



New South Wales

Totalizator Legislation Further Amendment Act 1995 No 59

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Totalizator Legislation Further Amendment Act 1995 No 59

Act No 59, 1995

An Act to amend the *Totalizator Act 1916* with respect to the location of totalizator operations; to amend consequentially the *Totalizator (Off-course Betting) Act 1964*; and for other purposes. [Assented to 30 November 1995]

The Legislature of New South Wales enacts:

1 Name of Act

This Act is the *Totalizator Legislation Further Amendment Act 1995*.

2 Commencement

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

3 Amendment of Totalizator Act 1916 No 75

The *Totalizator Act 1916* is amended as set out in Schedule 1.

4 Amendment of Totalizator (Off-course Betting) Act 1964 No 1

The *Totalizator (Off-course Betting) Act 1964* is amended as set out in Schedule 2.

Schedule 1 Amendment of Totalizator Act 1916

(Section 3)

[1] Section 4 Minister to approve site of totalizator

Insert at the end of section 4:

- (2) The site of a totalizator's betting facilities must be on the racecourse at which the totalizator is to be used, but the site for any of its other facilities may, with the approval of the Minister, be on the racecourse or elsewhere.
- (3) A reference in this Act to a totalizator established, situated or used on or at a racecourse is a reference to a totalizator whose betting facilities are situated on the racecourse, whether or not its other facilities are situated elsewhere.
- (4) In this section, *betting facilities* means totalizator facilities for accepting investments and displaying odds and dividends to investors.

[2] Section 5 Use of totalizator to be lawful

Omit section 5. Insert instead:

5 Use of totalizator to be lawful

The use of a totalizator, and anything done in relation to a totalizator, in accordance with the provisions of this Act is lawful and is exempt from the provisions of any Act prohibiting gaming, betting or wagering.

[3] Section 16 Officers of racing clubs not to accept certain instructions as to investments on totalizator

Insert after section 16 (2):

- (3) This section does not apply to transmissions by or on behalf of a racing club for the purposes of operating a totalizator in accordance with this Act.

[4] Section 18 Inspectors

Omit “,during such meeting,”.

[5] Section 18

Omit “building”.

Insert instead “land or building, whether situated at a racecourse or elsewhere,”.

[6] Section 19A Racecourse Development Fund

Omit “on any racecourse” wherever occurring in section 19A (5) (a) and (b).

[7] Section 19A (5) (a) and (b)

Omit “whether the facilities” wherever occurring.

Insert instead “whether the totalizator or ancillary facilities”.

Schedule 2 Amendment of Totalizator (Off-course Betting) Act 1964

(Section 4)

Section 15 Application of payments by Board to clubs

Omit “totalizators therein” from section 15 (a).

Insert instead “totalizator facilities, whether or not situated on the club’s premises”.

[Minister’s second reading speech made in—
Legislative Assembly on 26 October 1995
Legislative Council on 22 November 1995]