

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, 13 September, 1973.*

New South Wales



ANNO VICESIMO SECUNDO

ELIZABETHÆ II REGINÆ

Act No. , 1973.

An Act to reconstitute the Totalizator Agency Board;
for this and other purposes to amend the
Totalizator (Off-course Betting) Act, 1964; and
for purposes connected therewith.

BE

Totalizator (Off-course Betting) Amendment.

5 **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 "Totalizator (Off-course Short title. Betting) Amendment Act, 1973".

2. The Totalizator (Off-course Betting) Act, 1964, is Construc-
in this Act referred to as the Principal Act. tion.

10 3. (1) Upon a day to be appointed by the Governor and notified by proclamation published in the Gazette (which day is in this Act referred to as the "appointed day") the Totalizator Agency Board shall be reconstituted in accordance with section 3 of the Principal Act as amended by this section. Reconstitu-
tion of
Totalizator
Agency
Board.

15 (2) Nothing in this section prejudices or affects in any way the continuity of the body corporate constituted under section 3 of the Principal Act and it shall continue notwithstanding the provisions of this section and be deemed, notwithstanding that there are or have been at any time or
20 times vacancies in the offices of all of the members of the body corporate or of any one or more of them, to have always continued.

(3) For the purposes only of the appointment of any person to be a member of the Totalizator Agency Board as
25 reconstituted under this section, and of any matters necessary for or incidental to that appointment or reconstitution, the provisions of subsection (5) shall commence on the date of assent to this Act.

(4) A person appointed pursuant to subsection (3)
30 shall assume his office as a member of the Totalizator Agency Board upon the appointed day and on that day the provisions of subsection (5) shall come into force for all purposes.

(5)

Totalizator (Off-course Betting) Amendment.

(5) The Principal Act is amended—

Amendment
of Act No.
1, 1964.

(a) by omitting section 3 (2) and by inserting instead the following subsections :—

Sec. 3.
(Constitu-
tion of
Board.)

5 (2) Subject to subsection (2A), the Board shall consist of ten members appointed by the Governor, of whom—

10 (a) one shall be nominated by the Minister and shall, in and by the instrument of his appointment, or in and by another instrument, be appointed by the Governor as Chairman of the Board;

(b) one shall be nominated by the Australian Jockey Club;

15 (c) one shall be nominated by the Sydney Turf Club;

(d) one shall be nominated by the New South Wales Trotting Club Limited;

20 (e) one shall be a member of the Greyhound Racing Control Board nominated by that Board;

(f) one shall be nominated jointly by the Hawkesbury Race Club, the Kembla Grange Race Club and the Newcastle Racing Registration Board;

25 (g) one shall be nominated jointly by the Central and Lower Coast Racing Association, the Northern and North-western Districts Racing Association, the Northern Rivers Racing Association and the Central Western District Racing Association;

30 (h) one shall be nominated jointly by the Broken Hill and Far-west Racing Registration Board, the Western District Racing Association, the Southern Tablelands and South Coast Racing Association and the Southern District Racing Association;

35

(i)

Totalizator (Off-course Betting) Amendment.

- (i) one shall be nominated by the Minister from persons recommended to him by the several racing bodies that conduct greyhound racing within the State; and
- 5 (j) one shall be nominated by the Minister from persons recommended to him by the several racing bodies, other than the New South Wales Trotting Club Limited, that conduct trotting racing within the State.
- 10 (2A) The Minister may, if he sees fit, nominate a person, and the Governor may appoint that person, to be an additional member of the Board.
- (b) by omitting from section 3 (3) (a) the words "Any nominations" and by inserting instead the
- 15 words "A nomination or recommendation";
- (c) by inserting in section 3 (3) (c) after the words "of this subsection" the words "or if no recommendation is made under paragraph (i) or (j) of subsection (2) of this section";
- 20 (d) by inserting next after section 3 (5) the following new subsection :—
- (5A) The offices of Chairman and member of the Board shall, for the purpose of any Act, be deemed not to be offices or places of profit under
- 25 the Crown.

4. Notwithstanding anything in the Principal Act, as amended by this Act—

Transitional provisions.

- (a) a person holding office as a member of the Totalizator Agency Board immediately before the
- 30 appointed day shall be deemed to be holding office on that day—
- (i) where he was the member, not being the Chairman of the Board, appointed under section 3 (2) (a)—as the additional member referred to in section 3 (2A) of the
- 35 Principal Act, as amended by this Act; and
- (ii)

Totalizator (Off-course Betting) Amendment.

- 5 (ii) where he was the Chairman of the Board,
or a member appointed under section 3 (2)
(b), (c), (d), (e), (f), (g) or (h)—as
the member referred to in section 3 (2)
(a), (b), (c), (d), (e), (f), (g) or (h),
respectively, of the Principal Act, as
amended by this Act,
- 10 and shall, subject to the Principal Act as so
amended, continue to hold that office for the
residue of the term of office for which he was
appointed under the Principal Act; and
- 15 (b) the persons first appointed as members under
section 3 (2) (i) and (j) of the Principal Act as
amended by this Act shall hold office from the
appointed day for the period that is equal on that
day to the residue of the term of office of the other
members of the Board holding office on that day
by virtue of paragraph (a).

5. The Principal Act is further amended—

Further
amendment
of Act No.
1, 1964.

- 20 (a) by inserting in section 12 (2) (a) after the word
"State" the word "shall";
- (b) by inserting in section 12 (2) (b) after the word
"Commonwealth" where firstly occurring the word
"shall".

Sec. 12.
(Conduct of
off-course
totalizators.)

BY AUTHORITY

V. C. N. BLIGHT, C.B.E., GOVERNMENT PRINTER, NEW SOUTH WALES—1973

[5c]

Amesbury, Mass. June 1st 1881

My dear Mr. Brewster

I have just received your letter of the 28th

and am glad to hear from you

I am well and hope these few lines

will find you the same

I am, Sir, very respectfully

Yours truly

Wm. Brewster

Amesbury, Mass.

P.S. I have just received your letter of the 28th

and am glad to hear from you

I am well and hope these few lines

will find you the same

I am, Sir, very respectfully

No. , 1973.

A BILL

To reconstitute the Totalizator Agency Board;
for this and other purposes to amend the
Totalizator (Off-course Betting) Act, 1964; and
for purposes connected therewith.

[SIR ROBERT ASKIN—11 September, 1973.]

BE

Totalizator (Off-course 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
5 follows:—

1. This Act may be cited as the "Totalizator (Off-course Short title.
Betting) Amendment Act, 1973".

2. The Totalizator (Off-course Betting) Act, 1964, is Construc-
tion.
in this Act referred to as the Principal Act.

10 3. (1) Upon a day to be appointed by the Governor and Reconstitu-
notified by proclamation published in the Gazette (which tion of
day is in this Act referred to as the "appointed day") the Totalizator
Totalizator Agency Board shall be reconstituted in accordance Agency
with section 3 of the Principal Act as amended by this section. Board.

15 (2) Nothing in this section prejudices or affects in
any way the continuity of the body corporate constituted
under section 3 of the Principal Act and it shall continue
notwithstanding the provisions of this section and be deemed,
notwithstanding that there are or have been at any time or
20 times vacancies in the offices of all of the members of the
body corporate or of any one or more of them, to have always
continued.

(3) For the purposes only of the appointment of any
person to be a member of the Totalizator Agency Board as
25 reconstituted under this section, and of any matters necessary
for or incidental to that appointment or reconstitution, the
provisions of subsection (5) shall commence on the date of
assent to this Act.

(4) A person appointed pursuant to subsection (3)
30 shall assume his office as a member of the Totalizator Agency
Board upon the appointed day and on that day the provisions
of subsection (5) shall come into force for all purposes.

(5)

Totalizator (Off-course Betting) Amendment.

(5) The Principal Act is amended—

Amendment
of Act No.
1, 1964.

(a) by omitting section 3 (2) and by inserting instead the following subsections :—

Sec. 3.
(Constitu-
tion of
Board.)

5 (2) Subject to subsection (2A), the Board shall consist of ten members appointed by the Governor, of whom—

(a) one shall be nominated by the Minister and shall, in and by the instrument of his appointment, or in and by another instru-
10 ment, be appointed by the Governor as Chairman of the Board;

(b) one shall be nominated by the Australian Jockey Club;

15 (c) one shall be nominated by the Sydney Turf Club;

(d) one shall be nominated by the New South Wales Trotting Club Limited;

20 (e) one shall be a member of the Greyhound Racing Control Board nominated by that Board;

(f) one shall be nominated jointly by the Hawkesbury Race Club, the Kembla Grange Race Club and the Newcastle Racing Registration Board;

25 (g) one shall be nominated jointly by the Central and Lower Coast Racing Association, the Northern and North-western Districts Racing Association, the Northern Rivers Racing Association and the Central
30 Western District Racing Association;

(h) one shall be nominated jointly by the Broken Hill and Far-west Racing Registra-
35 tion Board, the Western District Racing Association, the Southern Tablelands and South Coast Racing Association and the Southern District Racing Association;

(i)

Totalizator (Off-course Betting) Amendment.

- (i) one shall be nominated by the Minister from persons recommended to him by the several racing bodies that conduct greyhound racing within the State; and
- 5 (j) one shall be nominated by the Minister from persons recommended to him by the several racing bodies, other than the New South Wales Trotting Club Limited, that conduct trotting racing within the State.
- 10 (2A) The Minister may, if he sees fit, nominate a person, and the Governor may appoint that person, to be an additional member of the Board.
- (b) by omitting from section 3 (3) (a) the words "Any nominations" and by inserting instead the
- 15 words "A nomination or recommendation";
- (c) by inserting in section 3 (3) (c) after the words "of this subsection" the words "or if no recommendation is made under paragraph (i) or (j) of subsection (2) of this section";
- 20 (d) by inserting next after section 3 (5) the following new subsection :—
- (5A) The offices of Chairman and member of the Board shall, for the purpose of any Act, be deemed not to be offices or places of profit under
- 25 the Crown.

4. Notwithstanding anything in the Principal Act, as amended by this Act— Transitional provisions.

- (a) a person holding office as a member of the Totalizator Agency Board immediately before the
- 30 appointed day shall be deemed to be holding office on that day—
- (i) where he was the member, not being the Chairman of the Board, appointed under section 3 (2) (a)—as the additional member referred to in section 3 (2A) of the
- 35 Principal Act, as amended by this Act; and
- (ii)

Totalizator (Off-course Betting) Amendment.

- 5 (ii) where he was the Chairman of the Board,
or a member appointed under section 3 (2)
(b), (c), (d), (e), (f), (g) or (h)—as
the member referred to in section 3 (2)
(a), (b), (c), (d), (e), (f), (g) or (h),
respectively, of the Principal Act, as
amended by this Act,
- 10 and shall, subject to the Principal Act as so
amended, continue to hold that office for the
residue of the term of office for which he was
appointed under the Principal Act; and
- 15 (b) the persons first appointed as members under
section 3 (2) (i) and (j) of the Principal Act as
amended by this Act shall hold office from the
appointed day for the period that is equal on that
day to the residue of the term of office of the other
members of the Board holding office on that day
by virtue of paragraph (a).

5. The Principal Act is further amended—

Further
amendment
of Act No.
1, 1964.

- 20 (a) by inserting in section 12 (2) (a) after the word
“State” the word “shall”;
- (b) by inserting in section 12 (2) (b) after the word
“Commonwealth” where firstly occurring the word
“shall”.

Sec. 12.
(Conduct of
off-course
totalizators.)

Amendment to the Principal Act

(ii) where he was the Chairman of the Board or a member appointed under section 3 (2) (a), (b), (c), (d), (e), (f), (g) or (h) the number referred to in section 3 (2) (a), (b), (c), (d), (e), (f), (g) or (h) shall be the number of the Principal Act as amended by this Act.

and shall, subject to the Principal Act as so amended, continue to hold that office for the residue of the term of office for which he was appointed under the Principal Act; and

(b) the person first appointed as member under section 3 (2) (i) and (j) of the Principal Act as amended by this Act shall hold office from the date of his appointment for the period that is equal on that day to the term of the term of office of the other members of the Board holding office on that day by virtue of paragraph (a).

2. The Principal Act is further amended—

Amendment
of Act No.
1973.

20. (a) by inserting in section 12 (2) (a) after the word "shall" the word "shall";
- (b) by inserting in section 12 (2) (b) after the word "Commonwealth" where finally occurring the word "shall";

TOTALIZATOR (OFF-COURSE BETTING) AMENDMENT BILL, 1973

EXPLANATORY NOTE

THE objects of this Bill are—

- (a) to provide for two additional members to be appointed to the Totalizator Agency Board of whom one shall represent greyhound racing and one trotting racing interests;
- (b) to reduce from two to one the number of persons, other than persons representing racing interests, that the Minister is required to nominate for membership of the Board but to provide that the Minister may nominate a person to be an additional member of the Board;
- (c) to provide that persons holding office as members of the Board when the Board is reconstituted shall continue to hold office for the balance of the term to which they were appointed and that the members referred to in paragraph (a) first appointed to the Board shall hold office only until the expiry of the term of office of the other members;
- (d) to provide that the offices of chairman and member of the Board shall not be places of profit under the Crown for the purpose of any Act; and
- (e) to make other provisions of a minor, consequential or ancillary nature.

The purpose of this report is to provide a summary of the work done during the past year. The work has been divided into three main sections: the first section deals with the general principles of the subject, the second section deals with the application of these principles to the specific problem at hand, and the third section deals with the results of the work.

The first section deals with the general principles of the subject. It begins with a discussion of the basic concepts and definitions. It then goes on to discuss the various methods and techniques that have been developed for the study of this subject. Finally, it discusses the various applications of these methods and techniques to the specific problem at hand.

The second section deals with the application of these principles to the specific problem at hand. It begins with a discussion of the problem itself. It then goes on to discuss the various methods and techniques that have been developed for the study of this problem. Finally, it discusses the results of the work.

The third section deals with the results of the work. It begins with a discussion of the various results that have been obtained. It then goes on to discuss the various conclusions that have been drawn from these results. Finally, it discusses the various implications of these results for the study of this subject.

1925-1926

1925

1925-1926

PROOF

No. , 1973.

A BILL

To reconstitute the Totalizator Agency Board;
for this and other purposes to amend the
Totalizator (Off-course Betting) Act, 1964; and
for purposes connected therewith.

[SIR ROBERT ASKIN—11 *September*, 1973.]

BE

Totalizator (Off-course 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
5 follows:—

1. This Act may be cited as the "Totalizator (Off-course Short title.
Betting) Amendment Act, 1973".

2. The Totalizator (Off-course Betting) Act, 1964, is Construc-
in this Act referred to as the Principal Act. tion.

10 3. (1) Upon a day to be appointed by the Governor and Reconstitu-
notified by proclamation published in the Gazette (which tion of
day is in this Act referred to as the "appointed day") the Totalizator
Totalizator Agency Board shall be reconstituted in accordance Agency
with section 3 of the Principal Act as amended by this section. Board.

15 (2) Nothing in this section prejudices or affects in
any way the continuity of the body corporate constituted
under section 3 of the Principal Act and it shall continue
notwithstanding the provisions of this section and be deemed,
notwithstanding that there are or have been at any time or
20 times vacancies in the offices of all of the members of the
body corporate or of any one or more of them, to have always
continued.

(3) For the purposes only of the appointment of any
person to be a member of the Totalizator Agency Board as
25 reconstituted under this section, and of any matters necessary
for or incidental to that appointment or reconstitution, the
provisions of subsection (5) shall commence on the date of
assent to this Act.

(4) A person appointed pursuant to subsection (3)
30 shall assume his office as a member of the Totalizator Agency
Board upon the appointed day and on that day the provisions
of subsection (5) shall come into force for all purposes.

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Totalizator (Off-course Betting) Amendment.

(5) The Principal Act is amended—

Amendment
of Act No.
1, 1964.

(a) by omitting section 3 (2) and by inserting instead the following subsections :—

Sec. 3.
(Constitu-
tion of
Board.)

5

(2) Subject to subsection (2A), the Board shall consist of ten members appointed by the Governor, of whom—

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(a) one shall be nominated by the Minister and shall, in and by the instrument of his appointment, or in and by another instrument, be appointed by the Governor as Chairman of the Board;

15

(b) one shall be nominated by the Australian Jockey Club;

20

(c) one shall be nominated by the Sydney Turf Club;

(d) one shall be nominated by the New South Wales Trotting Club Limited;

(e) one shall be a member of the Greyhound Racing Control Board nominated by that Board;

25

(f) one shall be nominated jointly by the Hawkesbury Race Club, the Kembla Grange Race Club and the Newcastle Racing Registration Board;

30

(g) one shall be nominated jointly by the Central and Lower Coast Racing Association, the Northern and North-western Districts Racing Association, the Northern Rivers Racing Association and the Central Western District Racing Association;

35

(h) one shall be nominated jointly by the Broken Hill and Far-west Racing Registration Board, the Western District Racing Association, the Southern Tablelands and South Coast Racing Association and the Southern District Racing Association;

(i)

(i)

Totalizator (Off-course Betting) Amendment.

- (i) one shall be nominated by the Minister from persons recommended to him by the several racing bodies that conduct greyhound racing within the State; and
- 5 (j) one shall be nominated by the Minister from persons recommended to him by the several racing bodies, other than the New South Wales Trotting Club Limited, that conduct trotting racing within the State.
- 10 (2A) The Minister may, if he sees fit, nominate a person, and the Governor may appoint that person, to be an additional member of the Board.
- (b) by omitting from section 3 (3) (a) the words "Any nominations" and by inserting instead the
- 15 words "A nomination or recommendation";
- (c) by inserting in section 3 (3) (c) after the words "of this subsection" the words "or if no recommendation is made under paragraph (i) or (j) of subsection (2) of this section";
- 20 (d) by inserting next after section 3 (5) the following new subsection :—
- (5A) The offices of Chairman and member of the Board shall, for the purpose of any Act, be deemed not to be offices or places of profit under
- 25 the Crown.

4. Notwithstanding anything in the Principal Act, as amended by this Act— Transitional provisions.

- (a) a person holding office as a member of the Totalizator Agency Board immediately before the
- 30 appointed day shall be deemed to be holding office on that day—
- (i) where he was the member, not being the Chairman of the Board, appointed under section 3 (2) (a)—as the additional member referred to in section 3 (2A) of the
- 35 Principal Act, as amended by this Act; and
- (ii)

Totalizator (Off-course Betting) Amendment.

5 (ii) where he was the Chairman of the Board,
or a member appointed under section 3 (2)
(b), (c), (d), (e), (f), (g) or (h)—as
the member referred to in section 3 (2)
(a), (b), (c), (d), (e), (f), (g) or (h),
respectively, of the Principal Act, as
amended by this Act,

10 and shall, subject to the Principal Act as so
amended, continue to hold that office for the
residue of the term of office for which he was
appointed under the Principal Act; and

15 (b) the persons first appointed as members under
section 3 (2) (i) and (j) of the Principal Act as
amended by this Act shall hold office from the
appointed day for the period that is equal on that
day to the residue of the term of office of the other
members of the Board holding office on that day
by virtue of paragraph (a).

5. The Principal Act is further amended—

Further
amendment
of Act No.
1, 1964.

- 20 (a) by inserting in section 12 (2) (a) after the word
"State" the word "shall";
- (b) by inserting in section 12 (2) (b) after the word
"Commonwealth" where firstly occurring the word
"shall".

Sec. 12.
(Conduct of
off-course
totalizators.)

BY AUTHORITY

V. C. N. BLIGHT, C.B.E., GOVERNMENT PRINTER, NEW SOUTH WALES—1973

Continuation of Chapter 10, Act No. 1933

it, which he was the Chairman of the Board, and member appointed in section 3 (2) (b), (c), (d), (e), (f), (g) or (h) — the member referred to in section 3 (2) (a), (b), (c), (d), (e), (f), (g) or (h) as a member of the Principal Act as amended by this Act.

and shall, subject to the Principal Act as amended, continue to hold that office for the term of the term of office for which he was appointed under the Principal Act; and

(f) the member first appointed as member under section 3 (2) (b) of the Principal Act as amended by this Act shall hold office from the date of his appointment for the period that is equal on that date to the term of the term of office of the other member of the Board holding office on that day in virtue of paragraph (e).

Further amendment of Act No. 1933

3. The Principal Act is further amended—

- 20 (a) by inserting in section 12 (2) (a) after the word "shall" the words "and shall continue to hold office for the term of the term of office for which he was appointed under the Principal Act; and";
- (b) by inserting in section 12 (2) (b) after the word "shall" the words "and shall continue to hold office for the term of the term of office for which he was appointed under the Principal Act; and";

1933 Act No. 1933, Chapter 10, Act No. 1933

New South Wales



ANNO VICESIMO SECUNDO

ELIZABETHÆ II REGINÆ

Act No. 56, 1973.

An Act to reconstitute the Totalizator Agency Board;
for this and other purposes to amend the
Totalizator (Off-course Betting) Act, 1964; and
for purposes connected therewith. [Assented to,
8th October, 1973.]

BE

Totalizator (Off-course 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 "Totalizator (Off-course Betting) Amendment Act, 1973".

Construction.

2. The Totalizator (Off-course Betting) Act, 1964, is in this Act referred to as the Principal Act.

Reconstitution of
Totalizator
Agency
Board.

3. (1) Upon a day to be appointed by the Governor and notified by proclamation published in the Gazette (which day is in this Act referred to as the "appointed day") the Totalizator Agency Board shall be reconstituted in accordance with section 3 of the Principal Act as amended by this section.

(2) Nothing in this section prejudices or affects in any way the continuity of the body corporate constituted under section 3 of the Principal Act and it shall continue notwithstanding the provisions of this section and be deemed, notwithstanding that there are or have been at any time or times vacancies in the offices of all of the members of the body corporate or of any one or more of them, to have always continued.

(3) For the purposes only of the appointment of any person to be a member of the Totalizator Agency Board as reconstituted under this section, and of any matters necessary for or incidental to that appointment or reconstitution, the provisions of subsection (5) shall commence on the date of assent to this Act.

(4) A person appointed pursuant to subsection (3) shall assume his office as a member of the Totalizator Agency Board upon the appointed day and on that day the provisions of subsection (5) shall come into force for all purposes.

(5)

Totalizator (Off-course Betting) Amendment.

(5) The Principal Act is amended—

Amendment
of Act No.
1, 1964.

(a) by omitting section 3 (2) and by inserting instead the following subsections :—

Sec. 3.
(Constitu-
tion of
Board.)

(2) Subject to subsection (2A), the Board shall consist of ten members appointed by the Governor, of whom—

- (a) one shall be nominated by the Minister and shall, in and by the instrument of his appointment, or in and by another instrument, be appointed by the Governor as Chairman of the Board;
- (b) one shall be nominated by the Australian Jockey Club;
- (c) one shall be nominated by the Sydney Turf Club;
- (d) one shall be nominated by the New South Wales Trotting Club Limited;
- (e) one shall be a member of the Greyhound Racing Control Board nominated by that Board;
- (f) one shall be nominated jointly by the Hawkesbury Race Club, the Kembla Grange Race Club and the Newcastle Racing Registration Board;
- (g) one shall be nominated jointly by the Central and Lower Coast Racing Association, the Northern and North-western Districts Racing Association, the Northern Rivers Racing Association and the Central Western District Racing Association;
- (h) one shall be nominated jointly by the Broken Hill and Far-west Racing Registration Board, the Western District Racing Association, the Southern Tablelands and South Coast Racing Association and the Southern District Racing Association;

(i)

Totalizator (Off-course Betting) Amendment.

- (i) one shall be nominated by the Minister from persons recommended to him by the several racing bodies that conduct greyhound racing within the State; and
- (j) one shall be nominated by the Minister from persons recommended to him by the several racing bodies, other than the New South Wales Trotting Club Limited, that conduct trotting racing within the State.

(2A) The Minister may, if he sees fit, nominate a person, and the Governor may appoint that person, to be an additional member of the Board.

- (b) by omitting from section 3 (3) (a) the words "Any nominations" and by inserting instead the words "A nomination or recommendation";
- (c) by inserting in section 3 (3) (c) after the words "of this subsection" the words "or if no recommendation is made under paragraph (i) or (j) of subsection (2) of this section";
- (d) by inserting next after section 3 (5) the following new subsection :—

(5A) The offices of Chairman and member of the Board shall, for the purpose of any Act, be deemed not to be offices or places of profit under the Crown.

Transitional provisions.

4. Notwithstanding anything in the Principal Act, as amended by this Act—

- (a) a person holding office as a member of the Totalizator Agency Board immediately before the appointed day shall be deemed to be holding office on that day—
 - (i) where he was the member, not being the Chairman of the Board, appointed under section 3 (2) (a)—as the additional member referred to in section 3 (2A) of the Principal Act, as amended by this Act; and
 - (ii)

Totalizator (Off-course Betting) Amendment.

(ii) where he was the Chairman of the Board, or a member appointed under section 3 (2) (b), (c), (d), (e), (f), (g) or (h)—as the member referred to in section 3 (2) (a), (b), (c), (d), (e), (f), (g) or (h), respectively, of the Principal Act, as amended by this Act,

and shall, subject to the Principal Act as so amended, continue to hold that office for the residue of the term of office for which he was appointed under the Principal Act; and

(b) the persons first appointed as members under section 3 (2) (i) and (j) of the Principal Act as amended by this Act shall hold office from the appointed day for the period that is equal on that day to the residue of the term of office of the other members of the Board holding office on that day by virtue of paragraph (a).

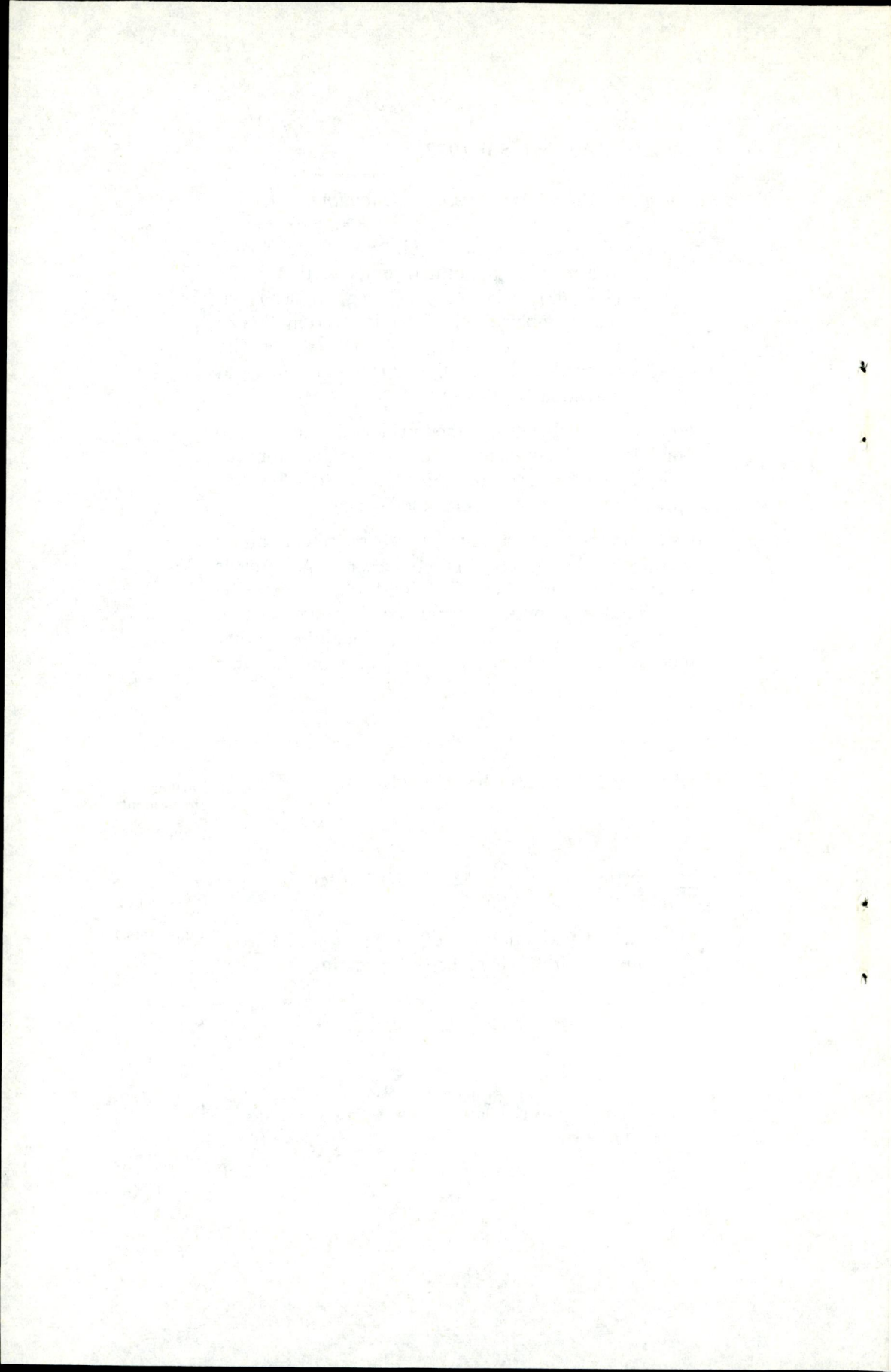
5. The Principal Act is further amended—

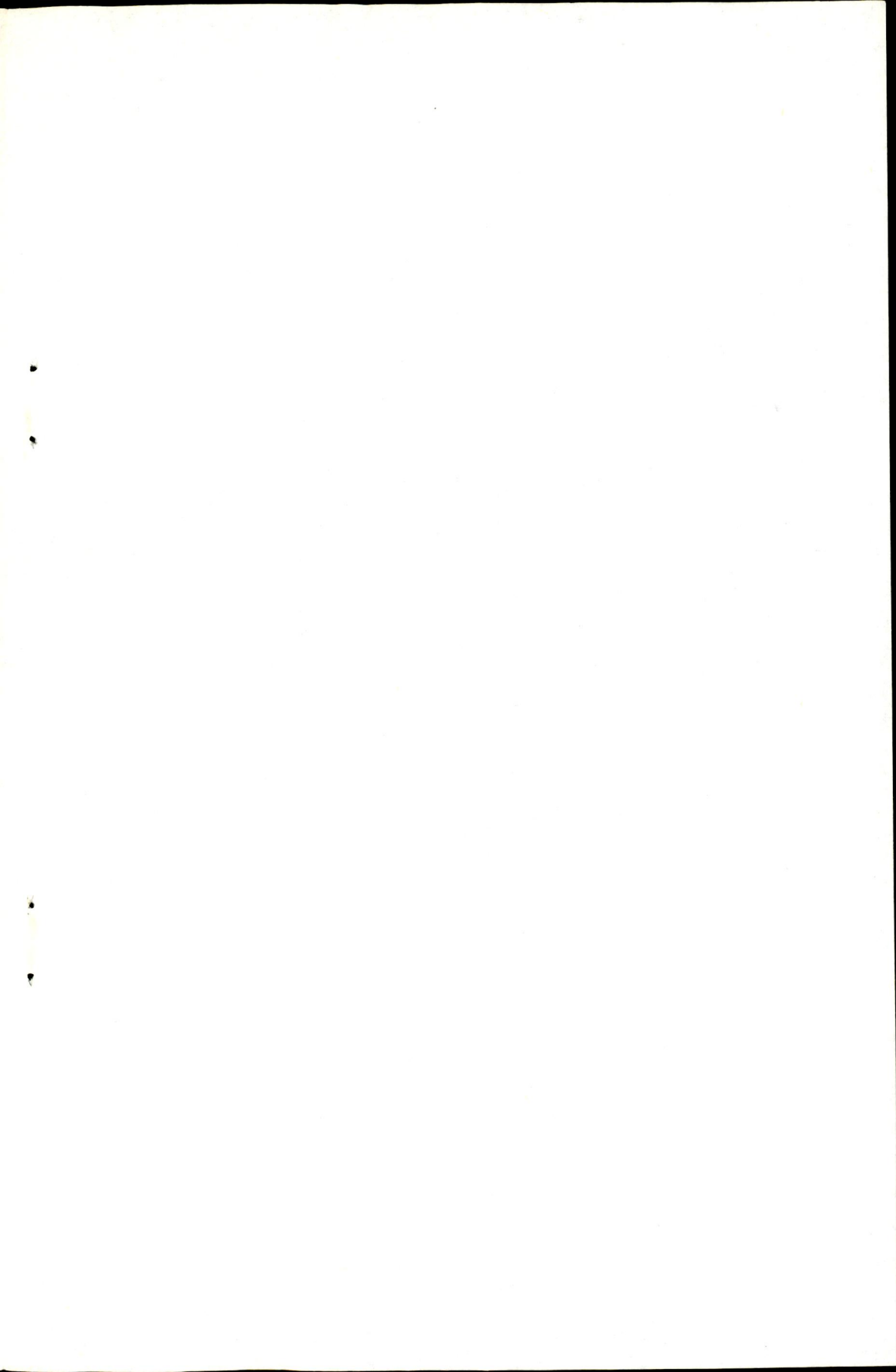
Further
amendment
of Act No.
1, 1964.

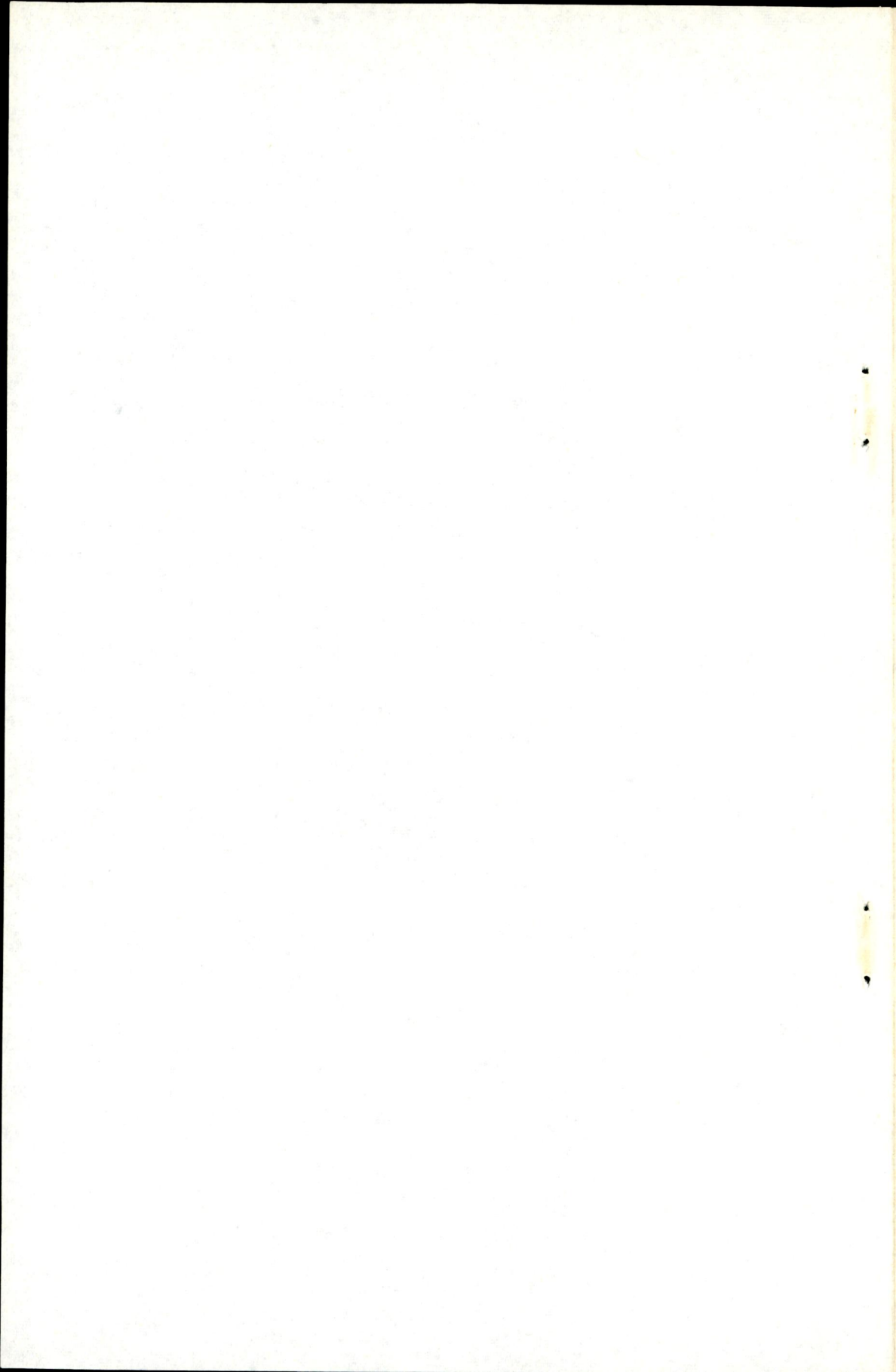
- | | |
|--|---|
| <p>(a) by inserting in section 12 (2) (a) after the word “State” the word “shall”;</p> <p>(b) by inserting in section 12 (2) (b) after the word “Commonwealth” where firstly occurring the word “shall”.</p> | <p>Sec. 12.
(Conduct of
off-course
totalizators.)</p> |
|--|---|

BY AUTHORITY

V. C. N. BLIGHT, C.B.E., GOVERNMENT PRINTER, NEW SOUTH WALES—1973







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, 25 September, 1973.*

New South Wales



ANNO VICESIMO SECUNDO

ELIZABETHÆ II REGINÆ

Act No. 56, 1973.

An Act to reconstitute the Totalizator Agency Board;
for this and other purposes to amend the
Totalizator (Off-course Betting) Act, 1964; and
for purposes connected therewith. [Assented to,
8th October, 1973.]

BE

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

J. H. BROWN,
Chairman of Committees of the Legislative Assembly.

Totalizator (Off-course 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 "Totalizator (Off-course Betting) Amendment Act, 1973".

Construc- 2. The Totalizator (Off-course Betting) Act, 1964, is
tion. in this Act referred to as the Principal Act.

Reconstitu- 3. (1) Upon a day to be appointed by the Governor and
tion of
Totalizator
Agency
Board. notified by proclamation published in the Gazette (which
day is in this Act referred to as the "appointed day") the
Totalizator Agency Board shall be reconstituted in accordance
with section 3 of the Principal Act as amended by this section.

(2) Nothing in this section prejudices or affects in any way the continuity of the body corporate constituted under section 3 of the Principal Act and it shall continue notwithstanding the provisions of this section and be deemed, notwithstanding that there are or have been at any time or times vacancies in the offices of all of the members of the body corporate or of any one or more of them, to have always continued.

(3) For the purposes only of the appointment of any person to be a member of the Totalizator Agency Board as reconstituted under this section, and of any matters necessary for or incidental to that appointment or reconstitution, the provisions of subsection (5) shall commence on the date of assent to this Act.

(4) A person appointed pursuant to subsection (3) shall assume his office as a member of the Totalizator Agency Board upon the appointed day and on that day the provisions of subsection (5) shall come into force for all purposes.

(5)

Totalizator (Off-course Betting) Amendment.

(5) The Principal Act is amended—

Amendment
of Act No.
1, 1964.

(a) by omitting section 3 (2) and by inserting instead the following subsections :—

Sec. 3.
(Constitu-
tion of
Board.)

(2) Subject to subsection (2A), the Board shall consist of ten members appointed by the Governor, of whom—

(a) one shall be nominated by the Minister and shall, in and by the instrument of his appointment, or in and by another instrument, be appointed by the Governor as Chairman of the Board;

(b) one shall be nominated by the Australian Jockey Club;

(c) one shall be nominated by the Sydney Turf Club;

(d) one shall be nominated by the New South Wales Trotting Club Limited;

(e) one shall be a member of the Greyhound Racing Control Board nominated by that Board;

(f) one shall be nominated jointly by the Hawkesbury Race Club, the Kembla Grange Race Club and the Newcastle Racing Registration Board;

(g) one shall be nominated jointly by the Central and Lower Coast Racing Association, the Northern and North-western Districts Racing Association, the Northern Rivers Racing Association and the Central Western District Racing Association;

(h) one shall be nominated jointly by the Broken Hill and Far-west Racing Registration Board, the Western District Racing Association, the Southern Tablelands and South Coast Racing Association and the Southern District Racing Association;

(i)

Totalizator (Off-course Betting) Amendment.

- (i) one shall be nominated by the Minister from persons recommended to him by the several racing bodies that conduct greyhound racing within the State; and
 - (j) one shall be nominated by the Minister from persons recommended to him by the several racing bodies, other than the New South Wales Trotting Club Limited, that conduct trotting racing within the State.
- (2A) The Minister may, if he sees fit, nominate a person, and the Governor may appoint that person, to be an additional member of the Board.
- (b) by omitting from section 3 (3) (a) the words "Any nominations" and by inserting instead the words "A nomination or recommendation";
 - (c) by inserting in section 3 (3) (c) after the words "of this subsection" the words "or if no recommendation is made under paragraph (i) or (j) of subsection (2) of this section";
 - (d) by inserting next after section 3 (5) the following new subsection :—
- (5A) The offices of Chairman and member of the Board shall, for the purpose of any Act, be deemed not to be offices or places of profit under the Crown.

Transitional
provisions.

4. Notwithstanding anything in the Principal Act, as amended by this Act—

- (a) a person holding office as a member of the Totalizator Agency Board immediately before the appointed day shall be deemed to be holding office on that day—
 - (i) where he was the member, not being the Chairman of the Board, appointed under section 3 (2) (a)—as the additional member referred to in section 3 (2A) of the Principal Act, as amended by this Act; and
 - (ii)

Totalizator (Off-course Betting) Amendment.

- (ii) where he was the Chairman of the Board, or a member appointed under section 3 (2) (b), (c), (d), (e), (f), (g) or (h)—as the member referred to in section 3 (2) (a), (b), (c), (d), (e), (f), (g) or (h), respectively, of the Principal Act, as amended by this Act,

and shall, subject to the Principal Act as so amended, continue to hold that office for the residue of the term of office for which he was appointed under the Principal Act; and

- (b) the persons first appointed as members under section 3 (2) (i) and (j) of the Principal Act as amended by this Act shall hold office from the appointed day for the period that is equal on that day to the residue of the term of office of the other members of the Board holding office on that day by virtue of paragraph (a).

5. The Principal Act is further amended—

Further
amendment
of Act No.
1, 1964.

- (a) by inserting in section 12 (2) (a) after the word "State" the word "shall";
- (b) by inserting in section 12 (2) (b) after the word "Commonwealth" where firstly occurring the word "shall".

Sec. 12.
(Conduct of
off-course
totalizators.)

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

A. R. CUTLER,
Governor.

*Government House,
Sydney, 8th October, 1973.*

Government House
Sydney, 23 October, 1973.

A. R. CUTLER,
Governor

In the name and on behalf of the Attorney-General to this

- (a) by inserting in section 12 (2) (a) after the word "shall" the word "shall";
- (b) by inserting in section 12 (2) (b) after the word "shall" the word "shall";

Further
amendment
of Act No.
1, 1968.

5. The Principal Act is further amended—

- (a) by inserting in section 12 (2) (a) after the word "shall" the word "shall";
- (b) by inserting in section 12 (2) (b) after the word "shall" the word "shall";

and shall, subject to the Principal Act as so amended, continue to hold that office for the residue of the term of office for which he was appointed under the Principal Act; and

(ii) where he was the Chairman of the Board or a member appointed under section 3 (2) (b), (c), (d), (e), (f), (g) or (h)—as the member referred to in section 3 (2) (a), (b), (c), (d), (e), (f), (g) or (h), respectively, of the Principal Act, as amended by this Act.

Constitution (Off-Course Betting) Amendment

Act No. 50, 1973.