

---

**RACING AND GAMING AMENDMENT ACT 1988**

---

**No. 1 of 1988**

---

**TABLE OF PROVISIONS**

- |   |  |
|---|--|
| 1. Short title.   | 5. Insertion in Principal Act of new section 24A.<br>24A—Conduct of race meetings by controlling bodies upon suspension or cancellation of registration. |
| 2. Commencement.  |  |
| 3. Principal Act.   | 6. Amendment of section 25 of Principal Act (Except in certain cases, race meetings to be held on registered racecourses).                               |
| 4. Amendment of section 20 of Principal Act (Prohibition on certain race meetings). |  |





## RACING AND GAMING AMENDMENT ACT 1988

No. 1 of 1988

\*\*\*\*\*

**AN ACT to amend the Racing and Gaming Act 1952.**

**[Royal Assent 26 May 1988]**

**B**E it enacted by His Excellency the Governor of Tasmania, by and with the advice and consent of the Legislative Council and House of Assembly, in Parliament assembled, as follows:—

1—This Act may be cited as the *Racing and Gaming Amendment Act 1988*. Short title.

2—This Act shall commence on the day on which it receives the Royal assent. Commencement.

3—In this Act, the *Racing and Gaming Act 1952*\* is referred to as the Principal Act. Principal Act.

\* No. 98 of 1952. For this Act, as amended to 1975, see Appendix D to the Annual Volume of Statutes for 1974. Subsequently amended by No. 1 of 1974, No. 71 of 1975, No. 85 of 1976, No. 104 of 1977, No. 54 of 1978, Nos. 19 and 73 of 1979, No. 90 of 1980, Nos. 9, 10, and 99 of 1982, Nos. 40 and 83 of 1983, Nos. 29 and 36 of 1984, Nos. 51, 89, and 123 of 1985, Nos. 13 and 31 of 1986, and Nos. 39, 42, and 86 of 1987. Affected by S.R. 1983, No. 217, S.R. 1984, No. 214, S.R. 1985, No. 203, S.R. 1986, No. 240, and S.R. 1987, No. 177.

Amendment of section 20 of Principal Act (Prohibition on certain race meetings).

4—Section 20 of the Principal Act is amended by inserting after paragraph (a) of subsection (2) the following paragraph:—

(b) a race meeting that is, in accordance with an authorization given under section 24A, conducted by, or under the supervision or control of, a controlling body; or

Insertion in Principal Act of new section 24A.

5—After section 24 of the Principal Act, the following section is inserted in Division 1A of Part III:—

Conduct of race meetings by controlling bodies upon suspension or cancellation of registration.

24A—(1) Where a certificate of registration of a club is suspended or cancelled under section 24, the Minister may, on the recommendation of the Directorate, authorize the relevant controlling body to conduct race meetings in substitution for any race meetings that, but for the suspension or cancellation of the registration of the club, would, or might, have been conducted by that club.

(2) Nothing in subsection (1) confers upon a controlling body any right to the use or occupation of a racecourse to which it would not otherwise be entitled.

(3) An authorization under subsection (1)—

(a) shall be in writing; and

(b) subject to subsection (4), shall have effect for such period as is specified in it.

(4) An authorization under subsection (1) shall cease to have effect—

(a) where it is given in relation to the suspension of the registration of a club, upon the expiration of the period of suspension; and

(b) where it is given in relation to the cancellation of the registration of a club, upon the granting again to that club of a certificate of registration or the granting of a certificate of registration to another club in place of the first-mentioned club.

(5) For the purposes of this Act—

(a) a controlling body and its secretary shall, in relation to a race meeting conducted by that controlling body in pursuance of an authority granted under this section, be taken to be the committee and the secretary, respectively, of a registered club; and

(b) the books, vouchers, and documents of a controlling body relating to such a race meeting shall be taken to be the books, vouchers, and documents of a registered club.

(6) The Governor may make regulations modifying the effect of any provision of this Act in its application, by virtue of subsection (5), to a controlling body or to the secretary of a controlling body.

6—Section 25 of the Principal Act is amended by inserting after subsection (1) the following subsection:—

(2) Nothing in this section prohibits the conducting of a race meeting in accordance with an authority granted under section 24A.

Amendment of section 25 of Principal Act (Except in certain cases, race meetings to be held on registered racecourses).

