

1994

*Racing and Gaming Amendment (Sunday  
Racing) Act* No. 91



TASMANIA

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**RACING AND GAMING AMENDMENT (SUNDAY  
RACING) ACT 1994**

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**No. 91 of 1994**

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**RACING AND GAMING AMENDMENT (SUNDAY  
RACING) ACT 1994**

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**No. 91 of 1994**

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**AN ACT to amend the *Racing and Gaming Act 1952* and the  
*Sunday Observance Act 1968***

**[Royal Assent 16 December 1994]**

**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:—

**PART 1**

**PRELIMINARY**

**Short title**

**1**—This Act may be cited as the *Racing and Gaming  
Amendment (Sunday Racing) Act 1994*.

**Commencement**

2—This Act commences on 28 November 1994 or, if this Act receives the Royal Assent after that day, it is taken to have commenced on that day.

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**PART 2**
**RACING AND GAMING ACT 1952\* AMENDED****Section 57U amended (Totalizator licences)**

3—Section 57U of the *Racing and Gaming Act 1952* is amended by inserting after subsection (1) the following subsections:—

(2) The Authority, with the approval of the Minister, may grant to a committee a totalizator licence authorizing the committee to conduct totalizator betting on Sundays, other than a Sunday which is Christmas Day or Easter Sunday, on any racecourses, and subject to any conditions, specified in the licence.

(2A) Subsection (2) expires on 31 July 1997.

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**PART 3**
**SUNDAY OBSERVANCE ACT 1968† AMENDED****Section 3 amended (Sunday work forbidden)**

4—Section 3 of the *Sunday Observance Act 1968* is amended by inserting after subsection (2) the following subsections:—

\* No. 98 of 1952. For this Act, as amended to 1975, see Appendix D to the Annual Volume of Statutes of 1974. Subsequently amended by 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, Nos. 39, 42 and 86 of 1987, Nos. 1 and 48 of 1988, No. 32 of 1989, Nos. 5, 22 and 40 of 1990, Nos. 39 and 40 of 1991, No. 37 of 1992, Nos. 53, 54, 55, 93, 94 and 99 of 1993 and Nos 32, 68 and 70 of 1994.

† No. 32 of 1968. Amended by No. 2 of 1970, No. 99 of 1982, No. 90 of 1985 and Nos. 39, 43 and 46 of 1991.

(3) A person, on a Sunday in respect of which a totalizator licence has been granted under section 57U (2) of the *Racing and Gaming Act 1952*, may act as provided in subsection (1) (b), (c) or (d) if—

- (a) the person so acts, on a racecourse or elsewhere, for the purpose of, or in connection with, the conduct of totalizator betting on that racecourse under a totalizator licence in force under section 57U (2) of the *Racing and Gaming Act 1952*; or
- (b) on a racecourse in respect of which the totalizator licence is in force, the person so acts—
  - (i) for the purpose of carrying on business as a bookmaker under a certificate of registration in force under section 59 of that Act or under a provisional certificate of registration in force under section 59A of that Act; or
  - (ii) for the purpose of carrying on business on behalf of a bookmaker under a substitute certificate of registration in force under section 59 (8) of that Act; or
  - (iii) as a bookmaker's clerk under a certificate of registration under section 59 (5) of that Act; or
  - (iv) as an officer or other employee of the club the committee of which holds that totalizator licence; or
  - (v) in the course of employment under section 11 (1AA) of the *Racing Act 1983*; or
- (c) the person so acts—
  - (i) on a racecourse in respect of which the totalizator licence is in force, or elsewhere, for the purpose of or in connection with, or incidental to or arising out of, the race meeting or a horse race or greyhound racing event held on the racecourse pursuant to that licence; or

