

## **GAMING AND BETTING (AMENDMENT) ACT.**

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### **Act No. 19, 1963.**

**Elizabeth II,** An Act to make further provision with respect to the  
**No. 19, 1963** holding of race-meetings; for this and other  
purposes to amend the Gaming and Betting  
Act, 1912–1962; and for purposes connected  
therewith. [Assented to, 10th April, 1963.]

**BE**

**B**E it enacted by the Queen'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:—

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1. (1) This Act may be cited as the "Gaming and Betting (Amendment) Act, 1963".

(2) The Gaming and Betting Act, 1912, as amended by subsequent Acts and by this Act, may be cited as the Gaming and Betting Act, 1912-1963.

2. The Gaming and Betting Act, 1912, as amended by subsequent Acts, is amended—

Amendment of Act No. 25, 1912.

(a) by omitting from section seven the words "to betting Sec. 7. or wagering after sunset upon greyhound-races or (Wagering trotting races or contests, as the case may be, on or betting prohibited.) any such race-course during the hours specified for the purpose in the special license or license issued for such race-course" and by inserting in lieu thereof the words ", during the period in which a race-meeting is being held on any such race-course, to betting or wagering on such race-course at any time after sunset upon any greyhound-races or trotting races or contests held on such or any other race-course";

(b) (i) by inserting in paragraph (a) of subsection Sec. 51. three of section fifty-one after the words (Race-course "special occasion :" the following new to be proviso :— licensed.)

Provided further that the Minister upon a request by the Australian Jockey Club may, from time to time, adjust the maximum number of days on which meetings may be held on Randwick Race-course and Warwick Farm Race-course pursuant to the provisions of this paragraph and section 53B of this Act by increasing the maximum number of days on which meetings may be held on either of such race-courses

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race-courses and by reducing the maximum number of days on which meetings may be held on the other such race-course by the number of days by which the maximum number is so increased :

- (ii) by omitting from the proviso to paragraph (a) of subsection five of the same section the words "only one such race-course is so specially licensed" and by inserting in lieu thereof the words "Harold Park Race-course is so licensed";
- (iii) by inserting at the end of paragraph (b) of the same subsection the following new paragraph :—

For the purposes of this subsection Penrith Showground shall be deemed to be situate beyond forty miles of the General Post Office, Sydney.

- (iv) by inserting next after subsection (5A) of the same section the following new subsection :—

(5AA) Nothing in subsection five of this section shall preclude the holding, on any race-course licensed for trotting races or contests, of trial meetings for trotting races or contests on such number of days (if any) in any year or part thereof as may be prescribed by regulations made under this Act in relation to such race-course :

Provided that such trial meetings shall be held in accordance with such regulations and subject to such terms, conditions, restrictions and prohibitions as are specified therein.

Any such regulations may impose a penalty not exceeding one hundred pounds for any breach thereof.

Any penalty so imposed may be recovered in a summary manner before a stipendiary magistrate.

- (v) by omitting paragraph (a) of subsection (5B) of the same section ;

(c)

(c) by inserting at the end of subsection three of section No. 19, 1963 fifty-two the following new paragraph :—

Sec. 52.

For the purposes of this subsection Penrith Showground shall be deemed to be situate beyond forty miles of the General Post Office, Sydney.

(d) (i) by inserting in subsection five of section 52A after the word "two," the words "and the number of licenses for race-courses situate within that part of the City of Greater Wollongong which is beyond forty miles of the General Post Office, Sydney, shall not exceed three,";

(ii) by omitting subsection six of the same section;

(e) by omitting section fifty-three and by inserting in lieu thereof the following section :—

Subst. sec. 53.

53. (1) Meetings for horse-racing at race-courses situate within forty miles of the General Post Office, Sydney, may, subject to this Act, be held on Wednesdays, Saturdays, and public holidays, except Good Friday and Christmas Day, and on no other days; but where a public holiday falls upon a Wednesday or upon a Saturday a meeting for horse-racing may be held upon any other day in that week or in the next succeeding week not being Sunday, Good Friday or Christmas Day; and where there are, in any one year, fifty-three Saturdays, a meeting for horse-racing may be held on one Saturday in lieu of such a meeting which would in a year in which there are fifty-two Saturdays be required to be held upon a Wednesday, and when in any year Christmas Day falls upon a Sunday a meeting for horse-racing may be held on the public holiday falling on the Tuesday following in lieu of upon the Wednesday of that week.

(2) Race-meetings other than those referred to in subsection one of this section may be held on any day of the week not being Sunday, Good Friday or Christmas Day.

(3)

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(3) If, owing to unfavourable weather, a race-meeting appointed for any day has to be postponed, such race-meeting may be held on any other day (not being Sunday, Good Friday, Christmas Day, or a day already appropriated and notified as a day of racing by any other club in the same district) within fourteen days of such postponement.

New sec.  
53E.

(f) by inserting next after section 53D the following new section :—

Additional  
meetings.

53E. Notwithstanding any of the provisions of sections fifty-one, fifty-two and 52A of this Act the Governor may, from time to time by proclamation published in the Gazette, declare that, subject to such conditions as may be set out in the proclamation,—

- (a) the Chief Secretary may issue such additional licenses of such classes as may be specified in such proclamation in any district or town;
- (b) the maximum number of days on which race-meetings may be held on a race-course pursuant to this Act may be increased to the number specified in such proclamation.

Any additional license issued pursuant to this Act shall, subject to any conditions set out in such proclamation applicable thereto, have like force and effect as if issued under this Act and be subject to the provisions of this Act. The maximum number of days as increased in pursuance of this section shall, for the purposes of this Act, be the maximum number of days on which race-meetings may be held on a race-course to which such increase relates.