

BILLIARDS AND BAGATELLE (REPEAL) BILL 1992

SECOND READING

LEGISLATIVE COUNCIL

MR PICKERING TO SAY:

MR PRESIDENT,

I MOVE THAT THIS BILL BE READ A SECOND TIME.

THE BILLIARDS AND BAGATELLE ACT 1902 WAS ORIGINALLY INTRODUCED TO ENABLE A PROPRIETOR OF A HOTEL, OR ANY OTHER PERSON ABLE TO FURNISH A CERTIFICATE SIGNED BY "SIX RESPECTABLE HOUSEHOLDERS" RESIDING IN THE APPLICANT'S DISTRICT, TO APPLY FOR A LICENCE TO KEEP A BILLIARD TABLE OR A BAGATELLE BOARD FOR HIRE OR PROFIT.

AT THAT TIME, FEW OTHER CONTROLS WERE IN PLACE TO REGULATE AN INDUSTRY WHICH DID NOT ENJOY THE MOST SALUBRIOUS OF REPUTATIONS.

HOWEVER, WITH THE INCREASE IN REGULATORY CONTROLS OVER THE HOTEL AND LIQUOR INDUSTRY IN RECENT YEARS, NOW ABLY ADMINISTERED BY THE HON A M COHEN, MP, CHIEF SECRETARY AND MINISTER FOR ADMINISTRATIVE SERVICES, THE NECESSITY FOR THE BILLIARDS AND BAGATELLE ACT HAS DISAPPEARED.

A REVIEW OF THE ACT HAS REVEALED ITS PROVISIONS TO BE OUTDATED AND INOPERATIVE. THE PRINCIPAL REGISTRAR OF THE LICENSING COURT OF NEW SOUTH WALES HAS ADVISED THAT THERE HAVE BEEN NO APPLICATIONS FOR SUCH A LICENCE FOR MANY YEARS.

FURTHERMORE, THE BILLIARDS AND BAGATELLE ACT CONTAINS SEVERAL QUESTIONABLE PROVISIONS, INCLUDING A PROHIBITION ON UNMARRIED WOMAN HOLDING A BILLIARD AND BAGATELLE LICENCE UNDER THE ACT.

AS I'M SURE HONOURABLE MEMBERS ARE AWARE, THIS GOVERNMENT IS COMMITTED TO REDUCING UNNECESSARY REGULATORY CONTROLS ON BUSINESS. AS A CONSEQUENCE, IT IS INTENDED THAT THE BILLIARDS AND BAGATELLE ACT BE REPEALED BY THE BILL CURRENTLY BEFORE THE HOUSE.

I NOTE THAT A CONSEQUENTIAL AMENDMENT TO THE GAMING AND BETTING ACT 1912 WILL ALSO BE NECESSARY AS A RESULT OF THIS BILL. SECTION 15A (1)(A) OF THAT ACT PURPORTS TO PENALISE A REPUTED CHEAT DISCOVERED LOITERING IN OR NEAR AN ESTABLISHMENT LICENSED UNDER THE BILLIARDS AND BAGATELLE ACT. THIS AMENDMENT HAS THE FULL SUPPORT OF THE CHIEF SECRETARY.

I COMMEND THE BILL TO THE HOUSE.

FIRST PRINT

BILLIARDS AND BAGATELLE (REPEAL) BILL 1992

NEW SOUTH WALES



EXPLANATORY NOTE

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

The object of this Bill is to repeal the Billiards and Bagatelle Act 1902 and to amend the Gaming and Betting Act 1912 consequentially.

The Billiards and Bagatelle Act 1902 requires a person who keeps a billiard-table or bagatelle-board for hire or profit to hold a licence under the Act. An application for a licence may be made by the holder of a hotelier's licence or by any other person who furnishes a certificate signed by "six respectable householders" residing in the applicant's district.

The Act is to be repealed because its provisions are both outdated (one provision prohibits an unmarried woman from holding such a licence) and inoperative (there have been no applications for such a licence for many years).

Clause 1 specifies the short title of the proposed Act.

Clause 2 provides that the proposed Act is to commence on a day to be appointed by proclamation.

Clause 3 repeals the Billiards and Bagatelle Act 1902.

Clause 4 amends the Gaming and Betting Act 1912 consequentially.

FIRST PRINT

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NEW SOUTH WALES

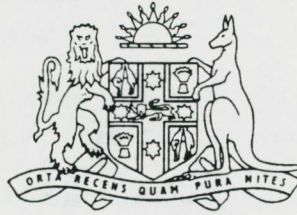


TABLE OF PROVISIONS

1. Short title
 2. Commencement
 3. Repeal of Billiards and Bagatelle Act 1902 No. 38
 4. Amendment of Gaming and Betting Act 1912 No. 25
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BILLIARDS AND BAGATELLE (REPEAL) BILL 1992

NEW SOUTH WALES



No. , 1992

A BILL FOR

An Act to repeal the Billiards and Bagatelle Act 1902; and for related purposes.

Billiards and Bagatelle (Repeal) 1992

The Legislature of New South Wales enacts:

Short title

1. This Act may be cited as the Billiards and Bagatelle (Repeal) Act 1992.

Commencement

2. This Act commences on a day to be appointed by proclamation.

Repeal of Billiards and Bagatelle Act 1902 No. 38

3. The Billiards and Bagatelle Act 1902 is repealed.

Amendment of Gaming and Betting Act 1912 No. 25

4. The Gaming and Betting Act 1912 is amended:
 - (a) by omitting from the second definition of "Street" in section 3 (1) the words "or the Billiards and Bagatelle Act 1902";
 - (b) by omitting from section 15A (1) (a) the words "or a house licensed under the Billiards and Bagatelle Act 1902".
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BILLIARDS AND BAGATELLE (REPEAL) ACT 1992 No. 37

NEW SOUTH WALES



TABLE OF PROVISIONS

1. Short title
 2. Commencement
 3. Repeal of Billiards and Bagatelle Act 1902 No. 38
 4. Amendment of Gaming and Betting Act 1912 No. 25
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BILLIARDS AND BAGATELLE (REPEAL) ACT 1992 No. 37

NEW SOUTH WALES



Act No. 37, 1992

An Act to repeal the Billiards and Bagatelle Act 1902; and for related purposes. [Assented to 19 May 1992]

Billiards and Bagatelle (Repeal) Act 1992 No. 37

The Legislature of New South Wales enacts:

Short title

1. This Act may be cited as the Billiards and Bagatelle (Repeal) Act 1992.

Commencement

2. This Act commences on a day to be appointed by proclamation.

Repeal of Billiards and Bagatelle Act 1902 No. 38

3. The Billiards and Bagatelle Act 1902 is repealed.

Amendment of Gaming and Betting Act 1912 No. 25

4. The Gaming and Betting Act 1912 is amended:

- (a) by omitting from the second definition of "Street" in section 3 (1) the words "or the Billiards and Bagatelle Act 1902";
- (b) by omitting from section 15A (1) (a) the words "or a house licensed under the Billiards and Bagatelle Act 1902".

[Minister's second reading speech made in—
Legislative Assembly on ~~5 March 1992~~ 20 March 1992
Legislative Council on 6 May 1992]