

**TROTting AUTHORITY (AMENDMENT) ACT,
1978, No. 124**

New South Wales



ANNO VICESIMO SEPTIMO

ELIZABETHÆ II REGINÆ

Act No. 124, 1978.

An Act to amend the Trotting Authority Act, 1977, with respect to proceedings on appeals under that Act and the powers of the Authority to make rules, and in other respects. [Assented to, 21st December, 1978.]

See also Defamation (Trotting Authority) Amendment Act, 1978.

Trotting Authority (Amendment).

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 :—

1. This Act may be cited as the "Trotting Authority Short
(Amendment) Act, 1978". title.

2. The Trotting Authority Act, 1977, is amended in the Amendment
manner set forth in Schedule 1. of Act No.
57, 1977.

3. Any rules or by-laws made by the Trotting Authority of Saving.
New South Wales pursuant to the Trotting Authority Act, 1977,
and in force immediately before the date of assent to this Act shall
be deemed to be rules made by the Authority pursuant to the
Trotting Authority Act, 1977, as amended by this Act.

SCHEDULE 1.

Sec. 2.

AMENDMENTS TO THE TROTTING AUTHORITY ACT, 1977.

(1) Section 3—

From the matter relating to Part III, omit "–10", insert
instead ", 9".

(2) Section 4, definition of "by-law"—

Omit the definition.

Trotting Authority (Amendment).

SCHEDULE 1—*continued.*

**AMENDMENTS TO THE TROTGING AUTHORITY ACT, 1977—
*continued.***

(3) (a) Section 8 (2) (d)—

Omit “by-laws” wherever occurring, insert instead “rules”.

(b) Section 8 (2) (d) (ii)—

Omit “or suspend”.

(c) Section 8 (2) (d) (viii)—

Omit “and”.

(d) Section 8 (2) (d) (ix)—

At the end of the subparagraph, insert “and”.

(e) Section 8 (2) (d) (x)—

After section 8 (2) (d) (ix), insert :—

- (x) suspend for such term as the Authority thinks fit any right or privilege conferred by this Act or the rules on any owner, trainer or driver of trotting horses, or on any bookmaker or bookmaker’s clerk associated with the trotting industry, or on any other person associated with the industry;

(4) Sections 9, 10—

Omit the sections, insert instead :—

9. (1) The Authority may make rules, not inconsistent with this Act, for or with respect to—

- (a) the control and regulation of trotting;

Authority
may make
rules.

Trotting Authority (Amendment).

SCHEDULE 1--*continued.*

AMENDMENTS TO THE TROTTING AUTHORITY ACT, 1977—
continued.

- (b) the appointment of an executive officer and a deputy executive officer from among its members and the functions of those officers;
- (c) any of the matters mentioned in section 8 (2) (d);
- (d) the appointment of stewards of the Authority and the functions of those stewards;
- (e) conferring on stewards so appointed the same powers as are exercisable by the Authority under section 8 (2) (d);
- (f) the charges payable by a trotting club or trotting association when stewards so appointed act at a trotting meeting held by that club or association; and
- (g) the extent to which, and the circumstances in which, stewards so appointed may exercise or perform their functions to the exclusion of stewards of trotting clubs or trotting associations.

(2) A rule—

- (a) shall have no effect unless it is approved by the Minister; and
- (b) takes effect on and from the date of that approval or a later date specified in the rule.

(3) A rule may not be made for or with respect to any of the matters for or with respect to which regulations may be made by virtue of this Act (section 27 (2) excepted).

Trotting Authority (Amendment).

SCHEDULE 1—*continued.*AMENDMENTS TO THE TROTGING AUTHORITY ACT, 1977—
continued.

(5) Section 18 (1A)—

After section 18 (1), insert :—

(1A) Proceedings on any such appeal shall be held as in open court at a meeting of the Authority at which a quorum is present.

(6) Section 19 (1A)—

After section 19 (1), insert :—

(1A) Proceedings on any such appeal shall be held as in open court before the Tribunal.

(7) Section 24—

Omit “section 8 (2) (d) (viii)”, insert instead “section 8 (2) (d) (ix)”.

(8) (a) Section 27 (2)—

Omit “by-laws or”.

(b) Section 27 (4)—

Omit “by-laws”, insert instead “rules”.

(9) (a) Section 28 (1)—

Omit “by-laws or”.

(b) Section 28 (2)—

Omit the subsection.

Trotting Authority (Amendment).

SCHEDULE 1—*continued.*

AMENDMENTS TO THE TROTGING AUTHORITY ACT, 1977
—*continued.*

(c) Section 28 (3), (4), (5)—

Omit “, by-law” wherever occurring.

(10) Schedule 1—

From clause 10, omit “, by-laws”.
