

**GAMING AND BETTING (RACE-COURSE LICENCES)
AMENDMENT ACT 1991 No. 76**

NEW SOUTH WALES



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**GAMING AND BETTING (RACE-COURSE LICENCES)
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Act No. 76, 1991

An Act to amend the Gaming and Betting Act 1912 so that a race-course licence, instead of being current for 1 year, will continue in force until cancelled; to enable the Minister to subject a race-course licence to a condition; and for other purposes. [Assented to 17 December 1991]

Gaming and Betting (Race-course Licences) Amendment 1991

The Legislature of New South Wales enacts:

Short title

1. This Act may be cited as the Gaming and Betting (Race-course Licences) Amendment Act 1991.

Commencement

2. This Act commences on a day or days to be appointed by proclamation.

Amendment of Gaming and Betting Act 1912 No. 25

3. The Gaming and Betting Act 1912 is amended as set out in Schedules 1 and 2.

SCHEDULE I—AMENDMENTS RELATING TO LICENCES

(Sec. 3)

(1) Section 52 (Issue of licences):

(a) Omit section 52 (1)–(2B), insert instead:

(1) The Minister may issue a licence for the purposes of section 51 and each licence is subject to:

- (a) the prescribed conditions relating to the licence; and
- (b) any condition of which the licensee is notified in writing by the Minister at the time of issue of the licence or while the licence is in force.

(2) A condition of a licence that is imposed or notified by the Minister under this section ceases to have effect if the Minister later notifies the licensee in writing that the condition has been cancelled.

(b) After “rates” in section 52 (3), insert “if the licence is to be issued to an existing licensee with effect on and from 1 July 1992”,

(c) After section 52 (3), insert:

(3A) Except as provided by subsection (3), the fee for the issue of a licence is \$100.

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SCHEDULE 1—AMENDMENTS RELATING TO LICENCES
continued

(2) Section 52A (Special licences):

(a) Omit section 52A (2) and (3), insert instead:

(2) A licence to which this section applies is to be issued by the Minister and is subject to:

- (a) the prescribed conditions relating to the licence; and
- (b) any condition of which the licensee is notified in writing by the Minister at the time of issue of the licence or while the licence is in force.

(3) A condition of a licence that is imposed or notified by the Minister under this section ceases to have effect if the Minister later notifies the licensee in writing that the condition has been cancelled.

(b) After “rate” in section 52A (4), insert “if the licence is to be issued to an existing licensee with effect on and from 1 October 1992”.

(c) After section 52A (4), insert:

(4A) Except as provided by subsection (4), the fee for the issue of a licence is \$100.

(3) Section 52B (Greyhound-racing applicant to be non-proprietary association):

(a) From section 52B (1) and (2), omit “or his delegate” wherever occurring.

(b) Omit section 52B (3).

(4) Section 52C (Condition of licence for greyhound-racing):

(a) Omit section 52C (1).

(b) From section 52C (2) (c), omit “or his delegate” wherever occurring.

(5) Section 52E:

After section 52D, insert:

Duration and cancellation of licences

52E. (1) A licence for a race-course remains in force until cancelled if:

- (a) it is not a licence for a race-course specially licensed for greyhound-racing and it takes effect at any time after 30 June 1992; or

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SCHEDULE 1—AMENDMENTS RELATING TO LICENCES
continued

(b) it is a licence for a race-course specially licensed for greyhound-racing and it takes effect at any time after 30 September 1992.

(2) The Minister may cancel a licence (including a licence for a race-course specially licensed for greyhound-racing) for any good cause including, but without limiting the operation of this section:

- (a) a failure by the licensee to comply with a condition of the licence; and
- (b) the licensee ceasing to be a non-proprietary association, if the licence is for a race-course specially licensed for greyhound-racing.

(6) Sections 53A, 53C:

Omit “or his delegate” wherever occurring.

(7) Section 53F:

Omit the section, insert instead:

Delegation of Minister’s functions

53F. The Minister may delegate any of the functions conferred on the Minister by sections 52–52C, 53A and 53C.

(8) Section 59 (**Regulations**):

After section 59 (1), insert:

(2) Without affecting the generality of subsection (1), regulations may be made for or with respect to the conditions of a licence for a race-course, including a race-course specially licensed for greyhound-racing.

**SCHEDULE 2—AMENDMENTS RELATING TO
 PONY-RACING**

(Sec. 3)

(1) Section 3 (**Definitions**):

- (a) From section 3 (1), omit the definition of “Meeting for pony-racing”.
- (b) From the definition of “Race-meeting” in section 3 (1), omit “, or pony-racing.”.

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SCHEDULE 2—AMENDMENTS RELATING TO PONY-RACING
continued

- (c) From the definition of “Sports” in section 3 (1), omit “pony-races.”.
- (2) Section 7 (**Prohibition of betting or wagering**):
From section 7 (1) (b), omit “pony-races.”.
- (3) Section 47G (**Regulations relating to newspapers, broadcasting stations and television stations**):
From section 47G (2) (c), omit “, pony-racing”.
- (4) Section 51 (**Restrictions on race-meetings and harness racing**):
 - (a) From section 51 (2), omit “or pony-racing”.
 - (b) Omit section 51 (4).

[Minister's second reading speech made in—
Legislative Assembly on 14 1991
Legislative Council on 10 December 1991]