

South Australia



**LOTTERY AND GAMING (TWO UP ON ANZAC DAY) AMENDMENT
ACT 1995**

No. 18 of 1995

SUMMARY OF PROVISIONS

1. Short title
2. Insertion of s. 59AA
59AA. Two up on Anzac Day



ANNO QUADRAGESIMO QUARTO

ELIZABETHAE II REGINAE

A.D. 1995

No. 18 of 1995

An Act to amend the Lottery and Gaming Act 1936.

[Assented to 13 April 1995]

The Parliament of South Australia enacts as follows:

Short title

1. (1) This Act may be cited as the *Lottery and Gaming (Two up on Anzac Day) Amendment Act 1995*.

(2) The *Lottery and Gaming Act 1936* is referred to in this Act as "the principal Act".

Insertion of s. 59AA

2. The following section is inserted after section 59A of the principal Act:

Two up on Anzac Day

59AA. (1) Notwithstanding any other provision of this Act, but subject to this section—

- (a) the game commonly known as "two up" is not an unlawful game when played on Anzac Day on the premises of a branch or sub-branch of the Returned Services League and any premises owned or occupied by the Defence Forces of Australia; and
- (b) no such place is a common gaming-house by reason only that two up is played in that place on Anzac Day; and
- (c) no offence is committed and no other liability will be incurred by any person by reason only of the playing of two up on Anzac Day in such a place.

(2) Subsection (1) does not apply if—

- (a) any payment or other benefit is given or sought, directly or indirectly, for the right to participate in the game (otherwise than by the placing of bets); or

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(b) any commission on, percentage of or fee for bets or winnings is given or sought by any person, whether or not a participant in the game.

(3) This section does not affect any offence relating to betting by or with a person under the age of 18 years.

(4) In this section—

"Anzac Day" means 25 April in any year.

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

ROMA MITCHELL Governor