



ANNO SECUNDO

## GEORGII VI REGIS.

A.D. 1938.

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No. 2407.

An Act to validate the incorporation of certain associations under the provisions of the Associations Incorporation Act, 1929-1935, and for other purposes.

[Assented to 1st December, 1938.]

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 "Community Hotels (Incorporation) Act, 1938". Short title.
  
2. Notwithstanding the provisions of section 3 of the Associations Incorporation Act, 1929-1935, the Renmark Hotel Incorporated, the Barmera Hotel Incorporated, and the Berri Hotel Incorporated shall be deemed to be and always to have been duly and lawfully incorporated under the provisions of the Associations Incorporation Act, 1929-1935. Validation of incorporation.
  
3. Any association incorporated after the passing of this Act for the purpose of holding a licence pursuant to section 118 of the Licensing Act, 1932-1936, shall not, by reason of that purpose, be deemed to be an association for the purpose of trading within the meaning of section 3 of the Associations Incorporation Act, 1929-1935, and may be incorporated pursuant to the provisions of that Act. Incorporation of certain associations.
  
4. (1) The Renmark Hotel Incorporated, the Barmera Hotel Incorporated, and the Berri Hotel Incorporated and any association incorporated after the passing of this Act pursuant to the provisions of section 3 of this Act shall, subject to the rules of any such association, have power and shall be deemed Borrowing power of certain associations and powers of committees thereof.

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always to have had power to borrow money upon the security of any of the real or personal property of the association upon such terms and conditions as may be thought expedient.

(2) The business carried on by any such association shall be deemed to be and always to have been vested in the Committee thereof for the purposes of section 118 of the Licensing Act, 1932-1936, notwithstanding that by virtue of section 9 of the Associations Incorporation Act, 1929-1935, the property of such association is vested in the corporation.

Application of  
s. 118 of the  
Licensing Act,  
1932-1936,  
to Berri  
Irrigation  
area.

**5.** Section 118 of the Licensing Act, 1932-1936, shall apply to licences in respect of premises situated within the Berri Irrigation Area as delineated by the proclamation made on the third day of November, nineteen hundred and sixteen, under the Irrigation and Reclaimed Lands Acts, 1914 and 1915, or by any other proclamation substituted for or amending that proclamation, in the same way and to the same extent as it applies to licences in respect of premises situated within the portion of the State mentioned in the said section 118.

Application of  
s. 85 of the  
Licensing Act  
1932-1936,  
to Berri Hotel  
Incorporated.

**6.** Berri Hotel Incorporated shall be entitled to hold and be deemed always to have been entitled to hold a publican's licence under section 85 of the Licensing Act, 1932-1936, in the same manner as a company incorporated under the laws of the State and having as its sole object the carrying on of the business of a licensed victualler and the provisions of that section shall apply and be deemed always to have applied *mutatis mutandis* to Berri Hotel Incorporated.

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

- W. DUGAN, Governor.