

THE REPUBLIC OF NAURU

No. 3 OF 1970

AN ACT

TO PROHIBIT BETTING IN STREETS, AND  
OTHER PUBLIC PLACES.

CERTIFIED: 29/4/1970.

I HEREBY CERTIFY that the attached document is a fair print of an Act entitled the Street Betting Act 1970 that has been made by Parliament and is now presented to the Speaker for his Certificate, under Article 47 of the Constitution.



Clerk of Parliament

29/4/1970

Pursuant to Article 35 (3) and 47 of the Constitution, I, ALFRED ITUBWA AMRAM, Speaker of Parliament, HEREBY CERTIFY that the Street Betting Act 1970, a copy of which is attached, has been passed by Parliament.



Speaker

29/4/1970

REPUBLIC OF NAURU

(NO. 3. OF 1970)

AN ACT

To Prohibit Betting in Streets, and Other Public Places.

(Certified 29/4/1970)

Be it enacted by the Parliament of Nauru as follows:-

Short title  
and  
citation.

1. This Act may be cited as the Street Betting Act 1970.

Commencement  
date.

2. This Act shall come into operation on a date to be fixed by the Cabinet by notice in the Gazette.

Definitions.

3. In this Act, unless the contrary intention appears:

"constable" means any constable, sergeant, sub-inspector, inspector or the Director of Police of the Nauru Police Force;

"instrument of betting" includes tables, lists, sheets, books, tickets, dice, cards, currency notes, coins, tokens, bells, buzzers, or other warning devices or alarms, and all documents and writings and other things whatsoever used or apparently used or capable of being used in carrying on or in connection with betting;

"street" includes any highway, bridge, wall, road, lane, footway, balcony, verandah, square, court, alley, passage, wharf, pier, dock, harbour, park, garden, sea-beach, recreation ground or other open space

whatsoever, whether a thoroughfare or not, to which the public for the time-being have or are permitted to have unrestricted access, and also includes any enclosed space to which the public have a restricted right of access whether on payment or otherwise;

"to bet" includes the action of a person who

- (a) bets or wagers; or
- (b) Pays, receives or settles a bet or wager; or
- (c) offers or agrees or otherwise negotiates to bet or wager, or to pay, receive, or settle a bet or wager,

whether for himself or on behalf of another person, and of a person who co-operates with any person in connection with the doing of any of these acts.

Betting in a Street.

4. Any person frequenting, loitering in, using, or being in any street on behalf of himself, or of any other person, for the purpose of playing, betting or wagering, or agreeing to play, bet or wager, or paying, receiving or settling bets or wagers at, or with, any instrument of betting at any game, or pretended game, of chance or any mixed game of chance and skill, or any person who co-operates with a person in connection with the doing of any of the aforesaid acts, shall be liable on conviction to a fine not exceeding one hundred dollars, or to imprisonment for a term not exceeding six months, or to both such fine and imprisonment, and shall in any case be liable to forfeit all instruments of betting found in his possession, custody, or under his control.

Person Under Age of Twenty One Years.

5. In any case where it is proved on a conviction under section 4 hereof, that the person so convicted of committing the offence had any betting transaction with a person under the age of twenty-one years then such person so convicted

shall, in addition to any fine or imprisonment imposed under section 4 hereof, be liable on conviction under this section to a fine not exceeding Two hundred dollars, or to imprisonment for a term not exceeding twelve months, or to both such fine and imprisonment.

Arrest With-  
out  
Warrant.

6. (1) Any constable may take into custody, without warrant, any person found committing an offence under this Act, and may seize and detain any instrument of betting liable to be forfeited under this Act.

(2) Where a person is arrested under this section he shall be brought before a Magistrate as soon as practicable after he is so taken into custody and, if it is not practicable to bring him before a Magistrate within twenty-four hours after his arrest, he shall be discharged.

Proof of  
Age.

7. Any person who appears to the Court to be under the age of twenty-one years shall, for the purpose of section 5 hereof, be deemed to be under that age unless the contrary be proved, or unless the person charged shall satisfy the Court that he had reasonable ground for believing otherwise.