

**5. The Board of the Art Gallery of Western Australia**

- (1) On and after the proclaimed date the body corporate hitherto constituted under this Act and having the name of “The Western Australian Art Gallery Board” is preserved and continues in existence as a body corporate under and subject to the provisions of this Act having the name of “The Board of the Art Gallery of Western Australia”, but so that the corporate identity of the body corporate and its rights and obligations are not affected.
- (2) The Board —
  - (a) is a body corporate with perpetual succession and a common seal; and
  - (b) is, subject to the provisions of section 20(2) and (3), capable in its corporate name of acquiring, holding, leasing, exchanging, mortgaging and disposing of real and personal property and of suing and being sued.
- (3) All courts, judges and persons acting judicially shall take judicial notice of the common seal of the Board affixed to a document and shall presume that it was duly affixed.

*[Section 5 amended by No. 28 of 1968 s. 2; No. 35 of 1978 s. 6.]*