

NORTH WEST ARTS COUNCIL AMENDMENT ACT**NO. 10 OF 1995**

[ASSENTED TO 5 September, 1995] [DATE OF COMMENCEMENT: 8 September, 1995]

(English text signed by the Premier)

ACT

To amend the Arts Council Act, 1988; in section 1 to insert the definition of "Premier" and to delete the definition of "Patron"; in section 3 to dissolve the existing Council and to do away with *ex officio* membership of the Council; to insert a new section 4A which provides for the disqualification of a member of the Council; in section 27 so as to provide that the Member of the Executive Council for Finance and Provincial Expenditure only guarantee a loan subject to the provisions of section 30 of the North West Provincial Exchequer Act, 1994 read with section 157 (3) of the Constitution of the Republic of South Africa, 1993; to insert a new section 38A providing for the extension of the application of this Act to the whole territory of North West; to generally substitute certain terms so as to bring them in line with the terms used in the Constitution of the Republic of South Africa, 1993; and to provide for incidental matters.

1. *Amends section 1 of the North West Arts Council Act, No. 10 of 1995 as follows:— paragraph (a) substitutes the definitions "activity" and "art form", paragraph (b) deletes the definition "BOPAC", paragraph (c) substitutes the definition "company", paragraph (d) inserts the definition "Constitution", paragraph (e) substitutes the definition "Council", paragraph (f) inserts the definitions "NWPAC", "Premier", "Province" and "Republic", and paragraph (g) deletes the definition "Patron".*
2. *Amends section 2 of the North West Arts Council Act, No. 10 of 1995 as follows:— paragraph (a) amends section 2, paragraph (b) amends subsection (1), paragraph (c) amends subsection (2), paragraph (d) amends subsection (3) and paragraph (e) amends subsection (4).*
3. *Substitutes section 3 of the North West Arts Council Act, No. 10 of 1995.*
4. *Substitutes section 4 of the North West Arts Council Act, No. 10 of 1995.*
5. *Amends the North West Arts Council Act, No. 10 of 1995 by adding section 4A.*
6. *Amends section 25 of the North West Arts Council Act, No. 10 of 1995 as follows:— paragraph (a) amends subsection (1), paragraph (b) amends subsection (2), paragraph (c) amends subsection (3), paragraph (d) amends subsection (4), paragraph (e) amends subsection (5), paragraph (f) amends subsection (6), paragraph (g) amends subsection (7), paragraph (h) amends subsection (8), paragraph (i) amends subsection (9) and paragraph (j) amends subsection (10).*
7. *Amends section 27 of the North West Arts Council Act, No. 10 of 1995 as follows:— paragraph (a) (i) substitutes subsection (1) (a), paragraph (a) (ii) amends subsection (1) (d), paragraph (b) amends subsection (2), paragraph (c) substitutes subsection (3) and paragraph (d) amends subsection (4).*
8. *Amends section 32 of the North West Arts Council Act, No. 10 of 1995 as follows:— paragraph (a) amends section 32, paragraph (b) amends subsection (1), paragraph (c) amends subsection (3), paragraph (d) amends subsection (4), paragraph (e) amends subsection (5), paragraph (f) amends subsection (8) and paragraph (g) amends subsection (9).*
9. *Substitutes section 33 of the North West Arts Council Act, No. 10 of 1995.*
10. *Amends section 34 of the North West Arts Council Act, No. 10 of 1995.*

11. *Amends section 35 of the North West Arts Council Act, No. 10 of 1995.*
12. *Amends section 36 of the North West Arts Council Act, No. 10 of 1995 as follows:– paragraph (a) amends paragraph (a), paragraph (b) amends paragraph (b), paragraph (c) amends paragraph (d), paragraph (d) amends paragraph (e) and paragraph (e) amends paragraph (f).*
13. *Amends section 37 of the North West Arts Council Act, No. 10 of 1995.*
14. *Amends the North West Arts Council Act, No. 10 of 1995 by adding section 38A.*
15. *Substitutes section 39 of the North West Arts Council Act, No. 10 of 1995.*
16. *Amends the North West Arts Council Act, No. 10 of 1995 by generally substituting the terms "Republic", "Minister of Finance" or "Secretary for Finance", "Gazette", "chairman", "chairmanship", "vice-chairman", "Bophuthatswana", "he", "his", "him", "himself", "Parliament", "National Assembly" and "State President" or "Patron" for the terms "Province", "Member of the Executive Council responsible for Finance and Provincial Expenditure", "Provincial Gazette", "chairperson", "chairpersonship", "vice-chairperson", "North West", "he or she", "his or her", "him or her", "himself or herself", "Provincial Legislature" and "Premier" respectively.*
17. **Short title.**—This Act shall be called the North West Arts Council Amendment Act, 1995.