

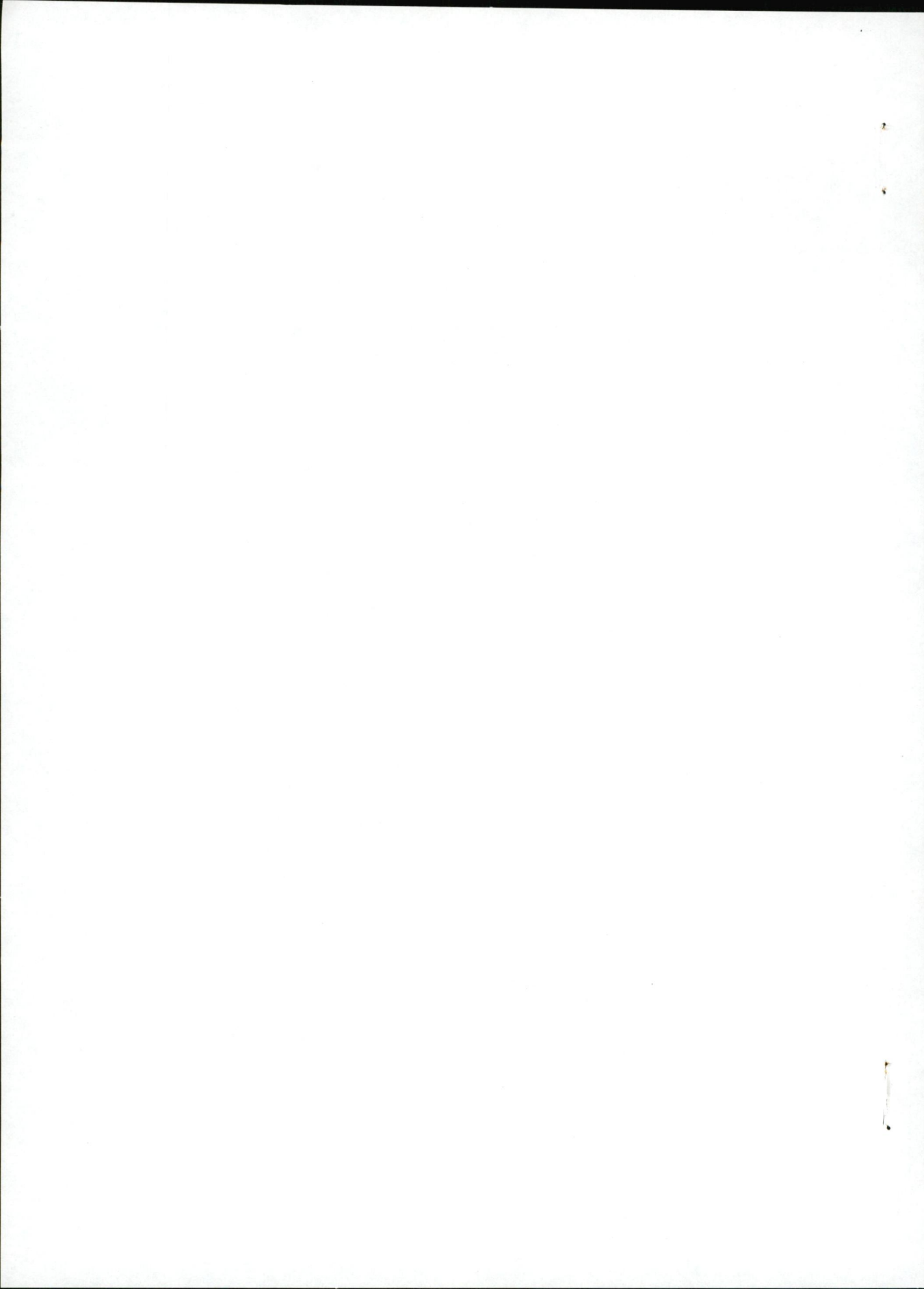
**GAMING AND BETTING (RACE-MEETINGS) AMENDMENT
ACT 1994 No. 18**

NEW SOUTH WALES



TABLE OF PROVISIONS

1. Short title
 2. Commencement
 3. Amendment of Gaming and Betting Act 1912 No. 25 (sec. 53AA)
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**GAMING AND BETTING (RACE-MEETINGS) AMENDMENT
ACT 1994 No. 18**

NEW SOUTH WALES



Act No. 18, 1994

An Act to amend the Gaming and Betting Act 1912 to allow race-meetings to be held on a limited number of Sundays between 1 July 1994 and 30 June 2001. [Assented to 16 May 1994]

Gaming and Betting (Race-meetings) Amendment Act 1994 No. 18

The Legislature of New South Wales enacts:

Short title

1. This Act may be cited as the Gaming and Betting (Race-meetings) Amendment Act 1994.

Commencement

2. This Act commences on the date of assent.

Amendment of Gaming and Betting Act 1912 No. 25 (sec. 53AA)

3. The Gaming and Betting Act 1912 is amended by omitting section 53AA and by inserting instead the following section:

Race-meetings on Sundays for limited period

53AA. (1) The Minister may determine up to 6 Sundays, in each financial year occurring during the period commencing 1 July 1994 and ending 30 June 2001, on which race-meetings may be held. Race-meetings may be held on the Sundays as so determined.

(2) The Minister is to determine which racing clubs are to conduct such race-meetings and on which race-courses they are to be held.

(3) Any Sunday determined in respect of a particular financial year may be changed by the Minister to some other Sunday in that financial year.

(4) If race-meetings are not held on the maximum number of Sundays determined in respect of a particular financial year because all the race-meetings that would have been held on any such Sunday were cancelled or abandoned, the Minister may determine that race-meetings may instead be held on an alternative Sunday in a subsequent financial year during the period referred to in subsection (1). If such a determination is made, the limit on the number of Sundays on which race-meetings may be held in that subsequent financial year is, despite subsection (1), correspondingly increased by the number of Sundays determined in respect of the earlier financial year on which race-meetings were cancelled or abandoned.

(5) Sunday race-meetings held under this section are to be disregarded for the purposes of any limit imposed, by or under any other provision of this Act, on the number of days on which race-meetings are allowed on race-courses.

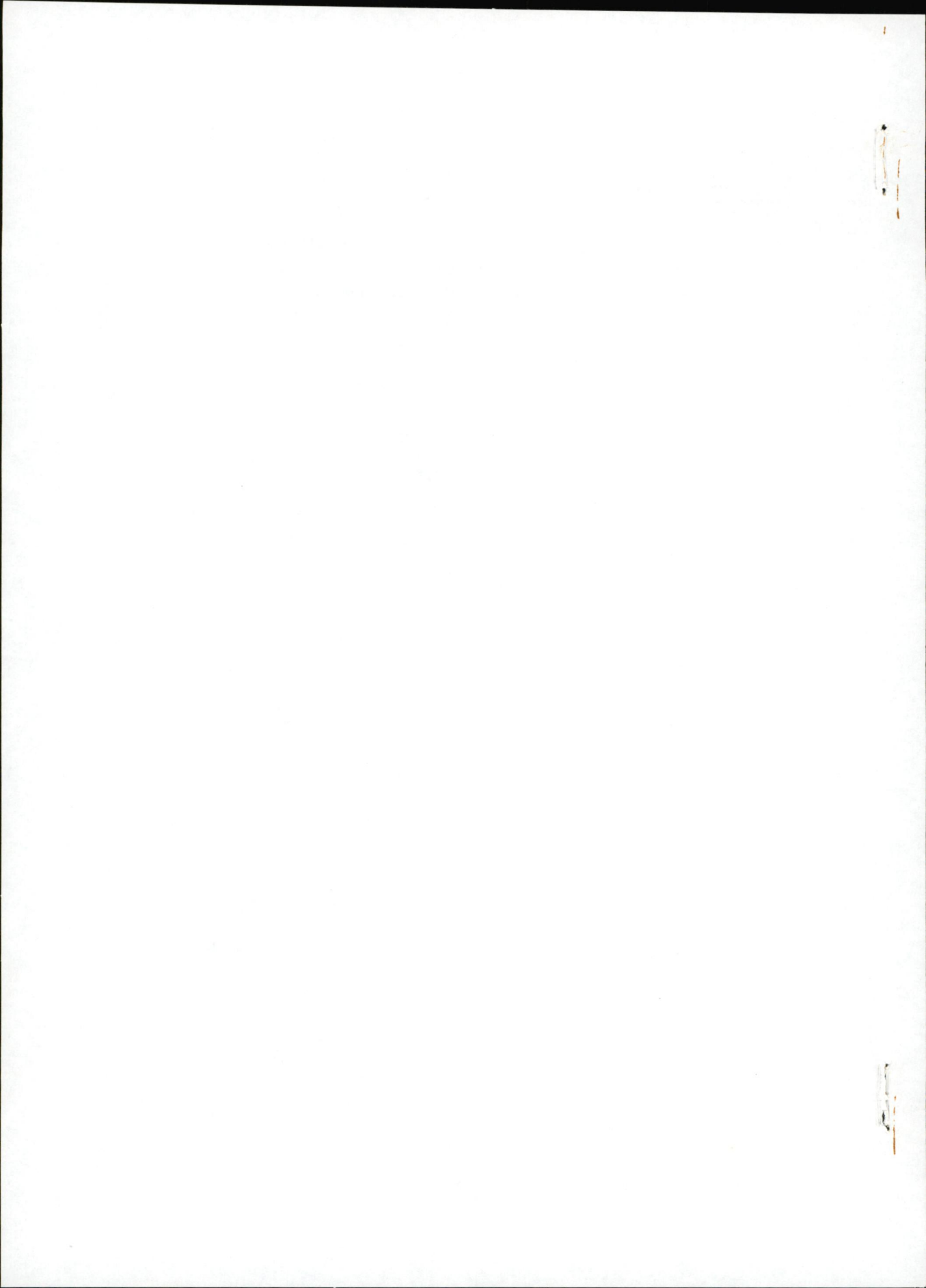
(6) The Minister is to calculate, and notify the Treasurer of, the amount of money that is paid into the Consolidated Fund as a result of betting on horse, greyhound or harness racing at Sunday race-meetings held under this section.

Gaming and Betting (Race-meetings) Amendment Act 1994 No. 18

(7) This section has effect despite section 53 or any other provision of this or any other Act. However, nothing in this section allows a race-meeting to be held on Christmas Day.

(8) In this section, “**financial year**” means a period of 12 months commencing on 1 July.

*[Minister's second reading speech made in—
Legislative Assembly on 17 March 1994
Legislative Council on 20 April 1994]*



**GAMING AND BETTING (RACE-MEETINGS)
AMENDMENT BILL, 1994**

SECOND READING SPEECH - LEGISLATIVE COUNCIL

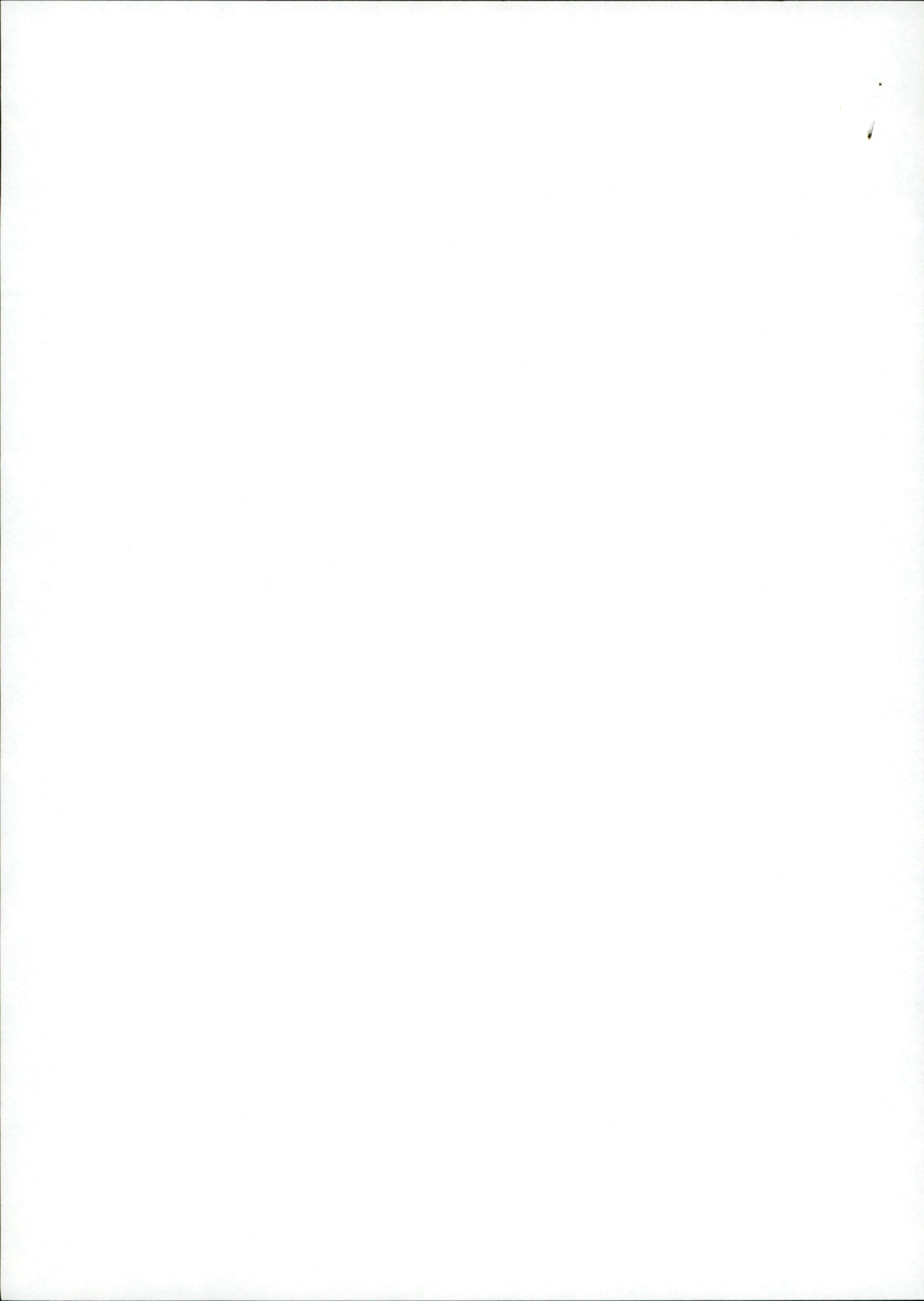
MR PRESIDENT

I MOVE THAT THIS BILL BE NOW READ A SECOND TIME.

UNLIKE ALL OTHER STATES AND TERRITORIES IN AUSTRALIA AND IN MANY COUNTRIES OVERSEAS, RACING ON SUNDAYS IN NEW SOUTH WALES IS CURRENTLY PROHIBITED UNDER THE PROVISIONS OF THE GAMING AND BETTING ACT.

HONOURABLE MEMBERS WILL RECALL THAT DURING THE 1991 BUDGET SESSION OF PARLIAMENT, THE GAMING AND BETTING ACT WAS AMENDED TO ALLOW THE STAGING OF RACE MEETINGS ON EIGHT SUNDAYS DURING THE PERIOD 1ST JANUARY, 1992 TO 31ST DECEMBER, 1993 TO ENABLE FUNDING TO BE RAISED FOR SYDNEY'S BID TO HOST THE YEAR 2000 OLYMPIC GAMES.

THIS INITIATIVE PROVED EXTREMELY SUCCESSFUL AND IN EXCESS OF \$8 MILLION WAS RAISED TOWARDS THE COSTS OF SYDNEY'S OLYMPIC BID.

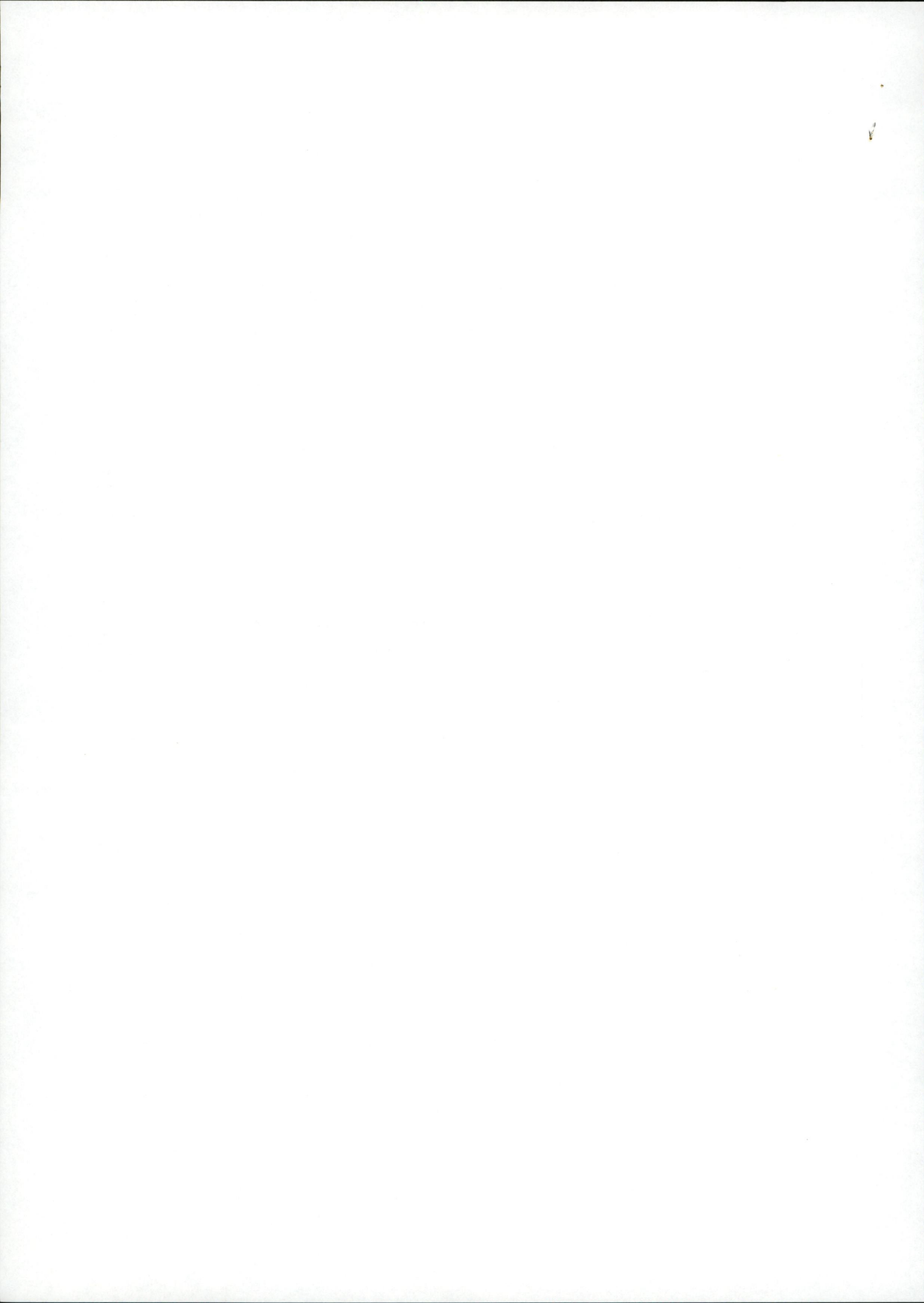


AS A RESULT OF THE SUCCESS OF THOSE MEETINGS, THE QUESTION OF THE CONTINUATION OF SUNDAY RACING ON A LIMITED BASIS HAS BEEN RAISED WITH REPRESENTATIVES OF THE RACING INDUSTRY WHO HAVE EXPRESSED THE INDUSTRY'S SUPPORT FOR THE PROPOSAL.

ACCORDINGLY, MR PRESIDENT, THE BILL BEFORE THE HOUSE WILL ALLOW FOR THE CONDUCT OF RACE MEETINGS ON SIX SUNDAYS EACH FINANCIAL YEAR COMMENCING 1ST JULY, 1994 AND CEASING 30TH JUNE, 2001.

AS OCCURRED WITH THE SYDNEY 2000 OLYMPIC BID SUNDAY RACE MEETINGS, IT IS ENVISAGED THAT THE AUSTRALIAN JOCKEY CLUB AND THE SYDNEY TURF CLUB WILL SHARE THE SUNDAY DATES, WITH EACH CLUB CONDUCTING THREE SUNDAY RACE MEETINGS EACH YEAR. OTHER NEW SOUTH WALES RACE CLUBS MAY ALSO APPLY TO CONDUCT MEETINGS ON THE SELECTED SUNDAYS IN CONJUNCTION WITH THE METROPOLITAN CLUBS.

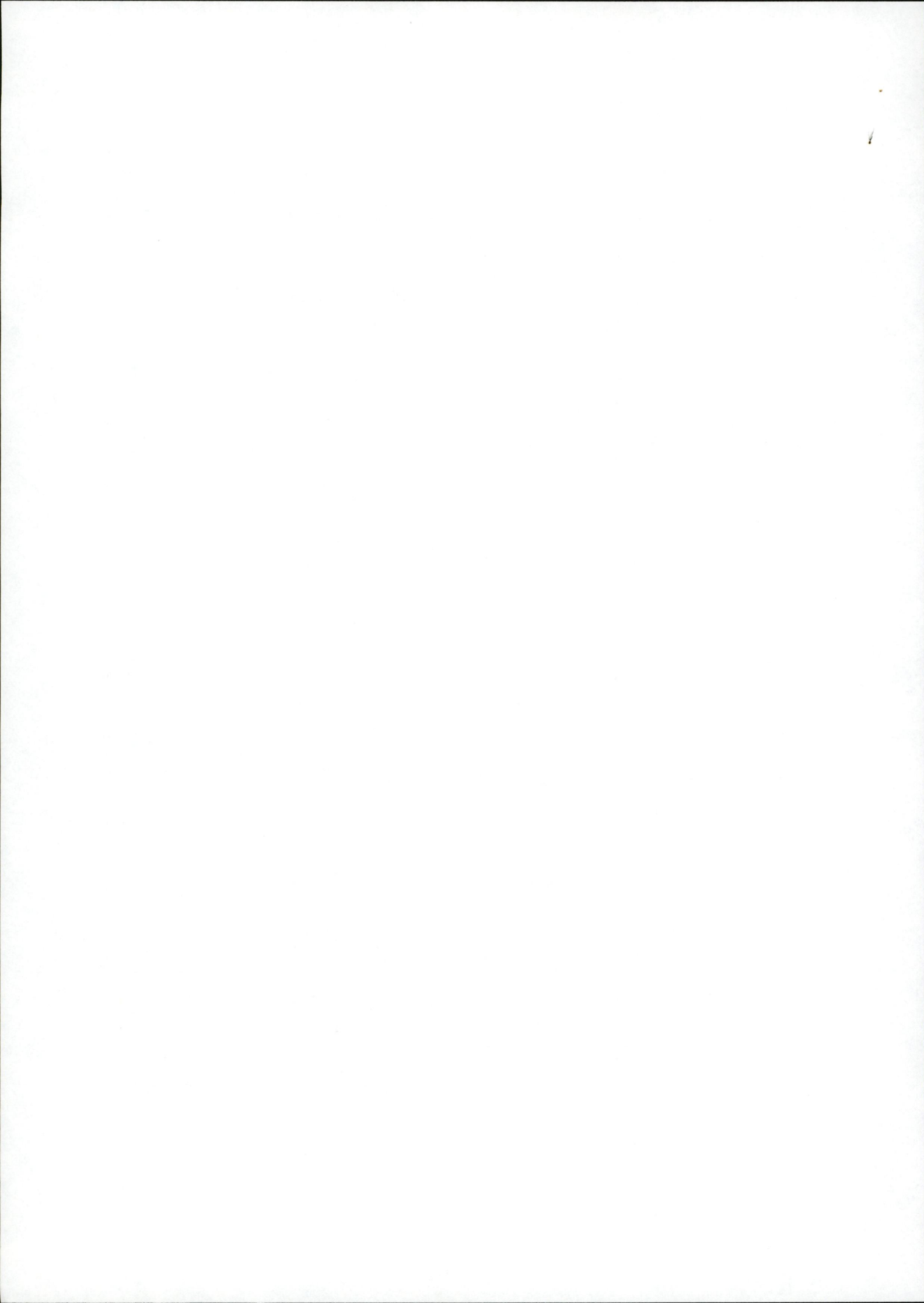
IT IS INTENDED THAT THE SUNDAY RACE MEETINGS WILL ALSO BE PROGRAMMED IN CONJUNCTION WITH INTERSTATE FIXTURES SO AS TO MAXIMISE REVENUE FROM THE MEETINGS.



BASED ON REVENUE GENERATED BY THE OLYMPIC BID MEETINGS HELD IN THE PREVIOUS TWO YEARS, IT IS EXPECTED THAT EACH OF THE SUNDAY RACE DATES WILL RAISE APPROXIMATELY \$1 MILLION. ACCORDINGLY, IT IS ANTICIPATED THAT SOME \$6 MILLION PER ANNUM WILL BE DIRECTED TO THE CONSOLIDATED FUND TO ENABLE, SUBJECT TO THE USUAL PARLIAMENTARY APPROPRIATION PROCESS, PAYMENTS TO BE MADE FOR SPECIFIC PURPOSES AND CONTINGENCIES WHICH I WILL OUTLINE LATER.

THE BILL INCLUDES A PROVISION THAT IN THE EVENT THAT AN APPROVED SUNDAY DATE IS UNABLE TO BE UTILISED, FOR EXAMPLE WHEN PROGRAMMED RACE MEETINGS ARE CANCELLED DUE TO INCLEMENT WEATHER AND AN ALTERNATE SUNDAY DATE CANNOT BE ALLOCATED IN THAT SAME YEAR, THEN THE MINISTER MAY APPROVE OF AN ADDITIONAL SUNDAY DATE IN A FOLLOWING YEAR, THEREBY ENSURING THAT THE DATE, AND IN TURN REVENUE, IS NOT LOST.

THE BILL ALSO INCLUDES A PROVISION THAT SUNDAY MEETINGS ARE TO BE DISREGARDED FOR THE PURPOSES OF LIMITS IMPOSED UNDER THE ACT ON THE MAXIMUM NUMBER OF DAYS ON WHICH RACE MEETINGS MAY BE CONDUCTED ON A RACECOURSE. THIS PROVISION SIMPLY ALLEVIATES THE NEED FOR THE MINISTER TO OBTAIN THE GOVERNOR'S APPROVAL TO INCREASE RACE DAY ENTITLEMENTS TO ACCOMMODATE THE SUNDAY RACE MEETINGS.

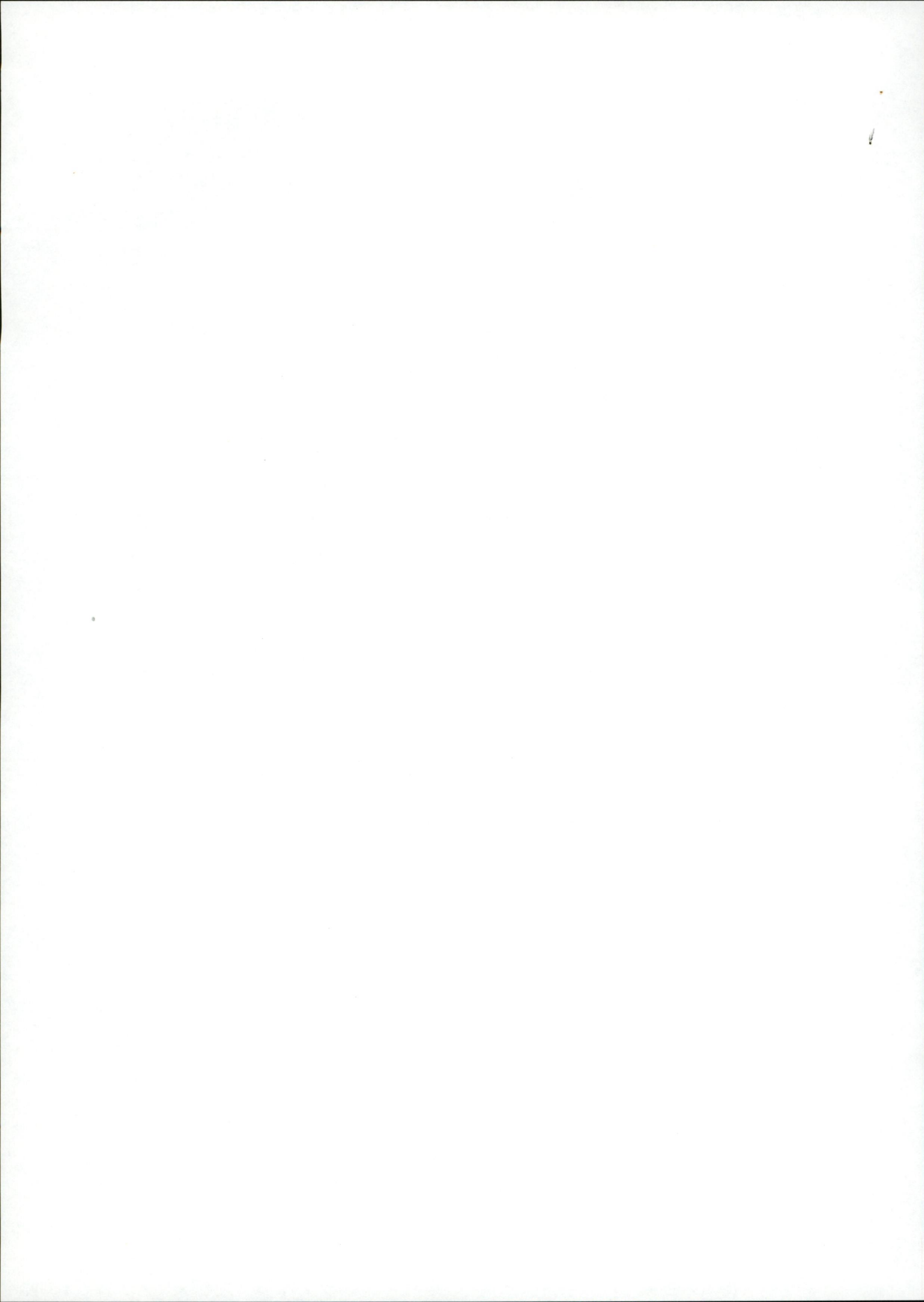


I SHOULD STRESS THAT THE PROPOSAL DOES NOT REPRESENT A COMPLETE RELAXATION OF CURRENT RESTRICTIONS ON SUNDAY RACING AS THE PROPOSED LEGISLATION LIMITS THE NUMBER OF SUNDAYS TO SIX PER FINANCIAL YEAR AND EMPOWERS THE MINISTER TO DETERMINE THE DATES ON WHICH SUNDAY RACING MAY OCCUR, THE CLUBS WHICH MAY CONDUCT SUCH MEETINGS AND THE RACECOURSES ON WHICH THEY MAY BE CONDUCTED.

IN ADDITION, IT IS WORTH NOTING THAT MOST OTHER RECREATION AND LEISURE PURSUITS ARE AVAILABLE ON SUNDAYS AS ARE OTHER AVENUES OF GAMBLING INCLUDING POKER MACHINES, CLUB KENO AND THE SALE OF LOTTERY TICKETS. THE NEW SYDNEY CASINO WILL ALSO BE OPEN ON SUNDAYS.

MR PRESIDENT, IT IS PROPOSED THAT REVENUE GENERATED FROM THE FIRST SUNDAY OF RACING UNDER THE LEGISLATION WILL BE ALLOCATED TO BUSH FIRE RELIEF AS AN AGENCY DONATION.

IT IS THEN INTENDED THAT REVENUE GENERATED FROM THE REMAINING SUNDAY RACE DATES WILL BE UTILISED TOWARDS COSTS ASSOCIATED WITH THE STAGING OF THE YEAR 2000 PARALYMPIC GAMES, THE FURTHER DEVELOPMENT OF ELITE SPORT IN THE LEAD UP TO THE SYDNEY 2000 OLYMPICS AND AS A CONTRIBUTION TOWARDS THE COSTS ASSOCIATED WITH THE PROMOTION OF THE SYDNEY AUTUMN RACING CARNIVAL.

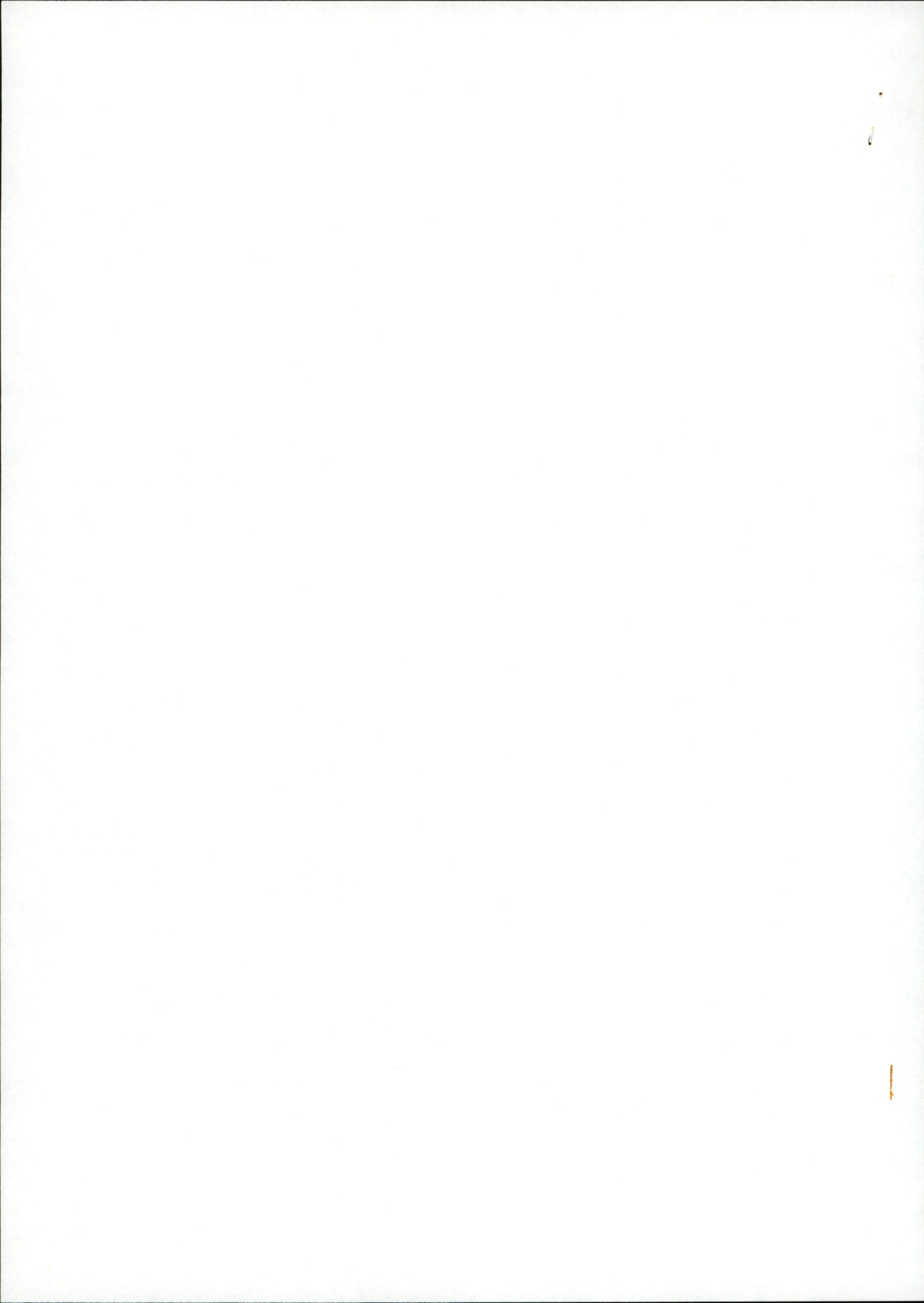


AS HONOURABLE MEMBERS WOULD BE AWARE, SYDNEY'S SUCCESSFUL OLYMPIC BID CARRIES WITH IT THE RESPONSIBILITY FOR THE CONDUCT OF THE YEAR 2000 PARALYMPIC GAMES - A RESPONSIBILITY THAT THIS GOVERNMENT HAS ACCEPTED.

ACCORDINGLY, THE GOVERNMENT WILL BE LOOKING FOR THE COSTS OF THIS COMMITMENT BEING LARGELY FUNDED FROM REVENUE DERIVED FROM THE PROPOSED SUNDAY RACE MEETINGS.

APART FROM THE GOVERNMENT'S COMMITMENT TO BOTH THE YEAR 2000 OLYMPIC GAMES AND PARALYMPIC GAMES, IT HAS BEEN IDENTIFIED THAT THERE IS A NEED TO INCREASE THE EFFICIENCY AND EFFECTIVENESS OF EXISTING HIGH PERFORMANCE SPORT PROGRAMS, PARTICULARLY IN THE LEAD UP TO THE OLYMPIC GAMES.

IN THIS REGARD, MY COLLEAGUE, THE MINISTER FOR SPORT, RECREATION AND RACING IS CURRENTLY EXAMINING PROPOSALS TO INCREASE THE EFFICIENCY AND EFFECTIVENESS OF EXISTING ELITE SPORT PROGRAMS BY RE-FOCUSING, RE-PACKAGING AND ENHANCING THESE PROGRAMS UNDER A TOTALLY NEW IDENTITY, THE NSW INSTITUTE OF SPORT. IT IS ALSO INTENDED THAT THESE COSTS BE MET FROM SUNDAY RACING REVENUE.



MR PRESIDENT THE FINAL COMPONENT OF THE PACKAGE INVOLVES A PROPOSAL THE MINISTER FOR SPORT, RECREATION AND RACING HAS BEFORE HIM TO PROVIDE FINANCIAL ASSISTANCE TOWARDS THE PROMOTION OF THE SYDNEY AUTUMN RACING CARNIVAL, WHICH IS CURRENTLY IN PROGRESS.

THIS INITIATIVE IS A JOINT VENTURE INVOLVING THE FIVE METROPOLITAN RACE CLUBS OF THE THREE RACING CODES WHICH HAVE JOINED TOGETHER TO COLLECTIVELY MARKET THEIR HIGH PROFILE AUTUMN RACES.

THE SYDNEY AUTUMN RACING CARNIVAL PROMOTIONAL CAMPAIGN HAS PROVEN IN THIS, ITS FIRST YEAR, TO BE HIGHLY EFFECTIVE AND THE GOVERNMENT BELIEVES THAT WITH A CO-OPERATIVE EFFORT FROM THE RACING INDUSTRY, THE CORPORATE SECTOR AND THE GOVERNMENT, EXTENSIVE GAINS CAN BE ACHIEVED IN TOURISM AND THE PROMOTION OF THE STATE.

GIVEN THE SUPPORT SHOWN BY THE PUBLIC FOR THE SYDNEY OLYMPIC BID SUNDAY RACE MEETINGS, THE GOVERNMENT IS CONFIDENT THAT THIS LATEST PROPOSAL WILL BE EQUALLY SUCCESSFUL.

I COMMEND THE BILL TO THE HOUSE.

FIRST PRINT

**GAMING AND BETTING (RACE-MEETINGS) AMENDMENT
BILL 1994**

NEW SOUTH WALES



EXPLANATORY NOTE

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

Under the Gaming and Betting Act 1912, race-meetings for horse, greyhound or harness racing throughout the State cannot ordinarily be held on Sundays. However, section 53AA was inserted in 1991 to allow for a maximum of 8 Sunday race-meetings to be held between 1 January 1992 and 31 December 1993. The purpose of the section was to raise money towards the Sydney Olympic 2000 bid.

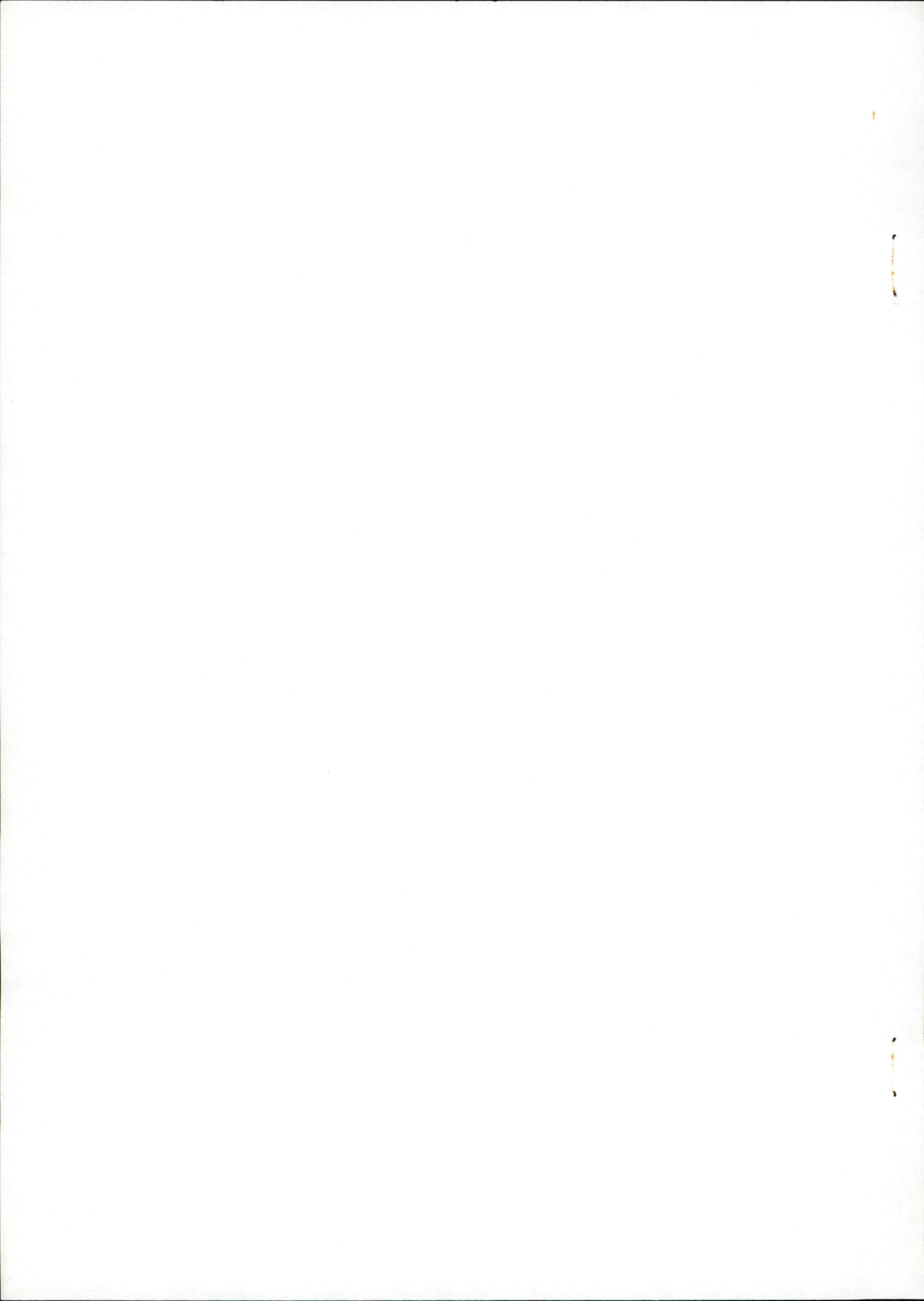
The object of this Bill is to replace section 53AA with a new section allowing up to 6 Sunday race-meetings to be held in each financial year between 1 July 1994 and 30 June 2001. The Minister will, as the current section 53AA provides, determine the dates and places where these Sunday race-meetings are to be held. The new version of section 53AA will enable a Sunday on which race-meetings have been abandoned or cancelled to be carried over in certain cases to an alternative Sunday in a subsequent financial year. The section also provides that the Sunday race-meetings do not count in calculating the maximum number of days on which race-meetings may be held under the Act.

This Bill is designed, subject to the usual Parliamentary appropriation process, to enable revenue derived from the Sunday race-meetings to be applied towards such projects as the development of elite sports programs in the lead-up to the Olympic Games in 2000, the staging of the Paralympic Games in 2000 and the promotion of the Sydney Autumn Racing Carnival.

Clause 1 specifies the short title of the proposed Act.

Clause 2 provides for the proposed Act to commence on the date of assent.

Clause 3 amends the Gaming and Betting Act 1912 in the manner described above.



FIRST PRINT

**GAMING AND BETTING (RACE-MEETINGS) AMENDMENT
BILL 1994**

NEW SOUTH WALES



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**GAMING AND BETTING (RACE-MEETINGS) AMENDMENT
BILL 1994**

NEW SOUTH WALES



No. , 1994

A BILL FOR

An Act to amend the Gaming and Betting Act 1912 to allow race-meetings to be held on a limited number of Sundays between 1 July 1994 and 30 June 2001.

Gaming and Betting (Race-meetings) Amendment 1994

The Legislature of New South Wales enacts:

Short title

1. This Act may be cited as the Gaming and Betting (Race-meetings) Amendment Act 1994.

5 Commencement

2. This Act commences on the date of assent.

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3. The Gaming and Betting Act 1912 is amended by omitting section 53AA and by inserting instead the following section:

10 Race-meetings on Sundays for limited period

53AA. (1) The Minister may determine up to 6 Sundays, in each financial year occurring during the period commencing 1 July 1994 and ending 30 June 2001, on which race-meetings may be held. Race-meetings may be held on the Sundays as so determined.

15 (2) The Minister is to determine which racing clubs are to conduct such race-meetings and on which race-courses they are to be held.

(3) Any Sunday determined in respect of a particular financial year may be changed by the Minister to some other Sunday in that financial year.

20 (4) If race-meetings are not held on the maximum number of Sundays determined in respect of a particular financial year because all the race-meetings that would have been held on any such Sunday were cancelled or abandoned, the Minister may determine that race-meetings may instead be held on an alternative Sunday in a subsequent financial year during the period referred to in subsection (1). If such a
25 determination is made, the limit on the number of Sundays on which race-meetings may be held in that subsequent financial year is, despite subsection (1), correspondingly increased by the number of Sundays determined in respect of the earlier financial year on which
30 race-meetings were cancelled or abandoned.

(5) Sunday race-meetings held under this section are to be disregarded for the purposes of any limit imposed, by or under any other provision of this Act, on the number of days on which race-meetings are allowed on race-courses.

35 (6) The Minister is to calculate, and notify the Treasurer of, the amount of money that is paid into the Consolidated Fund as a result of betting on horse, greyhound or harness racing at Sunday race-meetings held under this section.

Gaming and Betting (Race-meetings) Amendment 1994

(7) This section has effect despite section 53 or any other provision of this or any other Act. However, nothing in this section allows a race-meeting to be held on Christmas Day.

(8) In this section, "**financial year**" means a period of 12 months commencing on 1 July.

