

*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.*

ALLAN PICKERING,  
*Clerk of the Legislative Assembly.*

*Legislative Assembly Chamber,  
Sydney, 23 March, 1966.*

## New South Wales



ANNO QUINTO DECIMO

**ELIZABETHÆ II REGINÆ**

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Act No.           , 1966.

An Act to make further provisions with respect to the keeping, use and operation of poker machines; for this purpose to amend the Gaming and Betting Act, 1912, as amended by subsequent Acts; and for purposes connected therewith.

**B**E it enacted by the Queen'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 "Gaming and Betting (Amendment) Act, 1966." Short title and citation.

(2)

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*Gaming and Betting (Amendment).*

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(2) The Gaming and Betting Act, 1912, as amended by subsequent Acts and by this Act, may be cited as the Gaming and Betting Act, 1912-1966.

2. The Gaming and Betting Act, 1912-1965, is Amendment of Act No. 25, 1912.  
5 amended—

(a) (i) by inserting in section 50A next before the definition of "Poker machine" the following new definition :—

"Multiple poker machine" means—

- 10 (a) a poker machine which is capable on each occasion on which it is used or operated of being used or operated by inserting in it two or more Australian coins, whether or not it is also capable on each such occasion of being used or operated by inserting in it one Australian coin, where the value of any prize that may be paid as a result of any such use or operation varies according to the number of coins inserted in it; or
- 15
- 20
- 25 (b) a poker machine which together with one or more other poker machines is connected to an electronic or other device by means of which or by reference to which the value of any prize that may be paid as a result of the use or operation of the poker machine is calculated.
- 30

(ii) by inserting in the definition of "Poker machine" in the same section after the word "Parliament" where secondly occurring the words "(in this Part also referred to as an 'Australian coin'), or two or more of any such coins of the same or equivalent value";

35

(b)

*Gaming and Betting (Amendment).*

(b) by inserting next after section 50B the following new section :— New sec.  
50BA.

50BA. (1) Where a club to which section 50B of this Act applies keeps, uses or operates— Penalty on clubs keeping, etc., unlicensed poker machines.

5 (a) any poker machine of a class which that club is not licensed to keep, use or operate; or

(b) a number of poker machines of any class in excess of the number of poker machines of that class which it is licensed to keep, use or operate,

10 the manager, secretary or other person in charge of the club, and the members of the committee and servants of the club shall be guilty of an offence against this section and be liable to a penalty not exceeding two hundred dollars.

(2) It shall be a sufficient defence to a prosecution for an offence against this section if the person charged proves to the satisfaction of the court that the poker machine was so kept, used or operated without his knowledge.

(3) Where the keeping, use or operation of a poker machine is—

(a) an offence against this section; and

25 (b) is also an offence against some other provision of this Act or against a provision of any other Act or any other law,

30 and the person committing the offence has been convicted of the offence referred to in paragraph (a) or (b) of this subsection, he shall not be convicted of the offence referred to in the other of those paragraphs.

(c) (i) by inserting in subsection one of section 50D after the word "Minister" the words ", or an officer of the Chief Secretary's Department authorised to do so by the Minister,"; Sec. 50D.  
(Licenses.)

(ii)

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*Gaming and Betting (Amendment).*

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- (ii) by inserting at the end of the same subsection the following new paragraph :—

5                   The power conferred on any officer of the  
Chief Secretary's Department by this subsection  
does not extend to authorising him to issue  
a license or renewal of a license to any club  
referred to in subsection (1B) of this section,  
where that club has applied for a license or  
10                   renewal of a license to keep, use or operate  
any poker machines, the use or operation of  
which depends upon the insertion therein of  
an Australian coin of two shillings or twenty  
cents, or any multiple poker machine.

- 15                   (iii) by inserting next after the same subsection the  
following new subsections :—

(1A) The power of the Minister, or of an  
officer of the Chief Secretary's Department,  
under subsection one of this section does not  
extend to authorising—

- 20                   (a) the issue of a license or renewal of a  
license to a club to keep, use and  
operate a number of poker machines,  
the use or operation of which depends  
upon the insertion therein of an  
25                   Australian coin of two shillings or  
twenty cents, exceeding the number of  
such poker machines for the keeping,  
use and operation of which a license  
or renewal of a license issued to that  
30                   club was in force—

- (i) in the case of a club which has,  
as at the first day of March,  
one thousand nine hundred  
and sixty-six, been registered  
for a period of three years or  
more under Part X of the  
Liquor Act, 1912, as amended  
by
- 35

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*Gaming and Betting (Amendment).*

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- 5 by subsequent Acts, or under  
Division 4 of this Part of this  
Act—immediately before the  
first day of March, one  
thousand nine hundred and  
sixty-six;
- 10 (ii) in the case of a club which has  
been so registered for a period  
of three years or more, the first  
three years of such period  
being wholly after or partly  
before and partly after the first  
day of March, one thousand  
15 nine hundred and sixty-six—  
on the third anniversary of the  
date of such registration or  
where the club is registered  
under both the said Part X and  
20 the said Division 4, on the third  
anniversary of the date of the  
earlier of those registrations;
- 25 (b) the issue of a license or renewal of a  
license to a club to keep, use and  
operate a number of multiple poker  
machines exceeding the number of  
multiple poker machines which the  
club satisfies the Minister were being  
kept, used or operated immediately  
30 before the first day of March, one  
thousand nine hundred and sixty-six,  
pursuant to a license or renewal of a  
license issued to that club;
- 35 (c) the issue of a license or renewal of a  
license to a club to keep, use and  
operate any multiple poker machine  
which is capable on each occasion on  
which it is used or operated of being  
used or operated by inserting in it  
more than five Australian coins;
- (d)

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*Gaming and Betting (Amendment).*

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5 (d) the issue of a license or renewal of a license to a club to keep, use and operate any poker machine which is capable of being used or operated by inserting in it an Australian coin of fifty cents; or

10 (e) the issue of a license or renewal of a license to a club to keep, use and operate any class, type or description of poker machines prescribed by the regulations made under this Act for the purpose of this paragraph.

(1B) Where—

15 (a) a club is registered under Part X of the Liquor Act, 1912, as amended by subsequent Acts, or under Division 4 of this Part of this Act and has been so registered for a period of less than three years; or

20 (b) a club is registered under both the said Part X and the said Division 4 and has been registered under the earlier of those registrations for a period of less than three years,

25 the Minister may refuse to issue to that club—

30 (c) where it was registered under the said Part X or the said Division 4 as at the first day of March, one thousand nine hundred and sixty-six—a license or renewal of a license to keep, use and operate more poker machines, the use or operation of which depends upon the insertion therein of an Australian coin of two shillings or twenty cents,  
35 than the number of such machines which

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*Gaming and Betting (Amendment).*

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which that club was licensed to keep, use and operate immediately before that day; or

5 (d) where it was not registered under the said Part X or the said Division 4 as at that day—a license or renewal of a license to keep, use and operate any such poker machines or more than the number of such poker machines that is approved from time to time by the Minister in respect of that club.

10 (iv) by omitting from subsection two of the same section the words “so issued” and by inserting in lieu thereof the words “issued under subsection one of this section”;

15 (v) by inserting in subsection (2A) of the same section after the word “endorsement” the words “by the Minister or by an officer of the Chief Secretary’s Department referred to in subsection one of this section”;

20 (d) (i) by inserting next after paragraph (c) of subsection one of section 50R the following new paragraph : — Sec. 50R. (Regulations.)

25 (ci) prescribing, for the purpose of paragraph (e) of subsection (1A) of section 50D of this Act, any class, type or description of poker machines;

(ii) by inserting next after subsection two of the same section the following new subsection : —

30 (2A) Without affecting the generality of the power conferred by subsection one of this section the Governor may make regulations for or with respect to requiring clubs licensed under this Part of this Act to affix to poker machines kept, used or operated by them or to exhibit in such places and in such manner as may be prescribed by the regulations such  
35 notices

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*Gaming and Betting (Amendment).*

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notices containing such information in respect of those poker machines as may be so prescribed.

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BY AUTHORITY:

V. C. N. BLIGHT, GOVERNMENT PRINTER, SYDNEY, NEW SOUTH WALES—1966

[10c]



No. , 1966.

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## A BILL

To make further provisions with respect to the keeping, use and operation of poker machines; for this purpose to amend the Gaming and Betting Act, 1912, as amended by subsequent Acts; and for purposes connected therewith.

[MR. WILLIS;—22 March, 1966.]

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**B**E it enacted by the Queen'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 "Gaming and Betting (Amendment) Act, 1966."

Short title  
and  
citation.

(2)

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*Gaming and Betting (Amendment).*

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(2) The Gaming and Betting Act, 1912, as amended by subsequent Acts and by this Act, may be cited as the Gaming and Betting Act, 1912-1966.

2. The Gaming and Betting Act, 1912-1965, is Amendment of Act No. 25, 1912.  
5 amended—

(a) (i) by inserting in section 50A next before the Sec. 50A.  
definition of "Poker machine" the following (Interpre-  
new definition : — tation.)

"Multiple poker machine" means—

10 (a) a poker machine which is capable  
on each occasion on which it is  
used or operated of being used or  
operated by inserting in it two or  
15 more Australian coins, whether or  
not it is also capable on each such  
occasion of being used or operated  
by inserting in it one Australian  
coin, where the value of any prize  
20 that may be paid as a result of any  
such use or operation varies accord-  
ing to the number of coins inserted  
in it; or

25 (b) a poker machine which together with  
one or more other poker machines is  
connected to an electronic or other  
device by means of which or by  
reference to which the value of any  
prize that may be paid as a result of  
30 the use or operation of the poker  
machine is calculated.

(ii) by inserting in the definition of "Poker  
machine" in the same section after the word  
"Parliament" where secondly occurring the  
words "(in this Part also referred to as an  
35 'Australian coin'), or two or more of any such  
coins of the same or equivalent value";

(b)

*Gaming and Betting (Amendment).*

(b) by inserting next after section 50B the following new section :— New sec. 50BA.

50BA. (1) Where a club to which section 50B of this Act applies keeps, uses or operates— Penalty on clubs keeping, etc., unlicensed poker machines.

- 5 (a) any poker machine of a class which that club is not licensed to keep, use or operate; or
- (b) a number of poker machines of any class in excess of the number of poker machines of that class which it is licensed to keep, use or operate,

10 the manager, secretary or other person in charge of the club, and the members of the committee and servants of the club shall be guilty of an offence against this section and be liable to a penalty not exceeding two hundred dollars.

15 (2) It shall be a sufficient defence to a prosecution for an offence against this section if the person charged proves to the satisfaction of the court that the poker machine was so kept, used or operated without his knowledge.

(3) Where the keeping, use or operation of a poker machine is—

- 25 (a) an offence against this section; and
- (b) is also an offence against some other provision of this Act or against a provision of any other Act or any other law,

30 and the person committing the offence has been convicted of the offence referred to in paragraph (a) or (b) of this subsection, he shall not be convicted of the offence referred to in the other of those paragraphs.

35 (c) (i) by inserting in subsection one of section 50B after the word "Minister" the words ", or an officer of the Chief Secretary's Department authorised to do so by the Minister,"; Sec. 50D. (Licenses.)

(ii)

*Gaming and Betting (Amendment).*

- (ii) by inserting at the end of the same subsection the following new paragraph :—

5 The power conferred on any officer of the Chief Secretary's Department by this subsection does not extend to authorising him to issue a license or renewal of a license to any club referred to in subsection (1B) of this section, where that club has applied for a license or  
10 renewal of a license to keep, use or operate any poker machines, the use or operation of which depends upon the insertion therein of an Australian coin of two shillings or twenty cents, or any multiple poker machine.

- 15 (iii) by inserting next after the same subsection the following new subsections :—

(1A) The power of the Minister, or of an officer of the Chief Secretary's Department, under subsection one of this section does not extend to authorising—

- 20 (a) the issue of a license or renewal of a license to a club to keep, use and operate a number of poker machines, the use or operation of which depends upon the insertion therein of an  
25 Australian coin of two shillings or twenty cents, exceeding the number of such poker machines for the keeping, use and operation of which a license or renewal of a license issued to that  
30 club was in force—

- 35 (i) in the case of a club which has, as at the first day of March, one thousand nine hundred and sixty-six, been registered for a period of three years or more under Part X of the Liquor Act, 1912, as amended

by

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*Gaming and Betting (Amendment).*

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- 5 by subsequent Acts, or under  
Division 4 of this Part of this  
Act—immediately before the  
first day of March, one  
thousand nine hundred and  
sixty-six;
- 10 (ii) in the case of a club which has  
been so registered for a period  
of three years or more, the first  
three years of such period  
being wholly after or partly  
before and partly after the first  
day of March, one thousand  
15 nine hundred and sixty-six—  
on the third anniversary of the  
date of such registration or  
where the club is registered  
under both the said Part X and  
20 the said Division 4, on the third  
anniversary of the date of the  
earlier of those registrations;
- 25 (b) the issue of a license or renewal of a  
license to a club to keep, use and  
operate a number of multiple poker  
machines exceeding the number of  
multiple poker machines which the  
club satisfies the Minister were being  
kept, used or operated immediately  
30 before the first day of March, one  
thousand nine hundred and sixty-six,  
pursuant to a license or renewal of a  
license issued to that club;
- 35 (c) the issue of a license or renewal of a  
license to a club to keep, use and  
operate any multiple poker machine  
which is capable on each occasion on  
which it is used or operated of being  
used or operated by inserting in it  
more than five Australian coins;
- (d)

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*Gaming and Betting (Amendment).*

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- 5 (d) the issue of a license or renewal of a license to a club to keep, use and operate any poker machine which is capable of being used or operated by inserting in it an Australian coin of fifty cents; or
- 10 (e) the issue of a license or renewal of a license to a club to keep, use and operate any class, type or description of poker machines prescribed by the regulations made under this Act for the purpose of this paragraph.
- (1B) Where—
- 15 (a) a club is registered under Part X of the Liquor Act, 1912, as amended by subsequent Acts, or under Division 4 of this Part of this Act and has been so registered for a period of less than three years; or
- 20 (b) a club is registered under both the said Part X and the said Division 4 and has been registered under the earlier of those registrations for a period of less than three years,
- 25 the Minister may refuse to issue to that club—
- 30 (c) where it was registered under the said Part X or the said Division 4 as at the first day of March, one thousand nine hundred and sixty-six—a license or renewal of a license to keep, use and operate more poker machines, the use or operation of which depends upon the insertion therein of an Australian coin of two shillings or twenty cents,
- 35 than the number of such machines which

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*Gaming and Betting (Amendment).*

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which that club was licensed to keep, use and operate immediately before that day; or

- 5 (d) where it was not registered under the said Part X or the said Division 4 as at that day—a license or renewal of a license to keep, use and operate any such poker machines or more than the number of such poker machines that is approved from time to time by the Minister in respect of that club.
- 10
- (iv) by omitting from subsection two of the same section the words “so issued” and by inserting in lieu thereof the words “issued under subsection one of this section”;
- 15
- (v) by inserting in subsection (2A) of the same section after the word “endorsement” the words “by the Minister or by an officer of the Chief Secretary’s Department referred to in subsection one of this section”;
- 20
- (d) (i) by inserting next after paragraph (c) of subsection one of section 50R the following new paragraph :— Sec. 50R. (Regulations.)
- 25 (ci) prescribing, for the purpose of paragraph (e) of subsection (1A) of section 50D of this Act, any class, type or description of poker machines;
- (ii) by inserting next after subsection two of the same section the following new subsection :—
- 30 (2A) Without affecting the generality of the power conferred by subsection one of this section the Governor may make regulations for or with respect to requiring clubs licensed under this Part of this Act to affix to poker machines kept, used or operated by them or to exhibit in such places and in such manner as may be prescribed by the regulations such
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V. C. N. BLIGHT, GOVERNMENT PRINTER, SYDNEY, NEW SOUTH WALES—1966

[10c]



PROOF

## GAMING AND BETTING (AMENDMENT) BILL, 1966.

### EXPLANATORY NOTE.

THE objects of this Bill are—

- (a) to define the expression "multiple poker machine" to mean machines which at present are commonly known as multi-coin or "Computote" machines ;
- (b) to amend the definition of poker machines in Part IIIA of the Gaming and Betting Act, 1912, as amended by subsequent Acts, so that that definition will refer to multiple poker machines referred to in paragraph (a) above ;
- (c) where a club, licensed under Part IIIA of the Gaming and Betting Act, 1912, as amended by subsequent Acts, keeps, uses or operates—
  - (i) any poker machine of a class which it is not licensed to keep, use or operate ; or
  - (ii) a number of poker machines of any class in excess of the number of poker machines of that class which it is licensed to keep, use or operate,
 to make the manager, secretary or other person in charge of the club and the committee and servants of the club guilty of an offence unless they had no knowledge that the poker machine was being so kept, used or operated ;
- (d) to empower an officer of the Chief Secretary's Department authorised by the Minister, as well as the Minister himself, to issue certain poker machine licenses ;
- (e) to prohibit the issue to a club of a poker machine license or the renewal of a poker machine license authorising it to keep, use or operate more 2s. or 20 cent poker machines than it was authorised to keep, use or operate—
  - (i) in the case of a club which, at 1st March, 1966, had been registered for three years or more under Part X of the Liquor Act, 1912, as amended by subsequent Acts, or under Division 4 of Part IIIA of the Gaming and Betting Act, 1912, as amended by subsequent Acts—immediately before 1st March, 1966; and
  - (ii) in the case of a club which has been so registered for a period of three years or more, such period being wholly after or partly before and partly after that date—on the third anniversary of the date of its registration ;
- (f) to prohibit the issue to a club of multiple poker machine licenses or renewals of such licenses for a number of multiple poker machines in excess of the number being kept, used or operated by that club immediately before 1st March, 1966 ;
- (g) to prohibit the issue of a poker machine license or a renewal of a poker machine license—
  - (i) for a multiple poker machine which is capable of being used or operated by inserting in it more than five Australian coins ;
  - (ii) for a poker machine which is capable of being used or operated by inserting in it an Australian coin of 50 cents ; or

- (iii) for the keeping, use or operation of any class, type or description of poker machine prescribed by regulations made under the Gaming and Betting Act, 1912, as amended by subsequent Acts;
- (h) to authorise the Minister to refuse to issue to a club registered for a period of less than three years under Part X of the Liquor Act, 1912, as amended by subsequent Acts, or under Division 4 of Part IIIA of the Gaming and Betting Act, 1912, as amended by subsequent Acts, a license to keep, use or operate any 2s. or 20 cent poker machines or more than such number as may be approved by him in respect of that club ;
- (i) to make other amendments of a consequential or ancillary character.
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No. , 1966.

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---

# A BILL

To make further provisions with respect to the keeping, use and operation of poker machines; for this purpose to amend the Gaming and Betting Act, 1912, as amended by subsequent Acts; and for purposes connected therewith.

[MR. WILLIS;—22 March, 1966.]

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**B**E it enacted by the Queen'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 :—

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(2)

*Gaming and Betting (Amendment).*

(2) The Gaming and Betting Act, 1912, as amended by subsequent Acts and by this Act, may be cited as the Gaming and Betting Act, 1912-1966.

2. The Gaming and Betting Act, 1912-1965, is Amendment of Act No. 25, 1912.  
5 amended—

(a) (i) by inserting in section 50A next before the Sec. 50A.  
definition of "Poker machine" the following (Interpre-  
new definition: — tation.)

"Multiple poker machine" means—

10 (a) a poker machine which is capable  
on each occasion on which it is  
used or operated of being used or  
operated by inserting in it two or  
15 more Australian coins, whether or  
not it is also capable on each such  
occasion of being used or operated  
by inserting in it one Australian  
coin, where the value of any prize  
20 that may be paid as a result of any  
such use or operation varies accord-  
ing to the number of coins inserted  
in it; or

25 (b) a poker machine which together with  
one or more other poker machines is  
connected to an electronic or other  
device by means of which or by  
reference to which the value of any  
prize that may be paid as a result of  
30 the use or operation of the poker  
machine is calculated.

(ii) by inserting in the definition of "Poker  
machine" in the same section after the word  
"Parliament" where secondly occurring the  
words "(in this Part also referred to as an  
35 'Australian coin'), or two or more of any such  
coins of the same or equivalent value";

(b)

*Gaming and Betting (Amendment).*

(b) by inserting next after section 50B the following new section :—

New sec. 50BA.

50BA. (1) Where a club to which section 50B of this Act applies keeps, uses or operates—

Penalty on clubs keeping, etc., unlicensed poker machines.

- 5 (a) any poker machine of a class which that club is not licensed to keep, use or operate ; or
- 10 (b) a number of poker machines of any class in excess of the number of poker machines of that class which it is licensed to keep, use or operate,

15 the manager, secretary or other person in charge of the club, and the members of the committee and servants of the club shall be guilty of an offence against this section and be liable to a penalty not exceeding two hundred dollars.

20 (2) It shall be a sufficient defence to a prosecution for an offence against this section if the person charged proves to the satisfaction of the court that the poker machine was so kept, used or operated without his knowledge.

(3) Where the keeping, use or operation of a poker machine is—

- 25 (a) an offence against this section ; and
- (b) is also an offence against some other provision of this Act or against a provision of any other Act or any other law,

30 and the person committing the offence has been convicted of the offence referred to in paragraph (a) or (b) of this subsection, he shall not be convicted of the offence referred to in the other of those paragraphs.

35 (c) (i) by inserting in subsection one of section 50D after the word "Minister" the words ", or an officer of the Chief Secretary's Department authorised to do so by the Minister,";

(ii)

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*Gaming and Betting (Amendment).*

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- (ii) by inserting at the end of the same subsection the following new paragraph :—

5           The power conferred on any officer of the  
Chief Secretary's Department by this subsection  
does not extend to authorising him to issue  
a license or renewal of a license to any club  
referred to in subsection (1B) of this section,  
where that club has applied for a license or  
renewal of a license to keep, use or operate  
10          any poker machines, the use or operation of  
which depends upon the insertion therein of  
an Australian coin of two shillings or twenty  
cents, or any multiple poker machine.

- 15          (iii) by inserting next after the same subsection the  
following new subsections :—

(1A) The power of the Minister, or of an  
officer of the Chief Secretary's Department,  
under subsection one of this section does not  
extend to authorising—

20          (a) the issue of a license or renewal of a  
license to a club to keep, use and  
operate a number of poker machines,  
the use or operation of which depends  
upon the insertion therein of an  
25          Australian coin of two shillings or  
twenty cents, exceeding the number of  
such poker machines for the keeping,  
use and operation of which a license  
or renewal of a license issued to that  
30          club was in force—

(i) in the case of a club which has,  
as at the first day of March,  
one thousand nine hundred  
and sixty-six, been registered  
for a period of three years or  
more under Part X of the  
Liquor Act, 1912, as amended

by

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*Gaming and Betting (Amendment).*

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5 by subsequent Acts, or under  
Division 4 of this Part of this  
Act—immediately before the  
first day of March, one  
thousand nine hundred and  
sixty-six;

10 (ii) in the case of a club which has  
been so registered for a period  
of three years or more, the first  
three years of such period  
being wholly after or partly  
before and partly after the first  
day of March, one thousand  
15 nine hundred and sixty-six—  
on the third anniversary of the  
date of such registration or  
where the club is registered  
under both the said Part X and  
20 the said Division 4, on the third  
anniversary of the date of the  
earlier of those registrations;

(b) the issue of a license or renewal of a  
license to a club to keep, use and  
25 operate a number of multiple poker  
machines exceeding the number of  
multiple poker machines which the  
club satisfies the Minister were being  
kept, used or operated immediately  
before the first day of March, one  
30 thousand nine hundred and sixty-six,  
pursuant to a license or renewal of a  
license issued to that club;

(c) the issue of a license or renewal of a  
license to a club to keep, use and  
35 operate any multiple poker machine  
which is capable on each occasion on  
which it is used or operated of being  
used or operated by inserting in it  
more than five Australian coins;

(d)

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*Gaming and Betting (Amendment).*

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5 (d) the issue of a license or renewal of a license to a club to keep, use and operate any poker machine which is capable of being used or operated by inserting in it an Australian coin of fifty cents; or

10 (e) the issue of a license or renewal of a license to a club to keep, use and operate any class, type or description of poker machines prescribed by the regulations made under this Act for the purpose of this paragraph.

(1B) Where—

15 (a) a club is registered under Part X of the Liquor Act, 1912, as amended by subsequent Acts, or under Division 4 of this Part of this Act and has been so registered for a period of less than three years; or

20 (b) a club is registered under both the said Part X and the said Division 4 and has been registered under the earlier of those registrations for a period of less than three years,

25 the Minister may refuse to issue to that club—

30 (c) where it was registered under the said Part X or the said Division 4 as at the first day of March, one thousand nine hundred and sixty-six—a license or renewal of a license to keep, use and operate more poker machines, the use or operation of which depends upon the insertion therein of an Australian coin of two shillings or twenty cents,  
35 than the number of such machines  
which



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*Gaming and Betting (Amendment).*

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which that club was licensed to keep, use and operate immediately before that day; or

- 5 (d) where it was not registered under the said Part X or the said Division 4 as at that day—a license or renewal of a license to keep, use and operate any such poker machines or other than the number of such poker machines that is approved from time to time by the Minister in respect of that club.
- 10
- (iv) by omitting from subsection two of the same section the words “so issued” and by inserting in lieu thereof the words “issued under subsection one of this section”;
- 15
- (v) by inserting in subsection (2A) of the same section after the word “endorsement” the words “by the Minister or by an officer of the Chief Secretary’s Department referred to in subsection one of this section”;
- 20
- (d) (i) by inserting next after paragraph (c) of sub- Sec. 50R. section one of section 50R the following new paragraph :— (Regulations.)
- 25 (ci) prescribing, for the purpose of paragraph (e) of subsection (1A) of section 50D of this Act, any class, type or description of poker machines;
- (ii) by inserting next after subsection two of the same section the following new subsection :—
- 30 (2A) Without affecting the generality of the power conferred by subsection one of this section the Governor may make regulations for or with respect to requiring clubs licensed under this Part of this Act to affix to poker machines kept, used or operated by them or to exhibit in such places and in such manner as may be prescribed by the regulations such
- 35 notices

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*Gaming and Betting (Amendment).*

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notices containing such information in respect of those poker machines as may be so prescribed.

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BY AUTHORITY:

V. C. N. BLIGHT, GOVERNMENT PRINTER, SYDNEY, NEW SOUTH WALES—1966

# New South Wales



ANNO QUINTO DECIMO

## ELIZABETHÆ II REGINÆ

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### Act No. 22, 1966.

An Act to make further provisions with respect to the keeping, use and operation of poker machines; for this purpose to amend the Gaming and Betting Act, 1912, as amended by subsequent Acts; and for purposes connected therewith. [Assented to, 13th April, 1966.]

**B**E it enacted by the Queen'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 "Gaming and Betting (Amendment) Act, 1966." Short title  
and  
citation.

(2)

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*Gaming and Betting (Amendment).*

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(2) The Gaming and Betting Act, 1912, as amended by subsequent Acts and by this Act, may be cited as the Gaming and Betting Act, 1912-1966.

Amendment  
of Act No.  
25, 1912.

**2.** The Gaming and Betting Act, 1912-1965, is amended—

Sec. 50A.  
(Interpre-  
tation.)

(a) (i) by inserting in section 50A next before the definition of "Poker machine" the following new definition:—

"Multiple poker machine" means—

- (a) a poker machine which is capable on each occasion on which it is used or operated of being used or operated by inserting in it two or more Australian coins, whether or not it is also capable on each such occasion of being used or operated by inserting in it one Australian coin, where the value of any prize that may be paid as a result of any such use or operation varies according to the number of coins inserted in it; or
- (b) a poker machine which together with one or more other poker machines is connected to an electronic or other device by means of which or by reference to which the value of any prize that may be paid as a result of the use or operation of the poker machine is calculated.

(ii) by inserting in the definition of "Poker machine" in the same section after the word "Parliament" where secondly occurring the words "(in this Part also referred to as an 'Australian coin'), or two or more of any such coins of the same or equivalent value";

(b)

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*Gaming and Betting (Amendment).*


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- (b) by inserting next after section 50B the following new section :—

New sec.  
50BA.

50BA. (1) Where a club to which section 50B of this Act applies keeps, uses or operates—

Penalty on clubs keeping, etc., unlicensed poker machines.

- (a) any poker machine of a class which that club is not licensed to keep, use or operate; or
- (b) a number of poker machines of any class in excess of the number of poker machines of that class which it is licensed to keep, use or operate,

the manager, secretary or other person in charge of the club, and the members of the committee and servants of the club shall be guilty of an offence against this section and be liable to a penalty not exceeding two hundred dollars.

(2) It shall be a sufficient defence to a prosecution for an offence against this section if the person charged proves to the satisfaction of the court that the poker machine was so kept, used or operated without his knowledge.

(3) Where the keeping, use or operation of a poker machine is—

- (a) an offence against this section; and
- (b) is also an offence against some other provision of this Act or against a provision of any other Act or any other law,

and the person committing the offence has been convicted of the offence referred to in paragraph (a) or (b) of this subsection, he shall not be convicted of the offence referred to in the other of those paragraphs.

- (c) (i) by inserting in subsection one of section 50D after the word "Minister" the words " , or an officer of the Chief Secretary's Department authorised to do so by the Minister,";

(ii)

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*Gaming and Betting (Amendment).*

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- (ii) by inserting at the end of the same subsection the following new paragraph :—

The power conferred on any officer of the Chief Secretary's Department by this subsection does not extend to authorising him to issue a license or renewal of a license to any club referred to in subsection (1B) of this section, where that club has applied for a license or renewal of a license to keep, use or operate any poker machines, the use or operation of which depends upon the insertion therein of an Australian coin of two shillings or twenty cents, or any multiple poker machine.

- (iii) by inserting next after the same subsection the following new subsections :—

(1A) The power of the Minister, or of an officer of the Chief Secretary's Department, under subsection one of this section does not extend to authorising—

- (a) the issue of a license or renewal of a license to a club to keep, use and operate a number of poker machines, the use or operation of which depends upon the insertion therein of an Australian coin of two shillings or twenty cents, exceeding the number of such poker machines for the keeping, use and operation of which a license or renewal of a license issued to that club was in force—

- (i) in the case of a club which has, as at the first day of March, one thousand nine hundred and sixty-six, been registered for a period of three years or more under Part X of the Liquor Act, 1912, as amended by

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*Gaming and Betting (Amendment).*

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by subsequent Acts, or under Division 4 of this Part of this Act—immediately before the first day of March, one thousand nine hundred and sixty-six;

- (ii) in the case of a club which has been so registered for a period of three years or more, the first three years of such period being wholly after or partly before and partly after the first day of March, one thousand nine hundred and sixty-six—on the third anniversary of the date of such registration or where the club is registered under both the said Part X and the said Division 4, on the third anniversary of the date of the earlier of those registrations;
- (b) the issue of a license or renewal of a license to a club to keep, use and operate a number of multiple poker machines exceeding the number of multiple poker machines which the club satisfies the Minister were being kept, used or operated immediately before the first day of March, one thousand nine hundred and sixty-six, pursuant to a license or renewal of a license issued to that club;
- (c) the issue of a license or renewal of a license to a club to keep, use and operate any multiple poker machine which is capable on each occasion on which it is used or operated of being used or operated by inserting in it more than five Australian coins;

(d)

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*Gaming and Betting (Amendment).*

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- (d) the issue of a license or renewal of a license to a club to keep, use and operate any poker machine which is capable of being used or operated by inserting in it an Australian coin of fifty cents; or
- (e) the issue of a license or renewal of a license to a club to keep, use and operate any class, type or description of poker machines prescribed by the regulations made under this Act for the purpose of this paragraph.

## (1B) Where—

- (a) a club is registered under Part X of the Liquor Act, 1912, as amended by subsequent Acts, or under Division 4 of this Part of this Act and has been so registered for a period of less than three years; or
- (b) a club is registered under both the said Part X and the said Division 4 and has been registered under the earlier of those registrations for a period of less than three years,

the Minister may refuse to issue to that club—

- (c) where it was registered under the said Part X or the said Division 4 as at the first day of March, one thousand nine hundred and sixty-six—a license or renewal of a license to keep, use and operate more poker machines, the use or operation of which depends upon the insertion therein of an Australian coin of two shillings or twenty cents, than the number of such machines which



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*Gaming and Betting (Amendment).*


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which that club was licensed to keep, use and operate immediately before that day; or

- (d) where it was not registered under the said Part X or the said Division 4 as at that day—a license or renewal of a license to keep, use and operate any such poker machines or more than the number of such poker machines that is approved from time to time by the Minister in respect of that club.
- (iv) by omitting from subsection two of the same section the words “so issued” and by inserting in lieu thereof the words “issued under subsection one of this section”;
- (v) by inserting in subsection (2A) of the same section after the word “endorsement” the words “by the Minister or by an officer of the Chief Secretary’s Department referred to in subsection one of this section”;
- (d) (i) by inserting next after paragraph (c) of subsection one of section 50R the following new paragraph :— Sec. 50R.  
(Regulations.)
- (ci) prescribing, for the purpose of paragraph (e) of subsection (1A) of section 50D of this Act, any class, type or description of poker machines;
- (ii) by inserting next after subsection two of the same section the following new subsection :—
- (2A) Without affecting the generality of the power conferred by subsection one of this section the Governor may make regulations for or with respect to requiring clubs licensed under this Part of this Act to affix to poker machines kept, used or operated by them or to exhibit in such places and in such manner as may be prescribed by the regulations such notices

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*Gaming and Betting (Amendment).*

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notices containing such information in respect of those poker machines as may be so prescribed.

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BY AUTHORITY:

V. C. N. BLIGHT, GOVERNMENT PRINTER, SYDNEY, NEW SOUTH WALES--1966

*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.*

ALLAN PICKERING,  
*Clerk of the Legislative Assembly.*

*Legislative Assembly Chamber,  
Sydney, 29 March, 1966.*

## New South Wales



ANNO QUINTO DECIMO

ELIZABETHÆ II REGINÆ

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**Act No. 22, 1966.**

An Act to make further provisions with respect to the keeping, use and operation of poker machines; for this purpose to amend the Gaming and Betting Act, 1912, as amended by subsequent Acts; and for purposes connected therewith. [Assented to, 13th April, 1966.]

**B**E it enacted by the Queen'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 "Gaming and Betting (Amendment) Act, 1966." 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. R. CRAWFORD,  
*Chairman of Committees of the Legislative Assembly.*

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*Gaming and Betting (Amendment).*

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(2) The Gaming and Betting Act, 1912, as amended by subsequent Acts and by this Act, may be cited as the Gaming and Betting Act, 1912-1966.

Amendment of Act No. 25, 1912.      **2.** The Gaming and Betting Act, 1912-1965, is amended—

Sec. 50A.  
(Interpretation.)

(a) (i) by inserting in section 50A next before the definition of "Poker machine" the following new definition:—

"Multiple poker machine" means—

(a) a poker machine which is capable on each occasion on which it is used or operated of being used or operated by inserting in it two or more Australian coins, whether or not it is also capable on each such occasion of being used or operated by inserting in it one Australian coin, where the value of any prize that may be paid as a result of any such use or operation varies according to the number of coins inserted in it; or

(b) a poker machine which together with one or more other poker machines is connected to an electronic or other device by means of which or by reference to which the value of any prize that may be paid as a result of the use or operation of the poker machine is calculated.

(ii) by inserting in the definition of "Poker machine" in the same section after the word "Parliament" where secondly occurring the words "(in this Part also referred to as an 'Australian coin'), or two or more of any such coins of the same or equivalent value";

(b)

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*Gaming and Betting (Amendment).*

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- (b) by inserting next after section 50B the following new section :— New sec. 50BA.

50BA. (1) Where a club to which section 50B of this Act applies keeps, uses or operates— Penalty on clubs keeping, etc., unlicensed poker machines.

- (a) any poker machine of a class which that club is not licensed to keep, use or operate; or
- (b) a number of poker machines of any class in excess of the number of poker machines of that class which it is licensed to keep, use or operate,

the manager, secretary or other person in charge of the club, and the members of the committee and servants of the club shall be guilty of an offence against this section and be liable to a penalty not exceeding two hundred dollars.

(2) It shall be a sufficient defence to a prosecution for an offence against this section if the person charged proves to the satisfaction of the court that the poker machine was so kept, used or operated without his knowledge.

(3) Where the keeping, use or operation of a poker machine is—

- (a) an offence against this section; and
- (b) is also an offence against some other provision of this Act or against a provision of any other Act or any other law,

and the person committing the offence has been convicted of the offence referred to in paragraph (a) or (b) of this subsection, he shall not be convicted of the offence referred to in the other of those paragraphs.

- (c) (i) by inserting in subsection one of section 50D after the word "Minister" the words " , or an officer of the Chief Secretary's Department authorised to do so by the Minister,"; Sec. 50D. (Licenses.)
- (ii)

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*Gaming and Betting (Amendment).*

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- (ii) by inserting at the end of the same subsection the following new paragraph :—

The power conferred on any officer of the Chief Secretary's Department by this subsection does not extend to authorising him to issue a license or renewal of a license to any club referred to in subsection (1B) of this section, where that club has applied for a license or renewal of a license to keep, use or operate any poker machines, the use or operation of which depends upon the insertion therein of an Australian coin of two shillings or twenty cents, or any multiple poker machine.

- (iii) by inserting next after the same subsection the following new subsections :—

(1A) The power of the Minister, or of an officer of the Chief Secretary's Department, under subsection one of this section does not extend to authorising—

- (a) the issue of a license or renewal of a license to a club to keep, use and operate a number of poker machines, the use or operation of which depends upon the insertion therein of an Australian coin of two shillings or twenty cents, exceeding the number of such poker machines for the keeping, use and operation of which a license or renewal of a license issued to that club was in force—

- (i) in the case of a club which has, as at the first day of March, one thousand nine hundred and sixty-six, been registered for a period of three years or more under Part X of the Liquor Act, 1912, as amended

by

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*Gaming and Betting (Amendment).*

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by subsequent Acts, or under Division 4 of this Part of this Act—immediately before the first day of March, one thousand nine hundred and sixty-six;

(ii) in the case of a club which has been so registered for a period of three years or more, the first three years of such period being wholly after or partly before and partly after the first day of March, one thousand nine hundred and sixty-six—on the third anniversary of the date of such registration or where the club is registered under both the said Part X and the said Division 4, on the third anniversary of the date of the earlier of those registrations;

(b) the issue of a license or renewal of a license to a club to keep, use and operate a number of multiple poker machines exceeding the number of multiple poker machines which the club satisfies the Minister were being kept, used or operated immediately before the first day of March, one thousand nine hundred and sixty-six, pursuant to a license or renewal of a license issued to that club;

(c) the issue of a license or renewal of a license to a club to keep, use and operate any multiple poker machine which is capable on each occasion on which it is used or operated of being used or operated by inserting in it more than five Australian coins;

(d)

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*Gaming and Betting (Amendment).*

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- (d) the issue of a license or renewal of a license to a club to keep, use and operate any poker machine which is capable of being used or operated by inserting in it an Australian coin of fifty cents; or
- (e) the issue of a license or renewal of a license to a club to keep, use and operate any class, type or description of poker machines prescribed by the regulations made under this Act for the purpose of this paragraph.

(1B) Where—

- (a) a club is registered under Part X of the Liquor Act, 1912, as amended by subsequent Acts, or under Division 4 of this Part of this Act and has been so registered for a period of less than three years; or
- (b) a club is registered under both the said Part X and the said Division 4 and has been registered under the earlier of those registrations for a period of less than three years,

the Minister may refuse to issue to that club—

- (c) where it was registered under the said Part X or the said Division 4 as at the first day of March, one thousand nine hundred and sixty-six—a license or renewal of a license to keep, use and operate more poker machines, the use or operation of which depends upon the insertion therein of an Australian coin of two shillings or twenty cents, than the number of such machines which



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*Gaming and Betting (Amendment).*

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- which that club was licensed to keep, use and operate immediately before that day; or
- (d) where it was not registered under the said Part X or the said Division 4 as at that day—a license or renewal of a license to keep, use and operate any such poker machines or more than the number of such poker machines that is approved from time to time by the Minister in respect of that club.
- (iv) by omitting from subsection two of the same section the words “so issued” and by inserting in lieu thereof the words “issued under subsection one of this section”;
- (v) by inserting in subsection (2A) of the same section after the word “endorsement” the words “by the Minister or by an officer of the Chief Secretary’s Department referred to in subsection one of this section”;
- (d) (i) by inserting next after paragraph (c) of subsection one of section 50R the following new paragraph :— Sec. 50R.  
(Regulations.)
- (ci) prescribing, for the purpose of paragraph (e) of subsection (1A) of section 50D of this Act, any class, type or description of poker machines;
- (ii) by inserting next after subsection two of the same section the following new subsection :—
- (2A) Without affecting the generality of the power conferred by subsection one of this section the Governor may make regulations for or with respect to requiring clubs licensed under this Part of this Act to affix to poker machines kept, used or operated by them or to exhibit in such places and in such manner as may be prescribed by the regulations such notices

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*Gaming and Betting (Amendment).*

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notices containing such information in respect of those poker machines as may be so prescribed.

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

A. R. CUTLER,  
*Governor.*

*Government House,  
Sydney, 13th April, 1966.*