

1978 WL 34634 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

January 5, 1978

*1 Honorable Robert J. Sheheen
Representative
House District 52
Kershaw County
Post Office Drawer 10
Camden, South Carolina 29020

Dear Representative Sheheen:

You requested an opinion of this office as to the legality of holding the Colonial Cup Steeplechase race on a Sunday.

Section 53-1-10 specifically prohibits such a race, however:

No public sports or pastimes, such as . . . horse racing . . . shall be used on Sunday by any person whatsoever. Every person offending in any of the premises shall, upon conviction, be guilty of a misdemeanor and be subject to a fine not to exceed fifty dollars or imprisonment not to exceed thirty days . . . [emphasis supplied]

It would seem necessary to pass a general law exempting steeplechase races from the prohibition of Section 53-1-10 in order to stage such a race on Sunday.

Sincerely,

Emmet H. Clair
Deputy Attorney General

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