

PROVINCIAL NOTICE 79 OF 2019

**NORTH WEST  
ARTS AND CULTURE COUNCIL REPEAL ACT NO 4 OF  
2019**

[SENT TO  ]

[DATE 05/04/2019 ]

*(As passed by the North West Provincial Legislature)*

*(The English text is the official text of this Act)*

## ACT

To provide for the disestablishment of the North West Arts and Culture Council and the repeal of the North West Arts and Culture Council Act, 2000 and to provide for matters connected therewith.

BE IT ENACTED by the Provincial Legislature of the Province of North West, as follows:-

### Definitions

1. In this Act, unless the context indicates otherwise –

"Council" means the North West Arts and Culture Council established in terms of section 2 of the North West Arts and Culture Council Act, 2000 (Act No. 8 of 2000);

"Foundation" means the Mmabana Arts, Culture and Sport Foundation established by section 2 of the Mmabana Arts, Cultural and Sports Foundation Act, 2000 (Act No. 7 of 2000);

"Gazette" means the official *Provincial Gazette* of North West Province;

"regulations" means regulations made in terms of section 4;

"responsible Member" means the Member of the Executive Council of the Province of North West responsible for arts and culture;

"this Act" includes the regulations contemplated in section 4.

### Repeal of law

2. The North West Arts and Culture Council Act, 2000 (Act No. 8 of 2000), is hereby repealed.

### Disestablishment of Council and transitional provisions incidental thereto

3.(1) The Council, established in terms of section 2 of the North West Arts and Culture Council Act, 2000 (Act No. 8 of 2000), is hereby disestablished.

(2) On the date of the commencement of this Act, all assets, liabilities, rights, duties and obligations, including any unspent portion of any funds accrued or received under the repealed North West Arts and Culture Council Act, 2000 (Act No. 8 of 2000), vest in the Foundation.

(3) The Foundation is, in respect of the assets, liabilities, rights, duties, obligations and funds referred to in subsection (2), for all purposes, the successor-in-law of the disestablished Council.

#### **Responsible Member may make regulations**

4. The responsible Member may, if in the application of this Act, administrative problems are being experienced, by notice in the *Gazette*, make regulations to deal with such administrative problems.

#### **Validation**

5. Any act, determination, designation, decision, matter or any other thing done, made, taken, executed or carried out or purported to have been done, made, taken, executed or carried out by members and employees of the disestablished Council appointed in terms of the repealed North West Arts and Culture Council Act, 2000 (Act No. 8 of 2000), in terms of or in pursuance of the repealed North West Arts and Culture Council Act, 2000 (Act No. 8 of 2000), up to the date of commencement of this Act, is not invalid by reason of the repeal of North West Arts and Culture Council Act, 2000 (Act No. 8 of 2000).

#### **Short title**

6. This Act is called the North West Arts and Culture Council Repeal Act, 2019.