



ANNO OCTAVO

# GEORGII V REGIS.

A.D. 1917.

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No. 1284.

An Act to enable the Recommendations of the Nomenclature Committee to be given effect to, and for other purposes.

[*Assented to, November 8th, 1917.*]

**B**E it Enacted by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

1. This Act may be cited as the "Nomenclature Act, 1917."

Short title.

2. (1) The Governor may cause to be compiled from the Report dated the tenth day of October, nineteen hundred and sixteen, of the Nomenclature Committee, a statement showing —

Summary of Report to be published in Gazette.

(a) the present names of all places the names of which the said Committee by the said Report recommended should be altered;

(b) where such places are respectively situated; and

(c) the new names recommended by the said Committee to be substituted as the respective names of such places, or such other new names as the Governor thinks proper to substitute as the respective names of such places.

(2) Such statement when compiled shall be published in the *Government Gazette*.

3. (1) After publication as mentioned in section 2 of the statement therein mentioned, the names respectively appearing in such statement as the new names of the places referred to therein shall thenceforth be used for all purposes as the names of such places.

Effect to be given to summary of Report.

(2) The

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(2) The Governor may give directions for the publication of notices, the erection of signboards, or the taking of such other measures as he thinks desirable to give effect to the alterations provided for by the said statement, and in particular may give directions, by proclamation or Order in Council or otherwise, for better effectuating the suppression of the use of the present name and the encouragement of the use of the new name of—

No. 1199 of 1915.

(a) any county, hundred, or town, whether constituted under the Crown Lands Act, 1915, or any Act thereby repealed, or otherwise,

(b) any road or street, whether the same is situated within or outside the boundaries of a Municipality or District Council District, or

(c) any hill, lake, river, spring, cape, reef, pass, trigonometrical station, or other place

referred to in the said statement.

(3) Any such directions shall have effect according to the tenor thereof.

Certain records to be altered.

4. (1) Without limiting the effect of any direction under subsection (2) of section 3, the alterations necessary in consequence of the adoption of the new place-names provided for by the statement published under section 2 shall be made—

i. in the public maps and plans in the Lands and Survey Office, by the Surveyor-General;

ii. in any plan deposited, enrolled or registered in the General Registry Office or the Lands Titles Registration Office, or forming part of or attached to any deed deposited, registered, or enrolled therein, or delineated in any duplicate certificate of title or other instrument of title or in any Register Book, by the Registrar-General of Deeds;

iii. in any statement or entry contained in any such deed or in any duplicate certificate of title or other instrument of title or in any Register Book, by the Registrar-General of Deeds.

(2) Subject as hereinafter provided, the Registrar-General of Deeds shall not be bound, in carrying out the duties imposed upon him by subsection (1) hereof, to require the production of any duplicate certificate of title or other instrument of title for the purpose of entering or making on the same any alteration which by the said subsection is required to be made thereon, but such alterations shall be made on such instruments as and when the same are voluntarily produced to the said Registrar-General for any purpose.

(3) The

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(3) The Governor may by proclamation order the production to the Registrar-General of Deeds, within such time as is specified in the proclamation, of all duplicate certificates of title and other instruments of title whereon any alteration is by this section required to be entered or made.

(4) If any such duplicate certificate of title or other instrument of title is not so produced within such time, the said Registrar-General shall summon the registered proprietor, mortgagee, encumbrancee, or other person having the possession, custody, or control thereof to produce the same for the purpose of enabling such alteration to be entered or made thereon, and such proprietor, mortgagee, encumbrancee, or person shall thereupon produce the same, without any production or other fee being paid or payable to him therefor.

(5) Any summons issued by the said Registrar-General under the authority of this section may be in the form in the Twenty-second Schedule to the Real Property Act, 1886, and the provisions of section 227 of the said Act shall apply in the case of any refusal or neglect to obey or comply with the requirements of any such summons. No. 380 of 1886.

5. After publication as mentioned in section 2 of the statement therein mentioned, no name appearing therein as the present name of a place whose name is recommended to be altered shall be used or shall appear, whether as the personal address of any person or for any other purpose, in any document lodged under or issued in pursuance of the Real Property Act, 1886, or any other Act, or lodged or filed in or issued out of any Court of law. Present place-names not to be used in legal documents, etc.

6. Nothing hereinbefore contained shall be construed to limit or in any wise affect any power or authority to make or to give effect to the alterations recommended by the said Committee in their said Report, or to make or to give effect to any other alterations of place-names, which may exist apart from this Act. Saving of existing powers.

7. (1) The Governor may, from time to time, by proclamation, alter any place-name which he deems to be of enemy origin to some other name specified in the proclamation. Governor may alter place-names of enemy origin.

(2) Such alteration may thereupon be given effect to in the same manner and the same results shall follow in all respects as if the said alteration had been recommended by the said Committee and included in the statement published pursuant to section 2.

(3) For the purposes of this section "enemy origin" means derived directly or indirectly from a name associated with any country with which His Majesty is at the time of the passing of this Act at war.

8. (1) The

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*Nomenclature Act.—1917.*

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Governor may alter  
certain other names.

8. (1) The Governor may from time to time, pursuant to addresses from both Houses of Parliament passed during the same Session, by proclamation alter the present name of any place the name of which the said Committee by its Report dated the sixth day of November, nineteen hundred and sixteen, recommended should be altered, or the present name of any other place whatsoever.

(2) The new name of such place shall be such name as is prayed for by such addresses and shall be specified in the proclamation.

(3) Such alteration may thereupon be given effect to in the same manner, and the same results shall follow in all respects, as if the said alteration had been recommended by the said Committee and included in the statement published pursuant to section 2.

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

H. L. GALWAY, Governor.

# LOTTERY AND GAMING ACT, 1917.

(No. 1285 of 1917.)

## ARRANGEMENT OF SECTIONS.

### PART I.—PRELIMINARY.

#### SECTION

1. Short title.
2. Division of Act.
3. Acts consolidated and repealed.
4. Interpretation.

### PART II.—LOTTERIES.

5. Lotteries declared nuisances.
6. Penalties on persons opening lotteries, and aiding and playing thereat.
7. Penalty on persons agreeing to pay money or deliver goods, &c., on event of lottery.
8. Penalty for advertising lotteries.
9. Exceptions from Act.
10. Publication of information regarding lotteries prohibited.
11. Unlawful to buy or sell or accept any ticket in illegal lottery.
12. Posting up of placards relating to illegal lotteries forbidden.
13. Money parcels not to be forwarded to promoters of illegal lotteries.
14. Allegations *prima facie* proof.

### PART III.—TOTALIZATOR.

15. Totalizator licences may be issued by the Commissioner of Police.
16. Conditions of issue of licence.
17. The Governor may make new rules and regulations.
18. Persons under 21 years of age not to use totalizator under penalties.
19. Copy of sections 18 and 19 to be affixed over totalizator windows.
20. Victoria Park, Morphetville, Cheltenham, and Onkaparinga racecourses only to be licensed within twenty miles of Adelaide.
21. Licences for other racecourses.
22. Number of times totalizator may be used.
23. Amount of commission which club may take.
24. Club to render account.
25. *Gazette* notice.

### PART IV.—UNLAWFUL GAMING.

26. Penalty on persons obtaining money, &c., by cheating.
27. Contracts by way of gaming void.
28. Extending provisions to gaming with coin, &c.
29. Penalty on gambling, &c., in public places.
30. Prohibition of betting with persons under 21 years of age.
31. Betting under 21 years.
32. Receiving money for gaming from infants.
33. Promoting sweepstakes for reward.
34. Totalizator investments not to be solicited.
35. Totalizator agents prohibited.
36. Certain games unlawful.
37. Penalty on betting, or inviting or publishing invitation to subscribe to a bet or sweepstakes.
38. Penalty for unlawful gaming.
39. Betting in public street.
40. Persons loitering in street.
41. Information as to betting not to be printed or published.
42. Advertising by tipsters prohibited.
43. Betting notices and placards not to be exhibited.
44. Removal of persons from racecourses, &c., of persons suspected of offence against Act.
45. Powers of the police.
46. Penalty on persons obstructing constables in the execution of their duty.

### PART V.—COMMON GAMING-HOUSES.

#### SECTION

47. Betting houses or rooms deemed to be common gaming-houses.
48. Houses &c., where unlawful gaming carried on to be common gaming-house.
49. Owners, agents, and occupiers guilty of offence in allowing house to be used as gaming-house.
50. Owner, &c., liable for permitting premises to be used as access to a gaming-house.
51. Power to evict occupier of house used as gaming-house, &c.
52. Cancellation of notice to quit.
53. Declaration that house a common gaming-house.
54. Rescission of declaration.
55. Publication of notice of declaration and rescission.
56. Notice given of declaration.
57. Persons found in house declared a common gaming-house.
58. Penalty on owner if house used in contravention of Act.
59. Penalty on occupier.
60. Entry by police.
61. Obstructing the police.
62. Evidence of house being a gaming-house.
63. No house to be kept for purpose of gaming.
64. Occupier of house receiving money for betting.
65. Penalty on persons exhibiting placards or advertising betting-houses.
66. Betting advertisements prohibited.
67. Penalty on persons apprehended for giving false names or addresses.
68. Entrance and nomination fees exempted.

### PART VI.—EVIDENCE.

69. Members of police force not to be convicted or to be deemed accomplices.
70. Witnesses not to claim privilege on ground of evidence tending to incriminate.
71. Allegations to be *prima facie* proof. New.
72. Occupancy of premises deemed to be with knowledge of owner.
73. Secondary evidence may be received relating to lotteries.
74. Evidence of illegal lottery.
75. *Prima facie* evidence of unlawful gaming.
76. Evidence as to offences.
77. Certain allegations *prima facie* evidence.

### PART VII.—PROCEDURE AND MISCELLANEOUS.

78. Proceedings for offences.
79. General penalty for offences.
80. More than one offence may be charged in information.
81. Power to amend.
82. Discretion of Registrar of Companies.
83. Cancellation of registration of companies under certain circumstances.
84. Half penalties to be paid to informer.

### SCHEDULES.

#### SCHEDULE

- First.—Acts consolidated and repealed.
- Second.—Rules and Regulations.—Form of Licence.—The Provisions of Regulation 2 of this Schedule shall be indorsed on the Licence.
- Third.—Form of Application for Licence.
- Fourth.—Search Warrant.