

[Hon. Dr. Pollen.]

Lotteries.

ANALYSIS.

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A BILL INTITULED

AN ACT to prevent Lotteries and to regulate Art Unions. Title.

BE IT ENACTED by the General Assembly of New Zealand in Parliament assembled, and by the authority of the same, as follows:—

1. The Short Title of this Act shall be "The Lotteries and Art Unions Act, 1876." Short Title.

LOTTERIES.

2. Save as hereinafter provided, it shall not be lawful for any person, under any pretence form denomination or description whatsoever, or by means of any device or contrivance whatsoever, to sell or dispose of, or agree or promise, whether with or without consideration, to sell or dispose of, any lands or tenements or any estate or interest therein, or any ship or vessel goods wares or merchandise whatsoever, to or among any person or persons whomsoever, by means of any game either of skill or of chance, or of any other contrivance or device whatsoever whereby any such lands or tenements or estate or interest therein, or any ship or vessel goods wares or merchandise, shall be sold or disposed of, or divided or allotted to or among any person or persons, by lottery or chance, whether by the throwing or casting of any dice, or the drawing of any tickets cards lots numbers or figures, or by means of any wheel, or otherwise howsoever.

Sale or disposal of lands, ships, or goods by means of any game of skill or chance or by lottery prohibited.

3. Every person who shall, contrary to the provisions hereof, sell or dispose of, or agree or promise, whether with or without consideration, to sell or dispose of, any lands or tenements or any estate or interest therein, or of any ship or vessel goods wares or merchandise whatsoever, shall for every such offence forfeit and pay a sum not exceeding one hundred pounds, to be recovered in a summary way before any two Justices of the Peace.

Penalties for infringing Act.

Exception of raffles and lotteries at bazaars, &c., for charitable purposes.

4. Nothing herein contained shall be deemed or construed to apply to or prevent the sale by raffle or lottery of articles exposed for sale at any bazaar or fancy fair held solely for the purpose of raising funds in aid of any eleemosynary charitable or religious institution of a public character.

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ART UNIONS.

Interpretation of term "Art Union."

5. The term "Art Union" means any voluntary association which has been or may hereafter be formed in any part of New Zealand for the purchase of paintings drawings sculpture or other works of art to be afterwards allotted and distributed by chance or otherwise among the several members subscribers or contributors forming part of such association, or for raising sums of money by subscription or contribution to be allotted and distributed by chance or otherwise as prizes amongst the members subscribers or contributors forming part of such association, on the condition, nevertheless, that such sums of money so allotted and distributed be expended solely and entirely in the purchase of paintings drawings sculpture or other works of art.

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Act not to apply to Art Unions.

6. The *second* and *third* sections of this Act shall not apply to any Art Union as hereinbefore defined: Provided that no association shall be deemed to be an Art Union unless the deed of partnership or other instrument or instruments constituting such association, and the rules and regulations relating to the proceedings of such association, shall have first been submitted to the consideration and be approved of by Her Majesty's Attorney-General for the colony, and a copy thereof duly certified by the said Attorney-General have been deposited in the Colonial Secretary's office.

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Clause to be inserted in instrument constituting Art Union empowering the Governor in Council to annul the instrument so far as relates to disposal by lottery.

7. In every deed or instrument constituting any Art Union, there shall be inserted a clause that it shall be lawful for the Governor in Council, whenever it shall appear that any Art Union has ceased to be an Art Union within the meaning and for the purposes of this Act, to annul the deed or instrument of association under which such Art Union shall have been constituted, so far as relates to the powers of allotment disposal or distribution aforesaid.

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Art Union the instrument of association of which has been annulled to cease to be an Art Union for purposes of Act.

8. From and after the date of the publication in the *New Zealand Gazette* of an Order in Council annulling for the purposes aforesaid any deed or instrument of association, the Art Union whose deed or instrument of association shall have been so annulled shall cease to be an Art Union within the meaning of this Act.

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