

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.

I. P. K. VIDLER,
Clerk of the Legislative Assembly.

*Legislative Assembly Chamber,
Sydney, 16 November, 1972.*

New South Wales



ANNO VICESIMO PRIMO

ELIZABETHÆ II REGINÆ

Act No. , 1972.

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, and the Gaming and Betting (Poker Machines) Taxation Act, 1956; and for purposes connected therewith.

BE

Gaming and Betting (Amendment).

BE 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. This Act may be cited as the "Gaming and Betting Short title. (Amendment) Act, 1972".

2. The Gaming and Betting (Poker Machines) Taxation Act, 1956, is amended—
 - 10 (a) by omitting from paragraph (b) of the definition of "net revenue from poker machines" in section 6 (2) the word "seventy-one" and by inserting instead the word "seventy-two"; Amendment of Act No. 18, 1956. Sec. 6. (Supplementary license tax.)
 - 15 (b) by omitting from paragraph (b) (iii) of the same definition the words "a maintenance allowance equal to an amount of one hundred and twenty dollars" and by inserting instead the words "a maintenance and depreciation allowance equal to an amount of one hundred and fifty dollars".

- 20 3. The Gaming and Betting Act, 1912, is amended— Amendment of Act No. 25, 1912.
 - (a) by omitting from the matter relating to Division 4 of Part IIIA in section 1 the matter "50Q" and by inserting instead the matter "50QB"; Sec. 1. (Short title.)
 - 25 (b) (i) by omitting from section 50i (1) (h) the words "twenty-one years" and by inserting instead the words "eighteen years"; Sec. 50i. (Provisions to be made in rules of clubs.)
 - (ii) by inserting in section 50i (1) (i) after the words "twenty-one years of age" the words " , unless he has attained the age of eighteen years

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years and has served outside Australia as a member of the armed forces of the Commonwealth," ;

5 (iii) by inserting at the end of section 50r (1) the following new proviso :—

10 Provided further that a club shall not admit members in accordance with paragraph (h) under the age of twenty-one years unless the members proposing and seconding the admission of the members have attained the age of twenty-one years.

(c) by inserting next after section 50q the following new sections :—

15 50QA. Except in the case of a person who has attained the age of eighteen years and has served outside Australia as a member of the armed forces of the Commonwealth, any person under twenty-one years of age who uses or operates poker machines in club premises shall be liable to a penalty not exceeding fifty dollars.

20 50QB. (1) The secretary of a club or any servant of a club or any member of the police force may demand from any person using or operating poker machines in club premises and whom he has reasonable cause to suspect to be under the age of 25 twenty-one years, the correct age, name and address of that person, and if he has reasonable grounds to suppose that the age, name or address so given is false, may require that person to produce 30 evidence of the correctness of the age, name or address given by that person.

(2) If any such person, on demand being made on him under subsection (1) by any member of the police force, refuses or fails to give 35 his age, name or address or, without reasonable cause, to produce any evidence required of him,

the

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the member of the police force may without any warrant apprehend that person forthwith and shall bring him before some justices as soon as practicable to be dealt with according to law.

5 (3) A person who, on a demand being made on him under subsection (1) refuses or fails without reasonable cause to give to the secretary or a servant or any member of the police force or to produce evidence as to his correct age, name or
10 address shall be liable for every such offence to a penalty not exceeding twenty dollars.

- 15 (d) (i) by omitting from the Sixth Schedule the matter "Maintenance Allowance[‡]" and by inserting instead the matter "Maintenance and Depreciation Allowance[‡]";
- (ii) by omitting from the Sixth Schedule the matter "[‡]"Maintenance allowance"" and by inserting instead the matter "[‡]"Maintenance and Depreciation Allowance"";
- 20 (iii) by omitting from the Sixth Schedule the matter "\$120" and by inserting instead the matter "\$150".

BY AUTHORITY

V. C. N. BLIGHT, GOVERNMENT PRINTER, NEW SOUTH WALES—1972

[5c]

No. , 1972.

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, and the Gaming and Betting (Poker Machines) Taxation Act, 1956; and for purposes connected therewith.

[MR GRIFFITH—9 November, 1972.]

BE

Gaming and Betting (Amendment).

BE 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. This Act may be cited as the "Gaming and Betting Short title. (Amendment) Act, 1972".

2. The Gaming and Betting (Poker Machines) Taxation Act, 1956, is amended—

- 10 (a) by omitting from paragraph (b) of the definition of "net revenue from poker machines" in section 6 (2) the word "seventy-one" and by inserting instead the word "seventy-two";
- 15 (b) by omitting from paragraph (b) (iii) of the same definition the words "a maintenance allowance equal to an amount of one hundred and twenty dollars" and by inserting instead the words "a maintenance and depreciation allowance equal to an amount of one hundred and fifty dollars".

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

- (a) by omitting from the matter relating to Division 4 of Part IIIA in section 1 the matter "50Q" and by inserting instead the matter "50QB";
- 25 (b) (i) by omitting from section 50I (1) (h) the words "twenty-one years" and by inserting instead the words "eighteen years";
- (ii) by inserting in section 50I (1) (i) after the words "twenty-one years of age" the words " , unless he has attained the age of eighteen

years

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years and has served outside Australia as a member of the armed forces of the Commonwealth,";

5 (iii) by inserting at the end of section 50r (1) the following new proviso :—

10 Provided further that a club shall not admit members in accordance with paragraph (h) under the age of twenty-one years unless the members proposing and seconding the admission of the members have attained the age of twenty-one years.

(c) by inserting next after section 50q the following new sections :—

15 50QA. Except in the case of a person who has attained the age of eighteen years and has served outside Australia as a member of the armed forces of the Commonwealth, any person under twenty-one years of age who uses or operates poker machines in club premises shall be liable to a penalty not exceeding fifty dollars.

20 50QB. (1) The secretary of a club or any servant of a club or any member of the police force may demand from any person using or operating poker machines in club premises and whom he has reasonable cause to suspect to be under the age of 25 twenty-one years, the correct age, name and address of that person, and if he has reasonable grounds to suppose that the age, name or address so given is false, may require that person to produce 30 evidence of the correctness of the age, name or address given by that person.

(2) If any such person, on demand being made on him under subsection (1) by any member of the police force, refuses or fails to give 35 his age, name or address or, without reasonable cause, to produce any evidence required of him,

the

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the member of the police force may without any warrant apprehend that person forthwith and shall bring him before some justices as soon as practicable to be dealt with according to law.

5 (3) A person who, on a demand being
made on him under subsection (1) refuses or fails
without reasonable cause to give to the secretary
or a servant or any member of the police force or
10 to produce evidence as to his correct age, name or
address shall be liable for every such offence to a
penalty not exceeding twenty dollars.

- 15 (d) (i) by omitting from the Sixth Schedule the
matter "Maintenance Allowance[‡]" and by ^{Sixth}Schedule.
inserting instead the matter "Maintenance and
Depreciation Allowance[‡]";
- (ii) by omitting from the Sixth Schedule the
matter "[‡]"Maintenance allowance" " and by
inserting instead the matter "[‡]"Maintenance
and Depreciation Allowance" " ;
- 20 (iii) by omitting from the Sixth Schedule the
matter "\$120" and by inserting instead the
matter "\$150".

BY AUTHORITY

V. C. N. BLIGHT, GOVERNMENT PRINTER, NEW SOUTH WALES—1972

[5c]

No. , 1972.

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, and the Gaming and Betting (Poker Machines) Taxation Act, 1956; and for purposes connected therewith.

[MR GRIFFITH—9 November, 1972.]

BE

Gaming and Betting (Amendment).

BE 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. This Act may be cited as the "Gaming and Betting (Amendment) Act, 1972". Short title.

2. The Gaming and Betting (Poker Machines) Taxation Act, 1956, is amended— Amendment of Act No. 18, 1956.

10 (a) by omitting from paragraph (b) of the definition of "net revenue from poker machines" in section 6 (2) the word "seventy-one" and by inserting instead the word "seventy-two"; Sec. 6. (Supplementary license tax.)

15 (b) by omitting from paragraph (b) (iii) of the same definition the words "a maintenance allowance equal to an amount of one hundred and twenty dollars" and by inserting instead the words "a maintenance and depreciation allowance equal to an amount of one hundred and fifty dollars".

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

(a) by omitting from the matter relating to Division 4 of Part IIIA in section 1 the matter "50Q" and by inserting instead the matter "50QB"; Sec. 1. (Short title.)

25 (b) (i) by omitting from section 50I (1) (h) the words "twenty-one years" and by inserting instead the words "eighteen years"; Sec. 50I. (Provisions to be made in rules of clubs.)

(ii) by inserting in section 50I (1) (i) after the words "twenty-one years of age" the words " , unless he has attained the age of eighteen

years

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years and has served outside Australia as a member of the armed forces of the Commonwealth,";

5 (iii) by inserting at the end of section 50r (1) the following new proviso :—

Provided further that a club shall not admit members in accordance with paragraph (h) under the age of twenty-one years unless the members proposing and seconding the admission of the members have attained the age of 10 twenty-one years.

(c) by inserting next after section 50Q the following new sections :—

New secs. 50QA and 50QB.

15 50QA. Except in the case of a person who has attained the age of eighteen years and has served outside Australia as a member of the armed forces of the Commonwealth, any person under twenty-one years of age who uses or operates poker machines in club premises shall be liable to a 20 penalty not exceeding fifty dollars.

Persons under twenty-one not to play poker machines in club premises.

25 50QB. (1) The secretary of a club or any servant of a club or any member of the police force may demand from any person using or operating poker machines in club premises and whom he has reasonable cause to suspect to be under the age of 25 twenty-one years, the correct age, name and address of that person, and if he has reasonable grounds to suppose that the age, name or address so given is false, may require that person to produce 30 evidence of the correctness of the age, name or address given by that person.

Powers of secretary and police with respect to persons under twenty-one playing poker machines.

35 (2) If any such person, on demand being made on him under subsection (1) by any member of the police force, refuses or fails to give his age, name or address or, without reasonable cause, to produce any evidence required of him,

the

Gaming and Betting (Amendment).

the member of the police force may without any warrant apprehend that person forthwith and shall bring him before some justices as soon as practicable to be dealt with according to law.

5 (3) A person who, on a demand being
made on him under subsection (1) refuses or fails
without reasonable cause to give to the secretary
or a servant or any member of the police force or
10 to produce evidence as to his correct age, name or
address shall be liable for every such offence to a
penalty not exceeding twenty dollars.

- (d) (i) by omitting from the Sixth Schedule the
15 matter “Maintenance Allowance‡” and by
inserting instead the matter “Maintenance and
Depreciation Allowance‡”;
- (ii) by omitting from the Sixth Schedule the
matter “‡“Maintenance allowance”” and by
inserting instead the matter “‡“Maintenance
and Depreciation Allowance””;
- 20 (iii) by omitting from the Sixth Schedule the
matter “\$120” and by inserting instead the
matter “\$150”.

BY AUTHORITY

V. C. N. BLIGHT, GOVERNMENT PRINTER, NEW SOUTH WALES—1972

[5c]

GAMING AND BETTING (AMENDMENT) BILL, 1972

EXPLANATORY NOTE

THE objects of this Bill are—

- (a) to provide that, in determining the net revenue from poker machines for supplementary license tax purposes, a club may, for the taxing period ending on 30th November in each year, deduct as the costs of maintenance and depreciation of poker machines an amount of \$150 (instead of \$120) for each poker machine which the club is licensed to keep, use and operate as at the last day of that period;
- (b) to apply to clubs registered under Part IIIA of the Gaming and Betting Act, 1912, provisions similar to provisions contained in the Liquor Act, 1912, so as to provide that—
 - (i) the minimum age specified for membership of such a club will be reduced from twenty-one to eighteen years, subject to the admission to membership of a person under twenty-one years of age being proposed and seconded by members who have attained that age; and
 - (ii) no person under twenty-one years of age, unless he has attained the age of eighteen years and has served outside Australia as a member of the armed forces of the Commonwealth, shall use or operate or be allowed to use or operate poker machines in the premises of any such club;
- (c) to make other provisions of a minor or ancillary character.

No. , 1972.

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, and the Gaming and Betting (Poker Machines) Taxation Act, 1956; and for purposes connected therewith.

[MR GRIFFITH—9 November, 1972.]

BE

Gaming and Betting (Amendment).

BE 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. This Act may be cited as the "Gaming and Betting Short title. (Amendment) Act, 1972".

2. The Gaming and Betting (Poker Machines) Taxation Act, 1956, is amended—

Amendment
of Act No.
18, 1956.

10 (a) by omitting from paragraph (b) of the definition of "net revenue from poker machines" in section 6 (2) the word "seventy-one" and by inserting instead the word "seventy-two";

Sec. 6.
(Supple-
mentary
license
tax.)

15 (b) by omitting from paragraph (b) (iii) of the same definition the words "a maintenance allowance equal to an amount of one hundred and twenty dollars" and by inserting instead the words "a maintenance and depreciation allowance equal to an amount of one hundred and fifty dollars".

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

Amendment
of Act No.
25, 1912.

(a) by omitting from the matter relating to Division 4 of Part IIIA in section 1 the matter "50Q" and by inserting instead the matter "50QB";

Sec. 1.
(Short title.)

25 (b) (i) by omitting from section 50i (1) (h) the words "twenty-one years" and by inserting instead the words "eighteen years";

Sec. 50i.
(Provisions
to be made
in rules
of clubs.)

(ii) by inserting in section 50i (1) (i) after the words "twenty-one years of age" the words
" , unless he has attained the age of eighteen

years

Gaming and Betting (Amendment).

years and has served outside Australia as a member of the armed forces of the Commonwealth,";

5 (iii) by inserting at the end of section 50i (1) the following new proviso :—

10 Provided further that a club shall not admit members in accordance with paragraph (h) under the age of twenty-one years unless the members proposing and seconding the admission of the members have attained the age of twenty-one years.

(c) by inserting next after section 50Q the following new sections :—

15 50QA. Except in the case of a person who has attained the age of eighteen years and has served outside Australia as a member of the armed forces of the Commonwealth, any person under twenty-one years of age who uses or operates poker machines in club premises shall be liable to a penalty not exceeding fifty dollars.

20 50QB. (1) The secretary of a club or any servant of a club or any member of the police force may demand from any person using or operating poker machines in club premises and whom he has reasonable cause to suspect to be under the age of 25 twenty-one years, the correct age, name and address of that person, and if he has reasonable grounds to suppose that the age, name or address so given is false, may require that person to produce 30 evidence of the correctness of the age, name or address given by that person.

(2) If any such person, on demand being made on him under subsection (1) by any member of the police force, refuses or fails to give 35 his age, name or address or, without reasonable cause, to produce any evidence required of him,

the

Gaming and Betting (Amendment).

the member of the police force may without any warrant apprehend that person forthwith and shall bring him before some justices as soon as practicable to be dealt with according to law.

- 5 (3) A person who, on a demand being
made on him under subsection (1) refuses or fails
without reasonable cause to give to the secretary
or a servant or any member of the police force or
10 to produce evidence as to his correct age, name or
address shall be liable for every such offence to a
penalty not exceeding twenty dollars.
- (d) (i) by omitting from the Sixth Schedule the
matter "Maintenance Allowance[‡]" and by ^{Sixth}Schedule.
inserting instead the matter "Maintenance and
15 Depreciation Allowance[‡]";
- (ii) by omitting from the Sixth Schedule the
matter "[‡]"Maintenance allowance"" and by
inserting instead the matter "[‡]"Maintenance
and Depreciation Allowance"";
- 20 (iii) by omitting from the Sixth Schedule the
matter "\$120" and by inserting instead the
matter "\$150".

BY AUTHORITY

V. C. N. BLIGHT, GOVERNMENT PRINTER, NEW SOUTH WALES—1972

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.

I. P. K. VIDLER,
Clerk of the Legislative Assembly.

*Legislative Assembly Chamber,
Sydney, 23 November, 1972.*

New South Wales



ANNO VICESIMO PRIMO

ELIZABETHÆ II REGINÆ

Act No. 74, 1972.

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, and the Gaming and Betting (Poker Machines) Taxation Act, 1956; and for purposes connected therewith. [Assented to, 4th December, 1972.]

BE

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

L. A. PUNCH,
Chairman of Committees of the Legislative Assembly.

Gaming and Betting (Amendment).

BE 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:—

Short title. **1.** This Act may be cited as the "Gaming and Betting (Amendment) Act, 1972".

Amendment of Act No. 18, 1956. **2.** The Gaming and Betting (Poker Machines) Taxation Act, 1956, is amended—

- Sec. 6.
(Supplementary license tax.)
- (a) by omitting from paragraph (b) of the definition of "net revenue from poker machines" in section 6 (2) the word "seventy-one" and by inserting instead the word "seventy-two";
 - (b) by omitting from paragraph (b) (iii) of the same definition the words "a maintenance allowance equal to an amount of one hundred and twenty dollars" and by inserting instead the words "a maintenance and depreciation allowance equal to an amount of one hundred and fifty dollars".

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

- Sec. 1.
(Short title.)
- (a) by omitting from the matter relating to Division 4 of Part IIIA in section 1 the matter "50Q" and by inserting instead the matter "50QB";
- Sec. 50i.
(Provisions to be made in rules of clubs.)
- (b) (i) by omitting from section 50i (1) (h) the words "twenty-one years" and by inserting instead the words "eighteen years";
 - (ii) by inserting in section 50i (1) (i) after the words "twenty-one years of age" the words " , unless he has attained the age of eighteen

years

Gaming and Betting (Amendment).

years and has served outside Australia as a member of the armed forces of the Commonwealth,";

- (iii) by inserting at the end of section 50r (1) the following new proviso :—

Provided further that a club shall not admit members in accordance with paragraph (h) under the age of twenty-one years unless the members proposing and seconding the admission of the members have attained the age of twenty-one years.

- (c) by inserting next after section 50q the following new sections :—

50QA. Except in the case of a person who has attained the age of eighteen years and has served outside Australia as a member of the armed forces of the Commonwealth, any person under twenty-one years of age who uses or operates poker machines in club premises shall be liable to a penalty not exceeding fifty dollars.

New secs.
50QA and
50QB.

Persons
under
twenty-one
not to play
poker
machines
in club
premises.

50QB. (1) The secretary of a club or any servant of a club or any member of the police force may demand from any person using or operating poker machines in club premises and whom he has reasonable cause to suspect to be under the age of twenty-one years, the correct age, name and address of that person, and if he has reasonable grounds to suppose that the age, name or address so given is false, may require that person to produce evidence of the correctness of the age, name or address given by that person.

Powers of
secretary
and police
with respect
to persons
under
twenty-one
playing
poker
machines.

(2) If any such person, on demand being made on him under subsection (1) by any member of the police force, refuses or fails to give his age, name or address or, without reasonable cause, to produce any evidence required of him,

the

Gaming and Betting (Amendment).

the member of the police force may without any warrant apprehend that person forthwith and shall bring him before some justices as soon as practicable to be dealt with according to law.

(3) A person who, on a demand being made on him under subsection (1) refuses or fails without reasonable cause to give to the secretary or a servant or any member of the police force or to produce evidence as to his correct age, name or address shall be liable for every such offence to a penalty not exceeding twenty dollars.

Sixth
Schedule.

- (d) (i) by omitting from the Sixth Schedule the matter "Maintenance Allowance‡" and by inserting instead the matter "Maintenance and Depreciation Allowance‡";
- (ii) by omitting from the Sixth Schedule the matter "‡" "Maintenance allowance" " and by inserting instead the matter "‡" "Maintenance and Depreciation Allowance" " ;
- (iii) by omitting from the Sixth Schedule the matter "\$120" and by inserting instead the matter "\$150".

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

A. R. CUTLER,
Governor.

*Government House,
Sydney, 4th December, 1972.*