

1990 - No. 288

**SYDNEY TURF CLUB ACT 1943 - BY-LAW**

NEW SOUTH WALES



*[Published in Gazette No. 65 of 18 May 1990]*

I HEREBY give notice that the By-law set out below was made by the Directors of the Sydney Turf Club at a meeting of the Directors duly summoned for that purpose and held on 29 January 1990, that a copy of the By-law was sent to me on 27 March 1990 and that the By-law has not been disallowed by His Excellency the Governor.

R. B. ROWLAND SMITH  
Minister for Sport, Recreation and Racing.

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**SYDNEY TURF CLUB  
NOTICE OF CHANGE OF BY-LAWS**

TAKE NOTICE that pursuant to the Sydney Turf Club Act 1943 and by virtue of the provisions therein contained at a meeting of the Directors of Sydney Turf Club held on 29th January, 1990 and duly summoned for this purpose, the following By-Law was made:

**Citation**

1. This By-Law may be cited as "The Sydney Turf Club By-law, 1990".

**Repeals**

2. The By-laws made on 25 June 1979 pursuant to the Sydney Turf Club Act, 1943, of which making notice was published in the Gazette

of 21 September 1979, and all By-laws amending those By-laws are hereby repealed.

**Divisions of racecourse lands**

3. The divisions into which the lands comprising each racecourse owned or controlled by Sydney Turf Club with the buildings and other erections and fences thereon are divided are hereby defined as follows:-

- (a) The Public Grandstand and the Saddling Paddock, save and except those areas defined in paragraphs (b), (e), (f) and (h) hereof;
- (b) Areas and seats reserved for sale at special prices;
- (c) The paddocks for parking public motor cars;
- (d) The paddocks for parking of members' motor cars;
- (e) The weighing yards, jockeys' rooms, areas and rooms allocated for the directors, judge, stewards, camera operators, totalizator operators, officers of the Club and press, television and broadcasting officials;
- (f) The Members' Stand and enclosure;
- (g) The training grounds;
- (h) Private suites, where provided;
- (i) The course proper;
- (j) The area in which the horse stalls are located;
- (k) All the residue of the said lands.

**Admission of members to certain divisions**

4. On the day of any race meeting during such period as may be fixed by the Directors and subject to the provisions of Clause 14 hereof all members of Sydney Turf Club shall upon production of their current membership badges or medals be admitted to divisions (a) and (f) hereinbefore specified and to division (d) upon production of their current parking disc PROVIDED THAT any member whose dress does not comply with such standards as may be determined by the Directors from time to time may be refused admission to division (f) and may be removed therefrom and shall upon request furnish evidence of identity.

**Areas and seats reserved for sale at special prices**

5. On the day of any race meeting during such period as may be fixed by the Directors and subject to the provisions of Clause 14 hereof all persons issued with tickets to areas and seats reserved for sale at special prices shall upon production of such tickets be admitted to divisions (a) and (b).

**Saddling Paddock, etc.**

6. On the day of any race meeting during such period as may be fixed by the Directors and subject to the provisions of Clause 14 hereof all persons who have duly paid for admission to the Saddling Paddock shall thereupon be admitted to division (a).

**Private suites, etc.**

7. On the day of any race meeting during such period as may be fixed by the Directors and subject to the provisions of Clause 14 hereof all persons issued with current seasons badges for private suites or guest tickets for private suites shall upon production of such badges or tickets be admitted to divisions (a) and (h).

**Motor cars, etc.**

8. No motor car or other vehicle shall at any time (without the consent of the Directors or their authorised agent) be driven or taken across or on any of the divisions of the said lands except to the appropriate car park during any race meeting and upon payment of the prescribed charge as determined from time to time.

**Training grounds**

9. Subject to the provisions of Clauses 14, 25 and 26 hereof, all persons who shall have duly paid for a permit to train shall, upon production of their permit be admitted to division (g) with their horses for the period for which such a permit is issued; subject however, to such orders as the Directors may from time to time give with reference to the training or exercising of horses within such division.

**Judge's box**

10. No person except the stewards, the judge or any person he may call to his assistance shall enter the judge's box at the time the horses are preparing to start or are running in any race.

**Weighing room, yard and jockeys' room**

11. During any race meeting, no person shall enter the weighing room or yard or jockeys' room except the stewards, the officers of the Club, the jockeys required to be weighed and the owners and trainers of horses desirous of seeing their jockeys weighed.

**Horse stalls area**

12. During any race meeting, no person other than the stewards or the officers of the Club shall be admitted to division (j) unless he or she first obtains an entry ticket thereto from the Secretary and such tickets are only to be issued to owners or trainers having a horse engaged or stabled therein provided such a trainer may be admitted on production of his or her Trainer's Badge.

**No entry without badge, ticket or admission fee**

13. (a) No person shall enter division (b), (f), (g) or (h) of the said lands without a badge or ticket duly authorising him or her in that behalf.
- (b) No person shall enter division (a) of the said lands without payment of the prescribed admission fee as determined from time to time or a badge or ticket duly authorising him or her in that behalf.

**Persons not to be admitted**

14. The following persons shall not be admitted into any of the said divisions and if found therein may be removed:

- (a) Any person proved to the satisfaction of the Directors to be a defaulter;
- (b) Any person under disqualification by the Club;
- (c) Any person under disqualification by the Committee of the Australian Jockey Club pursuant to the rules of racing of that Club or by any other club of another State whose disqualifications are recognised and given effect to by the Committee of the Australian Jockey Club.
- (d) Any person who in the opinion of the Directors or their authorised agent is not a desirable person to be so admitted.

**Conditions of admission**

15. (a) Each member of the Club shall be supplied each year upon payment of the prescribed fee as determined from time to time, with a membership badge or medal which he or she shall wear in a position or manner in which it may be readily seen by all gatekeepers and shall upon demand surrender the same to any gatekeeper or other person having authority from the Directors to demand the surrender of the same. Any person displaying a membership badge or medal shall upon request state his or her name and address and shall furnish such evidence of identity as may reasonably be required by such gatekeeper or other authorised person.
- (b) Where a person paying for admission to division (a), (b), (f), (g) or (h) of the said lands is supplied with a ticket of admission he or she shall upon demand produce or (if required) surrender it to any gatekeeper or other person having authority from the Directors to demand the production or surrender of the same.
- (c) The Club may issue guest badges or tickets to members or to other persons upon the payment of such fees and subject to such terms and conditions as the Directors may determine from time to time. During any race meeting subject to the provisions of Clause 14 hereof a person may be admitted to divisions (a) and (f) upon production of a current guest badge or ticket PROVIDED ALWAYS that any person whose dress does not comply with such standards as may be determined by the Directors from time to time may be refused admission to division (f) and may be removed therefrom.
- (d) Where a person is admitted to division (a) or (f) pursuant to paragraph (c) hereof, he or she shall at all times wear a guest badge or ticket in a position or manner in which it may be readily seen by all gatekeepers and shall upon demand surrender the guest badge or ticket to any gatekeeper or other person having authority from the Directors to demand the surrender of the same and shall upon request furnish evidence of his or her identity.

**Membership badges or medals**

16. Membership badges or medals issued by the Club are not transferable and any person gaining admission by a membership badge or medal which was not issued to him or her may be removed from the said lands and the medal or badge may be cancelled and impounded.

**Licensees**

17. Persons renting or hiring for any race meeting the Grandstand or any portion thereof or any stand or booth or private suite upon the said land shall abide by any order given by the Directors in reference to the said land and the buildings and other erections thereon.

**Dogs**

18. No person shall take any dog on the said lands or into any building thereon.

**Offences**

19. Any person committing on the said lands or in any of the buildings or erections for the time being thereon any of the following offences:

- (a) assaulting any person;
- (b) being drunk;
- (c) riding, crossing or trespassing upon the course or any part of it during a race meeting or when the horses are preparing to start or are running in any race;
- (d) using profane, indecent or obscene language;
- (e) using any threatening, abusive or insulting words;
- (f) behaving improperly or riotously,
- (g) obtaining admission to any of the said divisions when disentitled to such admission under this By-law;
- (h) hawking or selling or attempting to sell goods of any description or taking up any collection, requisition or petition without the permission in writing of the Directors;

may be removed from such lands notwithstanding such person may be a member of the Club or may have paid for admission. Any person offending against this Clause in addition to being removed from such lands shall be liable for every such offence to a penalty not exceeding \$50.00.

**Admission charges**

20. Subject to Clause 22 hereof, the scale of tolls and charges which shall be levied and taken for admission to the said lands and buildings thereon respectively during any race meeting shall be such scale as may from time to time be prescribed by the Directors and until so prescribed shall be as follows:-

For admission to the public car park for every car \$1.00

For admission each day to the Public Grandstand and Saddling Paddock  
Persons - adult each \$ 5.00

Children under 18 years of age, on proof of age and accompanied by a parent, may be admitted free

For admission to reserve areas or seats, and private suites, such amount as the Directors may determine

For admission to the Members' Stand of any guest permitted the fee shall be \$10.00

**Parking**

21. No vehicle shall be admitted to division (d) during any race meeting unless occupied by a Member and displaying a current Member's Parking Disc which a member may purchase each financial year on payment of twenty five dollars (\$25.00). This privilege is subject to parking space being available at the time and to compliance with the directions of the Club's parking employees at all times and the fee may be varied at any time by the Directors. The Club accepts no responsibility for damage or injury to or by vehicles using the parking areas to any person or vehicle.

**Complimentary and discount tickets**

22. The Directors may issue complimentary tickets for admission to any division and may also sell tickets for admission to any division at a discount to any organisation, club or body of people.

**Charges at times other than during race meetings**

23. At times other than during race meetings such charges shall be made for the use of the Club's race courses and the facilities thereon as may be determined by the Directors from time to time.

**Permit to train**

24. No person shall train or have any horse upon the Club's racecourses unless he or she has a current Permit to Train or consent of the Directors.

**Training of horses**

25. The Directors may permit persons to train horses on division (g) upon and subject to such terms and conditions as they may fix from time to time and upon payment of the charges hereinafter prescribed and may from time to time limit and vary the number of horses any one person may train on any one racecourse and fix times for training.

**Charges relating to Training Ground**

26. The following is the scale of tolls and charges in reference to admission to the Training Ground by authorised persons but same may be varied by the Directors:-

For the use of the Training Courses (when open) per month commencing on the first day of each month, each horse	\$20.00
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PROVIDED THAT should the course in the judgment of the Directors or their authorised agent appear from excessive wet or drought or other cause to suffer injury by being galloped on or used for training, it shall be competent for the Directors or their authorised agent to prohibit training thereon or to limit the number of gallops.

**Penalties relating to training grounds**

27. Any person who fails to comply with the direction of the Directors or their authorised agents in relation to the use of division (g) for training may be removed from the racecourse. Any person offending against this clause in addition to being removed from the racecourse shall be liable for the cancellation of any permit to train horses on the Club's racecourses and shall be liable for each such offence to a penalty not exceeding \$50.00.



**Bookmakers**

28. No person shall carry on the business of a bookmaker within any of the said divisions of the said lands unless or until he or she complies with the following conditions:-

- (a) That he or she be approved of by the Directors of the said Club and his or her name and address be registered at the office of the said Club and of the Australian Jockey Club;
- (b) That during the time a bookmaker shall be in the Saddling Paddock of the said lands the bookmaker shall occupy the stand allotted by the Directors or their authorised agent and exhibit thereon visible to the public his or her name and such "Odds Board" as the Directors may require;
- (c) That a bookmaker pay to the said Club for permission to carry on the business of a bookmaker on the racecourses owned and controlled by the said Club:-
  - (i) Such fee as may be prescribed from time to time by the Directors and until so prescribed a six-monthly fee payable in advance on the first day of the months of January and July in each year at the rate of seven dollars and fifty cents (\$7.50) per race meeting for bookmakers allotted to stands in the Southern Ring at Rosehill Racecourse and at the rate of fifteen dollars (\$15.00) per race meeting for bookmakers allotted to stands elsewhere on racecourses owned or controlled by the Club. Each six-monthly fee shall be determined by reference to the number of race meetings programmed by the Club for such period at which the bookmaker is permitted to carry on business and no refund of fees shall be made in regard to race meetings subsequently postponed or cancelled; and
  - (ii) Within forty-eight hours of the conclusion of every race meeting at which a bookmaker bets, a sum equal to such percentage as the Directors of the said Club shall from time to time decide not exceeding two per centum of the gross amount of the bets made with such bookmaker, the amount of each bet being the stake paid or payable to the bookmaker if the bookmaker wins the bet.
- (d) That a bookmaker furnish to the Secretary of the said Club within forty eight hours of the conclusion of every race meeting at which the bookmaker operates a certificate stating the gross

amount of all bets made with him or her in respect of such meeting;

- (e) That a bookmaker make and keep a true written record at and in respect of each race meeting at which he or she operates of all his or her bets and retain a legible copy of the same for a period of fifteen (15) months from the date of the meeting to which the same relates and if required produce the same to the Secretary of the said Club or the stewards;
- (f) That a bookmaker authorise the Directors or their authorised agent to inspect any returns made by him or her to the Department of Sport, Recreation and Racing in respect of any tax payable in respect of such bets and to take any copy thereof or abstract therefrom.

PROVIDED ALWAYS that the Directors shall have full power at any time in their absolute discretion to revoke all or any of such registrations and they shall not be compelled to refund any part of the moneys so paid as aforesaid. Bookmakers shall not use any stand or board other than that hired from the Club nor shall a Bookmaker use any box or other equipment not supplied by the Club. Any person offending against this Clause may be removed from any lands owned or controlled by the Club and shall be liable for every such offence to a penalty not exceeding \$50.00.

### **Enquiries**

**29.** Where an enquiry is to be held pursuant to Section 19 of the Sydney Turf Club Act, 1943, the person liable to be affected shall be given at least seven days' notice of the time and place at which the enquiry is to be held. Such notice shall give particulars of the allegations made against such person and shall state that he or she is entitled to be heard at the enquiry.

### **Entry other than on race days**

**30.** No person except officers and employees of the Club or members and persons having business to transact in connection with horses in training shall at any time (except on race days) enter any of the said divisions of the said land without the consent of the Directors or their authorised agent.

**Driving of vehicles**

31. (a) No vehicle shall be driven or propelled at a greater speed than 15 km. per hour upon any portion of the said lands;
- (b) Every person driving or controlling any vehicle upon the said lands shall obey the instructions of any police officer or any authorised agent of the Club;
- (c) Any person offending against this Clause shall be liable for every such offence to a penalty not exceeding \$50.00.

**Radios, etc.**

32. No person except an officer or employee of the Club duly authorised by the Directors so to do shall have in his or her possession or control on any of the divisions of the said land any radio transmitting or receiving set except such set as is affixed to a motor vehicle parked in division (c) or (d).

**Application of rules of Australian Jockey Club**

33. The rules of racing and the rules of betting of the Australian Jockey Club for the time being in force shall apply to all race meetings held by the Sydney Turf Club and any person who takes part in any matter coming within the said rules shall be bound by them.

**Application of By-law**

34. This By-law shall apply to every racecourse owned or controlled by the Sydney Turf Club.

**Penalty**

35. Any person offending against this By-law shall be liable (where no other penalty has been provided) for every such offence to a penalty not exceeding \$50.00.

**1990 - No. 288**

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GIVEN under the hand of the Chairman of Sydney Turf Club this  
twenty-ninth day of January, 1990.

J.R. Fleming  
Chairman of Directors  
Sydney Turf Club