

ing on of the hotel undertaking is more than sufficient to meet the lawful charges thereon, the corporation may transfer to the hotel fund the whole or any part of the excess.

(3) The amounts standing to the credit of the hotel fund may be invested in such manner as the corporation may direct, and the corporation may realize or otherwise deal with the investments in such manner as it thinks fit.

(4) Any income derived from any investment made under this section, and the proceeds of the realization of, or other dealings in, any such investment shall be paid into the hotel fund.

(5) The corporation may at any time apply the moneys standing to the credit of the hotel fund for the purposes of this Act or for any other purpose for which the municipal fund may be applied.

Special rates
for hotel
undertaking.

10 The exercise by the corporation of its powers and duties under this Act shall be deemed to be a purpose for which the corporation may levy a special rate under section two hundred and sixty-one of the *Local Government Act 1962*.

Land tax on
hotel land.

11 Where the hotel land or any part thereof is in the occupation of a person other than the corporation or an authorized association, that land, or the part thereof in the occupation of that person, as the case may be, shall, for the purposes of the *Land and Income Taxation Act 1910*, be deemed not to be such land as is referred to in paragraph (k) of subsection (1) of section ten of that Act.

Rates on the
hotel land.

12—(1) The corporation may remit, in whole or in part, any rates otherwise payable in respect of the hotel land.

(2) The carrying on of the hotel undertaking shall not be treated as a public or charitable purpose for the purposes of Part XII of the *Local Government Act 1962*.

BELTANA RECREATION RESERVE.

No. 65 of 1966.

AN ACT to provide for the extinguishment of certain rights over a certain piece of land situated in the town of Beltana, being portion of the land comprised in Certificate of Title, Volume 118 Folio 50.
[22 December 1966.]

Preamble.

WHEREAS pursuant to memorandum of transfer number 18722 dated the fourth day of August 1900 from Matthew Wilkes Simmons the Board and Electors of the town of Beltana are the registered proprietors of (*inter alia*) two

acres and twenty-eight perches of land situated in the town of Beltana, being portion of the land comprised in Certificate of Title, Volume 118 Folio 50:

And whereas the land is held subject to certain rights of user as a recreation reserve by the persons described in the Certificate of Title:

And whereas the Warden, Councillors, and Electors of the Municipality of Clarence (in this Act referred to as "the corporation") are the successors in title to the Board and Electors of the town of Beltana and the corporation is desirous that the rights of user be extinguished to enable it to erect a library on the land:

And whereas it is expedient that those rights be extinguished in order that the corporation may proceed with the erection of the library:

Be it therefore enacted by His Excellency the Governor of Tasmania, by and with the advice and consent of the Legislative Council and House of Assembly, in Parliament assembled, as follows:—

1 This Act may be cited as the *Beltana Recreation Reserve Act 1966.* Short title.

2 In this Act—

Interpre-
tation.

"the rights of user" means the rights of user referred to in the preamble to this Act, being the rights of user specified in the Certificate of Title therein referred to;

"the said land" means the area of two acres and twenty-eight perches situated in the town of Beltana, being portion of the land comprised in the Certificate of Title referred to in the preamble to this Act.

3 The rights of user specified in Certificate of Title, Volume 118 Folio 50, to which the estate and interest of the corporation (being the successors in title to the Board and Electors of the town of Beltana) in the land containing two acres and twenty-eight perches to which that certificate (*inter alia*) relates is stated thereby to be subject and any right of user over the said land which might be implied from any certificate of title under the *Real Property Act 1862* are extinguished. Extinguish-
ment of
certain rights
of user.

4 As soon as practicable after the commencement of this Act, the Recorder of Titles shall make in the register book kept under the *Real Property Act 1862* and the Registrar of Deeds shall make in the indexes to memorials kept under the *Registration of Deeds Act 1935*, such cancellations, corrections, and entries as they respectively consider necessary or desirable consequent upon the enactment of this Act. Recorder of
Titles and
Registrar of
Deeds to
make certain
corrections,
&c., in their
register
books, &c.