

Mr. G. Hutchison.

RESTRAINT OF WAGERING.

ANALYSIS.

<p>Title. 1. Short Title. 2. Incitement to betting a misdemeanour.</p>	<p>Penalty. Liability of person referred to in document inciting to bet. 3. Responsibility of stakeholder or depositor.</p>
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A BILL INTITULED

AN ACT to render penal the Inciting of Persons to Betting or Wagering. 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 is "The Restraint of Wagering Act, 1898." Short Title.

2. If any person—

10 (1.) Sends, or causes to be sent, to any other person any circular, notice, advertisement, letter, telegram, or other document which invites, or may be implied to invite, the person receiving it to make any bet or wager, or to enter into or take any share or interest in any betting or wagering transaction; or Incitement to betting a misdemeanour.

15 (2.) Frequents or loiters about any place or locality for the purpose or with the object of betting or wagering— every such person shall be guilty of an offence, and shall be liable to imprisonment with or without hard labour for a term not exceeding 20 three months, or to a fine not exceeding one hundred pounds, or to both imprisonment and fine; Penalty.

And any person reasonably suspected of frequenting or loitering about any place or locality for the purpose or with the object of betting or wagering may be arrested without warrant.

25 If any such circular, notice, advertisement, letter, telegram, or other document names or refers to any one as a person to whom any payment may be made, or from whom any information may be obtained, for the purpose of or in relation to betting or wagering, the person so named or referred to shall be deemed to have sent or caused to be Liability of person referred to in document inciting to bet.

sent such document as aforesaid, unless he proves that he had not consented to be so named and that he was not in any way a party to and was wholly ignorant of the sending of such document.

And any person who shall use or employ the name of any person aforesaid without authority shall be guilty of an offence, and be liable to imprisonment with or without hard labour for any period not exceeding *six* months. 5

Responsibility of stakeholder or deposit-holder.

3. If any one receives a stake or deposit upon any term or understanding that the same is to be paid or handed over to one of the depositors, or any person acting on his behalf, upon the result of a contingent event, the handing over of such stake or deposit shall in no wise discharge the stakeholder or deposit-holder from his responsibility to return the said stake or deposit to any person depositing the same, irrespective of the result of the event upon which it has been made, and notwithstanding that the stake or deposit has been handed over to one of the depositors in accordance with the terms of the understanding upon which the money was held. 10 15