

HOUSE OF REPRESENTATIVES

Supplementary Order Paper

Tuesday, 28 May 1991

GAMING AND LOTTERIES AMENDMENT BILL

Proposed Amendments

Hon. GRAEME LEE, in Committee, to move the following amendments:

New clauses 2AA and 2AAB: To insert, after clause 2, the following new clauses:

2AA. Offering, giving, or accepting credit for illegal games of chance prohibited—Section 5 (1) of the principal Act is hereby amended by omitting the word “Every”, and substituting the words “Subject to section 5A of this Act, every”.

2AAB. Selling ticket or extending credit to children for instant games prohibited—The principal Act is hereby amended by inserting, after section 5, the following section:

“5A. (1) Every person commits an offence and is liable to a fine not exceeding \$1,000 who—

“(a) Knowingly sells or offers for sale any ticket in an instant game to any child under the age of 16 years, whether that ticket is purchased or intended to be purchased by that child on his or her own behalf or on behalf of any other person; or

“(b) Knowingly extends credit to any child under the age of 16 years for the purpose of enabling that child to purchase a ticket in an instant game, whether that ticket is purchased or intended to be purchased by that child on his or her own behalf or on behalf of any other person.

“(2) It is a defence to a charge under subsection (1) of this section if the defendant proves that he or she believed on reasonable grounds that the person to whom the charge relates had attained the age of 16 years.”

New clause 12A: To insert, after clause 12, the following new clause:

12A. Participation of children in New Zealand instant games—The principal Act is hereby amended by inserting, after section 116ZD (as inserted by section 3 (1) of the Gaming and Lotteries Amendment Act 1987), the following section:

“116ZE. (1) Every person commits an offence and is liable to a fine not exceeding \$1,000 who—

“(a) Knowingly sells or offers for sale any ticket in a New Zealand instant game to any child under the age of 16 years, whether that ticket is purchased or

intended to be purchased by that child on his or her own behalf or on behalf of any other person; or
 “(b) Knowingly extends credit to any child under the age of 16 years for the purpose of enabling that child to purchase a ticket in a New Zealand instant game, whether that ticket is purchased or intended to be purchased by that child on his or her own behalf or on behalf of any other person.

“(2) It is a defence to a charge under **subsection (1)** of this section if the defendant proves that he or she believed on reasonable grounds that the person to whom the charge relates had attained the age of 16 years.”

EXPLANATORY NOTE

This Supplementary Order Paper inserts 3 new clauses into the Bill, which relate to the participation of children under 16 years of age in instant games and New Zealand instant games.

New *clause 2AA* effects a consequential amendment to section 5 of the principal Act.

New *clause 2AAB* creates 2 offences in relation to the participation of children in instant games—

- (a) The sale, or offering for sale, of a ticket in any instant game to a child, known to be under 16 years of age, is an offence subject to a fine of \$1,000:
- (b) The extension of credit to a child, known to be under 16 years of age, for the purpose of purchasing a ticket in any instant game is an offence subject to a fine of \$1,000.

New *clause 12A* creates similar offences in relation to the participation of children in New Zealand instant games.