1978

c 74 The Art Gallery of Ontario Amendment Act, 1978

Ontario
CHAPTER 74

An Act to amend The Art Gallery of Ontario Act

Assented to November 30th, 1978

HER MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Section 1 of The Art Gallery of Ontario Act, being chapter 29 of the Revised Statutes of Ontario, 1970, is amended by adding thereto the following clause:

(c) "member of the executive committee" means a trustee of the Board elected to the executive committee by the Board from among its members according to the by-laws of the Board.

2.—(1) Clause c of subsection 1 of section 4 of the said Act is repealed and the following substituted therefor:

(c) two persons appointed by the council of The Municipality of Metropolitan Toronto, one of whom shall be a person who is both a member of the council of the City of Toronto and a member of the council of The Municipality of Metropolitan Toronto.

(2) Subsection 2 of the said section 4, as re-enacted by the Statutes of Ontario, 1972, chapter 72, section 2, is repealed and the following substituted therefor:

(2) A trustee appointed under clause a or c or elected under clause b of subsection 1 shall hold office for a term of one year or until his successor is appointed or elected, as the case may be, and, subject to subsection 3, a trustee appointed under clause d of subsection 1 shall hold office for a term of three years or until his successor is appointed.

(3) Subsection 3a of the said section 4, as enacted by the Statutes of Ontario, 1972, chapter 72, section 2, is repealed and the following substituted therefor:
(3a) Where a vacancy occurs for any reason in the office of trustee, the vacancy may be filled,

(a) in the case of a vacancy of a trustee appointed under clause a of subsection 1, by appointment by The College of Founders of the Art Gallery of Ontario;

(b) in the case of a vacancy of a trustee elected under clause b of subsection 1, by appointment by the remaining trustees elected by the membership of the Gallery;

(c) in the case of a vacancy of a trustee appointed under clause c of subsection 1, be appointed by the council of The Municipality of Metropolitan Toronto; and

(d) in the case of a vacancy of a trustee appointed under clause d of subsection 1, by appointment by the Lieutenant Governor in Council,

and a person so appointed shall hold office for the remainder of the term of his predecessor except that, in the case of a vacancy referred to in clause b, the person so appointed shall hold office until the next annual meeting of the membership of the Gallery.

(4) The said section 4, as amended by the Statutes of Ontario, 1972, chapter 72, sections 1 and 2, is further amended by adding thereto the following subsection:

(3c) Notwithstanding subsection 3b, a trustee who is a member of the executive committee may be reappointed on the expiration of his second consecutive term.

3.—(1) Subclause iii of clause a of section 5 of the said Act is amended by striking out “providing for and regulating meetings of the members” in the third and fourth lines and inserting in lieu thereof, “providing for and regulating meetings of members including the conduct of a mail ballot to decide any issue in respect of which the members are entitled to vote, subject to the requirement that the members be mailed information concerning the issue at least thirty days in advance of the final date for the return of mail ballots”.
(2) The said section 5, as amended by the Statutes of Ontario, 1972, chapter 72, section 3, is further amended by adding thereto the following clause:

(da) delegate to the Director the authority to fix the number, duties, salaries, qualifications and tenure of office or employment and other emoluments of the staff of the Gallery.

4. This Act comes into force on a day to be named by proclamation of the Lieutenant Governor.
