

NORTHERN TERRITORY OF AUSTRALIA

Regulations 1984, No. 33*

Regulations under the *Racing and Betting Act*

I, ERIC EUGENE JOHNSTON, the Administrator of the Northern Territory of Australia, acting with the advice of the Executive Council, hereby make the following Regulations under the *Racing and Betting Act*.

Dated this fourteenth day of June, 1984.

E.E. JOHNSTON
Administrator

RACING AND BETTING REGULATIONS

PART I - PRELIMINARY

1. CITATION

These Regulations may be cited as the *Racing and Betting Regulations*.

2. REPEAL

The Regulations specified in the Schedule are repealed.

* Notified in the *Northern Territory Government Gazette* on 27 June, 1984.

G. L. DUFFIELD, Government Printer of the Northern Territory

Price: \$1.00

Racing and Betting

PART II - BOOKMAKERS

Division 1 - Division of Security to Commission

3. DIVISION OF SECURITY WHERE LICENCE OR PERMIT
CANCELLED

For the purposes of section 80(5)(b) of the Act, where the security held under section 72 of the Act in respect of a bookmaker -

- (a) whose licence or permit has been cancelled by the Commission; and
- (b) who has not paid all bets accepted by him that are winning bets,

is realized under that first-mentioned section, the proceeds from that realization shall, where those proceeds are -

- (c) sufficient to pay all the winning bets - be divided amongst the persons who made those winning bets so that all winning bets are paid and, after that division, the balance, if any, of the proceeds shall be released to the bookmaker; or
- (d) insufficient to pay all the winning bets - be divided on a *pro rata* basis amongst the persons who made those winning bets so that each such person receives in respect of his winning bet the same amount in each dollar of his winning bet as any other such person also receives in respect of each dollar of the other person's winning bet.

Division 2 - Betting Tickets and Betting Sheets

4. BETTING TICKET TO BEAR NAME OF BOOKMAKER, &c.

For the purposes of section 74(1) of the Act, a betting ticket issued by a bookmaker on making a bet shall clearly show on it -

- (a) his name, printed but not handwritten, in letters not less than 5 millimetres in height;
- (b) the name or names of the runner or runners in respect of which the bet is made; and
- (c) details of the bet recorded in an approved manner.

Racing and Betting

5. USE AND RECORDING OF BETTING TICKETS

For the purposes of section 77(5) of the Act, a bookmaker shall ensure that betting tickets used and issued by him or on his behalf are so used and issued -

- (a) as far as practicable, in proper consecutive order; and
- (b) so that -
 - (i) subject to sub-paragraph (ii), the last 3 digits of the serial number on each such betting ticket; and
 - (ii) the full serial numbers of the first and last such betting tickets issued on a day, are recorded beside the details recorded on the betting sheet in respect of the bet to which the betting ticket relates.

6. RECORDING OF BETS

(1) For the purposes of section 77(1) of the Act, the particulars, in respect of each bet made on a runner, to be entered on the approved form of betting sheet referred to in section 75(1) of the Act, or in, on or through such other form approved under section 75(2) of the Act by the Commission, are -

- (a) the amount bet by the bookmaker, other than where the bet is a starting price bet;
- (b) the amount bet by the bettor;
- (c) in accordance with regulation 5, the serial number, or part of the serial number, of the betting ticket to which the bet relates;
- (d) the progressive hold in respect of the runner; and
- (e) where the bet is a credit bet - the correct name of the bettor immediately below the particulars referred to in paragraphs (a) to (d) inclusive,

and, where those particulars are to be entered on the approved form of betting sheet referred to in section 75(1) of the Act, they shall be so entered -

- (f) immediately below the name of the runner;
- (g) in the case of the amount referred to in paragraph (a) - in Column 2;
- (h) in the case of the amount referred to in paragraph (b) - in Column 3;

Racing and Betting

- (j) in the case of the serial number, or part of the serial number, referred to in paragraph (c) - in Column 5; and
- (k) in the case of the progressive hold referred to in paragraph (d) - in Column 4,

of that form.

(2) For the purposes of section 77(5) of the Act, where a bookmaker reduces his liability in respect of a runner by making a bet on the runner with another bookmaker, he shall, in respect of the bet, enter on the approved form of betting sheet referred to in section 75(1) of the Act, or in, on or through such other form approved under section 75(2) of the Act by the Commission, particulars as to -

- (a) the amount bet with the other bookmaker;
- (b) the amount bet by the other bookmaker;
- (c) the name of the other bookmaker; and
- (d) the progressive hold in respect of the runner,

and, where those particulars are to be entered on the approved form of betting sheet referred to in section 75(1) of the Act, they shall be so entered -

- (e) immediately below the name of the runner;
- (f) in the case of the amount referred to in paragraph (a) - in Column 3;
- (g) in the case of the amount referred to in paragraph (b) - in Column 2; and
- (h) in the case of the progressive hold referred to in paragraph (d) - in Column 4,

of that form and, in respect of the name of the other bookmaker referred to in paragraph (c) -

- (j) on the line immediately below that on which the particulars referred to in paragraphs (e) to (h) inclusive are recorded.

(3) Subject to sub-regulation (4), a person shall not erase, obliterate, alter or amend an entry on a betting sheet.

Racing and Betting

(4) Where an incorrect entry is made on a betting sheet -

(a) the incorrect entry shall be ruled through in such a manner that the particulars of the incorrect entry can still be ascertained; and

(b) the correct entry shall, as far as practicable, be made immediately below the incorrect entry.

(5) Where a bookmaker records particulars of bets in respect of more than one race on the one betting sheet, he shall draw a single horizontal line across the betting sheet to separate each race from any other race on the betting sheet and shall show, in respect of the betting transactions in respect of each such race -

(a) the name of the racing venue where the race is being conducted; and

(b) the race number.

7. USE OF BETTING SHEETS

For the purposes of section 77(5) of the Act, a bookmaker shall, as far as practicable, use his betting sheets in proper numerical order.

8. BOOKMAKER TO ACCOUNT FOR BETTING SHEETS

(1) A bookmaker shall not, other than in the course of carrying out in accordance with the Act his calling as a bookmaker, remove, or permit to be removed, a betting sheet from a book of betting sheets issued to him.

(2) Where a betting sheet is mislaid, lost, inadvertently destroyed or otherwise is unable to be accounted for, the bookmaker to whom the betting sheet was issued shall immediately give notice in writing of that fact to the Commission and, in the notice, shall set out the full circumstances of the matter and, where the Commission conducts an inquiry into the matter, shall render such assistance in the inquiry as the Commission requires.

(3) Where a betting sheet referred to in sub-regulation (2) is, after a notice under that sub-regulation has been given to the Commission in respect of the betting sheet, recovered or found, the bookmaker to whom that betting sheet was issued shall -

(a) immediately give notice of that fact to the Commission; and

Racing and Betting

- (b) shall forward that betting sheet to the Commission as soon as practicable.

9. PAID BETS

For the purposes of section 77(5) of the Act, a bookmaker who, on the day on which a bet has been decided, pays a bettor in respect of the bet, shall immediately indicate on the original betting sheet the fact that that bet has been so paid by ruling through the serial number, or part of the serial number, of the betting ticket recorded on the betting sheet in respect of that bet in such a manner that the serial number, or part of the serial number, as the case may be, can still be ascertained.

Division 3 - Advertising by Bookmakers

10. ADVERTISING BY BOOKMAKERS

A bookmaker shall not advertise his calling as a bookmaker other than by an approved advertisement.

Division 4 - Licensed Bookmakers

11. FEE FOR APPLICATION TO BE LICENSED BOOKMAKER

Subject to regulation 21, for the purposes of section 89(2)(b)(ii) of the Act, the prescribed fee for an application to conduct the business of a licensed bookmaker is \$500.

12. FEE FOR APPLICATION FOR REMOTE AREA LICENCE

Subject to regulation 21, for the purposes of section 91(2) of the Act, the prescribed fee for an application for a remote area licence is \$100.

13. FEE FOR RENEWAL OF LICENCE

Subject to regulation 21, for the purposes of section 92(1) of the Act, the prescribed fee for an application by a licensed bookmaker to renew a licence granted under Division 2 of Part IV of the Act is \$500.

Division 5 - Registered Bookmakers

14. FEE FOR PERMIT TO OPERATE AS REGISTERED BOOKMAKER

Subject to regulation 21, for the purposes of section 102(2)(b)(ii) of the Act, the prescribed fee for an application to operate as -

- (a) a registered bookmaker other than a registered country bookmaker - is \$100; and
- (b) a registered country bookmaker - is \$25.

Racing and Betting

Division 6 - Bookmaker's Clerk

15. FEE FOR APPLICATION FOR LICENCE PERMITTING PERSON TO BE EMPLOYED OR ENGAGED AS BOOKMAKER'S CLERK

For the purposes of section 103(1) of the Act, the prescribed fee for an application for a licence permitting a person to be employed or engaged by a bookmaker as a bookmaker's clerk is \$20.

Division 7 - Bookmaker's Bets

16. PERSON ENGAGED OR EMPLOYED BY BOOKMAKER NOT TO ACCEPT BETS EXCEPT WHERE BOOKMAKER, &c., PRESENT

A person who is engaged or employed by a bookmaker shall not accept a bet on behalf of the bookmaker except where -

- (a) the bookmaker; or
- (b) where the bookmaker is lawfully absent from his stand or licensed premises, as the case may be - the bookmaker's agent or clerk,

is there and then present -

- (c) in the case of a registered bookmaker - on the bookmaker's stand; or
- (d) in the case of a licensed bookmaker - in the bookmaker's licensed premises.

17. SETTLEMENT OF BETTING DISPUTES AND CLAIMS IN RELATION TO BOOKMAKERS

(1) Subject to sub-regulation (2), a person making a claim to the Commission in respect of a winning bet that has not been paid to him by a bookmaker who accepted the bet shall submit particulars of his claim in writing to the Commission not later than 14 days after the completion of the sporting event in respect of which the bet was accepted.

(2) Where a claim referred to in sub-regulation (1) is submitted to the Commission after the expiration of the period specified in that sub-regulation for the submission of the claim, the Commission may, where it is of the opinion that the circumstances so warrant, and notwithstanding the expiration of that period, accept the submission of that claim as if, for that purpose, that claim had been submitted before the expiration of that period.

Racing and Betting

PART III - TOTALIZATORS

18. TOTALIZATOR LICENCE

There shall be payable to the Commission in respect of a totalizator licence a fee of \$2 for each day on which the holder of the licence is entitled, in pursuance of that licence, to use the totalizator.

19. PRESCRIBED COMMISSION AND PRESCRIBED AMOUNT

For the purposes of -

- (a) the definition of "totalizator pool" in section 4(1); and
- (b) sections 61(1)(g), 114(1) and 119(2),

of the Act, the prescribed commission and prescribed amount are, on the investment for each race on an on-course totalizator, in respect of -

- (c) a win, place or quinella - 14.5%;
- (d) a double event - 16.5%;
- (e) a trifecta or four place forecast - 18%; and
- (f) a win accumulator - 18%.

PART IV - MISCELLANEOUS

20. FEES FOR CERTAIN LICENSES AND PERMITS

For the purposes of section 24 of the Act, the prescribed fee for a licence or permit for which no fee, but for this regulation, has been prescribed, is \$20.

21. FEES PAYABLE *PRO RATA*

Where an application for the issue of a licence or permit is made after 30 June in a year and before the next succeeding 30 June and the licence or permit will be current for a period between those 2 dates, the fee payable for the issue of the licence or permit, as the case may be, is an amount that bears to the fee otherwise applicable under these Regulations for that licence or permit, as the case may be, the same proportion as the number of months, including part of a month, in the period between the date of the application and the next succeeding 30 June bears to 12.

Racing and Betting

22. CERTAIN ACTIONS PROHIBITED ON LICENSED PREMISES

Where, on licensed premises, bets are being taken, a person other than -

- (a) the licensed bookmaker in respect of those premises; or
- (b) the bookmaker's agent or clerk of the bookmaker referred to in paragraph (a),

shall not -

- (c) stand, or attempt to stand, behind the counter or desk behind which the bets are being taken; or
- (d) use a telephone, or attempt to use a telephone, within the premises,

without lawful excuse.

23. CLEANLINESS, &c., OF LICENSED PREMISES

A licensed bookmaker shall keep his licensed premises clean and free from litter and in a state of repair satisfactory to the Commission.

24. OFFENCES

(1) A person who breaches these Regulations is, unless the provision breached or another provision of these Regulations or the Act provides that he is guilty of an offence, guilty of an offence by virtue of this sub-regulation.

(2) A person who is guilty of an offence against these Regulations is punishable upon conviction by a fine not exceeding \$2,000.

Racing and Betting

SCHEDULE

Regulation 2

REPEALED REGULATIONS

Year and number

1941, No. 4
1950, No. 5
1952, No. 6
1954, No. 4
1957, No. 5
1961, No. 15
1962, No. 16
1963, No. 13
1963, No. 20
1964, No. 12
1967, No. 21
1968, No. 9
1969, No. 16
1976, No. 22
1976, No. 31
1978, No. 20
1978, No. 32
1979, No. 1
1979, No. 12
