

MANX HERITAGE FOUNDATION ACT 1982

[1976/22/2]
(Chapter 12)

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Received Royal Assent: 26 November 1982

Passed: 14 December 1982

AN ACT

to provide for the establishment of the Manx Heritage Foundation Fund; and for connected purposes.

1 Establishment of Manx Heritage Foundation

(1) There shall be established a body to be called the Manx Heritage Foundation (in this Act referred to as 'the Foundation') to have the objects and to perform the functions assigned to the Foundation by or under this Act.

(2) The Foundation shall consist of seven members, namely-

(a) a Chairman, who shall be a member of Tynwald, to be elected by Tynwald;

(b) one person, who shall be a member of Tynwald, to be elected by Tynwald;

(c) three persons, not being members of Tynwald, elected by Tynwald;

[Para (c) amended by Constitution (Executive Council) (Amendment) (No. 2) Act 1986 s 2.]

(d) one person appointed by the Manx Museum and National Trust; and

(e) one person who shall be a member of the Arts Council, appointed by the Arts Council.

2 Objects of the Foundation

(1) The objects of the Foundation shall be-

- (a) to promote and assist in the permanent preservation of the cultural heritage of the Island, and in particular to provide facilities for members of the public to enjoy and acquire knowledge of that heritage;
- (b) to establish and maintain at St. John's in the Sheading of Glenfaba in the premises referred to in section 6 a centre for the promotion, and encouragement of an active interest in, and the study of, the Island's cultural heritage by its people;
- (c) to arrange and provide for or to join in arranging and providing for the holding of exhibitions, meetings, lectures and classes and the printing and publishing of any reports, pamphlets, periodicals, books or other documents in furtherance of these objects;
- (d) to administer the Fund in accordance with this Act;
- (e) to do such other acts or things as are incidental to the attainment of the objects of the Foundation, and so far as it may be necessary or desirable, to do such acts or things in collaboration with any person, body, institution, authority or otherwise; and
- (f) to charge such fees for the Foundation's services as the members of the Foundation may consider reasonable.

(2) In this section 'cultural heritage' includes (without prejudice to the generality of subsection (1)(a)) the-

- (i) crafts;
- (ii) language;
- (iii) history;
- (iv) natural history;
- (v) literature;
- (vi) music;
- (vii) folk-lore;
- (viii) art;
- (ix) folk-dance;
- (x) architecture;
- (xi) archaeology;
- (xii) industrial development;
- (xiii) law; and
- (xiv) ecology, of the Island or associated with the Island and its people.

3 The Manx Heritage Fund

[P1980/17/1, 2(2), 5 and 6]

(1) There shall be established a fund known as 'The Manx Heritage Foundation Fund' (in this Act referred to as 'the Fund') which shall be applicable for the purposes specified in this Act.

(2) The Fund shall be vested in and administered by the Foundation which, subject to section 7, shall pay into the fund any money received by it.

(3) Subject to subsection (4), the Foundation may accept gifts of money or other property.

(4) The Foundation shall not accept a gift unless it is either unconditional or on conditions which enable the subject of the gift (and any income or proceeds of sale arising from it) to be applied for a purpose to which the Fund may be applied under this Act.

(5) Any money in the Fund which is not immediately required for any other purpose may be invested by the Foundation in any manner approved by the Treasury.

[Subs (5) amended by Treasury Act 1985 Sch 2.]

(6) References in this section to gifts include references to bequests and devises.

4 Expenditure grants and loans from the Fund

(1) The Foundation may apply the Fund for its own purposes in the furtherance of the objects mentioned in section 2.

(2) The Foundation may make grants and loans out of the Fund, on such terms and conditions as the Foundation may consider proper, to such persons and organisations as the Foundation may in its complete discretion consider suitable for the furtherance of the objects of the Foundation mentioned in section 2.

5 Supplementary provisions relating to the Foundation

[1981/18/3, XVIII p1106/3(3)(iii), XVIII p147]

(1) Sections 3 and 4 of the Statutory Boards Act 1987, and Schedule 2 to that Act (except paragraphs 6(2) to (6) and 7), apply to the Foundation as they apply to a Statutory Board.

[Subs (1) substituted by Statutory Boards Act 1987 Sch 3 and amended by Council of Ministers Act 1990 Sch 1.]

(2)

[Subs (2) repealed by Statutory Boards Act 1987 Sch 4.]

(3)

[Subs (3) repealed by Payment of Members' Expenses Act 1989 Sch 2.]

6 Cultural Centre

When the St. John's Primary School premises at St. John's in the Sheading of Glenfaba are no longer required for use as a school, the Isle of Man Board of Education shall convey the said premises to the Department of Local Government and the Environment who shall let the said premises to the Foundation on such terms and conditions as the said Trustees, with the concurrence of the Treasury, think fit.

[S 6 amended by Treasury Act 1985 Sch 2 and by SD485/94.]

7 Expenses from General Revenue

Without prejudice to section 3, any expenses incurred in-

- (a) the maintenance of the exhibition known as 'the Tynwald Exhibition' in such centre; and
- (b) payments to be made pursuant to the Payment of Members' Expenses Act 1989,

[Para (b) amended by Payment of Members' Expenses Act 1989 Sch 1.]

shall be defrayed out of money provided by Tynwald.

8 Interpretation

In this Act-

'the Foundation' has the meaning assigned to it by section 1(l);

'the Fund' has the meaning assigned to it by section 3(l);

'objects' include functions.

9 Saving

This Act shall not prejudice the operation of the Manx Museum and National Trust Act 1959 and the Foundation shall not exercise functions which are vested in the Manx Museum and National Trust by that Act or any other enactment.

10 Short title and commencement

This Act may be cited as the Manx Heritage Foundation Act 1982 and shall come into operation on such day as the Governor in Council with the concurrence of the Finance Board may by order appoint.

[ADO (whole Act) 1/4/1983 (GC1/83).]