

Western Australia

## **Perth Theatre Trust Amendment Bill 2014**

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Western Australia

LEGISLATIVE ASSEMBLY

## **Perth Theatre Trust Amendment Bill 2014**

**A Bill for**

**An Act to amend the *Perth Theatre Trust Act 1979*.**

The Parliament of Western Australia enacts as follows:

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1   **1.     Short title**

2           This is the *Perth Theatre Trust Amendment Act 2014*.

3   **2.     Commencement**

4           This Act comes into operation as follows —

- 5           (a) sections 1 and 2 — on the day on which this Act  
6                receives the Royal Assent;
- 7           (b) the rest of the Act — on a day fixed by proclamation,  
8                and different days may be fixed for different provisions.

9   **3.     Act amended**

10          This Act amends the *Perth Theatre Trust Act 1979*.

11   **4.     Section 16 amended**

12          (1) Before section 16(1) insert:

13

14          (1A) In this section —

15                *activity* includes an event, performance or production;

16                *business arrangement* means a company, a  
17                partnership, a trust, a joint venture, an arrangement or  
18                agreement for sharing profits or an arrangement or  
19                agreement for sponsorship;

20                *participate* in a business arrangement includes form,  
21                promote, establish, enter into, manage, dissolve,  
22                wind-up and do anything incidental to the business  
23                arrangement;

24                *promoting*, in relation to an activity, includes  
25                attracting, organising, commissioning, funding,  
26                investing in, supporting, marketing, advertising and  
27                acting as project manager.

28

- 1 (2) After section 16(1)(a) insert:  
2
- 3 (ba) without limiting the generality of paragraph (a),  
4 promoting, or taking part in promoting,  
5 activities at Trust theatres; and  
6
- 7 (3) After section 16(2)(c) insert:  
8
- 9 (da) subject to subsection (3), participate in a  
10 business arrangement and acquire, hold and  
11 dispose of shares, units or other interests in, or  
12 relating to a business arrangement;
- 13 (db) cooperate with, and provide funds and other  
14 assistance to other bodies and to individuals;  
15
- 16 (4) After section 16(2) insert:  
17
- 18 (3) The Trust must not exercise a power conferred by  
19 subsection (2)(da) in relation to a business arrangement  
20 unless the terms and conditions of that business  
21 arrangement are terms and conditions approved by the  
22 Minister and the Treasurer in respect of —
- 23 (a) that business arrangement; or  
24 (b) business arrangements of that class; or  
25 (c) business arrangements generally.
- 26 (4) The Treasurer may, by written notice given to the  
27 Trust, exempt any business arrangement or class of  
28 business arrangement from the operation of  
29 subsection (3) either unconditionally or on specified  
30 conditions.

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1           (5) A notice under subsection (4) may be revoked or  
2                    amended by the Treasurer by written notice given to  
3                    the Trust.  
4

5   **5.       Section 23 amended**

6            After section 23(5) insert:  
7

8           (6A) Subsections (4) and (5) do not affect the operation of  
9                    section 16.  
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