

New Zealand.

## ANALYSIS.

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| <p>Title.</p> <p>1. Short Title.</p> <p>2. Penalty on persons exhibiting placards or advertising betting-houses, sweepstakes, or lotteries.</p> <p>3. Penalty on persons advertising as to betting, sweepstakes, or lotteries.</p> <p>4. Letters and money orders for keepers of lot-</p> | <p>teries, gamblers, fortune-tellers, &amp;c., need not be registered or issued.</p> <p>5. Person taking part in lottery to forfeit not exceeding £10.</p> <p>6. Person not excused from answering as a witness on ground of criminating himself.</p> <p>7. Saving as to certain lotteries and sweepstakes on a racecourse.</p> |
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1885, No. 12.

AN ACT in Amendment of "The Gaming and Lotteries Act, 1881," Title.  
and for the Better Suppression of Betting.

[10th August, 1885.]

BE IT ENACTED by the General Assembly of New Zealand in Parliament assembled, and by the authority of the same, as follows:—

1. The Short Title of this Act is "The Gaming and Lotteries Act 1881 Amendment Act, 1885." Short Title.

It shall be construed as one with "The Gaming and Lotteries Act, 1881" (hereinafter referred to as "the said Act"), and shall come into operation on the first day of November, one thousand eight hundred and eighty-five.

2. Any person exhibiting or publishing, or causing to be exhibited or published, any placard, handbill, card, writing, sign, or advertisement, whereby it shall be made to appear that any house, office, room, or place is opened, kept, or used for the purpose of making bets or wagers on any event or contingency of or relating to any horse-race or other race, fight, game, sport, or exercise, in manner as is mentioned in "The Gaming and Lotteries Act, 1881," or of taking part in any transaction or scheme commonly known as a sweepstake on any such event or contingency, or in any lottery or scheme by which prizes whether of money or of any other matter or thing are gained in manner as is mentioned in the said Act, or for the purpose of exhibiting lists for betting, or relating to sweepstakes or lotteries, or with the intent to induce any person to resort to such house, office, room, or place for the purpose of making bets or wagers in manner aforesaid, or of taking part in any sweepstake, lottery, or scheme in manner aforesaid; or

Any person who, on behalf of the owner or occupier of any such house, office, room, or place, or persons using the same, shall invite

other persons to resort thereto for the purpose of making bets or wagers in manner aforesaid, or of taking part in any sweepstake, lottery, or scheme in manner aforesaid,

Shall be liable on conviction to a penalty of not more than fifty pounds for each offence, or, in the discretion of the Justices before whom he shall be convicted, to be imprisoned for any term not exceeding two months, with or without hard labour.

Penalty on persons advertising as to betting, sweepstakes, or lotteries.

3. Where any letter, circular, telegram, placard, handbill, card, or advertisement is sent, exhibited, or published,

- (1.) Whereby it is made to appear that any person either in New Zealand or elsewhere will, on application, give information or advice for the purpose of or with respect to any such bet or wager, or any such event or contingency as is mentioned in the said Act, or for the purpose or with respect to any sweepstake or any lottery or scheme similar thereto, or will make on behalf of any other person any such bet or wager as is mentioned in the said Act, or will on behalf of any other person take a part in any sweepstake, or take tickets in any lottery or scheme similar thereto: or
- (2.) With intent to induce any person to apply to any house, office, room, or place, or to any person, with the view of obtaining information or advice for the purpose of any such bet or wager, or with respect to any such event or contingency as is mentioned in the said Act, or for the purpose or with respect to any sweepstake or any lottery or scheme similar thereto; or
- (3.) Inviting any person to make or take any share in or in connection with any such bet or wager, sweepstake, lottery, or scheme

Every person sending, exhibiting, or publishing, or causing the same to be sent, exhibited, or published, shall be liable on conviction to a penalty of not more than fifty pounds for each offence, or, in the discretion of the Justices before whom he shall be convicted, to be imprisoned for any term not exceeding two months, with or without hard labour.

Letters and money orders for keepers of lotteries, gamblers, fortune-tellers, &c., need not be registered or issued.

4. If the Postmaster-General has, at any time, reasonable ground to suppose any person to be engaged in receiving any money or valuable thing as or for the consideration for any assurance, undertaking, promise, or agreement, express or implied, to pay or give thereafter any money or valuable thing on any event or contingency of or relating to any horse race or other race, fight, game, sport, or exercise, or as or for the consideration for securing the paying or giving by some other person of any money or valuable thing on any such event or contingency as aforesaid, or to be engaged in promoting or carrying out any scheme connected with any such assurance, undertaking, promise, or agreement as aforesaid, or any lottery, scheme of chance, or unlawful game, or to be engaged in receiving money under pretence of foretelling future events, or to be engaged in any fraudulent business or undertaking, then the said Postmaster-General may, if he think fit, order and declare, by notifi-

cation under his hand duly published in the *Gazette*, that no letter, packet, newspaper, or parcel addressed to any such person (either by his own or any fictitious or assumed name), or to any address without a name, shall be either registered or delivered to any such person. Such notification shall specify every such name whether real, fictitious, or assumed, or any address in respect of which such order is made, and such order shall, upon such notification thereof, be of full force and effect, notwithstanding anything contained in this Act, or in any rules or regulations under this Act, until such order is cancelled by the Postmaster-General, which he is hereby empowered to do; and if any letter addressed to any such person by any such name be received at any post office, it shall not be delivered to the person to whom or at the address to which it is addressed, but shall be at once sent to the Dead Letter Office in Wellington, and shall, if it were originally posted in New Zealand, be opened and immediately returned to the sender, or, if not originally posted in New Zealand, be returned unopened to the colony or country whence it originally came.

No money orders shall be issued in favour of any such person with respect to whom any such order has been made and declared by notification as aforesaid, and no money order shall be paid to any such person.

5. Every person who shall buy any ticket in any lottery, as defined by sections eighteen and nineteen of the said Act, or shall in any way take any part therein as a member or otherwise thereof, shall forfeit and pay a sum not exceeding ten pounds.

Person taking part in lottery to forfeit not exceeding £10.

6. In any prosecution under sections eighteen and nineteen of the said Act, or section five of this Act, no person shall be excused from answering any question put to him as a witness, on the ground that his evidence would tend to criminate himself; and so far as applicable, sections twenty-nine, thirty, and thirty-one of the said Act shall apply to prosecutions under sections eighteen and nineteen of the said Act and section five of this Act.

Person not excused from answering as a witness on ground of criminating himself.

7. Nothing in this Act contained shall be construed as referring to any lottery which is or may be sanctioned under the authority of the said Act, and nothing in the said Act or this Act contained, shall apply to any sweepstake got up on a racecourse, provided that the total amount subscribed does not exceed five pounds, that the several contributions thereto do not exceed five shillings each, and that the whole sum contributed goes to the winner without any deduction on any account.

Saving as to certain lotteries and sweepstakes on a racecourse.