**AUSTRALIAN FILM AND TELEVISION SCHOOL AMENDMENT ACT 1976**

No. 110 of 1976

An Act to amend the *Film and Television School Act* 1973.

BE IT ENACTED by the Queen, and the Senate and House of Representatives of the Commonwealth of Australia, as follows:—

**Short title, &c.**

**1.** (1) This Act may be cited as the *Australian Film and Television School Amendment Act* 1976.

(2) The Film and Television School Act 1973 is in this Act referred to as the Principal Act.

**Commencement.**

**2.** This Act shall come into operation on the day on which it receives the Royal Assent.

**Definitions.**

**3.** Section 3 of the Principal Act is amended—

(a) by inserting after the definition of “appointed” the following definition:—

“‘broadcast’ means to transmit by way of television or radio, and ‘broadcasting’ has a corresponding meaning;

(b) by omitting the definition of “film”; and

(c) by omitting the definition of “member of the staff of the School” and substituting the following definitions:—

“‘member of the staff of the School’ means, except in section 21, a person who is employed on a full-time basis under section 34, being a person who has been so employed, or whose term of employment is for a period of 12 months or more;

‘program’ means—

(a) an aggregate of images or sounds, or of images and sounds, embodied in any material; or

(b) an aggregate of images or sounds, or of images and sounds, that is, or is intended to be, broadcast without first having been embodied in any material;”.

**Establishment of School.**

**4.** Section 4 of the Principal Act is amended by inserting in sub-section (1), before the word “Film”, the word “Australian”.

**Functions of School.**

**5.** Section 5 of the Principal Act is amended—

(a) by omitting the words “films and television” (wherever occurring); and

(b) by omitting from paragraph (c) of sub-section (1) the words “films or television”.

**6.** Section 12 of the Principal Act is repealed and the following section substituted:—

**Delegation by Council.**

“12. (1) Subject to any direction of the Minister, the Council may, by resolution, either generally or as otherwise provided by the resolution, delegate to a member of the Council, a committee of the Council or a member of the staff of the School any of its powers under this Act, other than this power of delegation.

“(2) A power so delegated, when exercised by the delegate, shall, for the purposes of this Act, be deemed to have been exercised by the Council.

“(3) A delegation of a power under this section—

(a) may be revoked by resolution of the Council (whether or not constituted by the persons constituting the Council at the time the power was delegated);

(b) does not prevent the exercise of the power by the Council; and

(c) continues in force notwithstanding a change in the membership of the Council.

“(4) Section 34a of the Acts Interpretation Act 1901 applies in relation to a delegation under this section as if the Council were a person.

“(5) A certificate signed by the Chairman of the Council stating any matter with respect to a delegation of a power under this section is prima facie evidence of that matter.

“(6) A document purporting to be a certificate mentioned in sub-section (5) shall, unless the contrary is established, be deemed to be such a certificate and to have been duly given. ”.

**Constitution of Convocation**.

**7.** Section 21 of the Principal Act is amended—

(a) by omitting from paragraph (d) of sub-section (1) the words “diplomas or certificates” and substituting the words “or diplomas”; and

(b) by inserting after sub-section (1) the following sub-section:—

“(1a) A reference in sub-section (1) to a member of the staff of the school is a reference to a member of the academic or technical staff of the School engaged in, or directly or indirectly associated with, teaching at the School.”.

**Minor amendments.**

**8.** The Principal Act is amended as set out in the Schedule.

**Transitional**

**9.** The alteration of names effected by sections 4 and 8 does not, affect the identity of the corporation established by section 4 of the Principal Act or of the council referred to in section 7 of that Act.

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| SCHEDULE | Section 8 |
| MINOR AND CONSEQUENTIAL AMENDMENTS |
| Provision | Amendment |
| Section 1  | Before “Film”, insert “Australian”. |
| Section 3 (definitions of “Council” and “School”)  | Before “Film”, insert “Australian”. |
| Heading to Part II  | Before “FILM”, insert “AUSTRALIAN”. |
| Sub-section 7(1)  | Before “Film”, insert “Australian”. |
| Sub-section 29(3)  | Omit the sub-section. |
| Sub-section 31(6)  | Omit the sub-section. |
| Section 33  | Repeal the section. |
| Paragraph 46(1)(a)  | Omit the paragraph. |
| Sub-section 46(2)  | Omit the sub-section. |