Prahran Mechanics' Institute
Amendment Bill 2007

Introduction Print

EXPLANATORY MEMORANDUM

General

The Preamble notes that the Prahran Mechanics' Institute Act 1899 provided for the incorporation of the Prahran Mechanics' Institution and Circulating Library (PMI) and for the establishment of a governing committee.

The Preamble notes that the Prahran Mechanics' Institute Act 1899 also vested land in the PMI.

The Preamble notes that the Prahran Mechanics' Institute Act 1912 authorised the PMI to borrow money for the purpose of purchasing land and erecting a building to extend the Mechanics' Institution and Circulating Library and that the PMI subsequently purchased land at High Street, Prahran for that purpose.

The Preamble notes that it is expedient to amend the Prahran Mechanics' Institute Act 1899 to clarify the power of the PMI to purchase the land in High Street, Prahran and to grant leases, licences and permits in relation to land held by or vested in it or any building on that land.

Clause Notes

Clause 1 states that the purpose of the Bill is to amend the Prahran Mechanics' Institute Act 1899 firstly, to clarify the power of the PMI to purchase certain land at High Street, Prahran and secondly to grant leases, licences and permits in relation to land held by or vested in it or any building on that land.

Clause 2 provides for the commencement of the Bill. The Bill is to come into operation on the day after the day on which it receives Royal Assent.
Clause 3 amends section 2 of the Prahran Mechanics’ Institute Act 1899 to clarify the powers of the PMI to include the power to grant leases, licences and permits in relation to land held by or vested in it and any buildings on that land.

Clause 4 amends section 11 of the Prahran Mechanics’ Institute Act 1899 to specifically empower the PMI to grant leases, licences and permits in relation to any lands held by or vested in the PMI or any part of those lands or any building standing or being upon those lands.

Clause 5 inserts a new section 17 into the Prahran Mechanics’ Institute Act 1899. This section provides that, to avoid doubt, it is declared that the PMI had the power to purchase the land at High Street, Prahran at the time of the purchase.

Clause 6 provides for the automatic repeal of this amending Act on the first anniversary of its commencement. As suggested by the Scrutiny of Acts and Regulations Committee, all amending Acts now contain an automatic repeal provision, which will save the time and expense of having to repeal amending Acts in statute law revision Bills. The repeal of this Act does not affect in any way the operation of the amendments made by this Act (see section 15(1) of the Interpretation of Legislation Act 1984).