the person appointed under section 9 as observer.

“**subsidiary corporation**” see section 29A(1).¹

¹ Queensland Holidays and Travel is the subsidiary corporation continued in existence under section 29A.

PART 2—TOURISM QUEENSLAND

Division 1—Establishment and membership of corporation

6 Establishment of Tourism Queensland

- (1) Tourism Queensland is established.
- (2) Tourism Queensland—
 - (a) is a body corporate; and
 - (b) has a common seal; and
 - (c) may sue and be sued in its corporate name.

6A Corporation's common seal

Judicial notice must be taken of the imprint of the corporation's common seal on a document, and the document must be presumed to have been properly sealed until the contrary is proved.

7 Membership of Corporation

- (1) The Corporation is to consist of not more than 9 members appointed by the Governor in Council.
- (2) In deciding whether to appoint a person, the Governor in Council must have regard to the person's business expertise, financial management expertise and knowledge of the tourist and travel industry.
- (3) There must be a chairperson and deputy chairperson of the Corporation.
- (4) The Governor in Council must appoint 1 of the members to be chairperson.
- (5) The members must appoint 1 of their number to be deputy chairperson.

8 Term of appointment of members

- (1) A member of the Corporation is to be appointed for a term of not more than 3 years.

(2) A member is eligible for reappointment unless the member has completed 6 consecutive years as a member.

9 Observer at Corporation's meetings

The Minister may appoint an officer of the department to be an observer at the Corporation's meetings.

10 Vacating member's office

(1) A member of the Corporation may, by writing addressed to the Minister, resign the member's office at any time.

(2) The Governor in Council may at any time remove from office a member of the Corporation.

(3) A member of the Corporation shall be deemed to have vacated the member's office—

- (a) in the event of the member's resignation—upon the receipt by the Minister of the member's notice of resignation;
- (b) in the event of the member's removal—upon the issue by the Minister of notice of the member's removal;
- (c) in the event of the member's absence without the Corporation's leave first obtained from 3 consecutive ordinary meetings of the Corporation of which notice has been duly given to the member;
- (d) in the event of the member's failure to comply with the member's obligations under section 29.

(4) For the purposes of subsection (3)(c)—

- (a) the non-attendance of a member at the time and place appointed for an ordinary meeting shall not constitute absence from such meeting unless a meeting of the Corporation at which a quorum is present is actually held on that day;
- (b) the attendance of a member at the time and place appointed for an ordinary meeting shall be deemed to constitute presence at an ordinary meeting notwithstanding that by reason of the lack of a quorum a meeting is not actually held on that day;
- (c) the names of the members who attend at the time and place appointed for an ordinary meeting shall be entered in the minute book.

12 Fees and allowances of members

(1) Such fees and allowances as the Governor in Council approves from time to time shall be paid to every member of the Corporation.

(3) Each member of the Corporation shall be paid such expenses as are necessarily incurred by the member in the discharge of duties as a member and as the Corporation approves.

Division 2—Functions, powers and duties of Corporation

13 Functions of Corporation

(1) The functions of the Corporation are—

- (a) to promote and market, both domestically and internationally, tourism and travel;
- (b) to make tourism and travel arrangements;
- (c) to provide tourism and travel information services;
- (d) to encourage the development of the tourist and travel industry;
- (e) to prepare a State tourist and industry strategic marketing plan; and
- (f) to advise the Minister on matters relating to paragraphs (a) to (e).

(2) In carrying out its functions under this Act the primary responsibility of the Corporation shall be to promote, market, develop and arrange tourism and travel to and within Queensland.

(3) The Minister may issue written directions to the Corporation on matters of policy and the exercise of its powers and functions and the Corporation shall observe and carry out the directions so given.

(4) In the preparation of its State tourist and industry strategic marketing plan the Corporation is to extensively consult with the tourist industry, the general community and appropriate departments.

14 Powers of corporation

(1) The corporation has all the powers, and the legal capacity, of an individual.

(2) Without limiting subsection (1), the Corporation may—

- (a) acquire, hold, let, lease and alienate (by exchange, sale or otherwise) real and personal property for the purposes of the conduct of the Corporation's operations under this Act whether the property is situated in Queensland or elsewhere; and
- (b) act as an agent for any person or body, whether corporate or unincorporate, engaged in the provision of travel or tourist facilities; and
- (c) provide or assist in the provision of tourist and travel information services by itself, by any person or body whether corporate or unincorporate or in conjunction with that person or body or the Government of any other place; and
- (d) demand and receive fees, retainers, or commissions for acting as an agent or for the sale of travel, accommodation or associated services; and
- (e) promote the development of tourism within Queensland and encourage the upgrading of existing tourist and travel facilities; and
- (f) undertake research into the requirements of the tourist and travel industry and the means of promoting tourist projects and make available, with or without any charge or fee the Corporation may specify, the results of such research to interested parties; and
- (g) recommend to the Minister the granting of financial and other assistance to promoters of tourist and travel or tourist or travel projects for the development of such projects; and
- (h) encourage improvements in standards by such means as it considers appropriate including the establishing of awards for special competence and innovation; and
- (i) establish staff training facilities and provide training courses and scholarships, and arrange contracts between trained personnel seeking employment and prospective employers within the industry; and
- (j) liaise with Australian and overseas travel operators and other representative tourist industry bodies; and
- (k) liaise with regulatory authorities affecting operations of tourist and travel enterprises; and

- (l) hold seminars, workshops and conferences for and on behalf of the Queensland tourist industry; and
- (m) publish papers, magazines and periodicals in respect of the tourist and travel industry; and
- (n) compound or prove in a court all amounts of money payable to it; and
- (o) exercise other powers given to it under this or another Act.

(4) The power conferred by the *Land Act 1962* on the Governor in Council to grant in fee simple, or demise for a term of years or in perpetuity any Crown land within Queensland includes power to make such a grant or demise to the Corporation for any purpose under this Act and to make such a grant or demise in priority to and to the exclusion of all other persons notwithstanding the provisions of the *Land Act 1962*.

15 Corporation is statutory body

(1) Under the *Statutory Bodies Financial Arrangements Act 1982*, the Corporation is a statutory body.

(2) The *Statutory Bodies Financial Arrangements Act 1982*, part 2B sets out the way in which the Corporation's powers under this Act are affected by the *Statutory Bodies Financial Arrangements Act 1982*.

16 Engagement and employment of staff

(1) The Corporation may appoint and employ a General Manager of the Corporation and any number of persons, not greater than the number approved from time to time by the Minister, to enable it to discharge its functions.

(2) Subject to any applicable award of an industrial court, tribunal or authority or any industrial agreement persons employed by the Corporation shall be paid salaries, wages and allowances at such rate or rates and shall be employed under such conditions of employment (including conditions as to leave entitlements) as the Corporation, after consultation with the chief executive of the department in which the *Industrial Relations Act 1999* is administered, determines.

(3) In respect of any industrial matter to be decided under the *Industrial Relations Act 1999* by the Industrial Relations Commission or the Industrial Court in which the Corporation has an interest as an employer,

the Corporation shall consult with the chief executive of the department in which the *Industrial Relations Act 1999* is administered.

(6) A person, other than a person to whom section 17(2) refers, who is employed in a permanent capacity by the Corporation shall for the purposes of the provisions of the *State Service Superannuation Act 1972* being made applicable to the person, be deemed to be an officer within the meaning of that Act and such person shall contribute to the State Service Superannuation Fund and shall be entitled to payments and other benefits therefrom in respect of himself or herself, his or her widow or widower and any child of his or her accordingly unless—

- (a) the Governor in Council otherwise determines; or
- (b) the person is not eligible to contribute to that fund by reason of any provision of that Act.

17 Rights of officers previously employed in public service

(1) Subject to this section a person who under repealed section 16(4) was taken to be appointed or seconded to perform the duties of an officer of the Corporation shall nevertheless for as long as the person continues in the Corporation's employment in a permanent capacity retain and may claim against the Corporation in respect of all entitlements as respects leave which have accrued or are accruing to the person as an officer of the public service at the appointed day and for this purpose the person's service as such employee and as such officer shall be deemed to be continuous service as an employee of the Corporation.

(2) A person who immediately before the appointed day was a contributor to the State Service Superannuation Fund and who under repealed section 16(4) was taken to be appointed or seconded to perform the duties of an officer of the Corporation shall for as long as the person continues to perform the duties of an officer of the Corporation (whether as an officer of the public service or as an officer of the Corporation) in a permanent capacity—

- (a) retain all entitlements which at the appointed day have accrued or are accruing to the person as a contributor under the *Public Service Superannuation Act 1958* or the *State Service Superannuation Act 1972*; and
- (b) continue to be or, as the case may be, shall be deemed to be an officer within the meaning of each of those Acts and shall continue to contribute to that fund and shall be entitled to

payments and other benefits therefrom in respect of himself or herself, his or her widow or widower and any child of his or her accordingly.

(4) An officer of the Corporation—

- (a) who was entitled to elect under repealed subsection (3); and
- (b) who has continuously performed the duties of an officer of the Corporation since the appointed day; and
- (c) whose employment with the Corporation has been terminated by it prior to the officer attaining the age of 65 years;

shall, upon and by virtue of such termination, become readmitted to the public service and, until the officer is assigned to a position in another department, shall be an officer in the department of the Government for the time being concerned with tourism at the salary classification on which the officer was employed within the public service immediately prior to the appointed day, notwithstanding the provisions of any other Act.

(4A) A termination of employment such as is referred to in subsection (4)(c) shall be taken not to be a dismissal referred to in section 35 of the *State Service Superannuation Act 1972* and the officer whose employment has been so terminated shall be taken, for the purposes of the *Public Service Superannuation Act 1958*, not to be a person who has ceased to be a contributor.

(4B) For the purpose of calculating the entitlements to leave of an officer readmitted to the public service under subsection (4) the period during which the person was an officer employed by the Corporation shall be deemed to be service in the public service and shall be deemed to be continuous with the service in the public service had by the officer prior to that period and service in the public service after the officer's readmission.

(5) Despite subsection (4), a person whose employment with the Corporation is terminated by it because of disciplinary action does not automatically become readmitted to the public service on termination.

18 Contributions by Corporation

(1) In respect of a person who contributes to the State Superannuation Fund and is referred to in section 16(6) or section 17(2) the Corporation shall pay to the State Service Superannuation Additional Benefits Fund such sums as would have been payable by the Crown by way of contribution to such last mentioned fund had the contributor been an

employee of the Crown and had been paid salary at the rate paid to the person at the material time by the Corporation.

(2) Moneys payable by the Corporation to the State Service Superannuation Additional Benefits Fund and unpaid may be recovered by action in a court of competent jurisdiction by the State Service Superannuation Board constituted under the *State Service Superannuation Act 1972* as a debt due to that Board.

19 Delegation

The Corporation may delegate its powers to—

- (a) a member of the Corporation; or
- (b) a member of the Corporation's staff.

20 Consultants and researchers

(1) The Corporation may engage such consultants and legal and technical advisers as the Corporation considers necessary from time to time for enabling the Corporation to carry out its duties under this Act.

(2) The Corporation may from time to time enter into arrangements with any body or person with respect to any investigation, study or research that, in the opinion of the Corporation, is necessary or desirable for the purposes of this Act.

Division 3—Proceedings and business of Corporation

21 Meetings of Corporation

The Corporation shall, by its resolution, appoint the times and places at which its meetings will be held and shall hold its meetings as so resolved from time to time.

22 Presiding at meetings

(1) The chairperson of the Corporation shall preside at every meeting of the Corporation at which the chairperson is present and, in the chairperson's absence, the deputy chairperson of the Corporation shall so preside, if the deputy chairperson is present.

(2) If both the chairperson and deputy chairperson are absent from any meeting the members of the Corporation who are present, if they constitute a quorum, may appoint 1 of their number to act as chairperson of the meeting and such appointee may preside at the meeting and exercise the powers and functions of the chairperson.

23 Quorum at meetings

The quorum of the Corporation shall consist of a majority of the number of members of the Corporation for the time being holding office.

24 Notice of meetings

(1) Notice of every meeting or adjourned meeting, other than a meeting adjourned to a later hour of the same day on which such meeting was appointed to be held, shall be in writing and shall be given to each member of the Corporation and the observer at least 7 days prior to the date appointed for such meeting.

(2) However, in circumstances which in the opinion of the chairperson of the Corporation or of 2 other members of the Corporation constitute an emergency the chairperson or, as the case may be, such 2 members may upon notice to all the members and the observer call a meeting of the Corporation and the same may be validly held notwithstanding that the notice given is for less than the time prescribed by subsection (1) for a notice of meeting.

(3) A notice of a meeting or an adjourned meeting may be given to a member and the observer by prepaid post letter addressed to his or her place of business or place of residence last known to the chairperson.

25 Adjournment of meetings

(1) The members present at a meeting of the Corporation may adjourn the meeting from time to time.

(2) If a quorum is not present at a meeting within 15 minutes after the time appointed for the meeting to commence the member or members present or the majority of them if more than 2 are present may adjourn such meeting to any time not later than 14 days from the date of such adjournment.

(3) No provision of subsection (2) shall be construed to prevent the adjournment of a meeting to a later hour of the same day on which such meeting was appointed to be held.

26 Conduct of Corporation's affairs

(1) The Corporation shall exercise or perform a power, authority, function, duty or obligation by majority vote of its members present and voting at the meeting at which such exercise of performance is to occur.

(1A) The person who is duly presiding at a meeting, if the person is entitled to vote, shall have a deliberative vote and, in the event of an equality of votes, a casting vote.

(2) The Corporation shall cause to be recorded in a book provided for the purpose (the “**minute book**”), kept under the superintendence of the chairperson of the Corporation—

- (a) particulars of all proceedings of the Corporation;
- (b) the names of the members and the observer present at each meeting of the Corporation;
- (c) the names of all members voting on any question before the Corporation on which a division is called.

(2A) Every entry in the minute book shall be signed at the meeting of the Corporation next following the meeting at which the proceedings to which the entry relates were taken, by the chairperson of the Corporation or other person who duly presides at such next following meeting.

(3) Every entry in the minute book purporting to be signed as prescribed and every writing purporting to be a copy of or extract from such an entry (purporting to be signed by the chairperson of the Corporation and sealed with the seal of the Corporation) shall upon its production in any proceeding be evidence, and in the absence of evidence to the contrary conclusive evidence, of the matters contained therein without further proof of the regularity of the meeting to which the entry relates or of any other matter referred to therein.

27 Custody of seal—Authentication of documents

(1) The common seal of the Corporation shall be in the custody of an officer of the Corporation appointed by the Corporation.

(2) The common seal shall not be affixed to a document except under the authority of a resolution of the Corporation and shall be affixed by the person who has custody of the seal in accordance with this Act.

(3) Except where it is by this Act otherwise prescribed, a document made or issued by the Corporation for the purposes of this Act shall be sufficiently authenticated if it is made or, as the case may be, signed by the chairperson or other person authorised by the Corporation in that behalf.

29 Disclosure of interests by corporation members

(1) This section applies to a member of the corporation (the “**interested member**”) if—

- (a) the interested member has a direct or indirect financial interest in an issue being considered, or about to be considered, by the corporation; and
- (b) the interest could conflict with the proper performance of the member’s duties about the consideration of the issue.

(2) As soon as practicable after the relevant facts come to the interested member’s knowledge, the member must disclose the nature of the interest to a corporation meeting.

(3) Unless the corporation otherwise directs, the interested member must not—

- (a) be present when the corporation considers the issue; or
- (b) take part in a decision of the corporation about the issue.

(4) The interested member must not be present when the corporation is considering whether to give a direction under subsection (3).

(5) If there is another member of the corporation who must, under subsection (2), also disclose an interest in the issue, the other member must not—

- (a) be present when the corporation is considering whether to give a direction under subsection (3) about the interested member; or
- (b) take part in making the decision about giving the direction.

(6) If—

- (a) because of this section, a member of the corporation is not present at a corporation meeting for considering or deciding an

issue, or for considering or deciding whether to give a direction under subsection (3); and

(b) there would be a quorum if the member were present,

the remaining members of the corporation present are a quorum of the corporation for considering or deciding the issue, or for considering or deciding whether to give the direction, at the meeting.

(7) A disclosure under subsection (2) must be recorded in the minute book.

PART 2A—QUEENSLAND HOLIDAYS AND TRAVEL

29A Constitution of subsidiary corporation

(1) The entity called Queensland Holidays and Travel (the “**subsidiary corporation**”) continues in existence.

(2) The subsidiary corporation—

- (a) is a body corporate; and
- (b) is to have a seal; and
- (c) may acquire, hold and dispose of real and personal property whether situated in or outside Queensland; and
- (d) may sue and be sued in its corporate name.

(3) All courts and persons acting judicially are to take judicial notice of the seal of the subsidiary corporation and, until the contrary is proved, are to presume that the seal was duly affixed to a document on which it appears.

29B Functions of subsidiary corporation

(1) The primary functions of the subsidiary corporation are—

- (a) to make tourism and travel arrangements; and
- (b) to act as an agent for any person or body (whether incorporated or unincorporated) engaged in the provision of tourism and travel facilities; and

- (c) to demand and receive fees, retainers and commissions for acting as an agent or for the sale of travel, accommodation or associated services; and
- (d) to act as a tour wholesaler of tourism, travel and associated products.

(2) In addition to the primary functions specified in subsections (1) and (2), the subsidiary corporation has such functions of the Corporation as the Corporation may from time to time delegate to it.

29C Powers of subsidiary corporation

The subsidiary corporation has the power to—

- (a) do and suffer all other acts and things a company, within the meaning of the Corporations Act, may lawfully do and suffer;
- (b) do all things necessary or convenient to be done for or in connection with, the performance of its functions.

29CA Subsidiary corporation is statutory body

(1) Under the *Statutory Bodies Financial Arrangements Act 1982*, the subsidiary corporation is a statutory body.

(2) The *Statutory Bodies Financial Arrangements Act 1982*, part 2B sets out the way in which the subsidiary corporation's powers under this Act are affected by the *Statutory Bodies Financial Arrangements Act 1982*, including, for example, section 29A(2)(c) of this Act.

29D Subsidiary corporations subject to direction of Corporation

(1) The members of the Corporation are the members of the subsidiary corporation.

(2) In the exercise and performance of its powers, functions and duties, the subsidiary corporation is subject to the control and direction of the Corporation.

(3) Part 2, division 3² applies, with all necessary changes, in relation to the subsidiary corporation.

2 Part 2 (Tourism Queensland), division 3 (Proceedings and business of Corporation)

PART 3—FINANCIAL PROVISIONS

30 Funds to be maintained

The Corporation shall establish and at all times maintain in accordance with this Act the following funds—

- (a) a General Fund;
- (b) a Trust Fund.

31 General Fund

(1) The Corporation shall credit to the General Fund—

- (a) all moneys appropriated from time to time by Parliament for the purposes of the Corporation;
- (b) all moneys received by the Corporation by way of commissions;
- (c) all moneys arising from any source when such moneys are not required by this Act to be paid into any other fund.

(2) Moneys from time to time forming the General Fund shall be applied to—

- (a) expenditure incurred in the exercise, performance and discharge of its powers, authorities, functions and duties save where this Act expressly provides that such expenditure should be charged to any other fund kept by the Corporation;
- (d) crediting in accordance with the regulations of moneys to a prescribed fund kept pursuant to section 34.

32 Trust Fund

(1) The Corporation must credit to the trust fund all moneys paid by way of deposit or in trust for any person (including tourist and travel operators).

(2) Moneys from time to time held by the Corporation by way of deposit shall be applied according to the terms on which the deposit is held.

(2A) Moneys from time to time held by the Corporation in trust for any person shall be applied to the payment to or on the account of that person.

(2B) Moneys from time to time held by the Corporation being moneys received and payable to tourist and travel operators shall be applied accordingly.

(3) In this section, a reference to moneys paid by way of deposit is a reference to moneys paid as a pledge and not to a deposit of moneys as a loan, subsidy or grant.

34 Other prescribed funds

(1) A regulation may prescribe 1 or more other funds to be established and kept by the Corporation and the purposes for which such funds are to be applied.

(2) The Corporation shall establish and maintain all such funds as are so prescribed and shall cause the moneys for the time being forming such a fund to be applied to the purpose prescribed in respect of that fund.

PART 4—MISCELLANEOUS

35 Regulation making power

The Governor in Council may make regulations under this Act.

PART 5—TRANSITIONAL PROVISIONS

36 Continuation of The Queensland Tourist and Travel Corporation

Tourism Queensland, mentioned as being established under section 6, is a continuation of the body corporate called The Queensland Tourist and Travel Corporation previously constituted by section 6(1) as in force before the commencement of this section.

37 References to The Queensland Tourist and Travel Corporation

In an Act or document, a reference to The Queensland Tourist and Travel Corporation may, if the context permits, be taken to be a reference to the corporation.

ENDNOTES

1 Index to endnotes

	Page
2 Date to which amendments incorporated	20
3 Key	20
4 Table of earlier reprints	21
5 Tables in earlier reprints	21
6 List of legislation	21
7 List of annotations	23
8 Provisions that have not commenced and are not incorporated into reprint	28

2 Date to which amendments incorporated

This is the reprint date mentioned in the Reprints Act 1992, section 5(c). Accordingly, this reprint includes all amendments that commenced operation on or before 6 August 2001. Future amendments of the Tourism Queensland Act 1979 may be made in accordance with this reprint under the Reprints Act 1992, section 49.

3 Key

Key to abbreviations in list of legislation and annotations

Key	Explanation	Key	Explanation
AIA	= Acts Interpretation Act 1954	prev	= previous
amd	= amended	(prev)	= previously
amdt	= amendment	proc	= proclamation
ch	= chapter	prov	= provision
def	= definition	pt	= part
div	= division	pubd	= published
exp	= expires/expired	R[X]	= Reprint No.[X]
gaz	= gazette	RA	= Reprints Act 1992
hdg	= heading	reloc	= relocated
ins	= inserted	renum	= renumbered
lap	= lapsed	rep	= repealed
notfd	= notified	s	= section
o in c	= order in council	sch	= schedule
om	= omitted	sdiv	= subdivision
orig	= original	SIA	= Statutory Instruments Act 1992
p	= page	SIR	= Statutory Instruments Regulation 1992
para	= paragraph	SL	= subordinate legislation
prec	= preceding	sub	= substituted
pres	= present	unnum	= unnumbered

4 Table of earlier reprints

TABLE OF EARLIER REPRINTS

[If a reprint number includes a roman letter, the reprint was released in unauthorised, electronic form only.]

Reprint No.	Amendments included	Reprint date
1	to Act No. 49 of 1993	13 July 1994
1A	to Act No. 58 of 1995	23 September 1996
1B	to Act No. 66 of 1996	19 February 1997
2	to Act No. 66 of 1996	7 November 1997
2A	to Act No. 81 of 1997	22 December 1997
2B	to Act No. 41 of 1999	7 October 1999

5 Tables in earlier reprints

TABLES IN EARLIER REPRINTS

Name of table	Reprint No.
Changed names and titles	1
Corrected minor errors	1
Obsolete and redundant provisions	1
Renumbered provisions	1

6 List of legislation

Tourism Queensland Act 1979 No. 13 (prev Queensland Tourist and Travel Corporation Act 1979)

date of assent 15 May 1979
commenced on date of assent
as amended by—

Queensland Tourist and Travel Corporation Act Amendment Act 1981 No. 17

date of assent 14 April 1981
commenced on date of assent

Queensland Tourist and Travel Corporation Act Amendment Act 1984 No. 88

date of assent 2 November 1984
commenced on date of assent

Public Service Management and Employment Act 1988 No. 52 s 44 sch 3

date of assent 12 May 1988
commenced 18 July 1988 (proc pubd gaz 16 July 1988 p 2876)

Statute Law (Miscellaneous Provisions) Act 1989 No. 103 s 3 sch

date of assent 25 October 1989
 commenced on date of assent

Queensland Tourist and Travel Corporation Act Amendment Act 1991 No. 18

date of assent 1 May 1991
 commenced on date of assent

Queensland Tourist and Travel Corporation Amendment Act 1993 No. 49

date of assent 30 September 1993
 commenced on date of assent

Statute Law Revision Act (No. 2) 1995 No. 58 ss 1–2, 4 sch 1

date of assent 28 November 1995
 commenced on date of assent

Statutory Bodies Financial Arrangements Amendment Act 1996 No. 54 ss 1–2, 9 sch

date of assent 20 November 1996
 ss 1–2 commenced on date of assent
 remaining provisions commenced 1 June 1997 (1997 SL No. 128)

Queensland Tourist and Travel Corporation Amendment Act 1996 No. 66 pts 1–2, s 3 sch

date of assent 9 December 1996
 ss 1–2 commenced on date of assent
 remaining provisions commenced 21 February 1997 (1997 SL No. 31)

Statute Law (Miscellaneous Provisions) Act 1997 No. 81 ss 1–3, sch

date of assent 5 December 1997
 commenced on date of assent

Industrial Relations Act 1999 No. 33 ss 1, 2(2), 747 sch 3

date of assent 18 June 1999
 ss 1–2 commenced on date of assent
 remaining provisions commenced 1 July 1999 (1999 SL No. 159)

Tourism Legislation Amendment Act 1999 No. 41 pts 1, 3

date of assent 2 September 1999
 commenced on date of assent

Superannuation and Other Legislation Amendment Act 2000 No. 52

ss 1, 2(5), 48 sch
 remaining provisions not yet proclaimed into force

Corporations (Ancillary Provisions) Act 2001 No. 45 ss 1–2, 29 sch 3

date of assent 28 June 2001
 ss 1–2 commenced on date of assent
 sch 3 commenced 15 July 2001 (see s 2(2) of Act 2001 No. 45 (Qld) and Corporations Act 2001 No. 50 (Cwlth) and proc pubd Cwlth of Australia gaz 13 July 2001, No. S285)
 remaining provision commenced immediately before 15 July 2001 (see s 2(1) of Act 2001 No. 45 (Qld) and Corporations Act 2001 No. 50 (Cwlth) and proc pubd Cwlth of Australia gaz 13 July 2001, No. S285)

7 List of annotations

Title amd 1999 No. 41 s 7

Short title

s 1 sub 1999 No. 41 s 8

Definitions

s 2 prev s 2 amd 1984 No. 88 s 2; 1991 No. 18 s 3
om R1 (see RA s 36)
pres s 2 ins 1993 No. 49 s 3
def “**corporation**” sub 1999 No. 41 s 9(1)–(2)
def “**minute book**” ins 1999 No. 41 s 9(2)
def “**observer**” ins 1996 No. 66 s 3 sch
def “**subsidiary corporation**” ins 1996 No. 66 s 3 sch
amd 1999 No. 41 s 9(3)

Savings—transitional

s 3 om 1993 No. 49 s 4

Interpretation

s 4 om 1993 No. 49 s 4
def “**department**” ins 1988 No. 52 s 44 sch 3
def “**Minister**” sub 1991 No. 18 s 4
def “**Treasurer**” ins 1984 No. 88 s 3

Appointed day

s 5 om 1993 No. 49 s 4

PART 2—TOURISM QUEENSLAND

pt hdg sub 1999 No. 41 s 10

Division 1—Establishment and membership of corporation

div hdg sub 1999 No. 41 s 11

Establishment of Tourism Queensland

s 6 amd 1984 No. 88 s 4
sub 1999 No. 41 s 12

Corporation’s common seal

s 6A ins 1999 No. 41 s 12

Membership of Corporation

s 7 amd 1984 No. 88 s 5; 1988 No. 52 s 44 sch 3
sub 1991 No. 18 s 5; 1993 No. 49 s 5; 1996 No. 66 s 4
amd 1999 No. 41 s 13

Term of appointment of members

s 8 amd 1991 No. 18 s 20 sch
sub 1993 No. 49 s 5
amd 1996 No. 66 s 5

Observers at Corporation’s meetings

s 9 amd 1984 No. 88 s 6; 1991 No. 18 s 6
sub 1993 No. 49 s 5; 1996 No. 66 s 6

Vacating member's office

s 10 amd 1991 No. 18 s 7; 1999 No. 41 s 14

Casual vacancy in member's office

s 11 amd 1991 No. 18 s 8
om 1993 No. 49 s 6

Fees and allowances of members

s 12 amd 1991 No. 18 s 9

Functions of Corporation

s 13 amd 1984 No. 88 s 7; 1991 No. 18 s 10; 1996 No. 66 s 3 sch

Powers of corporation

prov hdg sub 1999 No. 41 s 15(1)

s 14 amd 1984 No. 88 s 8; 1991 No. 18 s 11; 1996 No. 54 s 9 sch; 1996 No. 66 s 3
sch; 1999 No. 41 s 15(2)–(4)

Corporation is statutory body

s 15 prev s 15 om 1993 No. 49 s 7
pres s 15 ins 1996 No. 54 s 9 sch

Engagement and employment of staff

s 16 amd 1981 No. 17 s 2; 1988 No. 52 s 44 sch 3; 1991 No. 18 s 12; 1993 No. 49
s 8; 1999 No. 33 s 747 sch 3; 2000 No. 52 s 48 sch

Rights of officers previously employed in public service

s 17 amd 1981 No. 17 s 3; 1993 No. 49 s 9

Discipline of officers readmitted to public service

s 17A ins 1981 No. 17 s 4
amd 1989 No. 103 s 3 sch
om 1993 No. 49 s 10

Contributions by Corporation

s 18 om 2000 No. 52 s 48 sch

Delegation

s 19 sub 1993 No. 49 s 11

Meetings of Corporation

s 21 amd 1991 No. 18 s 20 sch; R1 (see RA s 37)

Presiding at meetings

s 22 amd 1991 No. 18 s 20 sch

Notice of meetings

s 24 amd 1991 No. 18 ss 13, 20 sch; 1993 No. 49 s 12; 1996 No. 66 s 3 sch

Conduct of Corporation's affairs

s 26 amd 1991 No. 18 ss 14, 20 sch; 1993 No. 49 s 13; 1996 No. 66 s 3 sch

Custody of seal—Authentication of documents

s 27 amd 1991 No. 18 s 20 sch

Validity of proceedings

s 28 om 1993 No. 49 s 14

Disclosure of interests by corporation members

- s 29** amd 1991 No. 18 s 20 sch
 sub 1999 No. 41 s 16
 amd 2001 No. 45 s 29 sch 3

PART 2A—QUEENSLAND HOLIDAYS AND TRAVEL

- pt hdg** ins 1991 No. 18 s 15
 sub 1996 No. 66 s 3 sch; 1999 No. 41 s 17

Division 1—Subsidiary corporation

- div hdg** ins 1991 No. 18 s 15
 amd 1996 No. 66 s 3 sch
 om 1999 No. 41 s 18

Constitution of subsidiary corporation

- prov hdg** amd 1996 No. 66 s 3 sch
s 29A ins 1991 No. 18 s 15
 amd 1993 No. 49 s 15; 1996 No. 66 ss 7, 3 sch

Functions of subsidiary corporation

- prov hdg** amd 1996 No. 66 s 3 sch
s 29B ins 1991 No. 18 s 15
 amd 1996 No. 66 s 3 sch

Powers of subsidiary corporation

- prov hdg** amd 1996 No. 66 s 3 sch
s 29C ins 1991 No. 18 s 15
 amd 1996 No. 66 s 3 sch; 2001 No. 45 s 29 sch 3

Subsidiary corporation is statutory body

- s 29CA** ins 1996 No. 54 s 9 sch

Subsidiary corporations subject to direction of Corporation

- s 29D** ins 1991 No. 18 s 15
 amd 1996 No. 66 ss 8, s 3 sch

No duty on rearrangement of assets

- s 29E** ins 1991 No. 18 s 15
 om 1993 No. 49 s 16

Division 2—Advisory Council

- div hdg** ins 1991 No. 18 s 16
 om 1999 No. 41 s 19

Advisory Council

- s 29F** ins 1991 No. 18 s 16
 om 1999 No. 41 s 19

PART 3—FINANCIAL PROVISIONS**Division 1—Funds of Corporation****div hdg** om 1996 No. 66 s 3 sch**Funds to be maintained****s 30** amd 1991 No. 18 s 17; 1996 No. 66 s 9**General Fund****s 31** amd 1996 No. 66 s 3 sch; 1997 No. 81 s 3 sch**Trust Fund****s 32** amd 1996 No. 66 s 3 sch**Loan fund****s 33** om 1996 No. 66 s 10**Development Fund****s 33A** ins 1991 No. 18 s 18
om 1996 No. 66 s 10**Other prescribed funds****s 34** amd 1995 No. 58 s 4 sch 1**PART 4—MISCELLANEOUS****pt 4** prev pt 4 (ss 50–59) om 1991 No. 18 s 19
pres pt 4 (prev pt 5) renum 1999 No. 41 s 20**Regulation making power****s 35** prev s 35 (in pt 3) amd 1993 No. 49 s 17
om 1996 No. 54 s 9 sch
pres s 35 (prev s 61 in pt 5) sub 1993 No. 49 s 21; 1995 No. 58 s 4 sch 1
renum 1999 No. 41 s 21**PART 5—TRANSITIONAL PROVISIONS****pt hdg** ins 1999 No. 41 s 22**Continuation of The Queensland Tourist and Travel Corporation****s 36** prev s 36 (in pt 3) amd 1989 No. 103 s 3 sch
om 1996 No. 66 s 11
pres s 36 ins 1999 No. 41 s 22**References to The Queensland Tourist and Travel Corporation****s 37** prev s 37 (in pt 3) om 1996 No. 66 s 11
pres s 37 ins 1999 No. 41 s 22**Treatment of surpluses****s 38** s 38 (prev in pt 3) om 1996 No. 66 s 11**Payment of grants to Corporation****s 39** s 39 (prev in pt 3) amd 1993 No. 49 s 18
om 1996 No. 66 s 11**Certain revenue to be applied towards promotions****s 40** s 40 (prev in pt 3) om 1996 No. 66 s 11

Division 3—Audit

div hdg div hdg (prev in pt 3) sub 1984 No. 88 s 9
om 1993 No. 49 s 19

Borrowing by corporation

s 41 s 41 (prev in pt 3) om 1984 No. 88 s 10

Debentures and stock

s 42 s 42 (prev in pt 3) om 1984 No. 88 s 10

Brokerage

s 43 s 43 (prev in pt 3) om 1984 No. 88 s 10

Regulations relating to loans

s 44 s 44 (prev in pt 3) om 1984 No. 88 s 10

Illegal borrowing

s 45 s 45 (prev in pt 3) om 1984 No. 88 s 10

Resolution before borrowing

s 46 s 46 (prev in pt 3) om 1984 No. 88 s 10

Application of loan moneys

s 47 s 47 (prev in pt 3) om 1984 No. 88 s 10

Advance by way of overdraft

s 48 s 48 (prev in pt 3) om 1984 No. 88 s 10

Audit

s 49 s 49 (prev in pt 3) om 1993 No. 49 s 19

ss 50–59 ss 50–59 (prev in pt 4) om 1991 No. 18 s 19

Annual report

s 60 s 60 (prev in pt 5) om 1993 No. 49 s 20

s 61 s 61 (prev in pt 5) renum as s 35 1999 No. 41 s 21

PART 6—TRANSITIONAL PROVISIONS

pt 6 (ss 62–66) ins 1996 No. 66 s 12

exp 21 February 1997 (see s 66)

8 Provisions that have not commenced and are not incorporated into reprint

The following provisions are not incorporated in this reprint because they had not commenced before the reprint date (see Reprints Act 1992, s 5(c)).

Superannuation and Other Legislation Amendment Act 2000 No. 52 s 48 sch reads as follows—

TOURISM QUEENSLAND ACT 1979

1. Section 16(6)—

omit.

2. Section 18—

omit.