



New South Wales

Electoral Funding Amendment (Registered Clubs) Bill 2023

Explanatory note

This explanatory note relates to this Bill as introduced into Parliament.

Overview of Bill

The object of this Bill is to prohibit political donations from registered clubs involved in gambling.

Outline of provisions

Clause 1 sets out the name, also called the short title, of the proposed Act.

Clause 2 provides for the commencement of the proposed Act.

Schedule 1 Amendment of Electoral Funding Act 2018 No 20

Schedule 1 prohibits political donations from a registered club if the business of the registered club includes wagering, betting or other gambling. The prohibition extends to the secretary of the registered club, a member of the governing body of the registered club and the spouse of the secretary or member.

Schedule 2 Amendment of Electoral Funding Regulation 2018

Schedule 2 provides that the prohibition does not prevent a registered club from permitting the following to use part of the premises of the registered club—

- (a) a member of Parliament or a councillor of a local council (an *elected member*),
- (b) a candidate for election to Parliament or a local council,

- (c) a group of candidates for election to Parliament or a local council,
- (d) a political party.

To be permitted, the use must be associated with a local or State election or an elected member's duties as an elected member.



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New South Wales

Electoral Funding Amendment (Registered Clubs) Bill 2023

No. , 2023

A Bill for

An Act to amend the *Electoral Funding Act 2018* and the *Electoral Funding Regulation 2018* to prohibit political donations from registered clubs involved in gambling.

The Legislature of New South Wales enacts—

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1 Name of Act

2

This Act is the *Electoral Funding Amendment (Registered Clubs) Act 2023*.

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2 Commencement

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This Act commences on 1 July 2023.

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Schedule 1 Amendment of Electoral Funding Act 2018 No 20

Section 53 Meaning of “property developer”, “tobacco industry business entity” and “liquor or gambling industry business entity”

Insert after section 53(4)(b)—

- (c) a registered club within the meaning of the *Registered Clubs Act 1976*, if the business undertaken by the registered club includes wagering, betting or other gambling,
- (d) a person who, for a registered club referred to in paragraph (c), is—
 - (i) the secretary of the registered club, or
 - (ii) a member of the governing body of the registered club, or
 - (iii) the spouse of the secretary or member of the governing body.

Schedule 2 Amendment of Electoral Funding Regulation 1
2018 2

Clause 36A 3

Insert after clause 36— 4

36A Provision of space by registered club not political donation—the Act, s 5
156(3)(f) 6

Permitting the use of part of the premises of a registered club is not a political donation for the purposes of the Act, Part 3, Division 7 if the use— 7
8

(a) is by or on behalf of the following— 9

(i) an elected member, 10

(ii) a candidate for election, 11

(iii) a party, 12

(iv) a group, and 13

(b) is associated with— 14

(i) an election, or 15

(ii) an elected member's duties as an elected member. 16

Example— using the premises to meet with members of the community or to hold a meeting 17
18