



ANNO VICESIMO NONO

ELIZABETHAE II REGINAE

A.D. 1980

No. 13 of 1980

An Act relating to the establishment of a hotel of international standard on land abutting upon Victoria Square, Adelaide.

[Assented to 17th April, 1980]

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

1. This Act may be cited as the "Victoria Square (International Hotel) Act, 1980". Short title.

2. (1) This Act shall come into operation on a day to be fixed by proclamation. Commencement.

(2) The Governor may, in a proclamation made for the purposes of subsection (1) of this section, suspend the operation of any specified provisions of this Act until a subsequent day fixed in the proclamation, or a day to be fixed by subsequent proclamation.

3. In this Act, unless the contrary intention appears—

Interpretation.

"the contracting parties" means—

- (a) the State;
- (b) Victoria Square International Hotel Pty. Ltd.;
- (c) Fricker Bros. Pty. Ltd.;
- (d) the Corporation of the City of Adelaide;
- (e) Hilton Hotels of Australia Pty. Ltd.;
- and
- (f) Superannuation Fund Investment Trust:

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

"the land" means the land delineated in the schedule by heavy black edging:

"the private land" means the land marked "B" in the schedule.

Exemptions
from certain
Acts.

4. (1) The Governor may, by proclamation, grant such exemptions from the following Acts as may be necessary to conform with any agreement between the contracting parties relating to the establishment of a hotel on the land:—

- (a) the Waterworks Act, 1932-1978;
 - (b) the Sewerage Act, 1929-1977;
 - (c) the Pay-Roll Tax Act, 1971-1979;
 - (d) the Land Tax Act, 1936-1979;
- and
- (e) the Stamp Duties Act, 1923-1979.

(2) No exemption under subsection (1) (a), (b) or (c) of this section shall operate for a period in excess of five years.

(3) No exemption under subsection (1) (d) of this section shall operate for a period in excess of twelve years.

(4) An exemption under subsection (1) (e) of this section shall relate only to documents specified in the agreement.

Closure of
part of
Page Street.

5. (1) The Governor may, by proclamation, close that part of Page Street marked "A" in the schedule.

(2) The Governor shall not close the part of Page Street referred to in subsection (1) of this section unless—

- (a) the Council has acquired the private land in compliance with its obligations under an agreement between the contracting parties, relating to the establishment of a hotel on the land;
- and

- (b) he has received from the Council a request to close that part of Page Street under that subsection.

(3) Upon the closure of the part of Page Street referred to in subsection (1) of this section, an estate in fee simple in that part of the Street shall vest in the Council freed and discharged from all charges, encumbrances and other interests and the Registrar-General shall issue a certificate of title under the provisions of the Real Property Act, 1886-1979, in respect of the Council's estate and interest in that part of Page Street.

(4) No compensation is payable to any person in relation to the closure of part of Page Street in pursuance of this section.

Closure of
Page Street
not to affect
compensation
payable on
acquisition of
private land.

6. The closure, or possible closure, of part of Page Street in pursuance of this Act shall be disregarded in assessing compensation payable in respect of the acquisition of the private land by the Council.

Treasurer
may grant
\$500 000 from
General
Revenue.

7. The Treasurer may grant to the Council, from the General Revenue of the State, the sum of \$500 000 towards the costs of acquiring the private land.

Names to be
used by Hilton
Hotels of
Australia
Pty. Ltd.

8. (1) If Hilton Hotels of Australia Pty. Ltd. applies for registration as a foreign company in accordance with the Companies Act, 1962-1979, it shall be registered as a foreign company under that name.

(2) If Hilton Hotels of Australia Pty. Ltd. applies for registration of the name "Hilton International Adelaide" in accordance with the Business Names Act, 1963, that name shall be registered as the name under which Hilton Hotels of Australia Pty. Ltd. carries on or proposes to carry on the business of a hotel on the land.

(3) This section has effect notwithstanding any other law relating to the use of company or business names to the contrary.

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

K. D. SEAMAN, Governor

THE SCHEDULE

