



ANNO DECIMO QUARTO

**ELIZABETHAE II REGINAE**

**A.D. 1965**

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**No. 45 of 1965**

An Act to amend the Lottery and Gaming Act,  
1936-1964.

[Assented to 9th December, 1965.]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

- Short titles.** 1. (1) This Act may be cited as the "Lottery and Gaming Act Amendment Act (No. 3), 1965".
- (2) The Lottery and Gaming Act, 1936-1964, as amended by this Act, may be cited as the "Lottery and Gaming Act, 1936-1965".
- (3) The Lottery and Gaming Act, 1936-1964, is hereinafter referred to as "the principal Act".
- Incorporation.** 2. This Act is incorporated with the principal Act and that Act and this Act shall be read as one Act.
- Commencement.** 3. This Act shall commence on the fourteenth day of February, One thousand nine hundred and sixty-six.
- Amendment of principal Act, s. 20—  
Totalizator on the flat.** 4. Subsection (1) of section 20 of the principal Act is amended—
- (a) by striking out the passage "either two shillings or two shillings and sixpence" therein and inserting in lieu thereof the words "fifty cents";
- (b) by striking out the passage "for both the amounts aforesaid nor from issuing tickets" therein; and
- (c) by striking out the word "either" therein.

**5. Section 28 of the principal Act is amended—**

Amendment of  
principal Act,  
s. 28—  
Mode of  
dealing with  
moneys paid  
into totalizator.

- (a) by striking out subparagraphs (i), (ii) and (iii) of paragraph (b) thereof and inserting in lieu thereof after the word “necessary” the passage “to pay out any fraction of five cents in respect of each unit of fifty cents comprised in any ticket issued”; and
- (b) by inserting therein immediately after subsection (1) thereof the following subsection :—

(1a) From the amount remaining by reason of the non-payment of such fractions on any day the club holding the same may apply such amounts as may be required on that day by way of addition to dividends calculated in accordance with this section to enable the payment to the person entitled to a dividend an amount not exceeding the amount paid by that person in respect of the ticket or tickets in respect of which such dividend is payable; and

- (c) by striking out the word “The” being the first word in subsection (2) thereof and inserting in lieu thereof the passage “Subject to subsection (1a) of this section”.

**6. Subsection (1) of section 44 of the principal Act is amended by striking out the words “one halfpenny” therein and inserting in lieu thereof the words “two-fifths of a cent”.**

Amendment of  
principal Act,  
s. 44—  
Stamp duty  
on betting  
tickets.

**7. Section 44a of the principal Act is amended—**

- (a) by striking out subsection (2) thereof and inserting in lieu thereof the following subsection :—

Amendment of  
principal Act,  
s. 44a—  
Tax upon  
winning bets.

(2) The rate of tax shall be computed on the amount of the money chargeable with tax in accordance with the following scale :—

Amount of Money Chargeable.	Amount of Tax.
Not exceeding \$1 . . . .	Nil
Exceeding \$1 but not exceeding \$2.95 . . .	5c
Exceeding \$2.95 . . . . .	5c plus 5c for each \$2 or fractional part of \$2 over \$2.95

1965. **Lottery and Gaming Act Amendment No. 45.**  
**Act (No. 3), 1965.**

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- (b) by striking out the words “plus the amount betted” in subsection (3) thereof and inserting in lieu thereof the passage “including the amount betted, calculated in the manner specified in subsection (3a) of this section”; and
- (c) by inserting therein after subsection (3) thereof the following subsection :—

(3a) For the purposes of this section a book-maker shall calculate the payment to be made to any person in accordance with subsection (3) of this section in whole cents disregarding any fractions of a cent and shall deduct from such payment the amount of the tax and it shall be a sufficient discharge of his obligation if the book-maker pays to the person entitled to the payment the amount remaining after such deduction calculated to the nearest multiple of five cents.

General  
amendment to  
principal Act.

8. The principal Act is amended by striking out every passage therein (except the references amended by paragraph (a) of section 4, paragraph (a) of section 5, section 6 and paragraph (a) of section 7 of this Act) referring to an amount of money in terms of the currency provided for by the *Coinage Act, 1909-1947*, of the Commonwealth and inserting in lieu thereof in each case a passage (in words, symbols, figures, or a combination of words, symbols or figures as the case may require) referring to and representing an amount of money in terms of the currency provided for by the *Currency Act, 1965*, of the Commonwealth, calculated on the basis of the equivalents specified in subsection (4) of section 8 of that Act.

In the name and on behalf of Her Majesty, I hereby  
assent to this Bill.

EDRIC BASTYAN, Governor.