

# CONCURRENCE COPY

## GAMING AND BETTING (FURTHER AMENDMENT) BILL, 1983

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### EXPLANATORY NOTE

**(This Explanatory Note relates to this Bill as introduced into Parliament)**

The object of this Bill is to amend the Gaming and Betting Act, 1912, so as—

- (a) to enable trotting trial meetings and greyhound trial meetings to be held on any day of the year other than Good Friday or Christmas Day and to ensure that betting or wagering is not permitted at any such trial meeting (Schedule 1 (1)–(5) and (8));
  - (b) to authorise the Minister to impose in respect of race-courses specially licensed for greyhound-racing such terms and conditions as the Minister thinks fit (Schedule 1 (7));
  - (c) to enable the conditions subject to which additional licenses for race-courses may be issued to be determined by the Governor or Minister from time to time and specified in those licenses instead of those licenses always being subject to the conditions set out in the proclamation of the Governor which authorised their issue (Schedule 1 (9)); and
  - (d) to make other provisions of a minor, consequential or ancillary nature.
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**GAMING AND BETTING (FURTHER AMENDMENT) BILL,  
1983**

No.       , 1983.

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**A BILL FOR**

An Act to amend the Gaming and Betting Act, 1912, in relation to trotting and greyhound trial meetings and the licensing of race-courses, and in certain other respects.

[MR CLEARY—14 *September*, 1983.]

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*Gaming and Betting (Further Amendment).*

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**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:—

**5 Short title.**

**1.** This Act may be cited as the "Gaming and Betting (Further Amendment) Act, 1983".

**Amendment of Act No. 25, 1912.**

**2.** The Gaming and Betting Act, 1912, is amended in the manner set forth in Schedule 1.

**Transitional provisions.**

**3. (1)** Any condition to which an additional license issued pursuant to section 53E of the Gaming and Betting Act, 1912, was subject immediately before the date of assent to this Act and which was specified in a proclamation issued under that section shall continue to have effect until the expiration of the license.

**(2)** Any condition specified in a proclamation issued under section 53E of the Gaming and Betting Act, 1912, immediately before the date of assent to this Act and declaring that the maximum number of days on which race-meetings may be held on a race-course pursuant to that Act may be increased shall continue to have effect until the proclamation is rescinded.

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*Gaming and Betting (Further Amendment).*


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## SCHEDULE 1.

(Sec. 2.)

## AMENDMENTS TO THE GAMING AND BETTING ACT, 1912.

- (1) (a) Section 3, definition of "Barrier trial meeting"—  
 5           Before "at or" in paragraph (b), insert "unless the regulations made under section 59 otherwise provide,".
- (b) Section 3, definition of "Greyhound trial meeting"—  
 After the definition of "Greyhound-racing", insert:—  
 10           "Greyhound trial meeting" means a meeting for greyhound-racing at which greyhounds may compete in a training race or trial.
- (c) Section 3, definition of "Trotting trial"—  
 After the definition of "Television station", insert:—  
 15           "Trotting trial meeting" means a meeting for trotting races or contests at which horses, mares and geldings may compete in a training race or contest or in a trial.
- (2) (a) Section 7—  
           Omit "(not being horse-races at a barrier trial meeting)".
- (b) Section 7—  
 20           After "prohibited." where secondly occurring, insert:—  
           Betting or wagering on any licensed race-course on which a barrier trial meeting, trotting trial meeting or greyhound trial meeting is being held is prohibited.
- (3) Sections 47A (3) (a), 47B (4) (a) (i), 47B (4) (b), 47C (3) (a),  
 25       53A (2)—  
           After "barrier trial meeting" wherever occurring, insert ", trotting trial meeting or greyhound trial meeting".



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*Gaming and Betting (Further Amendment).*

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SCHEDULE 1—*continued.*AMENDMENTS TO THE GAMING AND BETTING ACT, 1912—*continued.*

## (4) (a) Section 47B (4) (c)—

5 Omit “horse-race to be held at a barrier trial meeting”, insert instead “race or contest at a barrier trial meeting, trotting trial meeting or greyhound trial meeting”.

## (b) Section 47B (4) (c1)—

10 Omit “horse-race at a barrier trial meeting”, insert instead “race or contest at a barrier trial meeting, trotting trial meeting or greyhound trial meeting”.

## (5) (a) Section 51 (5AA)—

Omit “trial meetings for trotting races or contests”, insert instead “trotting trial meetings”.

## (b) Section 51 (5B) (d)—

15 Omit “trial meetings for greyhound-racing”, insert instead “greyhound trial meetings”.

## (6) Section 52 (1)—

Omit “which the Governor is authorised to make”, insert instead “made under section 59”.

## 20 (7) Section 52A (2)—

Omit “delegate on such terms and conditions as may be prescribed by the regulations which the Governor is authorised to make.”, insert instead:—

delegate—

25 (a) on such terms and conditions as may be prescribed by the regulations made under section 59; and

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*Gaming and Betting (Further Amendment).*

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SCHEDULE 1—*continued.*

AMENDMENTS TO THE GAMING AND BETTING ACT, 1912—*continued.*

(b) on such additional terms and conditions as the Minister thinks fit and as are specified in the license.

5 (8) Section 53 (4)—

Omit the subsection, insert instead:—

(4) Notwithstanding the provisions of this section, a barrier trial meeting, trotting trial meeting or greyhound trial meeting may be held on any day of the year, not being Good Friday or Christmas Day.

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(9) (a) Section 53E (1)—

Omit “, subject to such conditions as may be set out in the proclamation,”.

(b) Section 53E (1) (b)—

15 Before “the maximum”, insert “subject to such conditions as may be set out in the proclamation,”.

(c) Section 53E (1)—

20 Omit “Any additional license issued pursuant to this Act shall, subject to any conditions set out in such proclamation applicable thereto,”, insert instead “(1A) Any additional license issued pursuant to this section shall”.

(d) Section 53E (1B)—

Before section 53E (2), insert:—

25 (1B) An additional license issued pursuant to this section shall be subject to such terms and conditions as the Governor or Minister thinks fit and as are specified in the license.



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*Gaming and Betting (Further Amendment).*

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SCHEDULE 1—*continued.*

AMENDMENTS TO THE GAMING AND BETTING ACT, 1912—*continued.*

(e) Section 53E (2)—

- 5 Omit “if he is satisfied that, because of changed circumstances, the increase in the maximum number of days is no longer necessary”.

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BY AUTHORITY

D. WEST, GOVERNMENT PRINTER, NEW SOUTH WALES—1983

(40c)



**GAMING AND BETTING (FURTHER AMENDMENT)  
ACT, 1983, No. 89**

**New South Wales**



ANNO TRICESIMO SECUNDO

**ELIZABETHÆ II REGINÆ**

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**Act No. 89, 1983.**

An Act to amend the Gaming and Betting Act, 1912, in relation to trotting and greyhound trial meetings and the licensing of race-courses, and in certain other respects. [Assented to, 26th October, 1983.]

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*Gaming and Betting (Further Amendment).*

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**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 (Further Amendment) Act, 1983".

**Amendment of Act No. 25, 1912.**

2. The Gaming and Betting Act, 1912, is amended in the manner set forth in Schedule 1.

**Transitional provisions.**

3. (1) Any condition to which an additional license issued pursuant to section 53E of the Gaming and Betting Act, 1912, was subject immediately before the date of assent to this Act and which was specified in a proclamation issued under that section shall continue to have effect until the expiration of the license.

(2) Any condition specified in a proclamation issued under section 53E of the Gaming and Betting Act, 1912, immediately before the date of assent to this Act and declaring that the maximum number of days on which race-meetings may be held on a race-course pursuant to that Act may be increased shall continue to have effect until the proclamation is rescinded.

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*Gaming and Betting (Further Amendment).*

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SCHEDULE 1.

(Sec. 2.)

AMENDMENTS TO THE GAMING AND BETTING ACT, 1912.

- (1) (a) Section 3, definition of "Barrier trial meeting"—  
Before "at or" in paragraph (b), insert "unless the regulations made under section 59 otherwise provide,".
- (b) Section 3, definition of "Greyhound trial meeting"—  
After the definition of "Greyhound-racing", insert:—  
"Greyhound trial meeting" means a meeting for greyhound-racing at which greyhounds may compete in a training race or trial.
- (c) Section 3, definition of "Trotting trial"—  
After the definition of "Television station", insert:—  
"Trotting trial meeting" means a meeting for trotting races or contests at which horses, mares and geldings may compete in a training race or contest or in a trial.
- (2) (a) Section 7—  
Omit "(not being horse-races at a barrier trial meeting)".
- (b) Section 7—  
After "prohibited." where secondly occurring, insert:—  
Betting or wagering on any licensed race-course on which a barrier trial meeting, trotting trial meeting or greyhound trial meeting is being held is prohibited.
- (3) Sections 47A (3) (a), 47B (4) (a) (i), 47B (4) (b), 47C (3) (a), 53A (2)—  
After "barrier trial meeting" wherever occurring, insert ", trotting trial meeting or greyhound trial meeting".

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*Gaming and Betting (Further Amendment).*

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SCHEDULE 1—*continued.*AMENDMENTS TO THE GAMING AND BETTING ACT, 1912—*continued.*

## (4) (a) Section 47B (4) (c)—

Omit “horse-race to be held at a barrier trial meeting”, insert instead “race or contest at a barrier trial meeting, trotting trial meeting or greyhound trial meeting”.

## (b) Section 47B (4) (c1)—

Omit “horse-race at a barrier trial meeting”, insert instead “race or contest at a barrier trial meeting, trotting trial meeting or greyhound trial meeting”.

## (5) (a) Section 51 (5AA)—

Omit “trial meetings for trotting races or contests”, insert instead “trotting trial meetings”.

## (b) Section 51 (5B) (d)—

Omit “trial meetings for greyhound-racing”, insert instead “greyhound trial meetings”.

## (6) Section 52 (1)—

Omit “which the Governor is authorised to make”, insert instead “made under section 59”.

## (7) Section 52A (2)—

Omit “delegate on such terms and conditions as may be prescribed by the regulations which the Governor is authorised to make.”, insert instead:—

delegate—

- (a) on such terms and conditions as may be prescribed by the regulations made under section 59; and



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*Gaming and Betting (Further Amendment).*

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SCHEDULE 1—*continued.*

AMENDMENTS TO THE GAMING AND BETTING ACT, 1912—*continued.*

(b) on such additional terms and conditions as the Minister thinks fit and as are specified in the license.

(8) Section 53 (4)—

Omit the subsection, insert instead:—

(4) Notwithstanding the provisions of this section, a barrier trial meeting, trotting trial meeting or greyhound trial meeting may be held on any day of the year, not being Good Friday or Christmas Day.

(9) (a) Section 53E (1)—

Omit “, subject to such conditions as may be set out in the proclamation,”.

(b) Section 53E (1) (b)—

Before “the maximum”, insert “subject to such conditions as may be set out in the proclamation,”.

(c) Section 53E (1)—

Omit “Any additional license issued pursuant to this Act shall, subject to any conditions set out in such proclamation applicable thereto,”, insert instead “(1A) Any additional license issued pursuant to this section shall”.

(d) Section 53E (1B)—

Before section 53E (2), insert:—

(1B) An additional license issued pursuant to this section shall be subject to such terms and conditions as the Governor or Minister thinks fit and as are specified in the license.

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*Gaming and Betting (Further Amendment).*

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SCHEDULE 1—*continued.*AMENDMENTS TO THE GAMING AND BETTING ACT, 1912—*continued.*

## (e) Section 53E (2)—

Omit “if he is satisfied that, because of changed circumstances, the increase in the maximum number of days is no longer necessary”.

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

L. W. STREET,  
*Lieutenant-Governor.*

*Government House,  
Sydney, 26th October, 1983.*

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BY AUTHORITY

D. WEST, GOVERNMENT PRINTER, NEW SOUTH WALES—1983





