

New South Wales.



ANNO TERTIO DECIMO

GEORGII VI REGIS.

Act No. 42, 1949.

An Act to amend the Economic Stability and War-time Provisions Continuance Act, 1946-1948, and the Gaming and Betting Act, 1912-1948, in certain respects; and for purposes connected therewith. [Assented to, 16th November, 1949.]

BE it enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

1. (1) This Act may be cited as the "Racing (Amendment) Act, 1949."

Short title and citation.

Racing (Amendment).

(2) The Economic Stability and War-time Provisions Continuance Act, 1946, as amended by subsequent Acts and by this Act, may be cited as the Economic Stability and War-time Provisions Continuance Act, 1946-1949.

(3) The Gaming and Betting Act, 1912, as amended by subsequent Acts and by this Act, may be cited as the Gaming and Betting Act, 1912-1949.

Amendment
of Act No.
54, 1946.

Sec. 32.
(Restrictions
applicable
to race
meetings.)

2. (1) The Economic Stability and War-time Provisions Continuance Act, 1946-1948, is amended—

(a) by omitting subsections one and two of section thirty-two and by inserting in lieu thereof the following subsections:—

(1) In this section “race-meeting,” “meeting for horse-racing,” “meeting for pony-racing,” “meeting for greyhound-racing,” and “race-course” shall have the meanings ascribed thereto respectively in the Gaming and Betting Act, 1912-1949.

(2) No meeting for horse-racing or pony-racing shall be held on any race-course within fifty miles of the General Post Office, Sydney, nor within forty miles of the principal post office, Newcastle, on any day other than a Saturday or public holiday:

Provided that the Governor may authorise a meeting for horse-racing to be held on Randwick Racecourse on the Wednesday following Easter Monday and the Wednesday following the first Monday in October in any year during which this Part of this Act is in force.

(2A) No meeting for greyhound-racing or meeting for trotting-races or contests shall be held before sunset on any race-course within seventy-five miles of the General Post Office, Sydney, nor within forty miles of the principal post office, Newcastle, on any day other than a Saturday or public holiday.

(2B)

Racing (Amendment).

(2B) Where a race-meeting to be held on any race-course on any day in accordance with the provisions of this section cannot be held on such day on account of unfavourable weather such race-meeting may be postponed and held on any other day (not being Sunday, Good Friday or Christmas Day) within fourteen days of such postponement.

(2C) The holder of a license issued under the Gaming and Betting Act, 1912-1949, for a race-course situated beyond fifty miles of the General Post Office, Sydney, but within seventy-five miles of such General Post Office, shall, in such manner and at such times as the Minister shall direct, pay to the credit of the charity registered under the Charitable Collections Act, 1934-1941, as the New South Wales Trainers' Benevolent Fund, an amount equal to one-sixth of the net profits of each meeting for horse-racing or pony-racing held on such race-course on any day other than a Saturday or public holiday in any year during which this Part of this Act is in force.

For the purposes of this subsection the expression "net profits" means the amount which remains after deducting from the gross income derived from any such meeting any sums paid by way of taxation on fees from bookmakers or entertainment or admission tax and any amount paid to the Colonial Treasurer pursuant to the Totalizator Act, 1916, as amended by subsequent Acts, and such expenses incidental to the conduct of such meeting as the Minister may approve.

Failure to comply with the provisions of this subsection shall be deemed to be a good cause for which the Minister may cancel a license under the Gaming and Betting Act, 1912-1949.

(2D) The holder of a license issued under the Gaming and Betting Act, 1912-1949, for a race-course situated beyond fifty miles of the General
Post

(ii)

Racing (Amendment).

Post Office, Sydney, but within seventy-five miles of such General Post Office, and the owner or occupier of any house, office, room, or other place or of any land or building and any person using any house, office, room or other place or any land or building shall not, during the period commencing one hour before the time fixed for the start of the first race on any such race-course on any day other than a Saturday or public holiday and ending upon the running of the last race on such race-course on any such day, communicate or convey or cause or permit any person to communicate or convey, by means of aerial broadcast, to any person any information concerning the running of any horse-race or pony-race on such race-course on such day or the names of any horses entered in any such race or the names of the riders or post positions of such horses or the results of any such race.

Any person who contravenes or fails to comply with any of the provisions of this subsection shall be liable upon summary conviction to a penalty not exceeding one hundred pounds.

(b) by omitting from subsection five of the same section the words "one thousand nine hundred and forty-eight" and by inserting in lieu thereof the words "one thousand nine hundred and fifty."

(2) This section shall commence upon the first day of January, one thousand nine hundred and fifty.

Amendment
of Act No.
25, 1912.

Sec. 52A.
(Special
licenses.)

3. The Gaming and Betting Act, 1912-1948, is amended—

(a) (i) by omitting from paragraph (b) of subsection four of section 52A the word "forty" and by inserting in lieu thereof the word "thirty-five";

(ii)

Racing (Amendment).

- (ii) by omitting from subsection (5A) of the same section the word "forty" and by inserting in lieu thereof the word "thirty-five";
- (iii) by omitting from the same subsection the word "three" and by inserting in lieu thereof the word "two";
- (b) by omitting from section fifty-three the word "forty" where thirdly occurring and by inserting in lieu thereof the word "thirty-five"; Sec. 53.
(Day of race-meetings.)
- (c) (i) by omitting from subsection two of section 53D the word "sixty-five" and by inserting in lieu thereof the word "forty"; Sec. 53D.
(Limitation as to number of licenses non-proprietary associations may hold.)
- (ii) by omitting from the same subsection the words "or forty miles of the principal post office, Newcastle";
- (iii) by inserting in the same subsection after the words and symbols "paragraphs (a) and (b)" the word and symbol "and (c)".

By Authority:

ALFRED HENRY PETTIFER, Government Printer, Sydney, 1950.

[3d.]

Wojny (Amendment)

(ii) by omitting from subsection (21) of the same section the word "forty" and by inserting in lieu thereof the word "thirty-five";

(iii) by omitting from the same subsection the word "three" and by inserting in lieu thereof the word "two";

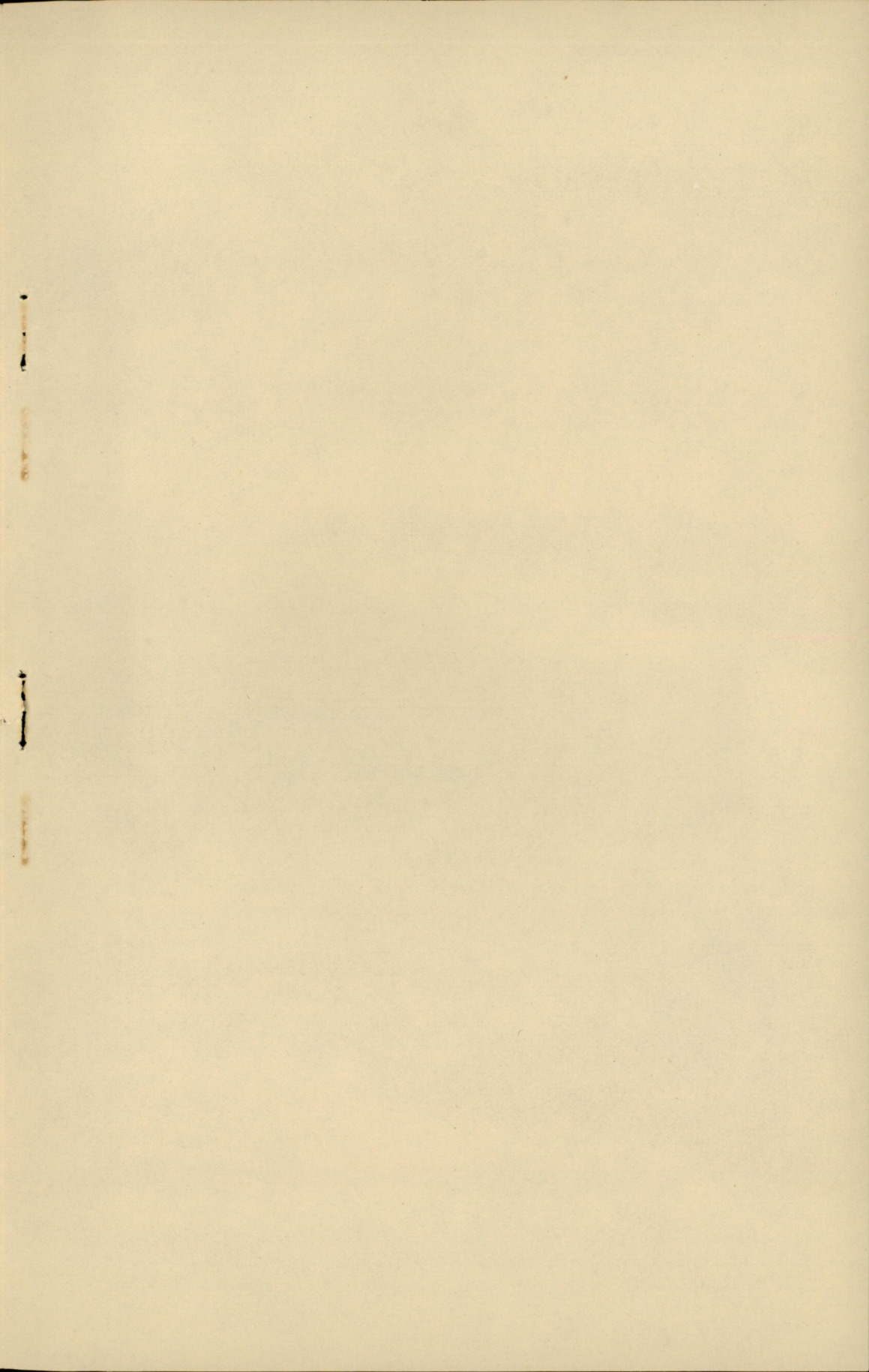
(b) by omitting from section fifty-three the word "forty", where thirdly occurring and by inserting in lieu thereof the word "thirty-five";

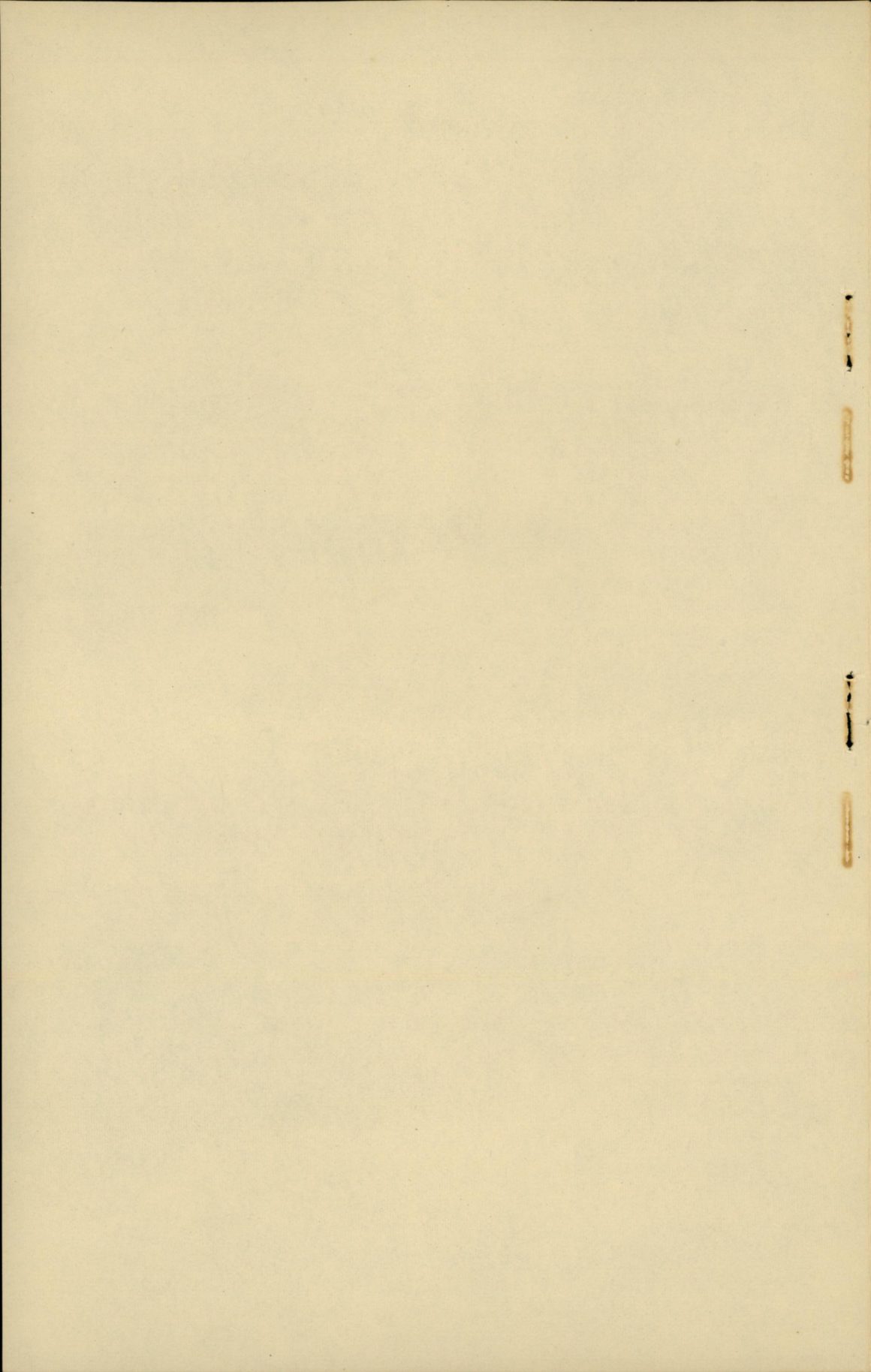
(c) (i) by omitting from subsection two of section 53a the word "sixty-five" and by inserting in lieu thereof the word "forty";

(ii) by omitting from the same subsection the words "or forty miles of the principal post office, Newcastle";

(3) by inserting in the same subsection after the words and symbols "paragraphs (a) and (b)" the word and symbol "and (c)".

By Authority:
Attest Herby Petrus, Government Printer, Sydney, 1950.





I certify that this PUBLIC BILL, which originated in the LEGISLATIVE ASSEMBLY, has finally passed the LEGISLATIVE COUNCIL and the LEGISLATIVE ASSEMBLY of NEW SOUTH WALES.

H. ROBBINS,
Clerk of the Legislative Assembly.
Legislative Assembly Chamber,
Sydney, 9 November, 1949.

New South Wales.



ANNO TERTIO DECIMO

GEORGII VI REGIS.

Act No. 42, 1949.

An Act to amend the Economic Stability and War-time Provisions Continuance Act, 1946-1948, and the Gaming and Betting Act, 1912-1948, in certain respects; and for purposes connected therewith. [Assented to, 16th November, 1949.]

BE it enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

1. (1) This Act may be cited as the "Racing (Amendment) Act, 1949."

Short title
and
citation.

(2)

I have examined this Bill, and find it to correspond in all respects with the Bill as finally passed by both Houses.

G. BOOTH,
Chairman of Committees of the Legislative Assembly.

Racing (Amendment).

(2) The Economic Stability and War-time Provisions Continuance Act, 1946, as amended by subsequent Acts and by this Act, may be cited as the Economic Stability and War-time Provisions Continuance Act, 1946-1949.

(3) The Gaming and Betting Act, 1912, as amended by subsequent Acts and by this Act, may be cited as the Gaming and Betting Act, 1912-1949.

Amendment
of Act No.
54, 1946.

Sec. 32.
(Restrictions
applicable
to race
meetings.)

2. (1) The Economic Stability and War-time Provisions Continuance Act, 1946-1948, is amended—

(a) by omitting subsections one and two of section thirty-two and by inserting in lieu thereof the following subsections:—

(1) In this section “race-meeting,” “meeting for horse-racing,” “meeting for pony-racing,” “meeting for greyhound-racing,” and “race-course” shall have the meanings ascribed thereto respectively in the Gaming and Betting Act, 1912-1949.

(2) No meeting for horse-racing or pony-racing shall be held on any race-course within fifty miles of the General Post Office, Sydney, nor within forty miles of the principal post office, Newcastle, on any day other than a Saturday or public holiday:

Provided that the Governor may authorise a meeting for horse-racing to be held on Randwick Racecourse on the Wednesday following Easter Monday and the Wednesday following the first Monday in October in any year during which this Part of this Act is in force.

(2A) No meeting for greyhound-racing or meeting for trotting-races or contests shall be held before sunset on any race-course within seventy-five miles of the General Post Office, Sydney, nor within forty miles of the principal post office, Newcastle, on any day other than a Saturday or public holiday.

(2B)

Racing (Amendment).

(2B) Where a race-meeting to be held on any race-course on any day in accordance with the provisions of this section cannot be held on such day on account of unfavourable weather such race-meeting may be postponed and held on any other day (not being Sunday, Good Friday or Christmas Day) within fourteen days of such postponement.

(2c) The holder of a license issued under the Gaming and Betting Act, 1912-1949, for a race-course situated beyond fifty miles of the General Post Office, Sydney, but within seventy-five miles of such General Post Office, shall, in such manner and at such times as the Minister shall direct, pay to the credit of the charity registered under the Charitable Collections Act, 1934-1941, as the New South Wales Trainers' Benevolent Fund, an amount equal to one-sixth of the net profits of each meeting for horse-racing or pony-racing held on such race-course on any day other than a Saturday or public holiday in any year during which this Part of this Act is in force.

For the purposes of this subsection the expression "net profits" means the amount which remains after deducting from the gross income derived from any such meeting any sums paid by way of taxation on fees from bookmakers or entertainment or admission tax and any amount paid to the Colonial Treasurer pursuant to the Totalizator Act, 1916, as amended by subsequent Acts, and such expenses incidental to the conduct of such meeting as the Minister may approve.

Failure to comply with the provisions of this subsection shall be deemed to be a good cause for which the Minister may cancel a license under the Gaming and Betting Act, 1912-1949.

(2d) The holder of a license issued under the Gaming and Betting Act, 1912-1949, for a race-course situated beyond fifty miles of the General
Post

Racing (Amendment).

Post Office, Sydney, but within seventy-five miles of such General Post Office, and the owner or occupier of any house, office, room, or other place or of any land or building and any person using any house, office, room or other place or any land or building shall not, during the period commencing one hour before the time fixed for the start of the first race on any such race-course on any day other than a Saturday or public holiday and ending upon the running of the last race on such race-course on any such day, communicate or convey or cause or permit any person to communicate or convey, by means of aerial broadcast, to any person any information concerning the running of any horse-race or pony-race on such race-course on such day or the names of any horses entered in any such race or the names of the riders or post positions of such horses or the results of any such race.

Any person who contravenes or fails to comply with any of the provisions of this subsection shall be liable upon summary conviction to a penalty not exceeding one hundred pounds.

- (b) by omitting from subsection five of the same section the words "one thousand nine hundred and forty-eight" and by inserting in lieu thereof the words "one thousand nine hundred and fifty."

(2) This section shall commence upon the first day of January, one thousand nine hundred and fifty.

Amendment
of Act No.
25, 1912.

3. The Gaming and Betting Act, 1912-1948, is amended—

Sec. 52A.
(Special
licenses.)

- (a) (i) by omitting from paragraph (b) of subsection four of section 52A the word "forty" and by inserting in lieu thereof the word "thirty-five";

(ii)

Racing (Amendment).

- (ii) by omitting from subsection (5A) of the same section the word "forty" and by inserting in lieu thereof the word "thirty-five";
- (iii) by omitting from the same subsection the word "three" and by inserting in lieu thereof the word "two";
- (b) by omitting from section fifty-three the word "forty" where thirdly occurring and by inserting in lieu thereof the word "thirty-five";
- (c) (i) by omitting from subsection two of section 53D the word "sixty-five" and by inserting in lieu thereof the word "forty";
- (ii) by omitting from the same subsection the words "or forty miles of the principal post office, Newcastle";
- (iii) by inserting in the same subsection after the words and symbols "paragraphs (a) and (b)" the word and symbol "and (c)".

Sec. 53.

(Day of race-meetings.)

Sec. 53D.

(Limitation as to number of licenses non-proprietary associations may hold.)

In the name and on behalf of His Majesty I assent to this Act.

J. NORTHCOTT,
Governor.

*Government House,
Sydney, 16th November, 1949.*

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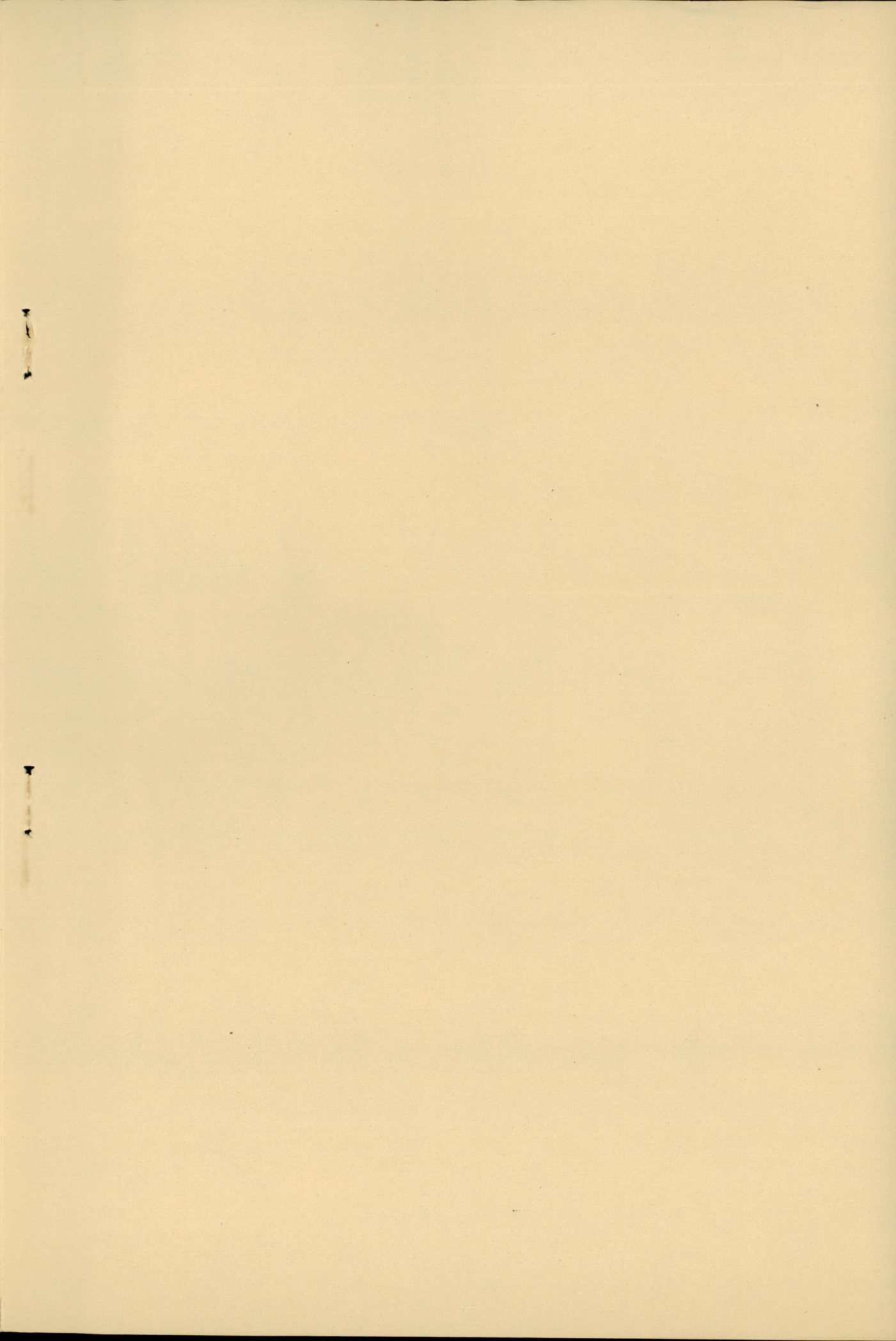
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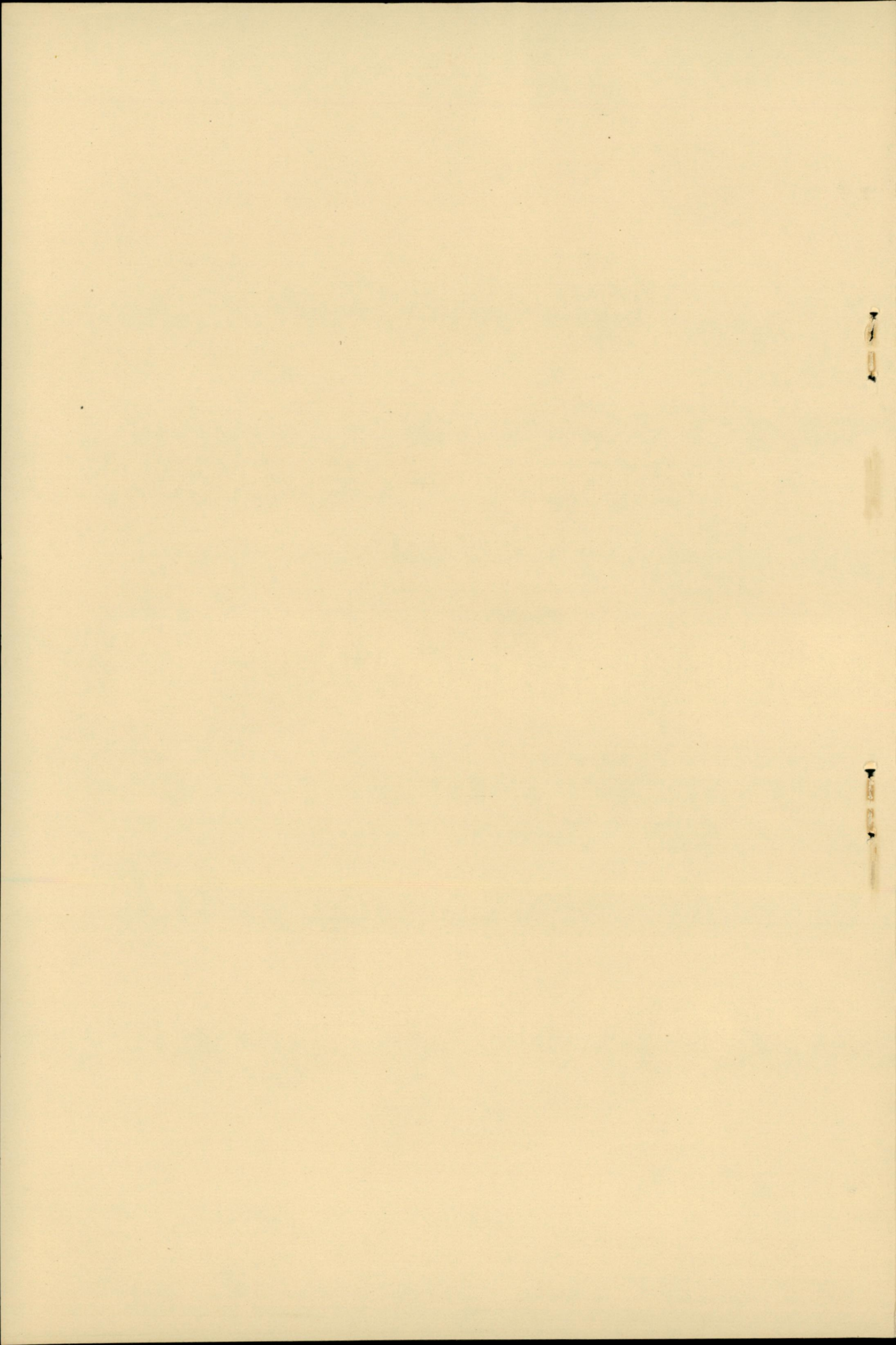
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This PUBLIC BILL originated in the LEGISLATIVE ASSEMBLY, and, having this day passed, is now ready for presentation to the LEGISLATIVE COUNCIL for its concurrence.

H. ROBBINS,

Clerk of the Legislative Assembly.

*Legislative Assembly Chamber,
Sydney, 28 October, 1949.*

New South Wales.



ANNO TERTIO DECIMO

GEORGII VI REGIS.

Act No. , 1949.

An Act to amend the Economic Stability and War-time Provisions Continuance Act, 1946-1948, and the Gaming and Betting Act, 1912-1948, in certain respects; and for purposes connected therewith.

BE it enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

1. (1) This Act may be cited as the "Racing (Amendment) Act, 1949."

Short title and citation.

25087 445—

(2)

Racing (Amendment).

(2) The Economic Stability and War-time Provisions Continuance Act, 1946, as amended by subsequent Acts and by this Act, may be cited as the Economic Stability and War-time Provisions Continuance Act, 1946-1949.

(3) The Gaming and Betting Act, 1912, as amended by subsequent Acts and by this Act, may be cited as the Gaming and Betting Act, 1912-1949.

2. (1) The Economic Stability and War-time Provisions Continuance Act, 1946-1948, is amended— Amendment of Act No. 54, 1946.

(a) by omitting subsections one and two of section thirty-two and by inserting in lieu thereof the following subsections:— Sec. 32. (Restrictions applicable to race meetings.)

15 (1) In this section "race-meeting," "meeting for horse-racing," "meeting for pony-racing," "meeting for greyhound-racing," and "race-course" shall have the meanings ascribed thereto respectively in the Gaming and Betting Act, 1912-1949.

20 (2) No meeting for horse-racing or pony-racing shall be held on any race-course within fifty miles of the General Post Office, Sydney, nor within forty miles of the principal post office, Newcastle, on any day other than a Saturday or public holiday:

25 Provided that the Governor may authorise a meeting for horse-racing to be held on Randwick Racecourse on the Wednesday following Easter Monday and the Wednesday following the first Monday in October in any year during which this Part of this Act is in force.

30 (2A) No meeting for greyhound-racing or meeting for trotting-races or contests shall be held before sunset on any race-course within seventy-five miles of the General Post Office, Sydney, nor within forty miles of the principal post office, Newcastle, on any day other than a Saturday or public holiday.

(2B)

Racing (Amendment).

5 (2B) Where a race-meeting to be held on any race-course on any day in accordance with the provisions of this section cannot be held on such day on account of unfavourable weather such race-meeting may be postponed and held on any other day (not being Sunday, Good Friday or Christmas Day) within fourteen days of such postponement.

10 (2c) The holder of a license issued under the Gaming and Betting Act, 1912-1949, for a race-course situated beyond fifty miles of the General Post Office, Sydney, but within seventy-five miles of such General Post Office, shall, in such manner and at such times as the Minister shall direct,
15 pay to the credit of the charity registered under the Charitable Collections Act, 1934-1941, as the New South Wales Trainers' Benevolent Fund, an amount equal to one-sixth of the net profits of each meeting for horse-racing or pony-racing
20 held on such race-course on any day other than a Saturday or public holiday in any year during which this Part of this Act is in force.

25 For the purposes of this subsection the expression "net profits" means the amount which remains after deducting from the gross income derived from any such meeting any sums paid by way of taxation on fees from bookmakers or entertainment or admission tax and any amount paid to the Colonial Treasurer pursuant
30 to the Totalizator Act, 1916, as amended by subsequent Acts, and such expenses incidental to the conduct of such meeting as the Minister may approve.

35 Failure to comply with the provisions of this subsection shall be deemed to be a good cause for which the Minister may cancel a license under the Gaming and Betting Act, 1912-1949.

40 (2D) The holder of a license issued under the Gaming and Betting Act, 1912-1949, for a race-course situated beyond fifty miles of the General
Post

Racing (Amendment).

5 Post Office, Sydney, but within seventy-five miles
of such General Post Office, and the owner or
occupier of any house, office, room, or other place
or of any land or building and any person using
any house, office, room or other place or any land
or building shall not, during the period
10 commencing one hour before the time fixed for
the start of the first race on any such race-course
on any day other than a Saturday or public
holiday and ending upon the running of the
last race on such race-course on any such day,
communicate or convey or cause or permit any
15 person to communicate or convey, by means of
aerial broadcast, to any person any information
concerning the running of any horse-race or
pony-race on such race-course on such day or the
names of any horses entered in any such race or
the names of the riders or post positions of
such horses or the results of any such race.

20 Any person who contravenes or fails to comply
with any of the provisions of this subsection
shall be liable upon summary conviction to a
penalty not exceeding one hundred pounds.

25 (b) by omitting from subsection five of the same
section the words "one thousand nine hundred
and forty-eight" and by inserting in lieu thereof
the words "one thousand nine hundred and
fifty."

30 (2) This section shall commence upon the first day
of January, one thousand nine hundred and fifty.

3. The Gaming and Betting Act, 1912-1948, is
amended— Amendment
of Act No.
25, 1912.

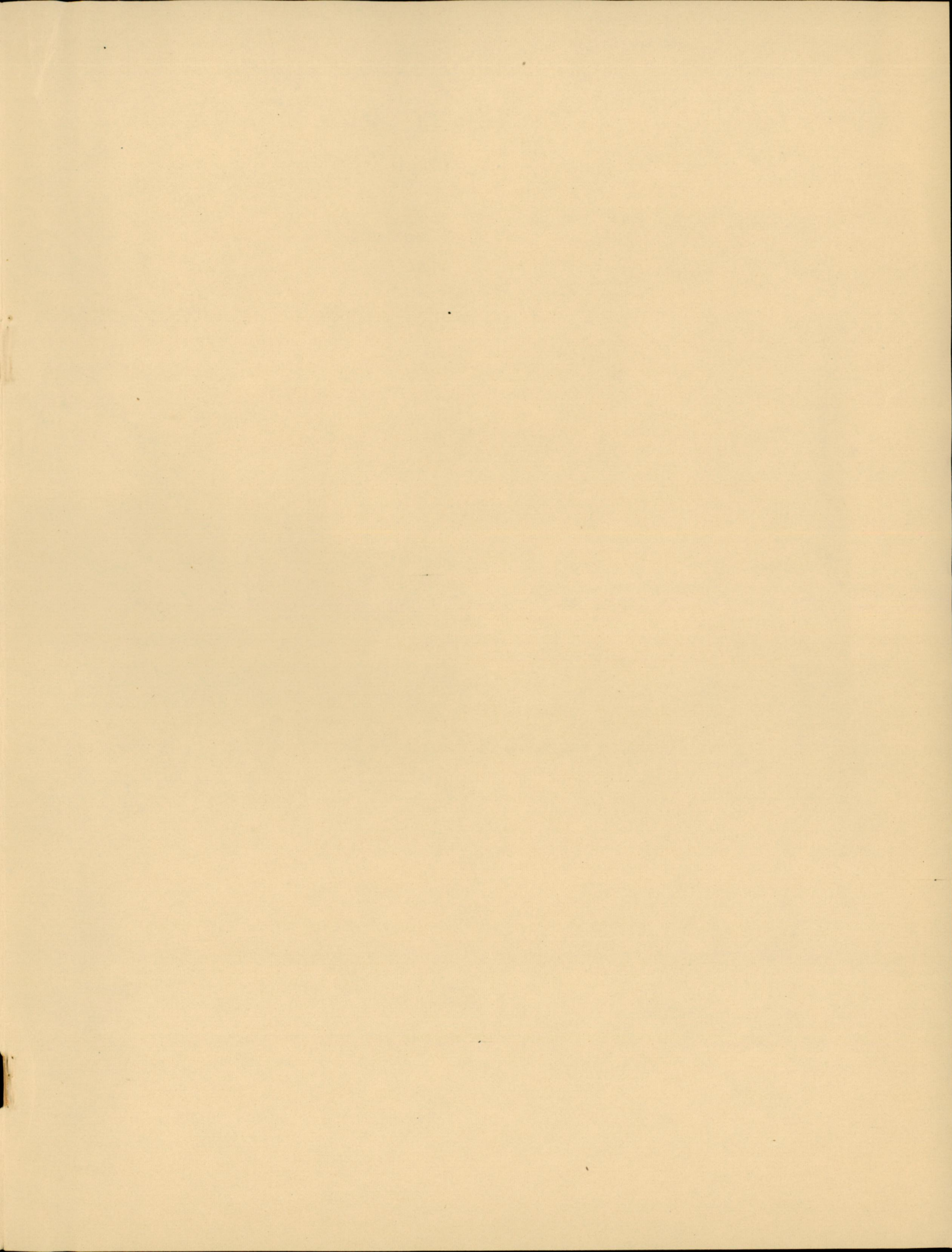
35 (a) (i) by omitting from paragraph (b) of sub-
section four of section 52A the word "forty"
and by inserting in lieu thereof the word
"thirty-five";

(ii)

Sec. 52A.
(Special
licenses.)

Racing (Amendment).

- (ii) by omitting from subsection (5A) of the same section the word "forty" and by inserting in lieu thereof the word "thirty-five";
- 5 (iii) by omitting from the same subsection the word "three" and by inserting in lieu thereof the word "two";
- (b) by omitting from section fifty-three the word "forty" where thirdly occurring and by inserting in lieu thereof the word "thirty-five";
- 10 Sec. 53.
(Day of race-meetings.)
- (c) (i) by omitting from subsection two of section 53b the word "sixty-five" and by inserting in lieu thereof the word "forty";
- 15 (ii) by omitting from the same subsection the words "or forty miles of the principal post office, Newcastle";
- Sec. 53D.
(Limitation as to number of licenses non-proprietary associations may hold.)
- (iii) by inserting in the same subsection after the words and symbols "paragraphs (a) and (b)" the word and symbol "and (c)".



This PUBLIC BILL originated in the LEGISLATIVE ASSEMBLY, and, having this day passed, is now ready for presentation to the LEGISLATIVE COUNCIL for its concurrence.

H. ROBBINS,
Clerk of the Legislative Assembly.
Legislative Assembly Chamber,
Sydney, 28 October, 1949.

New South Wales.



ANNO TERTIO DECIMO

GEORGII VI REGIS.

Act No. , 1949.

An Act to amend the Economic Stability and War-time Provisions Continuance Act, 1946-1948, and the Gaming and Betting Act, 1912-1948, in certain respects; and for purposes connected therewith.

BE it enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of
5 the same, as follows:—

1. (1) This Act may be cited as the "Racing (Amendment) Act, 1949,"

Short title
and
citation.

Racing (Amendment).

(2) The Economic Stability and War-time Provisions Continuance Act, 1946, as amended by subsequent Acts and by this Act, may be cited as the Economic Stability and War-time Provisions Continuance Act, 1946-1949.

(3) The Gaming and Betting Act, 1912, as amended by subsequent Acts and by this Act, may be cited as the Gaming and Betting Act, 1912-1949.

2. (1) The Economic Stability and War-time Provisions Continuance Act, 1946-1948, is amended— Amendment of Act No. 54, 1946.

(a) by omitting subsections one and two of section thirty-two and by inserting in lieu thereof the following subsections:— Sec. 32. (Restrictions applicable to race meetings.)

(1) In this section "race-meeting," "meeting for horse-racing," "meeting for pony-racing," "meeting for greyhound-racing," and "race-course" shall have the meanings ascribed thereto respectively in the Gaming and Betting Act, 1912-1949.

(2) No meeting for horse-racing or pony-racing shall be held on any race-course within fifty miles of the General Post Office, Sydney, nor within forty miles of the principal post office, Newcastle, on any day other than a Saturday or public holiday:

Provided that the Governor may authorise a meeting for horse-racing to be held on Randwick Racecourse on the Wednesday following Easter Monday and the Wednesday following the first Monday in October in any year during which this Part of this Act is in force.

(2A) No meeting for greyhound-racing or meeting for trotting-races or contests shall be held before sunset on any race-course within seventy-five miles of the General Post Office, Sydney, nor within forty miles of the principal post office, Newcastle, on any day other than a Saturday or public holiday.

(2B)

Racing (Amendment).

5 (2B) Where a race-meeting to be held on any race-course on any day in accordance with the provisions of this section cannot be held on such day on account of unfavourable weather such race-meeting may be postponed and held on any other day (not being Sunday, Good Friday or Christmas Day) within fourteen days of such postponement.

10 (2C) The holder of a license issued under the Gaming and Betting Act, 1912-1949, for a race-course situated beyond fifty miles of the General Post Office, Sydney, but within seventy-five miles of such General Post Office, shall, in such manner and at such times as the Minister shall direct, pay to the credit of the charity registered under the Charitable Collections Act, 1934-1941, as the New South Wales Trainers' Benevolent Fund, an amount equal to one-sixth of the net profits of each meeting for horse-racing or pony-racing held on such race-course on any day other than a Saturday or public holiday in any year during which this Part of this Act is in force.

25 For the purposes of this subsection the expression "net profits" means the amount which remains after deducting from the gross income derived from any such meeting any sums paid by way of taxation on fees from bookmakers or entertainment or admission tax and any amount paid to the Colonial Treasurer pursuant to the Totalizator Act, 1916, as amended by subsequent Acts, and such expenses incidental to the conduct of such meeting as the Minister may approve.

30 Failure to comply with the provisions of this subsection shall be deemed to be a good cause for which the Minister may cancel a license under the Gaming and Betting Act, 1912-1949.

35 (2D) The holder of a license issued under the Gaming and Betting Act, 1912-1949, for a race-course situated beyond fifty miles of the General
40 Post

Racing (Amendment).

5 Post Office, Sydney, but within seventy-five miles
 of such General Post Office, and the owner or
 occupier of any house, office, room, or other place
 or of any land or building and any person using
 10 any house, office, room or other place or any land
 or building shall not, during the period
 commencing one hour before the time fixed for
 the start of the first race on any such race-course
 on any day other than a Saturday or public
 holiday and ending upon the running of the
 last race on such race-course on any such day,
 communicate or convey or cause or permit any
 person to communicate or convey, by means of
 15 aerial broadcast, to any person any information
 concerning the running of any horse-race or
 pony-race on such race-course on such day or the
 names of any horses entered in any such race or
 the names of the riders or post positions of
 such horses or the results of any such race.

20 Any person who contravenes or fails to comply
 with any of the provisions of this subsection
 shall be liable upon summary conviction to a
 penalty not exceeding one hundred pounds.

25 (b) by omitting from subsection five of the same
 section the words "one thousand nine hundred
 and forty-eight" and by inserting in lieu thereof
 the words "one thousand nine hundred and
 fifty."

30 (2) This section shall commence upon the first day
 of January, one thousand nine hundred and fifty.

3. The Gaming and Betting Act, 1912-1948, is
 amended—

35 (a) (i) by omitting from paragraph (b) of sub-
 section four of section 52A the word "forty"
 and by inserting in lieu thereof the word
 "thirty-five";

(ii)

Amendment
 of Act No.
 25, 1912.

Sec. 52A.
 (Special
 licenses.)

Racing (Amendment).

- (ii) by omitting from subsection (5A) of the same section the word "forty" and by inserting in lieu thereof the word "thirty-five";
- 5 (iii) by omitting from the same subsection the word "three" and by inserting in lieu thereof the word "two";
- (b) by omitting from section fifty-three the word "forty" where thirdly occurring and by inserting in lieu thereof the word "thirty-five";
- 10 Sec. 53. (Day of race-meetings.)
- (c) (i) by omitting from subsection two of section 53D the word "sixty-five" and by inserting in lieu thereof the word "forty";
- 15 (ii) by omitting from the same subsection the words "or forty miles of the principal post office, Newcastle";
- Sec. 53D. (Limitation as to number of licenses non-proprietary associations may hold.)
- (iii) by inserting in the same subsection after the words and symbols "paragraphs (a) and (b)" the word and symbol "and (c)".

Section 1 (Continued)

- (i) by omitting from subsection (a) the words "and by inserting in the word 'and' the word 'and'";
- (ii) by omitting from subsection (a) the words "and by inserting in the word 'and' the word 'and'";
- (b) by omitting from subsection (a) the words "and by inserting in the word 'and' the word 'and'";
- (c) (i) by omitting from subsection (a) the words "and by inserting in the word 'and' the word 'and'";
- (ii) by omitting from subsection (a) the words "and by inserting in the word 'and' the word 'and'";
- (iii) by inserting in the word "and" the words "and by inserting in the word 'and' the word 'and'";

No. , 1949.

A BILL

To amend the Economic Stability and War-time Provisions Continuance Act, 1946-1948, and the Gaming and Betting Act, 1912-1948, in certain respects; and for purposes connected therewith.

[MR. MATTHEWS;—27 October, 1949.]

BE it enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

1. (1) This Act may be cited as the "Racing (Amendment) Act, 1949."

Short title
and
citation.

Racing (Amendment).

(2) The Economic Stability and War-time Provisions Continuance Act, 1946, as amended by subsequent Acts and by this Act, may be cited as the Economic Stability and War-time Provisions Continuance Act, 1946-1949.

(3) The Gaming and Betting Act, 1912, as amended by subsequent Acts and by this Act, may be cited as the Gaming and Betting Act, 1912-1949.

2. (1) The Economic Stability and War-time Provisions Continuance Act, 1946-1948, is amended— Amendment of Act No. 54, 1946.

(a) by omitting subsections one and two of section thirty-two and by inserting in lieu thereof the following subsections:— Sec. 32. (Restrictions applicable to race meetings.)

15 (1) In this section "race-meeting," "meeting for horse-racing," "meeting for pony-racing," "meeting for greyhound-racing," and "race-course" shall have the meanings ascribed thereto respectively in the Gaming and Betting Act, 1912-1949.

20 (2) No meeting for horse-racing or pony-racing shall be held on any race-course within fifty miles of the General Post Office, Sydney, nor within forty miles of the principal post office, Newcastle, on any day other than a Saturday or public holiday:

25 Provided that the Governor may authorise a meeting for horse-racing to be held on Randwick Racecourse on the Wednesday following Easter Monday and the Wednesday following the first Monday in October in any year during which this Part of this Act is in force.

30 (2A) No meeting for greyhound-racing or meeting for trotting-races or contests shall be held before sunset on any race-course within seventy-five miles of the General Post Office, Sydney, nor within forty miles of the principal post office, Newcastle, on any day other than a Saturday or public holiday.

(2B)

Racing (Amendment).

5 (2B) Where a race-meeting to be held on any race-course on any day in accordance with the provisions of this section cannot be held on such day on account of unfavourable weather such race-meeting may be postponed and held on any other day (not being Sunday, Good Friday or Christmas Day) within fourteen days of such postponement.

10 (2c) The holder of a license issued under the Gaming and Betting Act, 1912-1949, for a race-course situated beyond fifty miles of the General Post Office, Sydney, but within seventy-five miles of such General Post Office, shall, in such manner and at such times as the Minister shall direct, pay to the credit of the charity registered under the Charitable Collections Act, 1934-1941, as the New South Wales Trainers' Benevolent Fund, an amount equal to one-sixth of the net profits of each meeting for horse-racing or pony-racing held on such race-course on any day other than a Saturday or public holiday in any year during which this Part of this Act is in force.

25 For the purposes of this subsection the expression "net profits" means the amount which remains after deducting from the gross income derived from any such meeting any sums paid by way of taxation on fees from bookmakers or entertainment or admission tax and any amount paid to the Colonial Treasurer pursuant to the Totalizator Act, 1916, as amended by subsequent Acts, and such expenses incidental to the conduct of such meeting as the Minister may approve.

30 Failure to comply with the provisions of this subsection shall be deemed to be a good cause for which the Minister may cancel a license under the Gaming and Betting Act, 1912-1949.

35 (2D) The holder of a license issued under the Gaming and Betting Act, 1912-1949, for a race-course situated beyond fifty miles of the General Post
40 Post

Racing (Amendment).

5 Post Office, Sydney, but within seventy-five miles
 of such General Post Office, and the owner or
 occupier of any house, office, room, or other place
 or of any land or building and any person using
 10 any house, office, room or other place or any land
 or building shall not, during the period
 commencing one hour before the time fixed for
 the start of the first race on any such race-course
 on any day other than a Saturday or public
 15 holiday and ending upon the running of the
 last race on such race-course on any such day,
 communicate or convey or cause or permit any
 person to communicate or convey, by means of
 aerial broadcast, to any person any information
 20 concerning the running of any horse-race or
 pony-race on such race-course on such day or the
 names of any horses entered in any such race or
 the names of the riders or post positions of
 such horses or the results of any such race.

20 Any person who contravenes or fails to comply
 with any of the provisions of this subsection
 shall be liable upon summary conviction to a
 penalty not exceeding one hundred pounds.

25 (b) by omitting from subsection five of the same
 section the words "one thousand nine hundred
 and forty-eight" and by inserting in lieu thereof
 the words "one thousand nine hundred and
 fifty."

30 (2) This section shall commence upon the first day
 of January, one thousand nine hundred and fifty.

3. The Gaming and Betting Act, 1912-1948, is
 amended—

35 (a) (i) by omitting from paragraph (b) of sub-
 section four of section 52A the word "forty"
 and by inserting in lieu thereof the word
 "thirty-five";

Amendment
 of Act No.
 25, 1912.

Sec. 52A.
 (Special
 licenses.)

(ii)

Racing (Amendment).

- (ii) by omitting from subsection (5A) of the same section the word "forty" and by inserting in lieu thereof the word "thirty-five";
- 5 (iii) by omitting from the same subsection the word "three" and by inserting in lieu thereof the word "two";
- (b) by omitting from section fifty-three the word "forty" where thirdly occurring and by inserting in lieu thereof the word "thirty-five";
- 10 Sec. 53. (Day of race-meetings.)
- (c) (i) by omitting from subsection two of section 53b the word "sixty-five" and by inserting in lieu thereof the word "forty";
- 15 Sec. 53b. (Limitation as to number of licenses non-proprietary associations may hold.)
- (ii) by omitting from the same subsection the words "or forty miles of the principal post office, Newcastle";
- (iii) by inserting in the same subsection after the words and symbols "paragraphs (a) and (b)" the word and symbol "and (c)".

The first question is whether the word "and" is used in the same sense in the two clauses. In the first clause, "and" is used as a conjunction, joining two clauses. In the second clause, "and" is used as a preposition, introducing a phrase. This is a common usage of the word "and" in English, and it is not unusual for the same word to have different uses in the same sentence.

The second question is whether the word "and" is used in the same sense in the two clauses. In the first clause, "and" is used as a conjunction, joining two clauses. In the second clause, "and" is used as a preposition, introducing a phrase. This is a common usage of the word "and" in English, and it is not unusual for the same word to have different uses in the same sentence.

The third question is whether the word "and" is used in the same sense in the two clauses. In the first clause, "and" is used as a conjunction, joining two clauses. In the second clause, "and" is used as a preposition, introducing a phrase. This is a common usage of the word "and" in English, and it is not unusual for the same word to have different uses in the same sentence.

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