

TOTALIZATOR (AMENDMENT) ACT.

Act No. 19, 1927.

An Act to amend the Totalizator Act, 1916, the Totalizator (Amendment) Act, 1919, the Totalizator (Amendment) Act, 1920, and certain other Acts in certain respects; and for purposes connected therewith. [Assented to, 28th February, 1927.]

George V,
No. 19.

BE it enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows :—

1. (1) This Act may be cited as the “Totalizator (Amendment) Act, 1927,” and shall be read with the Totalizator Act, 1916, as amended by subsequent Acts. In this Act that Act as so amended is referred to as the Principal Act.

Short title.

(2) This Act shall commence on a date to be appointed by the Governor and notified by proclamation published in the Gazette.

2. The Principal Act is amended as follows :—

Amendment
of Principal
Act.

(a) by inserting at the end of subsection one of section eight the following words:—“but no deduction shall be made in respect of amounts invested upon a horse declared by the prescribed officer or servant of the club to be a non-starter”;

Sec. 8.
(Commission.)

(b)

230 **Totalizator (Amendment) Act.**

George V,
No. 19.

- (b) (i) by omitting from subsection two of the same section the words and figure "within fourteen days after the holding of any race meeting if a club specified in Part I of" and by inserting in lieu thereof the words "if a club specified in";
- (ii) by omitting from the same subsection the words and figures "specified in Part II of" and by inserting in lieu thereof the words "not specified in";
- (iii) by omitting from the same subsection the words "Any such amount may be recovered from such club as a Crown debt in any court of competent jurisdiction";
- (c) by inserting at the end of section eight the following new subsection:—

(3) The payment to be made in pursuance of this section shall be made within fourteen days of the date of the race day upon which the totalizator is used.

If the payment is not made within such time an additional payment amounting to ten per centum of the amount unpaid shall be payable to the Colonial Treasurer.

The Colonial Treasurer may in any case in which he may deem fit forego the whole or any part of such additional payment or give time for the payment thereof.

- (d) by inserting next after section eight the following new section:—

8A. Any sum or sums payable to the Colonial Treasurer under this Act may be recovered as a Crown debt in any court of competent jurisdiction.

3. The Principal Act is further amended—

- (a) by inserting after section 9A the following new section:—

9B. (1) Any moneys the result of investments on a totalizator remaining in the hands of a racing club the disposal of which is not otherwise directed by this Act, shall be paid within one month of the date of the race meeting

Recovery of
amounts due.

Further
amendment of
Act No. 75, 1916.
New s. 9B.

(Unclaimed
moneys.)

meeting at which such moneys were received to the Colonial Treasurer for the use of the public revenue. George V,
No. 19.

(2) Such club shall on such payment be relieved from all liability in respect of the moneys so paid.

(3) This section shall extend to any such moneys in the hands of a racing club at the commencement of the Totalizator (Amendment) Act, 1927, and such moneys shall be paid to the Colonial Treasurer within one month of such commencement.

- (b) by adding at the end of subsection two of section ten the following words:— Sec. 10 (2).
(Commis-
sion.)

“No deduction shall be made in respect of amounts invested upon a horse declared by the prescribed officer or servant of the club holding the race meeting to be a non-starter.”

- (c) (i) by omitting from subsection two of section twenty the words “and subject to the approval of the Governor, a racing club” Sec. 20 (2).
(Rules.) and by inserting in lieu thereof the words “the Governor”;

(ii) by omitting from the same subsection the words “under its control”;

- (d) by omitting the Schedule and by inserting in lieu thereof the following new Schedule:—

SCHEDULE.

The Australian Jockey Club (Randwick Racecourse).
The Australian Jockey Club (Warwick Farm Racecourse).
The Rosehill Racecourse Company, Limited.
The Canterbury Park Race Club, Limited.
The Moorefield Racing Club, Limited.
The Ascot Racecourse and Recreation Grounds, Limited.
The Kensington Recreation Grounds Company, Limited.
The Rosebery Racecourse Company, Limited.
The Victoria Park Racing and Recreation Grounds Company, Limited.

Sec. 8 (2).
(Schedule.)