

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

**New South Wales**



ANNO VICESIMO PRIMO

**ELIZABETHÆ II REGINÆ**

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**Act No. 74, 1972.**

An<sup>\*</sup> Act to make further provisions with respect to the keeping, use and operation of poker machines; for this purpose to amend the Gaming and Betting Act, 1912, and the Gaming and Betting (Poker Machines) Taxation Act, 1956: and for purposes connected therewith. [Assented to, 4th December, 1972.]

BE

*Gaming and Betting (Amendment).*

**No. 74, 1972** **BE** 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 :—

Short title. **1.** This Act may be cited as the "Gaming and Betting (Amendment) Act, 1972".

Amendment of Act No. 18, 1956. **2.** The Gaming and Betting (Poker Machines) Taxation Act, 1956, is amended—

- Sec. 6.  
(Supplementary license tax.)
- (a) by omitting from paragraph (b) of the definition of "net revenue from poker machines" in section 6 (2) the word "seventy-one" and by inserting instead the word "seventy-two";
  - (b) by omitting from paragraph (b) (iii) of the same definition the words "a maintenance allowance equal to an amount of one hundred and twenty dollars" and by inserting instead the words "a maintenance and depreciation allowance equal to an amount of one hundred and fifty dollars".

Amendment of Act No. 25, 1912. **3.** The Gaming and Betting Act, 1912, is amended—

- Sec. 1.  
(Short title.)
- (a) by omitting from the matter relating to Division 4 of Part IIIA in section 1 the matter "50Q" and by inserting instead the matter "50QB";
- Sec. 50r.  
(Provisions to be made in rules of clubs.)
- (b) (i) by omitting from section 50r (1) (h) the words "twenty-one years" and by inserting instead the words "eighteen years";
  - (ii) by inserting in section 50r (1) (i) after the words "twenty-one years of age" the words ", unless he has attained the age of eighteen

years

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years and has served outside Australia as a member of the armed forces of the Commonwealth,"; No. 74, 1972

- (iii) by inserting at the end of section 50r (1) the following new proviso :—

Provided further that a club shall not admit members in accordance with paragraph (h) under the age of twenty-one years unless the members proposing and seconding the admission of the members have attained the age of twenty-one years.

- (c) by inserting next after section 50q the following new sections :—

50QA. Except in the case of a person who has attained the age of eighteen years and has served outside Australia as a member of the armed forces of the Commonwealth, any person under twenty-one years of age who uses or operates poker machines in club premises shall be liable to a penalty not exceeding fifty dollars. New secs.  
50QA and  
50QB.  
Persons  
under  
twenty-one  
not to play  
poker  
machines  
in club  
premises.

50QB. (1) The secretary of a club or any servant of a club or any member of the police force may demand from any person using or operating poker machines in club premises and whom he has reasonable cause to suspect to be under the age of twenty-one years, the correct age, name and address of that person, and if he has reasonable grounds to suppose that the age, name or address so given is false, may require that person to produce evidence of the correctness of the age, name or address given by that person. Powers of  
secretary  
and police  
with respect  
to persons  
under  
twenty-one  
playing  
poker  
machines.

(2) If any such person, on demand being made on him under subsection (1) by any member of the police force, refuses or fails to give his age, name or address or, without reasonable cause, to produce any evidence required of him,

the

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the member of the police force may without any warrant apprehend that person forthwith and shall bring him before some justices as soon as practicable to be dealt with according to law.

(3) A person who, on a demand being made on him under subsection (1) refuses or fails without reasonable cause to give to the secretary or a servant or any member of the police force or to produce evidence as to his correct age, name or address shall be liable for every such offence to a penalty not exceeding twenty dollars.

**Sixth  
Schedule.**

- (d) (i) by omitting from the Sixth Schedule the matter "Maintenance Allowance<sup>‡</sup>" and by inserting instead the matter "Maintenance and Depreciation Allowance<sup>‡</sup>";
- (ii) by omitting from the Sixth Schedule the matter "<sup>‡</sup>"Maintenance allowance" " and by inserting instead the matter "<sup>‡</sup>"Maintenance and Depreciation Allowance" ";
- (iii) by omitting from the Sixth Schedule the matter "\$120" and by inserting instead the matter "\$150".
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