



# Imperial War Museum Act 1920

1920 CHAPTER 16 10 and 11 Geo 5

An Act to make provision for the management of the Imperial War Museum and for other purposes connected therewith. [2nd July 1920]

## Commencement Information

**II** Act wholly in force at Royal Assent.

## 1 Establishment and constitution of Board of Trustees of Imperial War Museum.

- (1) For the purpose of managing the Imperial War Museum (in this Act referred to as “the Museum”), and for the other purposes of this Act, there shall be established a Board of Trustees (in this Act referred to as “the Board”), which shall be a body corporate by the name of “The Trustees of the Imperial War Museum,” with perpetual succession and a common seal, . . . <sup>F1</sup>
- (2) The Board shall be constituted and their proceedings shall be determined in accordance with the provisions contained in the Schedule to this Act.
- (3) The seal of the Board shall be authenticated in the prescribed manner, and any document purporting to be sealed with the said seal so authenticated shall be receivable in evidence of the particulars so stated in that document.

## Textual Amendments

**F1** Words repealed by [Charities Act 1960 \(c. 58\)](#), [Sch. 7 Pt. II](#)

## 2 Powers and duties of Board.

The Board shall have the general management and control of the Museum, and for that purpose may—

- (a) make such rules as they think necessary for securing the due administration of the Museum and preserving the objects collected therein, including rules requiring payment to be made for admission to the Museum;

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- (b) with the consent of the [<sup>F2</sup>Lord President of the Council], acquire land for the purposes of the Museum and sell any land vested in them which is not required for that purpose;
- (c) exchange, sell, or otherwise dispose of any duplicate objects belonging to the Museum, and with the consent of the [<sup>F2</sup>Lord President of the Council] exchange, sell, or otherwise dispose of any objects belonging to the Museum which the Board consider unfit to be preserved or not to be required for the purposes thereof;
- (d) subject to the consent of the [<sup>F2</sup>Lord President of the Council], apply any money received by them on the exchange, sale, or disposal of any objects, or on the sale of any land, or by way of payment for admission to the Museum, or by way of gift or grant or otherwise, in the purchase of any object which in the opinion of the Board it is desirable to acquire for the Museum or otherwise in defraying any of the expenses of the Board;
- (e) .....<sup>F3</sup>
- (f) subject to the consent of the [<sup>F4</sup>Minister for the Civil Service], appoint officers on such terms and subject to such conditions as the Board think fit;
- (g) subject to the provisions of this Act, do such other things as appear to them necessary or expedient for furthering the interests and increasing the utility of the Museum.

#### Textual Amendments

**F2** Words substituted by virtue of [S.I. 1979/907](#), arts. 2(1)(2), 11(3), [Sch. Pt. I, Pt. II](#); 1981/207, arts. 2(1), 5, Sch. 1 Pt. I; 1983/879, arts. 2(1), 11, Sch. 1 Pt. I; 1984/1814, arts. 2(1), 7, Sch. 1 Pt. I and 1986/600, arts. 2(1), 7, Sch. 1 Pt. I

**F3** [S. 2\(e\)](#) repealed by [Imperial War Museum Act 1955 \(c. 14\)](#), s. 2(5)

**F4** Words substituted by virtue of [S.I. 1968/1656](#), arts. 2(1)(e), 3(2)

#### Modifications etc. (not altering text)

**C1** [Ss. 2, 2A, 3\(2\), 4](#), [Sch.](#) para. (8): functions of the Lord President transferred to the Secretary of State (3. 7. 1992) by [S.I. 1992/1311](#), art. 3(1), [Sch. 1 Pt.I](#).

VALID FROM 01/09/1992

#### <sup>F5</sup>2A Power of the Board to form companies.

- (1) With the consent of the Lord President of the Council and subject to any conditions he may impose, the Board may form, or take part in forming, one or more bodies corporate which, or each of which, has as its main object or objects one or more of those mentioned in subsection (2) below.
- (2) The objects referred to in subsection (1) above are—
  - (a) the production and publication of books, films or other informative material relating to the Museum's collection or theme;
  - (b) the production of replicas or reproductions of objects relating to the Museum's collection or theme, or of souvenirs;

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- (c) the sale (whether or not at an hour when the collection is open to the public for viewing) of informative material relating to the Museum's collection or theme, or of souvenirs or other goods;
  - (d) the provision (whether or not at such an hour) of catering or car parking or other services or facilities for the public at any premises occupied or managed by the Board; and
  - (e) any other object or objects incidental to the Board's functions.
- (3) The Board may hold interests in any such body, exercise rights conferred by the holding of interests in it, and provide financial or other assistance to or in respect of it (including assistance by way of guarantee of its obligations).
- (4) This section is without prejudice to any power of the Board to undertake by virtue of section 2 above anything mentioned in subsection (2) above.]

#### Textual Amendments

**F5** S. 2A inserted (1. 9. 1992) by Museums and Galleries Act 1992 (c. 44), s. 11(2), Sch. 8 Pt. II para. 7(3)(6); S.I. 1992/1874, art.2.

#### Modifications etc. (not altering text)

**C2** Ss. 2, 2A, 3(2), 4, Sch. para. (8): functions of the Lord President transferred to the Secretary of State (3. 7. 1992) by S.I. 1992/1311, art. 3(1), Sch. 1 Pt.I.

### 3 Vesting in Board of objects given to, acquired for, or transferred to Museum.

- (1) All objects given, bequeathed, or otherwise acquired for the purposes of the Museum at any time before the date on which the Board is first constituted, and not disposed of before that date, shall by virtue of this Act vest in the Board, and all objects which are at any subsequent time expressly given or bequeathed to the public, or to the nation, or to the Board for the purposes of the Museum, or given or bequeathed by words showing an intention that the gifts should enure to or for the benefit of the Museum, or which are acquired by purchase or otherwise for the purposes of the Museum, shall vest in the Board and be held by the Board for the purposes of the Museum.
- (2) Where it appears to the Trustees of the British Museum, the Trustees of the National Gallery, or the [<sup>F6</sup>Lord President of the Council], that any pictures or objects vested in them respectively would more properly form part of the Museum, the Trustees of the British Museum, the Trustees of the National Gallery, or the [<sup>F6</sup>Lord President of the Council], as the case may be, may, with the consent of the [<sup>F6</sup>Lord President of the Council], transfer those pictures or objects to the Museum, and any pictures or objects so transferred shall vest in the Board and be held by the Board for the purposes of the Museum. The Trustees of the British Museum, . . . <sup>F7</sup> or the [<sup>F6</sup>Lord President of the Council] may at any time, and on such terms, and subject to such conditions as they think fit, lend to the Museum any pictures or other objects vested in them respectively.

#### Textual Amendments

**F6** Words substituted by virtue of S.I. 1979/907, arts. 2(1)(2), 11(3), Sch. Pt. I, Pt. II; 1981/207, arts. 2(1), 5, Sch. 1 Pt. I; 1983/879, arts. 2(1), 11, Sch. 1 Pt. I; 1984/1814, arts. 2(1), 7, Sch. 1 Pt. I and 1986/600, arts. 2(1), 7, Sch. 1 Pt. I

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**F7** Words repealed by [National Gallery and Tate Gallery Act 1954 \(c. 65\)](#), [Sch. 2](#)

**Modifications etc. (not altering text)**

**C3** [Ss. 2, 2A, 3\(2\), 4](#), [Sch.](#) para. (8): functions of the Lord President transferred to the Secretary of State (3. 7. 1992) by [S.I. 1992/1311](#), [art. 3\(1\)](#), [Sch. 1 Pt.I](#).

**4 Staff and expenses.**

- (1) There shall be a Director-General of the Museum and a Curator of the Museum who, subject as hereinafter provided, shall be appointed by the Treasury and shall hold office on such terms and subject to such conditions as the Treasury may direct:

Provided that the first Director-General and the first Curator shall respectively be the person acting as Director-General and the person acting as Curator of the Museum at the date of the commencement of this Act, and each of those persons shall continue to hold his office on the terms and subject to the conditions on and subject to which he held the office at that date.

- (2) The Director-General shall, subject to the directions of the Board, be responsible generally for the management of the Museum, and the Curator shall, subject to the control and direction of the Director-General, be charged with the care of the Museum and of the objects collected there.
- (3) The Curator shall act as secretary to the Board.
- (4) There shall be paid to the Director-General, the Curator, and any officers of the Board such salaries or remuneration as the Treasury may from time to time determine.
- (5) Any expenses incurred by the Board in carrying this Act into effect, including any salaries or remuneration paid to the Director-General, the Curator, or any officers of the Board, shall be defrayed out of moneys provided by Parliament.

**Modifications etc. (not altering text)**

**C4** [Ss. 2, 2A, 3\(2\), 4](#), [Sch.](#) para. (8): functions of the Lord President transferred to the Secretary of State (3. 7. 1992) by [S.I. 1992/1311](#), [art. 3\(1\)](#), [Sch. 1 Pt.I](#).

**5 Exemption of Museum from Charitable Trusts Act.**

The provisions of the Charitable Trusts Acts 1853 to 1914, shall not apply to the Museum.

**6 Short title and interpretation.**

- (1) This Act may be cited as the Imperial War Museum Act 1920.
- (2) In this Act the expression “Imperial War Museum” means the institution established in the year nineteen hundred and seventeen under the name of “the National War Museum” and known at the date of the passing of this Act by the name of the Imperial War Museum, and includes all collections, galleries and museums, wherever situate, which from time to time form or are administered as part of the Imperial War Museum.

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## SCHEDULE

Section 1.

### CONSTITUTION AND PROCEEDINGS OF BOARD OF TRUSTEES

- (1) [<sup>F8</sup>The Board shall consist of a President and [<sup>F9</sup>twenty other members] who shall be appointed as shown in the following Table:—

Number of members appointed	Appointing authority
[ <sup>F10</sup> 10]	[ <sup>F10</sup> the Prime Minister]
..... F11	..... F11
1	The Secretary of State for Defence
2	The Secretary of State for Foreign and Commonwealth Affairs
1	[ <sup>F12</sup> The Secretary of State for National Heritage] of the Council
..... F11	..... F11
1	The Government of Canada
1	The Government of Australia
1	The Government of New Zealand
1	The Government of India
[ <sup>F9</sup> 1]	[ <sup>F9</sup> The Government of Pakistan]
1	The Government of Sri Lanka]

- (2) His Royal Highness the Prince of Wales shall be the first President of the Board, and any subsequent President shall be such person as His Majesty shall nominate in that behalf.
- (3) The appointed members of the Board shall hold office for such time as may be specified in their respective appointments.
- (4) If any vacancy occurs by death, resignation, effluxion of time, or otherwise, in the office of any appointed member of the Board, the vacancy shall be filled by appointment by the person by whom that member was appointed, and any person appointed to fill a casual vacancy shall hold office so long only as the member in whose place he is appointed would have held office.
- (5) Any person ceasing to be an appointed member of the Board shall be eligible for re-appointment.
- (6) The powers of the Board may be exercised notwithstanding any vacancy in their number.
- (7) The Board may appoint a member of the Board to be Vice-President of the Board, and in the absence of the President the Vice-President shall preside at meetings of the Board.
- (8) The Board may, with the consent of the [<sup>F13</sup>Lord President of the Council], make rules—
- for regulating the proceedings (including quorum) of the Board; and
  - for enabling the Board to constitute committees and to include as members of committees persons who are not members of the Board; and

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- (c) for authorising the delegation to committees of all or any of the powers of the Board (other than the power to buy or sell land) and for regulating the proceedings (including quorum) of committees.

#### **Textual Amendments**

- F8** Sch. para. (1) substituted by [S.I. 1986/2239, art. 2, Sch.](#)
- F9** Words substituted (retrospectively 1.10.1989) by [Pakistan Act 1990 \(c.14, SIF 26\), s. 1, Sch. para. 2\(1\)](#)
- F10** Words added at the beginning of the Table, in the first and second columns, by [S.I. 1988/253, art. 2](#)
- F11** Entries relating to the Treasury and the Secretary of State repealed by [S.I. 1988/253, art. 2](#)
- F12** Words in Sch. para. (1) expressed to be substituted (3. 7. 1992) by [S.I. 1992/1311, art. 12\(2\), Sch. 2 para.1.](#)
- F13** Words substituted by virtue of [S.I. 1979/907, arts. 2\(1\)\(2\), 11\(3\), Sch. Pt. I, Pt. II](#); [1981/207, arts. 2\(1\), 5, Sch. 1 Pt. I](#); [1983/879, arts. 2\(1\), 11, Sch. 1 Pt. I](#); [1984/1814, arts. 2\(1\), 7, Sch. 1 Pt. I](#) and [1986/600, arts. 2\(1\), 7, Sch. 1 Pt. I](#)

#### **Modifications etc. (not altering text)**

- C5** Power to vary para. 1 conferred by [Imperial War Museum Act 1955 \(c. 14\), s. 1\(2\)](#)
- C6** Certain functions under para. (1) expressed to be transferred by [S.I. 1986/600, arts. 2\(1\), 7, Sch. 1 Pt. I](#)
- C7** Ss. 2, 2A, 3(2), 4, Sch. para. (8): functions of the Lord President transferred to the Secretary of State (3. 7. 1992) by [S.I. 1992/1311, art. 3\(1\), Sch. 1 Pt.I.](#)

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