

Queensland



ANNO VICESIMO TERTIO

ELIZABETHAE SECUNDAE REGINAE

No. 11 of 1974

**An Act to amend the Queensland Museum Act 1970 in
certain particulars**

[ASSENTED TO 18TH APRIL, 1974]

BE IT ENACTED by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Assembly of Queensland in Parliament assembled, and by the authority of the same, as follows:—

1. Short title and citation. (1) This Act may be cited as the *Queensland Museum Act Amendment Act 1974*.

(2) The *Queensland Museum Act 1970* is in this Act referred to as the Principal Act.

(3) The Principal Act as amended by this Act may be cited as the *Queensland Museum Act 1970-1974*.

2. **Repeal of and new s. 34.** The Principal Act is amended by repealing section 34 and substituting the following section:—

“ **34. General Fund Budget.** (1) Before the 31st May in each year the Board shall adopt and lodge with the Director-General of Education a budget in respect of the General Fund wherein the Board shall estimate as accurately as possible—

- (a) the amount to be disbursed by the Board from the General Fund during the year ending on the 30th June in the year next following in the proper exercise by the Board of its functions and powers under this Act and in carrying this Act into effect;
- (b) the amount to be received by the Board into the General Fund during the year ending on the 30th June in the year next following.

(2) The General Fund budget of the Board shall be of no force or effect until it is approved by the Director-General of Education, and the Director-General of Education may amend that budget in such a way as he thinks reasonable and shall amend it where necessary and in any item so that it shall as near as possible balance for the financial year to which it relates having regard to the sums the Minister has advised may be provided as Parliamentary appropriations to the Department of Education and to any other General Fund revenues reasonably expected for that financial year.

(3) Any ordinary disbursement of the Board from the General Fund in the months of July or August in any year is authorized and shall be included in the budget for that financial year.

(4) When the Director-General of Education has approved the General Fund budget of the Board, that budget as approved, whether or not it has been amended pursuant to subsection (2), shall be binding upon the Board.

(5) If the General Fund of the Board contains a surplus or shows a deficit at the end of a financial year, the Board shall take that surplus or deficit into account in the preparation of its General Fund budget for the next following financial year, a surplus to be shown as a receipt of revenue for that following financial year and a deficit to be shown as a disbursement for that following financial year.”

3. **Repeal of and new s. 35.** The Principal Act is amended by repealing section 35 and substituting the following section:—

“ **35. Observance of General Fund Budget.** (1) Subject to the provisions of this section, the Board shall confine its disbursements from its General Fund throughout a financial year within the items and the amounts contained in its General Fund budget for that financial year as approved by the Director-General of Education.

(2) If, during any financial year, it appears to the Board that an extraordinary circumstance has arisen that requires that the Board make a disbursement from its General Fund in that financial year that was not provided for in the General Fund budget (as

approved) for that financial year or that exceeds the amount estimated in respect of that disbursement in that budget (as approved) for that financial year, the Board shall, before making that disbursement or excess disbursement—

- (a) by resolution approve that that disbursement or excess disbursement be made; and
- (b) obtain approval of the Director-General of Education for an amendment to that budget.

(3) The Board shall ensure that that budget as amended and approved will not then be exceeded in any item or in total by the disbursement referred to in subsection (2).”.