

2.—(1) Subject to this paragraph, the fruitgrowers' representative holds office for a period of five consecutive years, but where such a representative dies or ceases to hold office otherwise than by effluxion of time, the person appointed to fill the vacancy holds office only for the unexpired portion of the term of office of the fruitgrowers' representative in whose place he was appointed.

(2) The Treasurer may remove a fruitgrowers' representative from his office if he thinks it necessary or desirable so to do on the grounds of misconduct or incapacity.

3. The General Manager is the chairman of the Board.

4. The chairman of the Board shall preside at all meetings of the Board at which he is present, and, if he is absent from any meeting of the Board, such one of the other members of the Board, as they may choose, shall preside at that meeting.

5. Three members of the Board constitute a quorum at any meeting of the Board.

6. The chairman of the Board, or any other member presiding at a meeting of the Board, has a deliberative vote only, and, in the event of an equality of votes on any matter before a meeting of the Board, that matter shall be adjourned to the next meeting of the Board.

7. The Minister may appoint a secretary of the Board and may make arrangements to render available to the Board such staff and accommodation as the Board may require.

8. With the consent of the Public Service Commissioner, an officer of the Public Service may, in conjunction with his office as such, hold office as secretary of the Board, or serve the Board in any other capacity.

9. Subject to this Act the Board may regulate its own proceedings.

EDUCATION.

No. 20 of 1967.

AN ACT to amend the *Education Act 1932.*

[24 July 1967.]

BE it enacted by His Excellency the Governor of Tasmania, by and with the advice and consent of the Legislative Council and House of Assembly, in Parliament assembled, as follows:—

1—(1) This Act may be cited as the *Education Act 1967.*

(2) The *Education Act 1932*, as subsequently amended, is in this Act referred to as the *Principal Act.*

2 After section forty-eight of the Principal Act the following section is inserted:—

“49—(1) The Minister may pay capitation grants to the governing bodies of schools that are registered under Part IV and are not conducted for private gain. Capitation grants to private schools.

“(2) A capitation grant under this section—

- (a) may be applied by the governing body to whom or to which it is paid for such of the purposes of the school in relation to which it is granted as the governing body thinks fit (including the repayment of, and the payment of interest on, loans raised by the governing body); and
- (b) shall be paid out of moneys that are appropriated by Parliament out of the Consolidated Revenue for the purposes of this section.

“(3) For the purposes of this section, the Governor may, subject to subsection (4) of this section, make regulations—

- (a) prescribing and regulating the making and verification of applications for capitation grants;
- (b) prescribing the method of proving the number of pupils who are included in a school roll;
- (c) providing that persons who are not genuine pupils within the meaning of the regulations shall not be counted for the purpose of computing the amount of a capitation grant, and for the exclusion of those persons from a school roll;
- (d) defining the expressions ‘primary pupil’ and ‘secondary pupil’, respectively, for the purposes of this section; and
- (e) prescribing and regulating such other matters as may be necessary or convenient for giving effect to the provisions of this section.

“(4) Subsection (3) of this section does not authorize the making of a regulation defining the expression ‘primary pupil’ so as to include within the definition of that expression any child—

- (a) who is under the age of five years; or
- (b) who is a pupil at a kindergarten or pre-school child centre.

“(5) In this section—

‘capitation grant’ means a grant that is composed of the sum of—

- (a) ten dollars a year in respect of each primary pupil; and
- (b) twenty dollars a year in respect of each secondary pupil,
who is included in a school roll on the prescribed day in each year;

'governing body' means the person who, or body of persons (whether incorporated or unincorporated) which, has the ownership, management, or control of a school."

KINGBOROUGH MUNICIPAL COMMISSION.

No. 21 of 1967.

AN ACT to continue the Kingborough Municipal Commission and to validate its acts.

[24 July 1967.]

Preamble.

WHEREAS by a proclamation made and to take effect on the twentieth day of January 1960 commissioners were under section three of the *Statutory Authorities Administration Act 1937* upon a report of the Auditor-General appointed to replace the council of the municipality of Kingborough and to exercise all the powers and functions of that council:

And whereas in the months of January 1961 and April 1963 the term of the commissioners was extended in accordance with subsection (9) of section three of that Act:

And whereas in the month of October 1964 the term of the commissioners was duly extended pursuant to subsection (1) of section forty of the *Local Government Act 1962* for a further term of two years from the twentieth day of January 1965:

And whereas from the twentieth day of January 1967 no lawful municipal authority has existed for the municipality of Kingborough:

And whereas it is expedient to continue the commissioners' powers and to validate their acts on and since the twentieth day of January 1967:

Be it therefore enacted by His Excellency the Governor of Tasmania, by and with the advice and consent of the Legislative Council and House of Assembly, in Parliament assembled, as follows:—

Short title
and con-
struction.

1—(1) This Act may be cited as the *Kingborough Municipal Commission Act 1967*.

(2) This Act shall be read and construed subject to the *Local Government Act 1962*.