



ANNO VICESIMO QUINTO

GEORGII V REGIS.

A.D. 1935.

No. 2202.

An Act to authorise the granting of a loan of fifty thousand pounds to the Royal Agricultural and Horticultural Society of South Australia, and for other purposes.

[Assented to, 14th March, 1935.]

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

1. (1) This Act may be cited as the "Adelaide Show Short title.
Grounds Act Amendment Act, 1935."

(2) The Adelaide Show Grounds Acts, 1913 to 1925, and this Act may be cited together as the "Adelaide Show Grounds Acts, 1913 to 1935."

2. (1) In addition to the sums authorised by the Adelaide Show Grounds Acts, 1913 to 1925, to be lent, the Government of the State may, out of moneys to be provided by Parliament for the purpose, lend to the Royal Agricultural and Horticultural Society of South Australia Incorporated the sum of fifty thousand pounds. Power to
make loan.

(2) The said sum shall be repaid by the said Society and by the South Australian Chamber of Manufactures, Incorporated, in the manner provided by the agreement contained in the Schedule and interest shall be payable as provided in the said agreement.

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**Effect of
agreement.**

3. The said agreement is hereby approved and validated and shall be deemed to be binding upon the Royal Agricultural and Horticultural Society of South Australia, Incorporated, and the South Australian Chamber of Manufactures, Incorporated.

**Financial
provisions.**

4. Until Parliament appropriates money for the purpose of this Act, the Treasurer may advance any sums of money necessary for the purpose of making any loan authorised by this Act. An amount equal to any moneys so advanced shall be retained by the Treasurer out of any moneys appropriated by Parliament as aforesaid.

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

G. J. R. MURRAY, Deputy Governor.

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THE SCHEDULE.

MEMORANDUM OF AGREEMENT made this 28th day of February, one thousand nine hundred and thirty-five BETWEEN The Honourable RICHARD LAYTON BUTLER of Adelaide in the State of South Australia Treasurer for the said State acting as a public officer of His Majesty's Government for the said State (who with his successors in office is hereinafter called "the Minister") of the first part, the ROYAL AGRICULTURAL AND HORTICULTURAL SOCIETY OF SOUTH AUSTRALIA INCORPORATED whose office is situate at Pirie Street Adelaide aforesaid (hereinafter with its successors and assigns called "the Society") of the second part and the SOUTH AUSTRALIAN CHAMBER OF MANUFACTURES INCORPORATED whose office is situate at Pirie Street Adelaide aforesaid (hereinafter with its successors and assigns called "the Chamber of Manufactures") of the third part: WHEREBY IT IS AGREED between the parties hereto as follows:—

1. The Chamber of Manufactures shall forthwith proceed to erect construct and furnish a hall with approaches and appurtenances thereto including an entrance from the Goodwood Road with housing for ticket sellers, turnstiles, &c., to be called The Centennial Hall upon a portion of the Show Grounds at Wayville in the said State to be approved of by the Minister and the Society in accordance with plans and specifications to be approved by the Minister and the Society and shall complete the whole of such work to the satisfaction of the Minister and the Society not later than the first day of March, 1936.
2. The Chamber of Manufactures shall have and be entitled to the possession and use of the said hall and all the approaches and appurtenances thereto for the purpose of holding a Centenary Exhibition from and including the 20th day of March, 1936, until and including the 16th day of May, 1936.
3. From and after the year 1936 the Chamber of Manufactures shall have and be entitled to the possession and use of the said hall approaches and appurtenances for the purpose of holding its Industrial Exhibitions once in every period of five years during the balance of the term of the lease of the said Show Grounds held by the Society for a period not exceeding three months to be mutually agreed upon by the Society and the Chamber of Manufactures commencing not earlier than the 1st day of March and ending not later than the 30th day of June in any year.
4. The Chamber of Manufactures shall also be entitled to the possession and use of the said hall approaches and appurtenances for the purpose of holding the said Centenary Exhibition and Industrial Exhibitions for a reasonable time prior to the opening thereof and for a reasonable time after the closing thereof for the proper erection and removal of all structures and exhibits thereat.
5. The Chamber of Manufactures shall during the time that it is entitled to the possession and use of the said hall approaches and appurtenances have full control thereof and shall have full right to erect such fittings and other structures and exhibits therein and to extend water sewer gas and electric services and to do such other necessary things and works therein for the conduct of its exhibitions as it may from time to time think fit provided that the buildings and services of the Society are restored by the Chamber of Manufactures and left undamaged to the satisfaction of the Society, ordinary wear and tear excepted, forthwith after the closing of each respective exhibition.
6. For the purpose of erecting constructing and furnishing the said hall the Minister shall lend to the Society a sum of Fifty Thousand Pounds (£50,000) (hereinafter called "the said loan") and the Society shall from time to time apply the said loan or so much as may be necessary therefor in payment of the contractor's and other charges for the erection and furnishing of the said hall and its approaches and appurtenances, such payments to be made by instalments from time to time upon the joint certificate or certificates of the architects appointed respectively by the Minister, the Society and the Chamber of Manufactures. The fees and charges of such architects shall also be paid by the Society out of the said loan but the Society shall not in any case be responsible for a greater total sum than Fifty Thousand Pounds (£50,000).

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7. The sum of Forty Thousand Pounds (£40,000) being portion of the said loan shall be repaid by the Society to the Minister by fifty-eight annual instalments payable on the 30th day of June in each and every year of One Hundred Pounds (£100) each, the first of such payments to be made on the 30th day of June, 1936. Upon payment of the said fifty-eight instalments the said loan to the extent of Forty Thousand Pounds (£40,000) shall be deemed to be fully repaid, but notwithstanding any such payments the payments of interest provided for by clause 8 hereinafter contained shall be continued until the said fifty-eight payments of One Hundred Pounds (£100) are duly made as aforesaid. Every such sum of One Hundred Pounds (£100) shall be deemed to be an item of expenditure of the Society for the purpose of estimating the profits of the Society within the meaning of clause 6 of the Schedule to the Adelaide Show Grounds Act, 1913.

8. As to the sum of £10,000 being portion of the said loan the Society shall pay to the Minister interest thereon at the rate of three and a half pounds per centum per annum from the first day of January, 1936, until the first day of January, 1994, payable yearly on the first days of the month of January in every year, the first of such payments to be made on the first day of January, 1937. The balance of the amount of the said loan over and above the sum of £10,000 shall be free of interest.

9. For a period of ten years beginning on the 30th day of June, 1936, the Chamber of Manufactures shall pay to the Minister the sum of £1,000 per annum in reduction of the liability of the Society to the Minister for that portion of the said loan upon which the Society is not liable hereunder to pay interest to the Minister and such yearly sums of £1,000 shall be paid by the Chamber of Manufactures to the Minister annually on the 30th day of June in each year, the first of such payments shall be made on the 30th day of June, 1936. After the expiration of such period of ten years the Chamber of Manufactures shall until the expiration of the Society's lease of the said Show Grounds pay to the Minister on the 30th day of June in every year during which an Industrial Exhibition is held by it an amount equal to ten per centum of the net profits made by it from the holding thereof as a partial recoupment of interest to the Minister on the amount of the said loan for which the Society is not liable hereunder to pay interest to the Minister. Profits for the purpose of this clause shall mean the excess of revenue of the Chamber of Manufactures from all sources connected with the holding of the Exhibition over its expenditure upon such holding other than capital expenditure. For the purpose of estimating such surplus the Chamber of Manufactures shall prior to the 30th day of June in the year that any exhibition is held submit to the Minister a proper balance sheet and such other account or accounts as the Minister may from time to time require certified by an auditor or auditors as required and approved of by the Minister.

10. Both the Society and the Chamber of Manufactures shall forthwith pay to the Minister all moneys from time to time received by them or either of them from the Centenary Committee, or from any other person firm or body for or on account of the erection construction or furnishing of the said hall.

11. The Society shall and will from time to time and at all times during the balance of the term of its lease of the said Show Grounds keep and maintain the said hall and all furniture and fittings from time to time therein in good and tenable repair and condition without any cost whatsoever to the Minister or the Chamber of Manufactures and the Society shall and will throughout the currency of the Society's lease of the said Show Grounds keep the said hall insured against fire in the name of the Society in a sum to be agreed upon between the Society and the Minister but not exceeding the value for the time being of the said hall and such insurance shall be effected in an office or offices approved by the Minister and the Society shall produce to the Minister the policy or policies and the receipts for premiums on the request of the Minister and shall cause all moneys received by virtue of such insurance to be forthwith laid out by the Society in rebuilding or reinstating the said hall. And on the non-observance or performance of any of the provisions of this clause the Minister may insure the said hall and any moneys paid by the Minister shall be a debt due by the Society to the Minister.

12. The Minister and the South Australian Government shall from time to time and at all times during the balance of the term of the Society's lease of the said Show Grounds except when it is required by the Society for show purposes or by the Chamber of Manufactures for Exhibition purposes, have the full right without payment of any rent fee or charge therefor to have the possession and use of

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the said hall and all approaches and appurtenances thereto for such governmental or semi-governmental purposes as he or it may require: Provided that the Minister shall be responsible for the payment of all charges for electric or other lighting arising out of such possession or use.

13. The Society shall and will from time to time and at all times during the balance of the term of its lease of the said Show Grounds except when it is required for Show, Exhibition, governmental or semi-governmental purposes have full right and power to hire or lease the said hall on such terms and conditions as it thinks fit and to retain for its own use all rent hire and other charges obtained from any such hire or letting.

14. This Agreement is subject to the approval of Parliament and the appropriation by Parliament of moneys for the carrying out thereof.

IN WITNESS whereof the Minister has hereto set his hand and the parties of the second and third parts have hereto set their hands the day and year first above written.

SIGNED by the Minister in the presence
of

J. C. MARTIN,
Solicitor, Adelaide.

R. L. BUTLER.

FOR and on behalf of the Royal Agricultural and Horticultural Society of South Australia, Incorporated

J. HARRIS HOBBS, Chairman.
HAROLD J. FINNISS, Secretary.

GIVEN under the common seal of the SOUTH AUSTRALIAN CHAMBER OF MANUFACTURES INCORPORATED, this 28th day of February, 1935, by order of the Council, dated the 28th day of February, 1935.

J. A. RINDER, President.

A. E. CLARKSON,
A. H. DOBBIE, } Sealholders.

(L.S.)

H. WINTERBOTTOM, Secretary.