

CHAPTER 128E
GRENADA CULTURAL FOUNDATION ACT

• Act • Subsidiary Legislation •

ACT

Act No. 23 of 1998

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CHAPTER 128E
GRENADA CULTURAL FOUNDATION ACT

An Act to provide for the establishment of a cultural foundation for Grenada, and for matters connected therewith.

[Act No. 23 of 1998.]

[21st August, 1998.]

PART I

Preliminary

1. Short title

This Act may be cited as the Grenada Cultural Foundation Act.

2. Interpretation

In this Act—

“Board” means the Board of the Foundation constituted in accordance with section 5;

“Foundation” means the Grenada Cultural Foundation established by section 3;

“Minister” means the Minister responsible for culture.

PART II

Establishment of the Grenada Cultural Foundation and Related Matters

3. Establishment of the Grenada Cultural Foundation

There is hereby established a body to be known as the Grenada Cultural Foundation which shall be a body corporate to which sections 47 and 49 of the Interpretation and General Provisions Act, Chapter 153, apply.

4. Objectives of the Foundation

The objectives of the Foundation are to—

- (a) assist in the formulation of a national cultural policy;
- (b) stimulate, develop and promote cultural and artistic capabilities and expressions of the Grenadian people;
- (c) provide the necessary managerial and organisational infrastructure for the efficient and effective development, presentation and marketing of Grenada’s cultural industries and products;
- (d) develop, maintain and manage all cultural facilities and equipment provided by the Government;
- (e) play a substantial role in the organisation and production of the annual carnival festival with the objective of making it a viable, national, cultural and commercial enterprise;
- (f) organise and produce other festivals, celebrations and events;

- (g) assist in the setting up of a cultural information system;
- (h) facilitate ongoing research and documentation of cultural history of Grenada with the objective of preserving and conserving the cultural heritage; and
- (i) provide the necessary support and facilities to assist persons interested in the development of Cultural expression.

5. Board of the Foundation

(1) The executive powers of the Foundation shall be exercised by a Board which shall be constituted in the manner prescribed by subsection (2).

(2) The Board shall consist of not less than seven and not more than eleven members appointed by the Minister from the following—

- (a) the tourism section;
- (b) the Carnival Development Committee;
- (c) the Grenada Conference of Churches;
- (d) the Grenada Chamber of Industry and Commerce;
- (e) the Ministry of Education;
- (f) the Ministry of Finance;
- (g) the Ministry of Youth, Sports, Culture and Community Development;
- (h) non-governmental organisations;
- (i) the Chief Cultural Officer; and
- (j) such other persons as the Minister considers appropriate.

(3) The Minister shall appoint, a Chairperson and a Deputy Chairperson from amongst the persons appointed pursuant to subsection (2).

(4) The Minister may designate a public officer to be Secretary to the Board.

(5) The Schedule shall have effect with respect to the tenure of the members of the Board and matters connected therewith.

6. Functions of the Board

The Board shall formulate policy and goals in order to achieve the objectives of the Foundation and such shall perform such other functions as prescribed by this Act.

7. Committees of the Board

(1) The Board may establish committees for the purpose of assisting it in the carrying out of its functions.

(2) A committee established under subsection (1) shall have at least one member of the Board.

8. Staff of the Foundation

(1) The Foundation shall have such staff as the Board determines after consultation with the Minister.

(2) No person holding a senior management position with the Foundation shall be paid a salary exceeding thirty thousand dollars per annum without the approval of the Minister.

(3) The Minister may by Order amend the amount specified in subsection (2).

9. Remuneration of the Board members and committees thereof

(1) Members of the Board and members of a committee of the Board shall receive such remuneration and allowances as the Minister determines.

(2) A member of the Board who is also a member of a committee of the Board shall not be paid any remuneration or allowance with respect to his or her membership of the committee.

10. Seal of the Foundation

(1) The Foundation shall have a common seal.

(2) The seal shall be authenticated by the Chairperson and one other member of the Board authorised by the Board to do so.

(3) In the absence of the Chairperson the Board shall authorise another member of the Board to perform the function of authentication.

(4) When the seal is authenticated it shall be officially and judicially noted.

PART III

Property and Financial Matters

11. Vesting of property in the Foundation

The Governor-General may by Order vest property in the Foundation to enable it to better attain its objectives under this Act.

12. Funds and resources of the Foundation

(1) The funds and resources of the Foundation shall consist of—

- (a) money voted by Parliament from time to time;
- (b) money given to the Foundation by way of gifts, grant or otherwise;
- (c) money accruing from the operations of the Foundation;
- (d) money borrowed by the Foundation; and
- (e) property vested in or granted to the Foundation.

(2) The money referred to in subsection (1) shall on receipt thereof be placed to the credit of the Foundation at a bank determined by the Board.

13. Investment of funds

(1) Subject to subsection (2), the Board may invest the funds of the Board in prudent manner for the benefit of the Foundation.

(2) The Board may not without the consent of the Minister—

- (a) invest the funds of the Foundation in any securities;
- (b) dispose of any securities;
- (c) acquire or dispose of any real property; or
- (d) make provision for the payment of persons, gratuities or similar benefits to employees of the Foundation in respect of services rendered.

14. Procurement of goods and services