

No. II.**LOTTERIES.****An Act to prevent Lotteries. [27th July, 1852.]**

BE it enacted by His Excellency the Governor of New South Wales with the advice and consent of the Legislative Council thereof as follows:—

The selling or disposing of any goods &c. by lottery or chance prohibited.

1. It shall not be lawful for any person under any pretence form denomination or description whatsoever or by means of any device or contrivance whatsoever to sell or dispose of or agree or promise whether with or without consideration to sell or dispose of any goods wares or merchandise whatsoever to or among any person or persons whomsoever by means of any game either of skill or of chance or of any other contrivance or device whatsoever whereby any such goods wares or merchandise shall be sold or disposed of or agreed or promised to be sold or disposed of or divided or allotted to or among any person or persons by lottery or chance whether by the throwing or casting of any dice or the drawing of any tickets cards lots numbers figures or by means of any wheel or otherwise howsoever and every person who shall contrary to the provisions hereof sell or dispose of or agree or promise whether with or without consideration to sell or dispose of any goods wares or merchandise whatsoever shall for every such offence forfeit and pay a sum not exceeding one hundred pounds to be recovered in a summary way before any two Justices of the Peace.

Under a penalty.

Informer a competent witness.

This Act not to affect "Art Union Act" nor to apply to the sale by raffle &c. of articles exposed at fancy fairs for charitable purposes.

2. The informer or party prosecuting shall in all cases under this Act be a competent witness.

3. Nothing herein contained shall or shall be deemed or construed to repeal alter or in any manner affect the Act of Council passed in the fourteenth year of the reign of Her present Majesty intituled "*An Act for legalizing Art Unions*" or to apply to or prevent the sale by raffle or lottery of articles exposed for sale at any bazaar or fancy fair held for raising funds in aid of any eleemosynary or charitable institution of a public character.