

This PUBLIC BILL originated in the HOUSE OF REPRESENTATIVES, and, having this day passed as now printed, is transmitted to the LEGISLATIVE COUNCIL for its concurrence.

House of Representatives,
9th November, 1910.

Right Hon. Sir J. G. Ward.

GAMING AMENDMENT.

ANALYSIS.

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A BILL INTITULED

AN ACT to amend the Law relating to Betting and Wagering.

Title.

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

1. (1.) This Act may be cited as the Gaming Amendment Act, 1910, and shall be read together with and deemed part of the Gaming Act, 1908 (hereinafter referred to as the principal Act). Short Title and commencement.

10 (2.) Except as to section *six*, this Act shall come into operation on the thirty-first day of January, nineteen hundred and *eleven*.

15 2. (1.) Every person who frequents, loiters, or is in any street (as defined in section twenty-four of the principal Act) for the purpose of betting is guilty of an offence, and is liable on summary conviction to a fine not less than *twenty* pounds and not exceeding *one hundred* pounds for a first offence, and to imprisonment for a period not exceeding *three* months for a second or any subsequent offence against this section, whether of the same or of a different kind. Penalty for street betting.

20 (2.) Every bookmaker who makes or offers to make any bet or wager on any racecourse, or in any public place or premises, is liable to the like penalties as are prescribed by the *last preceding* subsection.

3. (1.) Section thirty-four of the principal Act is hereby repealed. Repeal.

25 (2.) Every license issued to a bookmaker under the said section, and current at the commencement of this Act, shall thereupon cease to have any force or effect.

Racing clubs to prevent bookmakers from plying their calling on racecourses.

4. (1) It shall be the duty of every racing club at any race meeting to use all reasonable and lawful means of preventing bookmakers from plying their calling on the racecourse at that meeting, and if the Minister of Internal Affairs is satisfied that any racing club has wilfully or negligently failed to comply with this section he shall revoke the license of that club and shall refuse to issue any further license to that club for a period of one year after the date of such revocation. 5

(2.) To enable a racing club to perform the duty hereby imposed on it, it shall be lawful for any agent or servant of the club, or constable, to remove from the racecourse any person acting in breach of the provisions of subsection *two* of section *two* hereof, who, after being warned by any such agent, servant, or constable to desist from so acting, does not so desist. 10

Governor may appoint Commission to determine the number of licenses to be issued during the year commencing 1st August, 1911.

5. (1.) For the purpose of determining the allocation of licenses to be issued under section fifty of the principal Act in the year commencing on the first day of August, nineteen hundred and *eleven*, and the racing clubs to which those licenses are to be granted, and the number of days on which the use of the totalisator is to be authorized by those licenses, the Governor in Council may appoint a Commission of five persons who shall make such inquiries as they think fit as to the aforesaid matters, and shall report to the Governor their opinion thereon: 15 20

Provided that the number of days on which the totalisator may be used during the year at racing and trotting meetings shall not exceed two hundred and fifty, each class of racing to be reduced proportionately to the number of days on which the totalisator was used by each class during the twelve months immediately preceding the coming into operation of this Act. 25

(2.) In determining the clubs to which licenses shall be granted, preference shall be given to those clubs which use the totalisator at one meeting only in any year. 30

(3.) For the purposes of any such inquiries the Commission shall have and may exercise all the powers of a Commission under the Commissions of Inquiry Act, 1908, and shall be deemed to be a Commission appointed under the authority of that Act. 35

(4.) All licenses granted by the Minister of Internal Affairs in the year commencing on the first day of August, nineteen hundred and *eleven*, shall be granted by him in accordance with the report of the said Commission, so far as that report is in accordance with the provisions of this Act. 40

(5.) Nothing in this section shall take away or in any manner affect the powers of the Minister of Internal Affairs to revoke any license granted in the said year, or to grant or refuse in his absolute discretion any license in any subsequent year. 45

Duration of race meetings.

6. (1.) No race meeting shall extend over a longer period than eight days in the case of a four-day meeting, or six days in the case of a three-day meeting, or four days in the case of a two-day meeting: 50

Provided that nothing in this subsection shall prevent the stewards or committee of any racing club, if compelled on account of inclement weather or any extraordinary circumstances to postpone

any racing day, from extending any race meeting beyond the period specified.

(2.) Not more than seven races shall be run on any one day at any race meeting.

5 (3.) This section shall come into operation on the first day of August, nineteen hundred and *eleven*.

7. (1.) No investment on the totalisator shall be received otherwise than in money, bank-notes, or cheque before or at the time of the investment.

Mode of investment on totalisator.

10 (2.) No investment on the totalisator shall be received from any person under the age of twenty-one years, and no bet shall be made by any person with any other person who is under twenty-one years of age.

15 (3.) If any member, officer, agent, or servant of a racing club knowingly receives or registers or otherwise takes into account, or permits or authorizes to be received, registered, or taken into account, any investment on the totalisator made by any person under the age of twenty-one years, or made on credit, or otherwise than in accordance with this section, he shall be guilty of an offence, and shall be liable to a fine not exceeding *one hundred* pounds; and
20 any person who makes any bet with any other person who is under twenty-one years of age shall be guilty of an offence, and shall be liable to a fine not exceeding *fifty* pounds.

25 (4.) Every person who by falsely representing himself as being of the age of twenty-one years or upwards is permitted by any member, officer, agent, or servant of a racing club in charge of or operating any totalisator to make an investment on the totalisator is liable to a fine not exceeding *fifty* pounds.

30 8. Subsection four of section twenty-six of the principal Act is hereby amended by inserting, before the words "bicycle-races," the words "coursing-matches, pigeon-shooting matches, inanimate-shooting contests."

Section 26 of principal Act amended.

35 9. (1.) The Governor may by Order in Council declare that the provisions of the principal Act and of all other Acts prohibiting lotteries shall not apply to the Art Union of London, being a body corporate established by Royal Charter in the United Kingdom for the advancement of the fine arts, or to any other institution or association established with the like objects in any place out of New Zealand.

Governor in Council may exempt the Art Union of London or other foreign institution from operation of provisions as to lotteries.

40 (2.) Any such Order in Council may be at any time revoked.

(3.) So long as any such Order in Council remains in force the body corporate, institution, or association to which it relates shall be exempt from the provisions of the principal Act and of any other Act with respect to the prohibition of lotteries.