



AUSTRALIAN CAPITAL TERRITORY

Lotteries (Amendment) Act 1996

No. 60 of 1996

An Act to amend the *Lotteries Act 1964*

[Notified in ACT Gazette S321: 3 December 1996]

The Legislative Assembly for the Australian Capital Territory enacts as follows:

Short title

1. This Act may be cited as the *Lotteries (Amendment) Act 1996*.

Commencement

2. (1) Sections 1, 2 and 3 commence on the day on which this Act is notified in the *Gazette*.

(2) The remaining provisions commence on a day, or respective days, fixed by the Minister by notice in the *Gazette*.

(3) If a provision referred to in subsection (2) has not commenced before the end of the period of 6 months commencing on the day on which this Act is notified in the *Gazette*, that provision, by force of this subsection, commences on the first day after the end of that period.

Principal Act

3. In this Act, “Principal Act” means the *Lotteries Act 1964*.¹

Exempt lotteries

4. Section 6 of the Principal Act is amended—
- (a) by omitting from subparagraph (1) (c) (i) “forty dollars” and substituting “the amount determined by the Minister by notice in the *Gazette* for the purposes of this subparagraph”; and
 - (b) by adding at the end the following subsection:

“(3) A notice under subparagraph (1) (c) (i) is a disallowable instrument for the purposes of section 10 of the *Subordinate Laws Act 1989*.”.

Further amendments

5. The Principal Act is amended as set out in the Schedule.
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SCHEDULE

Section 5

FURTHER AMENDMENTS

Subsection 4 (1) (definition of “association”)—

Omit “organization”, substitute “organisation”.

Subparagraph 6 (2) (b) (i)—

Omit “authorized”, substitute “authorised”.

Subsection 8 (1)—

Add at the end the following penalty provision:

“Penalty:

- (a) if the offender is a natural person—50 penalty units or imprisonment for 6 months, or both;
- (b) if the offender is a body corporate—250 penalty units.”.

Section 8 (penalty provision at foot of section)—

Omit the penalty provision at the foot of the section, substitute the following penalty provision:

“Penalty for contravention of subsection (2):

- (a) if the offender is a natural person—50 penalty units;
- (b) if the offender is a body corporate—250 penalty units.”.

Section 9 (penalty provision)—

Omit the penalty provision, substitute the following penalty provision:

“Penalty:

- (a) if the offender is a natural person—10 penalty units;
- (b) if the offender is a body corporate—50 penalty units.”.

Section 10 (penalty provision)—

Omit the penalty provision, substitute the following penalty provision:

“Penalty:

- (a) if the offender is a natural person—10 penalty units;
- (b) if the offender is a body corporate—50 penalty units.”.

Section 11—

Omit “connexion”, substitute “connection”.

SCHEDULE—continued

Section 11 (penalty provision)—

Omit the penalty provision, substitute the following penalty provision:

“Penalty:

- (a) if the offender is a natural person—5 penalty units;
- (b) if the offender is a body corporate—25 penalty units.”.

Section 12 (penalty provision)—

Omit the penalty provision, substitute the following penalty provision:

“Penalty:

- (a) if the offender is a natural person—10 penalty units;
- (b) if the offender is a body corporate—50 penalty units.”.

Paragraph 13 (1) (a)—

Omit “connexion”, substitute “connection”.

Subsection 13 (2)—

Omit “authorized”, substitute “authorised”.

Subsection 13 (3)—

Omit “authorized” (wherever occurring), substitute “authorised”.

Subsection 13 (4) (penalty provision)—

Omit the penalty provision, substitute the following penalty provision:

“Penalty:

- (a) if the offender is a natural person—50 penalty units or imprisonment for 6 months, or both;
- (b) if the offender is a body corporate—250 penalty units.”.

Section 14 (penalty provision)—

Omit the penalty provision, substitute the following penalty provision:

“Penalty:

- (a) if the offender is a natural person—500 penalty units or imprisonment for 5 years, or both;
- (b) if the offender is a body corporate—2500 penalty units.”.

SCHEDULE—continued

Section 15 (penalty provision)—

Omit the penalty provision, substitute the following penalty provision:

“Penalty:

- (a) if the offender is a natural person—50 penalty units or imprisonment for 6 months, or both;
- (b) if the offender is a body corporate—250 penalty units.”.

Section 16 (penalty provision)—

Omit the penalty provision, substitute the following penalty provision:

“Penalty:

- (a) if the offender is a natural person—50 penalty units or imprisonment for 6 months, or both;
- (b) if the offender is a body corporate—250 penalty units.”.

Section 17—

Omit “authorized”, substitute “authorised”.

Subsection 18 (1)—

Omit “authorize”, substitute “authorise”.

Subsection 18 (2)—

Omit “authorized”, substitute “authorised”.

Paragraph 18 (3) (a)—

Omit “authorized”, substitute “authorised”.

Section 18 (penalty provision at foot of section)—

Omit the penalty provision at the foot of the section, substitute the following penalty provision:

“Penalty:

- (a) for contravention of paragraph (3) (a)—
 - (i) if the offender is a natural person—50 penalty units or imprisonment for 6 months, or both;
 - (ii) if the offender is a body corporate—250 penalty units; or
- (b) for contravention of paragraph (3) (b)—
 - (i) if the offender is a natural person—50 penalty units;

Lotteries (Amendment) No. 60, 1996

SCHEDULE—continued

(ii) if the offender is a body corporate—250 penalty units.”.

NOTES

Principal Act

1. Reprinted as at 31 July 1991. See also Act No. 36, 1994.

Penalty units

See section 33AA of the *Interpretation Act 1967*.

[Presentation speech made in Assembly on 29 August 1996]

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