



ANNO TRICESIMO

**ELIZABETHAE II REGINAE**

**A.D. 1981**

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**No. 112 of 1981**

**An Act to amend the Local Government Act, 1934-1981.**

*[Assented to 23 December 1981]*

**BE IT ENACTED** by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

Short titles.

- 1. (1) This Act may be cited as the "Local Government Act Amendment Act (No. 4), 1981".
- (2) The Local Government Act, 1934-1981, is in this Act referred to as "the principal Act".
- (3) The principal Act, as amended by this Act, may be cited as the "Local Government Act, 1934-1981".

Insertion of new s. 886ba.

Discharge of trusts affecting the Glenelg amusement park and validation of transactions entered into by the Council in relation to the park.

**2. The following section is inserted after section 886b of the principal Act:**

**886ba. (1) In this section—**

"the caveat" means the Caveat No. 570900 entered on Certificate of Title Register Book Volume 912 Folio 32:

"the Council" means the Corporation of the City of Glenelg:

"the Park" means the whole of the land comprised in Certificate of Title Register Book Volume 912 Folio 32:

"the trusts" means the trusts arising under or evidenced by the Deed Poll or Declaration of Trust executed by the Corporation of the Town of Glenelg and dated the 10th day of September, 1912 (which deed poll or declaration of trust is deposited in the General Registry Office at Adelaide and numbered No. 27 of 1912).

(2) The trusts are extinguished and the caveat is discharged.

(3) The Registrar-General shall, upon the application of the Council, make such entries or notations in the Register Book as are necessary to evidence the extinguishment of the trusts and the discharge of the caveat.

(4) No transaction entered into by the Council before the commencement of the Local Government Act Amendment Act (No. 4), 1981, and affecting land comprised in the Park is invalid by reason of a provision of the trusts.

(5) The Council—

(a) shall continue to maintain the Park as a public park;

and

(b) may—

(i) provide in the Park facilities or amenities for public refreshment, recreation or amusement;

(ii) grant, upon such terms and conditions as the Council thinks fit, leases or licences in respect of land comprised in the Park with a view to provision by the lessees or licensees of facilities or amenities for public refreshment, recreation or amusement;

(iii) otherwise deal with land comprised in the Park, as the Minister may approve.

(6) The provisions of section 44 of the Planning and Development Act, 1966-1981, do not apply to the grant of a lease or licence by the Council under this section.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. D. SEAMAN, Governor