



RACING (MISCELLANEOUS) AMENDMENT ACT 1996

No. 15 of 1996

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ANNO QUADRAGESIMO QUINTO

ELIZABETHAE II REGINAE

A.D. 1996

No. 15 of 1996

An Act to amend the Racing Act 1976.

[Assented to 24 April 1996]

The Parliament of South Australia enacts as follows:

Short title

1. (1) This Act may be cited as the *Racing (Miscellaneous) Amendment Act 1996*.

(2) The *Racing Act 1976* is referred to in this Act as "the principal Act".

Commencement

2. This Act will come into operation on a day to be fixed by proclamation.

Amendment of s. 5—Interpretation

3. Section 5 of the principal Act is amended—

(a) by striking out the definition of "the Bookmakers Licensing Board";

(b) by striking out the definition of "controlling authority" and substituting the following definition:

"controlling authority"—

(a) in relation to horse racing, means SATRA;

(b) in relation to harness racing, means SAHRA;

(c) in relation to greyhound racing, means SAGRA;;

(c) by striking out from the definition of "football totalizator pool" "the Totalizator Agency Board" and substituting "TAB";

(d) by striking out the definition of "the Greyhound Racing Board";

(e) by striking out the definition of "the Harness Racing Board";

- (f) by striking out the definition of "**the Hospitals Fund**" and substituting the following definition:

"Hospitals Fund" means the fund of that name established at the Treasury and continued in existence under Part 6;;

- (g) by striking out from the definition of "**interstate bet**" "**the Totalizator Agency Board**" and substituting "**TAB**";

- (h) by striking out the definition of "**the Racecourses Development Board**";

- (i) by inserting after the definition of "**racing year**" the following definition:

"Recreation and Sport Fund" means the fund of that name established at the Treasury and continued in existence under the *State Lotteries Act 1966*;;

- (j) by striking out from the definition of "**registered greyhound racing club**" "**the Greyhound Racing Board**" and substituting "**SAGRA**";

- (k) by striking out from the definition of "**registered harness racing club**" "**the Harness Racing Board**" and substituting "**SAHRA**";

- (l) by striking out from the definition of "**registered horse racing club**" "**the controlling authority for horse racing**" and substituting "**SATRA**";

- (m) by inserting after the definition of "**registered racing club**" the following definitions:

"RIDA" means the Racing Industry Development Authority established under Part 1A;

"RIDA Fund" means the RIDA Fund established under Part 1B;

"SAGRA" means the South Australian Greyhound Racing Authority established under Division 3 of Part 2;

"SAGRA Fund" means the SAGRA Fund established under Part 1B;

"SAHRA" means the South Australian Harness Racing Authority established under Division 2 of Part 2;

"SAHRA Fund" means the SAHRA Fund established under Part 1B;

"SATRA" means the South Australian Thoroughbred Racing Authority established under Division 1 of Part 2;

"SATRA Fund" means the SATRA Fund established under Part 1B;;

- (n) by striking out the definition of "**the Totalizator Agency Board**" and substituting the following definition:

"TAB" means the South Australian Totalizator Agency Board continued in existence under Part 3;;

- (o) by striking out from the definition of "totalizator pool" "the Totalizator Agency Board" and "the Board" and substituting, in each case, "TAB";
- (p) by striking out from the definition of "unit" "the Totalizator Agency Board" and substituting "TAB".

Substitution of Part 2

4. Part 2 of the principal Act is repealed and the following Parts are substituted:

**PART 1A
RACING INDUSTRY DEVELOPMENT AUTHORITY**

Establishment of Racing Industry Development Authority

6. (1) The *Racing Industry Development Authority* ("RIDA") is established.

(2) RIDA—

- (a) is a body corporate with perpetual succession and a common seal; and
- (b) is capable of suing and being sued; and
- (c) is capable of acquiring, holding, dealing with and disposing of any interest in real and personal property; and
- (d) is capable of acquiring or incurring any other rights or liabilities.

Constitution of RIDA

7. (1) RIDA consists of not less than five nor more than seven members appointed by the Governor on the recommendation of the Minister.

(2) Each of the members must have—

- (a) qualifications and experience in financial management; or
- (b) qualifications and experience in marketing; or
- (c) experience as a legal practitioner; or
- (d) experience in carrying on a business; or
- (e) experience in the horse racing, harness racing or greyhound racing industry.

(3) At least one of the members of RIDA must be a man and at least one must be a woman.

(4) The Governor must, on the recommendation of the Minister, appoint a member to be the presiding member of RIDA.

(5) A person is not eligible to hold office as a member of RIDA if he or she is—

- (a) a member of a controlling authority; or
- (b) a member of a committee of a racing club; or

- (c) an officer or employee of a controlling authority or racing club.

Terms and conditions of office

8. (1) A member of RIDA is appointed for a term of office, not exceeding three years, on such conditions as the Governor may determine and, on the expiration of his or her term of office, is eligible for reappointment.

(2) The Governor may, on the recommendation of the Minister, appoint a person to be a deputy of a member other than the presiding member and that person while acting in the absence of that member will be taken to be a member and have all the powers, rights and duties of that member.

(3) The Governor may, on the recommendation of the Minister, appoint a person, who may be a member, to be the deputy of the presiding member and that person while acting in the absence of the presiding member will be taken to be the presiding member and have all the powers, rights and duties of the presiding member.

(4) While any member appointed to be the deputy of the presiding member is, in the absence of the presiding member, acting as his or her deputy, the person appointed to be the deputy of that member may act as the deputy of that member as if that member were absent.

(5) The Governor may remove a member from office on any ground that the Governor considers sufficient.

(6) The office of a member becomes vacant if—

- (a) he or she dies; or
- (b) his or her term of office expires; or
- (c) he or she resigns by written notice addressed to the Minister; or
- (d) he or she is removed from office by the Governor under subsection (5).

(7) On the office of a member becoming vacant, a person must be appointed in accordance with this Act to the vacant office, but where the office of a member becomes vacant before the expiration of the term for which he or she was appointed, the person appointed in his or her place is appointed only for the balance of the term of his or her predecessor.

Remuneration, allowances and expenses

9. The members of RIDA are entitled to receive such remuneration, allowances and expenses as may be determined by the Governor.

Quorum, etc.

10. (1) A quorum of RIDA consists of one-half the total number of its members (ignoring any fraction resulting from the division) plus one further member and no business may be transacted at a meeting of RIDA unless a quorum is present.

(2) The presiding member or, in the absence of the presiding member, his or her deputy, will preside at each meeting of RIDA, and, in the absence of both the presiding member and his or her deputy from a meeting of RIDA, the members present will choose one of their number to preside at the meeting.

(3) A decision carried by a majority of the votes of the members present at a meeting of RIDA is a decision of RIDA.

(4) Each member is entitled to one vote on a matter arising for determination by RIDA, and the person presiding at the meeting of RIDA will, in the event of an equality of votes, have a second or casting vote.

(5) RIDA must cause proper minutes to be kept of its proceedings at meetings.

(6) Subject to this Act, the business of RIDA may be conducted in a manner determined by RIDA.

Due execution of documents by RIDA

11. (1) A document is duly executed by RIDA if it is sealed with the common seal of RIDA and signed by two members.

(2) An apparently genuine document purporting to have been executed by RIDA in accordance with subsection (1) will be presumed in any legal proceedings, in the absence of proof to the contrary, to have been duly executed by RIDA.

Validity of acts of RIDA and immunity of its members

12. (1) An act or proceeding of RIDA is not invalid by reason only of a vacancy in its membership and, despite the subsequent discovery of a defect in the appointment of a member, an act or proceeding of RIDA will be as valid and effectual as if the member had been duly appointed.

(2) No personal liability attaches to a member of RIDA for an act or omission by the member, or by RIDA, in good faith and in the exercise or purported exercise of his, her or its powers or functions, or in the discharge, or purported discharge, of his, her or its duties under this Act.

Disclosure of interest

13. (1) A member who is in any way directly or indirectly interested in a contract, or proposed contract, made by, or in the contemplation of, RIDA must not—

- (a) fail to disclose the nature of his or her interest at any meeting of RIDA at which any decision with respect to the contract is made and at which he or she is present; or
- (b) take part in any decision of RIDA with respect to that contract.

Maximum penalty: \$5 000.

(2) Any disclosure made in compliance with subsection (1) must be recorded in the minutes of RIDA.

Functions and powers of RIDA

14. (1) The functions of RIDA are as follows:

- (a) to assist and guide the development, promotion and marketing of the racing industry and the preparation and implementation of plans and strategies for the industry and its development, promotion and marketing;

- (b) to manage the Funds established under Part 1B and distribute the money in the Funds for the benefit of the racing industry in accordance with that Part;
- (c) to encourage and facilitate the development of the breeding industry for racing;
- (d) to regulate and control betting within the State with bookmakers on races or approved events held within or outside Australia;
- (e) at the request of the Minister or of its own initiative, to conduct inquiries into the racing industry or a part of the racing industry;
- (f) to carry out or commission research and analysis in relation to the racing industry;
- (g) any other function conferred on RIDA by this Act or any other Act or assigned to RIDA by the Minister.

(2) RIDA must, in performing its functions, consult with relevant authorities and clubs in the racing industry.

(3) RIDA may, for the purpose of performing its functions and discharging its duties under this Act—

- (a) establish offices; and
- (b) appoint officers and employees on terms and conditions determined by RIDA; and
- (c) make grants to, or provide subsidies for, any person or body; and
- (d) make a loan, which may be free of interest, to any person or body; and
- (e) enter into any contract or arrangement with any person, or body of persons, with respect to the performance of any part of its functions under this Act; and
- (f) acquire, hold, deal with and dispose of any interest in real or personal property; and
- (g) exercise such other powers as are conferred on it by or under this Act; and
- (h) exercise such other powers as are reasonably necessary for, or in connection with, or incidental to, the performance, exercise or discharge of its functions, powers or duties under this Act.

RIDA subject to general control and direction of Minister

15. In the performance, exercise and discharge of its functions, powers and duties under this Act, RIDA is, except where it makes, or is required to make, a recommendation to the Minister, subject to the general control and direction of the Minister.

RIDA may require information from controlling authorities

16. RIDA may, by notice in writing to a controlling authority, require the controlling authority to furnish RIDA with information relating to the racing code for which it is the controlling authority, including financial information or business plans of any racing club within that code.

Delegation

17. (1) RIDA may delegate to any member, officer or employee of RIDA any of its powers or functions under this Act.

(2) A delegation by RIDA is revocable at will and does not derogate from the power of RIDA to act itself in any matter.

Borrowing by RIDA

18. (1) RIDA may borrow money from the Treasurer, or with the consent of the Treasurer, from any other person for the purpose of performing its functions under this Act.

(2) A liability incurred with the consent of the Treasurer under subsection (1) is guaranteed by the Treasurer.

(3) A liability incurred by the Treasurer under a guarantee arising by virtue of subsection (2) is to be satisfied out of the Consolidated Account which is appropriated to the necessary extent.

(4) Any sum paid by the Treasurer under subsection (3) is, when money is properly available for the purpose, to be repaid by RIDA to the Treasurer and, when so repaid, forms part of the Consolidated Account.

Investment by RIDA

19. RIDA may, with the approval of the Treasurer, invest any of its money (including money in a Fund established under Part 1B) that is not immediately required for the purposes of this Act in such manner as may be approved by the Treasurer.

Accounts and audit

20. (1) RIDA must cause proper accounts to be kept of its financial affairs and must in respect of each financial year prepare a statement of accounts in such form as the Treasurer may approve.

(2) The Auditor-General must audit the statement of accounts of RIDA for each financial year and may audit the accounts of RIDA at any time.

Annual report

21. (1) RIDA must, within three months after the end of each financial year, submit to the Minister a report on the conduct of the business of RIDA during that financial year, together with the audited statement of accounts of RIDA for that financial year.

(2) The Minister must cause the report and audited statement of accounts of RIDA to be laid before each House of Parliament within 12 sitting days after his or her receipt of them.

Review of RIDA's operations

22. (1) The Minister must, within five years after the commencement of this section, cause a comprehensive review to be conducted of RIDA's operations and a report to be prepared and submitted to him or her on the results of the review.

(2) The Minister must cause the report to be laid before each House of Parliament within 12 sitting days after his or her receipt of the report.

**PART 1B
FUNDS FOR RACING INDUSTRY**

Establishment of Funds for racing industry

23. (1) The following funds are established at the Treasury:

- (a) the *RIDA Fund*;
- (b) the *SATRA Fund*;
- (c) the *SAHRA Fund*;
- (d) the *SAGRA Fund*.

(2) The RIDA Fund is to consist of—

- (a) the money derived from totalizator betting required to be paid to the Fund under Part 3;
- (b) money paid to RIDA in repayment of a loan made by RIDA with money from the Fund;
- (c) income from investment of money from the Fund;
- (d) money paid to RIDA by a controlling authority for payment to the Fund;
- (e) any other money received by RIDA that the Minister directs be paid to the Fund.

(3) The SATRA Fund, SAHRA Fund and SAGRA Fund are each to consist of—

- (a) the money derived from totalizator betting required to be paid to the Fund under Part 3;
- (b) income from investment of money from the Fund;
- (c) any other money received by RIDA that the Minister directs be paid to the Fund.

Application of Funds

24. (1) The Funds established under this Part must be applied by RIDA in the performance of its functions.

(2) The RIDA Fund must be applied—

- (a) towards the administrative costs of RIDA (including the remuneration, allowances and expenses of its members), but subject to limits from time to time determined by the Minister; and
- (b) towards general racing industry initiatives determined by RIDA; and
- (c) otherwise for the benefit of the racing codes in accordance with plans from time to time prepared by the controlling authorities and approved by RIDA.

(3) The SATRA Fund must be applied for the benefit of the horse racing code in accordance with plans from time to time prepared by SATRA and approved by RIDA.

(4) The SAHRA Fund must be applied for the benefit of the harness racing code in accordance with plans from time to time prepared by SAHRA and approved by RIDA.

(5) The SAGRA Fund must be applied for the benefit of the greyhound racing code in accordance with plans from time to time prepared by SAGRA and approved by RIDA.

PART 2 CONTROLLING AUTHORITIES

DIVISION 1—CONTROLLING AUTHORITY FOR HORSE RACING

Establishment of South Australian Thoroughbred Racing Authority

25. (1) The *South Australian Thoroughbred Racing Authority* ("SATRA") is established as the controlling authority for horse racing.

(2) SATRA—

- (a) is a body corporate with perpetual succession and a common seal; and
- (b) is capable of suing and being sued; and
- (c) is capable of acquiring, holding, dealing with and disposing of any interest in real and personal property; and
- (d) is capable of acquiring or incurring any other rights or liabilities.

Constitution of SATRA

26. (1) SATRA consists of five members appointed by the Committee of the South Australian Jockey Club Incorporated ("SAJC Committee").

(2) Each of the members must have—

- (a) qualifications and experience in financial management; or
- (b) qualifications and experience in marketing; or
- (c) experience as a legal practitioner; or
- (d) experience in carrying on a business; or

- (e) experience in the horse racing industry.

(3) The SAJC Committee must appoint a member to be the presiding member of SATRA.

Terms and conditions of office

27. (1) A member of SATRA is appointed for a term of office, not exceeding three years, on such conditions as the SAJC Committee may determine and, on the expiration of his or her term of office, is eligible for reappointment.

(2) The SAJC Committee may appoint a person to be a deputy of a member other than the presiding member and that person while acting in the absence of that member will be taken to be a member and have all the powers, rights and duties of that member.

(3) The SAJC Committee may appoint a person, who may be a member, to be the deputy of the presiding member and that person while acting in the absence of the presiding member will be taken to be the presiding member and have all the powers, rights and duties of the presiding member.

(4) While any member appointed to be the deputy of the presiding member is, in the absence of the presiding member, acting as his or her deputy, the person appointed to be the deputy of that member may act as the deputy of that member as if that member were absent.

(5) The SAJC Committee may remove a member from office on any ground that the SAJC Committee considers sufficient.

(6) The office of a member becomes vacant if—

- (a) he or she dies; or
- (b) his or her term of office expires; or
- (c) he or she resigns by written notice addressed to the SAJC Committee; or
- (d) he or she is removed from office by the SAJC Committee under subsection (5).

(7) On the office of a member becoming vacant, a person must be appointed in accordance with this Act to the vacant office, but where the office of a member becomes vacant before the expiration of the term for which he or she was appointed, the person appointed in his or her place is appointed only for the balance of the term of his or her predecessor.

Remuneration, allowances and expenses

28. (1) The members of SATRA are entitled to receive such remuneration, allowances and expenses as may be determined by the SAJC Committee.

(2) Any amount to which a member of SATRA is entitled under this section must be paid out of the funds of SATRA.

Quorum, etc.

29. (1) Three members constitute a quorum of SATRA and no business may be transacted at a meeting of SATRA unless a quorum is present.

(2) The presiding member or, in the absence of the presiding member, his or her deputy, will preside at each meeting of SATRA, and, in the absence of both the presiding member and his or her deputy from a meeting of SATRA, the members present will choose one of their number to preside at the meeting.

(3) A decision carried by a majority of the votes of the members present at a meeting of SATRA is a decision of SATRA.

(4) Each member is entitled to one vote on a matter arising for determination by SATRA, and the person presiding at the meeting of SATRA will, in the event of an equality of votes, have a second or casting vote.

(5) SATRA must cause proper minutes to be kept of its proceedings at meetings.

(6) Subject to this Act, the business of SATRA may be conducted in a manner determined by SATRA.

Due execution of documents by SATRA

30. (1) A document is duly executed by SATRA if it is sealed with the common seal of SATRA and signed by two members.

(2) An apparently genuine document purporting to have been executed by SATRA in accordance with subsection (1) will be presumed in any legal proceedings, in the absence of proof to the contrary, to have been duly executed by SATRA.

Validity of acts of SATRA and immunity of its members

31. (1) An act or proceeding of SATRA is not invalid by reason only of a vacancy in its membership and, despite the subsequent discovery of a defect in the appointment of a member, an act or proceeding of SATRA will be as valid and effectual as if the member had been duly appointed.

(2) No personal liability attaches to a member of SATRA for an act or omission by the member, or by SATRA, in good faith and in the exercise or purported exercise of his, her or its powers or functions, or in the discharge, or purported discharge, of his, her or its duties under this Act.

Functions and powers of SATRA

32. (1) The functions of SATRA are as follows:

- (a) to regulate and control the horse racing code and the conduct of horse race meetings and horse races within the State; and
- (b) to prepare and implement plans and strategies for the management of the financial affairs of the horse racing code and for the development, promotion and marketing of the code.

(2) SATRA must, in performing its functions and exercising its powers under this Act, consult with RIDA.

(3) SATRA may, for the purpose of performing its functions and discharging its duties under this Act—

- (a) establish offices; and
- (b) appoint officers and employees on terms and conditions determined by SATRA; and
- (c) make grants to, or provide subsidies for, any registered horse racing club; and
- (d) make a loan, which may be free of interest, to any registered horse racing club; and
- (e) provide a subsidy or make a loan, (which may be free of interest) for, or in connection with, the operation of any training track for horse racing; and
- (f) provide any amount for, or towards, the prize money for any horse race; and
- (g) borrow any amount, with or without security; and
- (h) enter into reciprocal arrangements with any authority, association or person having the same or like powers as SATRA in administering or controlling the sport of horse racing, harness racing or greyhound racing in any part of the Commonwealth or any other part of the world with respect to the registration of horses or greyhounds, the endorsement and recognition of disqualifications, licences, permits, defaulters and any other matter or thing relating to the administration and control of those sports; and
- (i) acquire, hold, deal with and dispose of any interest in any real or personal property; and
- (j) exercise such other powers as are conferred on it by or under this Act; and
- (k) exercise such other powers as are reasonably necessary for, or in connection with, or incidental to, the performance, exercise or discharge of its functions, powers or duties under this Act.

Provision of information

33. (1) If SATRA is required by RIDA to provide any information relating to the horse racing code, SATRA must comply with that requirement.

(2) A horse racing club must provide SATRA with such information (including financial information or business plans) as SATRA may require.

Delegation

34. (1) SATRA may delegate to any member, officer or employee of SATRA any of its powers or functions under this Act.

(2) A delegation by SATRA is revocable at will and does not derogate from the power of SATRA to act itself in any matter.

Investment by SATRA

35. SATRA may, with the approval of the Treasurer, invest any of its money that is not immediately required for the purposes of this Part in such manner as may be approved by the Treasurer.

Accounts and audit

36. (1) SATRA must cause proper accounts to be kept of its financial affairs and must in respect of each financial year prepare a statement of accounts in such form as the Treasurer may approve.

(2) The accounts and statement of accounts of SATRA must in respect of each financial year be audited by auditors appointed annually by SATRA.

(3) The Auditor-General may at any time audit the accounts of SATRA.

Annual report

37. (1) SATRA must, within three months after the end of each financial year, submit to the Minister a report on the conduct of the business of SATRA during that financial year, together with the audited statement of accounts of SATRA for that financial year.

(2) The Minister must cause the report and audited statement of accounts of SATRA to be laid before each House of Parliament within 12 sitting days after his or her receipt of them.

Prohibition of certain race meetings

38. (1) A person must not, except with the approval in writing of SATRA and in accordance with the conditions attached to such approval, hold a race meeting, or cause a race meeting to be held, at which a person licensed, or a horse registered, under the rules adopted or made by SATRA takes part in a horse race.

Maximum penalty: \$5 000.

(2) SATRA may, on application in writing by any person and on payment of the fee, if any, fixed by SATRA, grant its approval in writing for that person to hold a race meeting.

(3) SATRA may, on granting an approval under this section, attach to the approval such conditions as it considers appropriate.

(4) SATRA may, by notice in writing to a person granted an approval under this section, amend, vary or revoke a condition attached to the approval or attach a further condition.

(5) SATRA may, at its discretion, by notice in writing to the person granted an approval under this section, cancel the approval and the approval will cease to have any effect.

Rules of SATRA

39. (1) SATRA may adopt the *Australian Rules of Racing* (as adopted by a conference of delegates of the principal Australian horse racing clubs and in force from time to time) as rules for the regulation, control and promotion of the sport of horse racing and the conduct of horse race meetings and horse races within the State.

(2) SATRA may make additional rules relating to horse racing within the State.

DIVISION 2—CONTROLLING AUTHORITY FOR HARNESS RACING**Establishment of South Australian Harness Racing Authority**

40. (1) The *South Australian Harness Racing Authority* ("SAHRA") is established as the controlling authority for harness racing.

(2) SAHRA—

- (a) is a body corporate with perpetual succession and a common seal; and
- (b) is capable of suing and being sued; and
- (c) is capable of acquiring, holding, dealing with and disposing of any interest in real and personal property; and
- (d) is capable of acquiring or incurring any other rights or liabilities.

Constitution of SAHRA

40A. (1) SAHRA consists of five members appointed by the Governor on the recommendation of the Minister.

(2) Each of the members must have—

- (a) qualifications and experience in financial management; or
- (b) qualifications and experience in marketing; or
- (c) experience as a legal practitioner; or
- (d) experience in carrying on a business; or
- (e) experience in the harness racing industry.

(3) At least one of the members of SAHRA must be a man and at least one must be a woman.

(4) The Governor must, on the recommendation of the Minister, appoint a member to be the presiding member of SAHRA.

Terms and conditions of office

40B. (1) A member of SAHRA is appointed for a term of office, not exceeding three years, on such conditions as the Governor may determine and, on the expiration of his or her term of office, is eligible for reappointment.

(2) The Governor may, on the recommendation of the Minister, appoint a person to be a deputy of a member other than the presiding member and that person while acting in the absence of that member will be taken to be a member and have all the powers, rights and duties of that member.

(3) The Governor may, on the recommendation of the Minister, appoint a person, who may be a member, to be the deputy of the presiding member and that person while acting in the absence of the presiding member will be taken to be the presiding member and have all the powers, rights and duties of the presiding member.

(4) While any member appointed to be the deputy of the presiding member is, in the absence of the presiding member, acting as his or her deputy, the person appointed to be the deputy of that member may act as the deputy of that member as if that member were absent.

(5) The Governor may remove a member from office on any ground that the Governor considers sufficient.

(6) The office of a member becomes vacant if—

- (a) he or she dies; or
- (b) his or her term of office expires; or
- (c) he or she resigns by written notice addressed to the Minister; or
- (d) he or she is removed from office by the Governor under subsection (5).

(7) On the office of a member becoming vacant, a person must be appointed in accordance with this Act to the vacant office, but where the office of a member becomes vacant before the expiration of the term for which he or she was appointed, the person appointed in his or her place is appointed only for the balance of the term of his or her predecessor.

Remuneration, allowances and expenses

40C. (1) The members of SAHRA are entitled to receive such remuneration, allowances and expenses as may be determined by the Governor.

(2) Any amount to which a member of SAHRA is entitled under this section must be paid out of the funds of SAHRA.

Quorum, etc.

40D. (1) Three members constitute a quorum of SAHRA and no business may be transacted at a meeting of SAHRA unless a quorum is present.

(2) The presiding member or, in the absence of the presiding member, his or her deputy, will preside at each meeting of SAHRA, and, in the absence of both the presiding member and his or her deputy from a meeting of SAHRA, the members present will choose one of their number to preside at the meeting.

(3) A decision carried by a majority of the votes of the members present at a meeting of SAHRA is a decision of SAHRA.

(4) Each member is entitled to one vote on a matter arising for determination by SAHRA, and the person presiding at the meeting of SAHRA will, in the event of an equality of votes, have a second or casting vote.

(5) SAHRA must cause proper minutes to be kept of its proceedings at meetings.

(6) Subject to this Act, the business of SAHRA may be conducted in a manner determined by SAHRA.

Due execution of documents by SAHRA

40E. (1) A document is duly executed by SAHRA if it is sealed with the common seal of SAHRA and signed by two members.

(2) An apparently genuine document purporting to have been executed by SAHRA in accordance with subsection (1) will be presumed in any legal proceedings, in the absence of proof to the contrary, to have been duly executed by SAHRA.

Validity of acts of SAHRA and immunity of its members

40F. (1) An act or proceeding of SAHRA is not invalid by reason only of a vacancy in its membership and, despite the subsequent discovery of a defect in the appointment of a member, an act or proceeding of SAHRA will be as valid and effectual as if the member had been duly appointed.

(2) No personal liability attaches to a member of SAHRA for an act or omission by the member, or by SAHRA, in good faith and in the exercise or purported exercise of his, her or its powers or functions, or in the discharge, or purported discharge, of his, her or its duties under this Act.

Functions and powers of SAHRA

40G. (1) The functions of SAHRA are as follows:

- (a) to regulate and control the harness racing code and the conduct of harness race meetings and harness races within the State; and
- (b) to prepare and implement plans and strategies for the management of the financial affairs of the harness racing code and for the development, promotion and marketing of the code.

(2) SAHRA must, in performing its functions and exercising its powers under this Act, consult with RIDA.

(3) SAHRA may, for the purpose of performing its functions and discharging its duties under this Act—

- (a) establish offices; and
- (b) appoint officers and employees on terms and conditions determined by SAHRA; and
- (c) conduct harness race meetings and operate a racecourse and its facilities (including food and liquor facilities); and
- (d) make grants to, or provide subsidies for, any registered harness racing club; and
- (e) make a loan, which may be free of interest, to any registered harness racing club; and
- (f) provide a subsidy or make a loan, (which may be free of interest) for, or in connection with, the operation of any training track for harness racing; and

- (g) provide any amount for, or towards, the prize money for any harness race; and
- (h) borrow any amount, with or without security; and
- (i) enter into reciprocal arrangements with any authority, association or person having the same or like powers as SAHRA in administering or controlling the sport of harness racing, horse racing or greyhound racing in any part of the Commonwealth or any other part of the world with respect to the registration of horses or greyhounds, the endorsement and recognition of disqualifications, licences, permits, defaulters and any other matter or thing relating to the administration and control of those sports; and
- (j) acquire, hold, deal with and dispose of any interest in any real or personal property; and
- (k) exercise such other powers as are conferred on it by or under this Act; and
- (l) exercise such other powers as are reasonably necessary for, or in connection with, or incidental to, the performance, exercise or discharge of its functions, powers or duties under this Act.

Provision of information

40H. (1) If SAHRA is required by RIDA to provide any information relating to the harness racing code, SAHRA must comply with that requirement.

(2) A harness racing club must provide SAHRA with such information (including financial information or business plans) as SAHRA may require.

Delegation

40I. (1) SAHRA may delegate to any member, officer or employee of SAHRA any of its powers or functions under this Act.

(2) A delegation by SAHRA is revocable at will and does not derogate from the power of SAHRA to act itself in any matter.

Investment by SAHRA

40J. SAHRA may, with the approval of the Treasurer, invest any of its money that is not immediately required for the purposes of this Part in such manner as may be approved by the Treasurer.

Accounts and audit

40K. (1) SAHRA must cause proper accounts to be kept of its financial affairs and must in respect of each financial year prepare a statement of accounts in such form as the Treasurer may approve.

(2) The accounts and statement of accounts of SAHRA must in respect of each financial year be audited by auditors appointed annually by SAHRA.

(3) The Auditor-General may at any time audit the accounts of SAHRA.

Annual report

40L. (1) SAHRA must, within three months after the end of each financial year, submit to the Minister a report on the conduct of the business of SAHRA during that financial year, together with the audited statement of accounts of SAHRA for that financial year.

(2) The Minister must cause the report and audited statement of accounts of SAHRA to be laid before each House of Parliament within 12 sitting days after his or her receipt of them.

Prohibition of certain race meetings

40M. (1) A person must not, except with the approval in writing of SAHRA and in accordance with the conditions attached to such approval, hold a race meeting, or cause a race meeting to be held, at which a person licensed, or a horse registered, under the rules made by SAHRA takes part in a harness race.

Maximum penalty: \$5 000.

(2) SAHRA may, on application in writing by any person and on payment of the fee, if any, fixed by SAHRA, grant its approval in writing for that person to hold a race meeting.

(3) SAHRA may, on granting an approval under this section, attach to the approval such conditions as it considers appropriate.

(4) SAHRA may, by notice in writing to a person granted an approval under this section, amend, vary or revoke a condition attached to the approval or attach a further condition.

(5) SAHRA may, at its discretion, by notice in writing to the person granted an approval under this section, cancel the approval and the approval will cease to have any effect.

Rules of SAHRA

40N. (1) SAHRA may make rules for the regulation, control and promotion of the sport of harness racing and the conduct of harness race meetings and harness races within the State.

(2) Without limiting the generality of subsection (1), the rules may—

- (a) regulate the practice and procedure at meetings of SAHRA; and
- (b) make provision for the appointment of stewards and confer and impose on such stewards powers (including discretionary powers) and duties with respect to the conduct of harness race meetings and harness races; and
- (c) make provision for the conduct of inquiries by SAHRA with respect to any matter or thing relating to the sport of harness racing and the conduct of harness race meetings and harness races; and
- (d) provide that any activity specified in the rules, being an activity related to harness racing, must not be carried on except in pursuance of a licence, permit or registration granted by SAHRA; and

- (e) provide for the grant (with or without conditions), renewal, cancellation or suspension of licences, permits or registration by SAHRA; and
- (f) prescribe and provide for the recovery of fees in respect of any application for the grant of a licence, permit or registration by SAHRA or the provision of any service by SAHRA; and
- (g) prescribe and provide for the recovery of monetary penalties in respect of the contravention of, or non-compliance with, any rule under this Division or any direction lawfully given in pursuance of any such rule; and
- (h) prescribe the circumstances under which money paid to SAHRA by any person or club will be held by SAHRA on deposit in trust for that person or club; and
- (i) require every registered harness racing club to submit to SAHRA at such times as SAHRA might require the proposed dates and programs for all race meetings to be conducted by the club; and
- (j) provide for an appeal to SAHRA against decisions made under the rules.

DIVISION 3—CONTROLLING AUTHORITY FOR GREYHOUND RACING

Establishment of South Australian Greyhound Racing Authority

40O. (1) The *South Australian Greyhound Racing Authority* ("SAGRA") is established as the controlling authority for greyhound racing.

(2) SAGRA—

- (a) is a body corporate with perpetual succession and a common seal; and
- (b) is capable of suing and being sued; and
- (c) is capable of acquiring, holding, dealing with and disposing of any interest in real and personal property; and
- (d) is capable of acquiring or incurring any other rights or liabilities.

Constitution of SAGRA

40P. (1) SAGRA consists of five members appointed by the Governor on the recommendation of the Minister.

(2) Each of the members must have—

- (a) qualifications and experience in financial management; or
- (b) qualifications and experience in marketing; or
- (c) experience as a legal practitioner; or
- (d) experience in carrying on a business; or

(e) experience in the greyhound racing industry.

(3) At least one of the members of SAGRA must be a man and at least one must be a woman.

(4) The Governor must, on the recommendation of the Minister, appoint a member to be the presiding member of SAGRA.

Terms and conditions of office

40Q. (1) A member of SAGRA is appointed for a term of office, not exceeding three years, on such conditions as the Governor may determine and, on the expiration of his or her term of office, is eligible for reappointment.

(2) The Governor may, on the recommendation of the Minister, appoint a person to be a deputy of a member other than the presiding member and that person while acting in the absence of that member will be taken to be a member and have all the powers, rights and duties of that member.

(3) The Governor may, on the recommendation of the Minister, appoint a person, who may be a member, to be the deputy of the presiding member and that person while acting in the absence of the presiding member will be taken to be the presiding member and have all the powers, rights and duties of the presiding member.

(4) While any member appointed to be the deputy of the presiding member is, in the absence of the presiding member, acting as his or her deputy, the person appointed to be the deputy of that member may act as the deputy of that member as if that member were absent.

(5) The Governor may remove a member from office on any ground that the Governor considers sufficient.

(6) The office of a member becomes vacant if—

- (a) he or she dies; or
- (b) his or her term of office expires; or
- (c) he or she resigns by written notice addressed to the Minister; or
- (d) he or she is removed from office by the Governor under subsection (5).

(7) On the office of a member becoming vacant, a person must be appointed in accordance with this Act to the vacant office, but where the office of a member becomes vacant before the expiration of the term for which he or she was appointed, the person appointed in his or her place is appointed only for the balance of the term of his or her predecessor.

Remuneration, allowances and expenses

40R. (1) The members of SAGRA are entitled to receive such remuneration, allowances and expenses as may be determined by the Governor.

(2) Any amount to which a member of SAGRA is entitled under this section must be paid out of the funds of SAGRA.

Quorum, etc.

40S. (1) Three members constitute a quorum of SAGRA and no business may be transacted at a meeting of SAGRA unless a quorum is present.

(2) The presiding member or, in the absence of the presiding member, his or her deputy, will preside at each meeting of SAGRA, and, in the absence of both the presiding member and his or her deputy from a meeting of SAGRA, the members present will choose one of their number to preside at the meeting.

(3) A decision carried by a majority of the votes of the members present at a meeting of SAGRA is a decision of SAGRA.

(4) Each member is entitled to one vote on a matter arising for determination by SAGRA, and the person presiding at the meeting of SAGRA will, in the event of an equality of votes, have a second or casting vote.

(5) SAGRA must cause proper minutes to be kept of its proceedings at meetings.

(6) Subject to this Act, the business of SAGRA may be conducted in a manner determined by SAGRA.

Due execution of documents by SAGRA

40T. (1) A document is duly executed by SAGRA if it is sealed with the common seal of SAGRA and signed by two members.

(2) An apparently genuine document purporting to have been executed by SAGRA in accordance with subsection (1) will be presumed in any legal proceedings, in the absence of proof to the contrary, to have been duly executed by SAGRA.

Validity of acts of SAGRA and immunity of its members

40U. (1) An act or proceeding of SAGRA is not invalid by reason only of a vacancy in its membership and, despite the subsequent discovery of a defect in the appointment of a member, an act or proceeding of SAGRA will be as valid and effectual as if the member had been duly appointed.

(2) No personal liability attaches to a member of SAGRA for an act or omission by the member, or by SAGRA, in good faith and in the exercise or purported exercise of his, her or its powers or functions, or in the discharge, or purported discharge, of his, her or its duties under this Act.

Functions and powers of SAGRA

40V. (1) The functions of SAGRA are as follows:

- (a) to regulate and control the greyhound racing code and the conduct of greyhound race meetings and greyhound races within the State; and
- (b) to prepare and implement plans and strategies for the management of the financial affairs of the greyhound racing code and for the development, promotion and marketing of the code.

(2) SAGRA must, in performing its functions and exercising its powers under this Act, consult with RIDA.

(3) SAGRA may, for the purpose of performing its functions and discharging its duties under this Act—

- (a) establish offices; and
- (b) appoint officers and employees on terms and conditions determined by SAGRA; and
- (c) conduct greyhound race meetings and operate a racecourse and its facilities (including food and liquor facilities); and
- (d) make grants to, or provide subsidies for, any registered greyhound racing club; and
- (e) make a loan, which may be free of interest, to any registered greyhound racing club; and
- (f) provide a subsidy or make a loan, (which may be free of interest) for, or in connection with, the operation of any training track for greyhound racing; and
- (g) provide any amount for, or towards, the prize money for any greyhound race; and
- (h) borrow any amount, with or without security; and
- (i) enter into reciprocal arrangements with any authority, association or person having the same or like powers as SAGRA in administering or controlling the sport of greyhound racing, horse racing or harness racing in any part of the Commonwealth or any other part of the world with respect to the registration of greyhounds or horses, the endorsement and recognition of disqualifications, licences, permits, defaulters and any other matter or thing relating to the administration and control of those sports; and
- (j) acquire, hold, deal with and dispose of any interest in any real or personal property; and
- (k) exercise such other powers as are conferred on it by or under this Act; and
- (l) exercise such other powers as are reasonably necessary for, or in connection with, or incidental to, the performance, exercise or discharge of its functions, powers or duties under this Act.

Provision of information

40W. (1) If SAGRA is required by RIDA to provide any information relating to the greyhound racing code, SAGRA must comply with that requirement.

(2) A greyhound racing club must provide SAGRA with such information (including financial information or business plans) as SAGRA may require.

Delegation

40X. (1) SAGRA may delegate to any member, officer or employee of SAGRA any of its powers or functions under this Act.

(2) A delegation by SAGRA is revocable at will and does not derogate from the power of SAGRA to act itself in any matter.

Investment by SAGRA

40Y. SAGRA may, with the approval of the Treasurer, invest any of its money that is not immediately required for the purposes of this Part in such manner as may be approved by the Treasurer.

Accounts and audit

40Z. (1) SAGRA must cause proper accounts to be kept of its financial affairs and must in respect of each financial year prepare a statement of accounts in such form as the Treasurer may approve.

(2) The accounts and statement of accounts of SAGRA must in respect of each financial year be audited by auditors appointed annually by SAGRA.

(3) The Auditor-General may at any time audit the accounts of SAGRA.

Annual report

40ZA. (1) SAGRA must, within three months after the end of each financial year, submit to the Minister a report on the conduct of the business of SAGRA during that financial year, together with the audited statement of accounts of SAGRA for that financial year.

(2) The Minister must cause the report and audited statement of accounts of SAGRA to be laid before each House of Parliament within 12 sitting days after his or her receipt of them.

Prohibition of certain race meetings

40ZB. (1) A person must not, except with the approval in writing of SAGRA and in accordance with the conditions attached to such approval, hold a race meeting, or cause a race meeting to be held, at which a person licensed, or a greyhound registered, under the rules made by SAGRA takes part in a greyhound race.

Maximum penalty: \$5 000.

(2) SAGRA may, on application in writing by any person and on payment of the fee, if any, fixed by SAGRA, grant its approval in writing for that person to hold a race meeting.

(3) SAGRA may, on granting an approval under this section, attach to the approval such conditions as it considers appropriate.

(4) SAGRA may, by notice in writing to a person granted an approval under this section, amend, vary or revoke a condition attached to the approval or attach a further condition.

(5) SAGRA may, at its discretion, by notice in writing to the person granted an approval under this section, cancel the approval and the approval will cease to have any effect.

Rules of SAGRA

41. (1) SAGRA may make rules for the regulation, control and promotion of the sport of greyhound racing and the conduct of greyhound race meetings and greyhound races within the State.

(2) Without limiting the generality of subsection (1), the rules may—

- (a) regulate the practice and procedure at meetings of SAGRA; and
- (b) make provision for the appointment of stewards and confer and impose on such stewards powers (including discretionary powers) and duties with respect to the conduct of greyhound race meetings and greyhound races; and
- (c) make provision for the conduct of inquiries by SAGRA with respect to any matter or thing relating to the sport of greyhound racing and the conduct of greyhound race meetings and greyhound races; and
- (d) provide that any activity specified in the rules, being an activity related to greyhound racing, must not be carried on except in pursuance of a licence, permit or registration granted by SAGRA; and
- (e) provide for the grant (with or without conditions), renewal, cancellation or suspension of licences, permits or registration by SAGRA; and
- (f) prescribe and provide for the recovery of fees in respect of any application for the grant of a licence, permit or registration by SAGRA or the provision of any service by SAGRA; and
- (g) prescribe and provide for the recovery of monetary penalties in respect of the contravention of, or non-compliance with, any rule under this Division or any direction lawfully given in pursuance of any such rule; and
- (h) prescribe the circumstances under which money paid to SAGRA by any person or club will be held by SAGRA on deposit in trust for that person or club; and
- (i) require every registered greyhound racing club to submit to SAGRA at such times as SAGRA might require the proposed dates and programs for all race meetings to be conducted by the club; and
- (j) provide for an appeal to SAGRA against decisions made under the rules.

Amendment of s. 41A—Interpretation

5. Section 41A of the principal Act is amended by inserting in the definition of "the Registrar" after "employee" "or employee of RIDA".

Amendment of s. 41F—Registrar

6. Section 41F of the principal Act is amended by inserting in subsection (2) "or an employee of RIDA" after "employee".

Amendment of s. 51—Functions and powers of TAB

7. Section 51 of the principal Act is amended by inserting after subsection (2) the following subsection:

(3) TAB must consult with RIDA with respect to any activity to be undertaken by TAB for the promotion or marketing of racing or the promotion or marketing of betting on racing.

Amendment of s. 63—Conduct of on-course totalizator betting by racing clubs

8. Section 63 of the principal Act is amended—

- (a) by striking out from subsection (3) "the Minister" and substituting "RIDA";
- (b) by striking out from subsection (5) "The Minister" and "the Minister" and substituting, in each case, "RIDA";
- (c) by striking out from subsection (6) "The Minister" and "the Minister" and substituting, in each case, "RIDA";
- (d) by striking out from subsection (7) "the Minister" (wherever occurring) and substituting, in each case, "RIDA".

Amendment of s. 64—Conduct of on-course totalizator betting when race meeting not in progress

9. Section 64 of the principal Act is amended by striking out "The Minister" and "the Minister" (wherever occurring) and substituting, in each case, "RIDA".

Amendment of s. 65—Revocation of right to conduct on-course totalizator betting

10. Section 65 of the principal Act is amended—

- (a) by striking out "the Minister's" and substituting "RIDA's";
- (b) by striking out "the Minister" (wherever occurring) and substituting, in each case, "RIDA".

Amendment of s. 69—Application of amount deducted under s. 68

11. Section 69 of the principal Act is amended—

- (a) by striking out from subsection (1a)(b) "Racecourses Development Board" and substituting "RIDA Fund";
- (b) by striking out from subsection (1a)(d) "controlling authorities in the" and substituting "SATRA Fund, SAHRA Fund and SAGRA Fund in the respective";
- (c) by striking out paragraph (b) of subsection (2) and substituting the following paragraph:
 - (b) the amount remaining after the payment referred to in paragraph (a) must be shared between the SATRA Fund, SAHRA Fund and SAGRA Fund as follows:
 - (i) 73.5 per cent is to be paid to the SATRA Fund;
 - (ii) 17.5 per cent is to be paid to the SAHRA Fund;

(iii) 9 per cent is to be paid to the SAGRA Fund.;

(d) by striking out subsections (3) and (4) and substituting the following subsection:

(3) Despite subsection (2), TAB may, with the approval of the Minister, before the expiration of a quarter, make an advance to a Fund established under Part 1B towards the payment to be made under that subsection to the Fund in respect of that quarter.

Amendment of s. 70—Application of percentage deductions

12. Section 70 of the principal Act is amended—

- (a) by striking out from subsection (1)(b) "Racecourses Development Board" and substituting "RIDA Fund";
- (b) by striking out from subsection (1a) "deducted by each club pursuant to section 68 from totalizator bets made with it" and substituting "of the totalizator bets made with those clubs";
- (c) by striking out from subsection (1b) "from a pool referred to in" and substituting "following pooling under";
- (d) by striking out subsection (2) and substituting the following subsection:

(2) An amount payable to the Treasurer or the RIDA Fund under this section may be recovered by the Treasurer as a debt by action in a court of competent jurisdiction.

Amendment of s. 76—Application of fractions by TAB

13. Section 76 of the principal Act is amended by striking out paragraph (b) of subsection (2) and substituting the following paragraph:

- (b) the amount remaining after the payment referred to in paragraph (a) must be paid to the RIDA Fund.

Amendment of s. 77—Application of fractions by racing clubs

14. Section 77 of the principal Act is amended by striking out "Racecourses Development Board" and substituting "RIDA Fund".

Amendment of s. 78—Unclaimed dividends

15. Section 78 of the principal Act is amended by striking out paragraph (b) of subsection (3) and substituting the following paragraph:

- (b) the amount remaining after the payment referred to in paragraph (a) must be paid to the RIDA Fund.

Repeal of s. 79

16. Section 79 of the principal Act is repealed.

Amendment of s. 82A—Agreement with interstate totalizator authority—interstate authority conducts totalizator

17. Section 82A of the principal Act is amended by striking out from subsection (7) "but no amount is payable to the Racecourses Development Board under section 69(1a)(b)".

Amendment of s. 83—Returns by authorised clubs

18. Section 83 of the principal Act is amended by striking out from subsection (1) "Racecourses Development Board" (wherever occurring) and substituting, in each case, "RIDA Fund".

Repeal of s. 84K

19. Section 84K of the principal Act is repealed.

Amendment of heading to Part 4

20. The heading to Part 4 of the principal Act is amended by striking out "BOOKMAKERS LICENSING BOARD AND" and substituting "REGULATION OF".

Amendment of s. 85—Interpretation

21. Section 85 of the principal Act is amended—

(a) by striking out the definitions of "the Board", "the chairman" and "member";

(b) by striking out from the definition of "registered premises" "the Board" and substituting "RIDA".

Repeal of ss. 86 to 97

22. Sections 86 to 97 (inclusive) of the principal Act are repealed.

Substitution of ss. 98 and 99

23. Sections 98 and 99 of the principal Act are repealed and the following section is substituted:

Financial provision

98. Except as otherwise provided by this Act, money received by RIDA under this Part must be paid to the Treasurer for the credit of the Consolidated Account.

Amendment of s. 100—Licences

24. Section 100 of the principal Act is amended—

- (a) by striking out from subsection (1) "The Board may, upon" and substituting "RIDA may, on";
- (b) by striking out subsection (4).

Amendment of s. 101—Applications for licences

25. Section 101 of the principal Act is amended by striking out "the Board" (wherever occurring) and substituting, in each case, "RIDA".

Amendment of s. 102—Conditions to licences

26. Section 102 of the principal Act is amended by striking out "The Board" (wherever occurring) and substituting, in each case, "RIDA".

Amendment of s. 103—Terms of licences

27. Section 103 of the principal Act is amended—

- (a) by striking out "the Board" (wherever occurring) and substituting, in each case, "RIDA";
- (b) by striking out from subsection (4) "The Board may, upon" and substituting "RIDA may, on".

Amendment of s. 104—Suspension and cancellation of licences

28. Section 104 of the principal Act is amended by striking out from subsection (1) "The Board" and substituting "RIDA".

Amendment of s. 104A—Power to impose fines

29. Section 104A of the principal Act is amended—

- (a) by striking out from subsection (1) "The Board" and substituting "RIDA";
- (b) by striking out from subsection (2) "the Board" and substituting "RIDA".

Amendment of s. 105—Registration of betting premises at Port Pirie

30. Section 105 of the principal Act is amended—

- (a) by striking out from subsection (1) "The Board may, upon" and substituting "RIDA may, on";
- (b) by striking out subsection (3).

Amendment of s. 106—Applications for registration of premises

31. Section 106 of the principal Act is amended by striking out "the Board" (wherever occurring) and substituting, in each case, "RIDA".

Amendment of s. 107—Conditions to registration

32. Section 107 of the principal Act is amended by striking out "The Board" (wherever occurring) and substituting, in each case, "RIDA".

Amendment of s. 109—Term of registration

33. Section 109 of the principal Act is amended—

- (a) by striking out "the Board" (wherever occurring) and substituting, in each case, "RIDA";
- (b) by striking out from subsection (4) "The Board may, upon" and substituting "RIDA may, on".

Amendment of s. 110—Suspension and cancellation of registration

34. Section 110 of the principal Act is amended by striking out "The Board" and substituting "RIDA".

Amendment of s. 112—Permits for licensed bookmakers to bet on racecourses, at approved venues or in registered premises

35. Section 112 of the principal Act is amended—

- (a) by striking out "the Board" (wherever occurring) and substituting, in each case, "RIDA";
- (b) by striking out "The Board" (wherever occurring) and substituting, in each case, "RIDA".

Amendment of s. 112A—Grant of permit to group of bookmakers

36. Section 112A of the principal Act is amended—

- (a) by striking out "the Board" (wherever occurring) and substituting, in each case, "RIDA";
- (b) by striking out from subsection (4) "The Board" and substituting "RIDA";
- (c) by inserting after subsection (6) the following subsection:

(7) A permit granted to a group under this section will be taken, for the purposes of this Act and any other Act, to have been granted to each member of the group.

Amendment of s. 112B—Revocation of permit

37. Section 112B of the principal Act is amended by striking out "The Board" and substituting "RIDA".

Amendment of s. 114—Payment to RIDA of percentage of money bet with bookmakers

38. Section 114 of the principal Act is amended—

- (a) by striking out "the Board" (wherever occurring) and substituting, in each case, "RIDA";
- (b) by striking out "The Board" (wherever occurring) and substituting, in each case, "RIDA".

Amendment of s. 116—Recovery of amounts payable by bookmakers

39. Section 116 of the principal Act is amended by striking out "the Board" (wherever occurring) and substituting, in each case, "RIDA".

Amendment of s. 117—Licensed bookmakers required to hold permits

40. Section 117 of the principal Act is amended—

- (a) by striking out subsection (1);
- (b) by striking out from subsection (1a) "the Board" and substituting "RIDA";

- (c) by inserting at the foot of subsection (1a) the following penalty provision:

Maximum penalty: \$50 000 or imprisonment for 4 years.;

- (d) by striking out subsections (2) to (4) (inclusive).

Amendment of s. 120—RIDA may give or authorise information as to betting

41. Section 120 of the principal Act is amended by striking out "The Board" (wherever occurring) and substituting, in each case, "RIDA".

Amendment of s. 121—Unclaimed bets

42. Section 121 of the principal Act is amended—

- (a) by striking out from subsection (1) "The Board" and substituting "RIDA";
- (b) by striking out from subsection (1) "the Board" (wherever occurring) and substituting, in each case, "RIDA";
- (c) by striking out subsection (2) and substituting the following subsection:

(2) If an amount held by RIDA is not paid by RIDA within the period of 12 months under subsection (1), RIDA must pay the amount to the Treasurer for the credit of the Consolidated Account.

Repeal of ss. 122 and 123

43. Sections 122 and 123 of the principal Act are repealed.

Amendment of s. 124—Rules relating to bookmakers

44. Section 124 of the principal Act is amended—

- (a) by striking out from subsection (1) "The Board" and substituting "RIDA";
- (b) by striking out from subsection (1)(i) "the Board" and substituting "RIDA";
- (c) by striking out from subsection (1)(j) "a division 6 fine" and substituting "\$5 000";
- (d) by striking out from subsection (2) "the Board, the Board's secretary" and substituting "RIDA".

Repeal of Part 5

45. Part 5 of the principal Act is repealed.

Amendment of s. 146A—Special conditions of appointment to bodies incorporated under Act

46. Section 146A of the principal Act is amended—

- (a) by striking out from subsection (1) "Board shall" and substituting "body corporate established under this Act may";
- (b) by striking out subsections (2), (3) and (4) and substituting the following subsection:

(2) A member of a body corporate established under this Act must, except when the body is required to give effect to a direction of the Minister, make a decision in the performance or discharge of functions, powers or duties as such a member according to his or her own opinion or belief and not according to the directions of any other person or body.

SCHEDULE 1
Further Amendments of Principal Act

| Provision Amended | How Amended |
|--|--|
| Section 2 | Strike out this section. |
| Section 4 | Strike out this section. |
| Section 5 | |
| Definition of "authorised racing club" | Strike out "of this Act". |
| Definition of "the Dividends Adjustment Account" | Strike out this definition. |
| Definition of "racing year" | Strike out "thirty-first day of" and substitute "31". |
| Section 5A | Strike out this section. |
| Section 41J(2) | Strike out "shall lie upon" (wherever occurring) and substitute in each case, "will lie on". |
| | Strike out "and liable to a division 7 fine" and insert at the foot of this subsection: |
| | Maximum penalty: \$5 000. |
| Section 42 | Strike out this section. |
| Section 43(1) | Strike out this subsection and substitute: |
| | (1) The body the <i>South Australian Totalizator Agency Board</i> ("TAB") continues in existence. |
| Section 43(2) | Strike out "The Board" and substitute "TAB". |
| | Strike out "shall continue" and substitute "continues". |
| | Strike out "shall be" (wherever occurring) and substitute, in each case, "is". |
| Section 43(3) | Strike out this subsection. |
| Section 44(1) | Strike out "The Board" and substitute "TAB". |
| Section 44 | Strike out "the Board" (wherever occurring) and substitute "TAB". |
| Section 45(1) | Strike out this subsection and substitute: |
| | (1) A member of TAB is appointed for a term of office, not exceeding three years, on such conditions as the Governor may determine and, on the expiration of his or her term of office, is eligible for reappointment. |
| Section 45(2) | Strike out "shall be deemed to be a member and shall" and substitute "will be taken to be a member and". |
| Section 45(3) | Strike out "shall be deemed to be the presiding member and shall" and substitute "will be taken to be the presiding member and" |

Strike out "shall become" and substitute "becomes".

After "his" insert "or her".

Strike out "of this section".

Strike out this subsection and substitute:

(7) On the office of a member becoming vacant, a person must be appointed in accordance with this Act to the vacant office, but where the office of a member becomes vacant before the expiration of the term for which he or she was appointed, the person appointed in his or her place is appointed only for the balance of the term of his or her predecessor.

Strike out this section and substitute:

Remuneration, allowances and expenses

46. (1) The members of TAB are entitled to receive such remuneration, allowances and expenses as may be determined by the Governor.

(2) Any amount to which a member of TAB is entitled under this section must be paid out of the funds of TAB.

Strike out this subsection and substitute:

(1) Four members constitute a quorum of TAB and no business may be transacted at a meeting of TAB unless a quorum is present.

Strike out these subsections and substitute:

(3) A decision carried by a majority of the votes of the members present at a meeting of TAB is a decision of TAB.

(4) Each member is entitled to one vote on a matter arising for determination by TAB, and the person presiding at the meeting of TAB, will, in the event of an equality of votes, have a second or casting vote.

(5) TAB must cause proper minutes to be kept of its proceedings at meetings.

(6) Subject to this Act, the business of TAB may be conducted in a manner determined by TAB.

Strike out "the Board" (wherever occurring) and substitute, in each case "TAB".

Strike out "of this section shall" and substitute "will".

Section 49

Strike out this section and substitute:

Validity of acts of TAB and immunity of its members

49. (1) An act or proceeding of TAB is not invalid by reason only of a vacancy in its membership and, despite the subsequent discovery of a defect in the appointment of a member, an act or proceeding of TAB will be as valid and effectual as if the member had been duly appointed.

(2) No personal liability attaches to a member of TAB for an act or omission by the member, or by TAB, in good faith and in the exercise or purported exercise of his, her or its powers or functions, or in the discharge, or purported discharge, of his, her or its duties under this Act.

Section 50

Strike out this section and substitute:

Disclosure of interest

50. (1) A member who is in any way directly or indirectly interested in a contract, or proposed contract, made by, or in the contemplation of, TAB must not—

- (a) fail to disclose the nature of his or her interest at any meeting of TAB at which any decision with respect to the contract is made and at which he or she is present; or
- (b) take part in any decision of TAB with respect to that contract.

Maximum penalty: \$5 000.

(2) Any disclosure made in compliance with subsection (1) must be recorded in the minutes of TAB.

Section 51

Strike out "the Board" and "The Board" and substitute, in each case, "TAB".

Section 51(2)(b)

After "employees" insert "on terms and conditions determined by TAB".

Section 52(1)

Strike out this subsection and substitute:

(1) In the performance, exercise and discharge of its functions, powers and duties under this Act, TAB is, except where it makes, or is required to make, a recommendation to the Minister, subject to the general control and direction of the Minister.

Section 52(2)

Strike out "the Board" and "the Board's" and substitute, respectively, "TAB" and "TAB's".

Section 53

Strike out this section and substitute:

Delegation by TAB

53. (1) TAB may delegate to any member, officer or employee of TAB any of its powers or functions under this Act.

(2) A delegation by TAB is revocable at will and does not derogate from the power of TAB to act itself in any matter.

Section 54

Strike out this section.

Section 55

Strike out this section and substitute:

Borrowing by TAB

55. (1) TAB may borrow money from the Treasurer, or with the consent of the Treasurer, from any other person for the purpose of performing its functions under this Act.

(2) A liability incurred with the consent of the Treasurer under subsection (1) is guaranteed by the Treasurer.

(3) A liability incurred by the Treasurer under a guarantee arising by virtue of subsection (2) is to be satisfied out of the Consolidated Account which is appropriated to the necessary extent.

(4) Any sum paid by the Treasurer under subsection (3) is, when money is properly available for the purpose, to be repaid by TAB to the Treasurer and, when so repaid, forms part of the Consolidated Account.

Section 57

Strike out "The Board" and substitute "TAB".

Section 58

Strike out this section and substitute:

Accounts and audit

58. (1) TAB must cause proper accounts to be kept of its financial affairs and must in respect of each financial year prepare a statement of accounts in such form as the Treasurer may approve.

(2) The Auditor-General must audit the statement of accounts of TAB for each financial year and may audit the accounts of TAB at any time.

Section 59

Strike out this section and substitute:

Annual report

59. (1) TAB must, within three months after the end of each financial year, submit to the Minister a report on the conduct of the business of TAB during that financial year, together with the audited statement of accounts of TAB for that financial year.

(2) The Minister must cause the report and audited statement of accounts of TAB to be laid before each House of Parliament within 12 sitting days after his or her receipt of them.

Section 60

Strike out "The Board" (wherever occurring) and "the Board" and substitute, in each case, "TAB".

Section 60(2)

Strike out "of this section".

Section 60(3)

Strike out this subsection and substitute:

(3) The provisions of the *Subordinate Legislation Act 1978* do not apply in relation to rules made pursuant to this section.

Section 61(1)

Strike out "The Board shall" and substitute "TAB may".

- Section 61(2) Strike out this subsection and substitute:
- (2) The Minister must, in determining whether or not to give the approval referred to in subsection (1), have regard to the proximity of the premises to places of public worship, schools and other educational institutions and premises licensed under the *Liquor Licensing Act 1985*, and to such other matters as he or she considers relevant.
- Section 62(1) Strike out "The Board shall" and substitute "TAB must".
- Strike out "the Board" (wherever occurring) and substitute, in each case, "TAB".
- Section 62(2) Strike out "the Board shall" and substitute "TAB must".
- Section 62(3) Strike out "Notwithstanding the provisions of subsection (2) of this section, the Board" and substitute "Despite subsection (2), TAB".
- Section 67 Strike out "the Totalizator Agency Board" (wherever occurring) and substitute, in each case, "TAB".
- Section 67(2) Strike out "of this section".
- Section 67(3) Strike out this subsection and substitute:
- (3) The provisions of the *Subordinate Legislation Act 1978* do not apply in relation to rules made pursuant to this section.
- Section 68 Strike out "the Totalizator Agency Board" (wherever occurring) and substitute, in each case, "TAB".
- Strike out "shall" and substitute "must".
- Section 69 Strike out "the Totalizator Agency Board" (wherever occurring) and substitute, in each case, "TAB".
- Strike out "the Board" (wherever occurring) and substitute, in each case, "TAB".
- Strike out "shall" (wherever occurring) and substitute, in each case, "must".
- Section 70(1) Strike out "General Revenue of the State" and substitute "credit of the Consolidated Account".
- Strike out "per centum" (wherever occurring) and substitute, in each case, "per cent".
- Strike out "one" and substitute "1".
- Section 70(3) Strike out "paragraph (a) of subsection (1)" and substitute "subsection (1)(a)".
- Section 70(3a) Strike out "shall" and substitute "must".

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| Section 70(4) | Strike out "Notwithstanding the provisions" and substitute "Despite the other provisions". Strike out "of this section" second occurring. Strike out "paragraph (a) of subsection (1) of this section" and substitute "subsection (1)(a)". |
| Section 71(1) | Strike out "the Totalizator Agency Board" and substitute "TAB". |
| Section 71(1) and (2) | Strike out "shall" (wherever occurring) and substitute, in each case, "will". |
| Section 71(3) | Strike out "shall" and substitute "must". |
| Section 72 | Strike out "the Totalizator Agency Board" and substitute "TAB". |
| Section 73 | Strike out "the Totalizator Agency Board" (wherever occurring) and substitute, in each case, "TAB". |
| Section 73(1) | Strike out "shall" and substitute "must". |
| Section 73(2) | Strike out "shall" and substitute "will". Strike out "of this subsection". |
| Section 73(3) | Strike out "Notwithstanding the provisions of subsection (2) of this section" and substitute "Despite subsection (2)". Strike out "shall" and substitute "will". |
| Section 73(4) | Strike out "Notwithstanding the" and substitute "Despite the other". Strike out "shall" and substitute "will". |
| Section 74 | Strike out "Notwithstanding the provisions of section 73 of this Act, the Totalizator Agency Board" and substitute "Despite section 73, TAB". Strike out "the Board" and substitute "TAB". |
| Section 76 | Strike out "the Totalizator Agency Board" (wherever occurring) and substitute, in each case, "TAB". Strike out "the Board" (wherever occurring) and substitute, in each case, "TAB". |
| Section 78 | Strike out "the Totalizator Agency Board" (wherever occurring) and substitute, in each case, "TAB". Strike out "the Board" (wherever occurring) and substitute, in each case, "TAB". |
| Section 78(1) and (2) | Strike out "shall" (wherever occurring) and substitute, in each case, "will". |
| Section 78(3) and (3a) | Strike out "shall" (wherever occurring) and substitute, in each case, "must". |
| Section 78(4) | After "he" insert "or she" |

Section 80

Strike out "The Totalizator Agency Board" and substitute "TAB".

Strike out "the Board" (wherever occurring) and substitute, in each case, "TAB".

Strike out "shall not be" (wherever occurring) and substitute, in each case, "is not".

After "he" (wherever occurring) insert, in each case, "or she".

Strike out "the Totalizator Agency Board" and substitute "TAB".

Section 82(1)

Strike out "The Totalizator Agency Board may, upon" and substitute "TAB may on".

Strike out "upon" (second occurring).

Section 82(2)

Strike out "of this section".

Strike out "notwithstanding" and substitute "despite".

Section 82A

Strike out "The Totalizator Agency Board" (wherever occurring) and substitute, in each case, "TAB".

Strike out "the Totalizator Agency Board" (wherever occurring) and substitute, in each case, "TAB".

Strike out "the Board" (wherever occurring) and substitute, in each case, "TAB".

Section 82B(1)

Strike out "The Totalizator Agency Board" and substitute "TAB".

Strike out "the Totalizator Agency Board" and substitute "TAB".

Section 82B(3)

Strike out "the Board" and substitute "TAB".

Section 83(1)

Strike out "shall" and substitute "must".

Strike out "of this Act" (wherever occurring).

Section 83(2)

Strike out this subsection and substitute:

(2) If an authorised racing club fails to furnish a return in accordance with subsection (1), or furnishes a return that is false or misleading in a material particular, the club is guilty of an offence.

Maximum penalty: \$5 000.

Section 84

Strike out "shall" and substitute "must".

Section 84A

Strike out "the Totalizator Agency Board" (wherever occurring) and substitute, in each case, "TAB".

Strike out "shall" and substitute "do".

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| Section 84B(1) | Strike out "shall" and substitute "must". Strike out "the Totalizator Agency Board" and substitute "TAB". Strike out "the Board" (wherever occurring) and substitute, in each case, "TAB". |
| Section 84B(2) | Strike out "The Totalizator Agency Board" and substitute "TAB". Strike out "the thirty-first day of" and substitute "31". |
| Section 84C(1) | Strike out "the Totalizator Agency Board" and substitute "TAB". Strike out "shall" and substitute "will". |
| Section 84C(2) | Strike out "shall" and substitute "must". |
| Section 84D(1) | Strike out "The Totalizator Agency Board" and substitute "TAB". Strike out "shall" and substitute "must". |
| Section 84D(2) | Strike out "shall" and substitute "will". |
| Section 84D(3) | Strike out "Notwithstanding" and substitute "Despite". Strike out "shall" and substitute "will". |
| Section 84D(4) | Strike out "Notwithstanding" and substitute "Despite". Strike out "shall" and substitute "will". |
| Section 84E | Strike out "The Totalizator Agency Board" and substitute "TAB". Strike out "the Board" and substitute "TAB". |
| Section 84F | Strike out "the Totalizator Agency Board shall" and substitute "TAB must". Strike out "the Board" and substitute "TAB". Strike out "upon" and substitute "on". |
| Section 84G | Strike out "the Totalizator Agency Board" and substitute "TAB". Strike out "the Board" and substitute "TAB". Strike out "shall" (wherever occurring) and substitute, in each case, "must". |
| Section 84H(1) | Strike out "The Totalizator Agency Board shall" and substitute "TAB will". |
| Section 84H(2) | Strike out "shall" (wherever occurring) and substitute, in each case, "must". Strike out "the Board" and substitute "TAB". |
| Section 84H(2) and (3) | Strike out "the Totalizator Agency Board" (wherever occurring) and substitute, in each case, "TAB". |
| Section 84H(3) | After "he" insert "or she". |
| Section 84I(1) | Strike out "The Totalizator Agency Board" and substitute "TAB". |

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| Section 84I(3) | Strike out "shall" and substitute "will". |
| Section 84I(4) | Strike out "the Board" and substitute "TAB". |
| Section 84J(1) | Strike out "the Totalizator Agency Board" and substitute "TAB". |
| | Strike out "shall" (wherever occurring) and substitute, in each case, "must". |
| | Strike out "the Board" (wherever occurring) and substitute, in each case, "TAB". |
| Section 84L | Strike out "Notwithstanding" and substitute "Despite". |
| | Strike out "the Totalizator Agency Board" (wherever occurring) and substitute, in each case, "TAB". |
| Section 103(1) | Strike out this subsection and substitute: <p>(1) A licence granted under this Part will, subject to this Act, have effect until 31 July next following the day on which the licence was granted, and may, from time to time, be renewed for successive periods of one year expiring, subject to this Act, on 31 July.</p> |
| Section 104(2)(a) | Strike out "of this section shall cease" and substitute "ceases". |
| Section 104(2)(b) | Strike out "shall cease" and substitute "ceases". |
| Section 108 | Strike out "shall" and substitute "must". |
| | Strike out "Penalty: Division 8 fine" and substitute "Maximum penalty: \$5 000". |
| Section 109(1) | Strike out this subsection and substitute: <p>(1) The registration of any premises under this Part will, subject to this Act, have effect until 31 January next following the day on which the registration was granted, and may, from time to time, be renewed for successive periods of one year expiring, subject to this Act, on 31 January.</p> |
| Section 110(2)(a) | Strike out "of this section shall cease" and substitute "ceases". |
| Section 110(2)(b) | Strike out "shall cease" and substitute "ceases". |
| Section 112(2) | Strike out "shall" and substitute "must". |
| Section 113(2) | Strike out "of this subsection" (wherever occurring). |
| | Strike out "upon" and substitute "on". |
| Section 114(1) | Strike out "shall" and substitute "must". |
| | After "him" (wherever occurring) insert, in each case, "or her". |
| Section 114(2) | Strike out "of this section". |
| Section 114(5) | Strike out "per centum" (wherever occurring) and substitute, in each case, "per cent". |
| Section 115 | Strike out "upon" and substitute "on". |

Section 116 Strike out "shall" (wherever occurring) and substitute, in each case, "must".

Strike out "of this section".

Section 118 Strike out "shall not be" (wherever occurring) and substitute, in each case, "is not".

After "he" (wherever occurring) insert, in each case, "or she".

Strike out "of this section".

Section 119(1) Strike out "shall" and substitute "must".

Strike out the penalty provision and substitute:

Maximum penalty: \$5 000.

Section 119(2) Strike out "of this section shall" and substitute "does".

Section 119(3) Strike out the penalty provision and substitute:

Maximum penalty: \$5 000.

Section 119(4) Strike out this subsection and substitute:

(4) This section does not apply in relation to TAB in the performance of its functions under this Act.

Section 120(2) Strike out "of this section".

Section 120(4) Strike out "shall" and substitute "will".

Section 120(5) Strike out "shall" and substitute "is".

After "he" insert "or she".

Section 121(1) Strike out "shall" and substitute "must".

Section 146(1) Strike out "shall continue" and substitute "continues".

Section 146(2) Strike out "shall consist" and substitute "consists".

Strike out "moneys" (wherever occurring) and substitute, in each case, "money".

Section 146(2)(b) Strike out this paragraph.

Section 146(2)(c) Strike out "the Totalizator Agency Board" and substitute "TAB".

Strike out "of this Act".

Section 146(3) Strike out "shall" and substitute "must".

Strike out "of this Act".

Strike out "General Revenue of the State" and "General Revenue" and substitute, in each case, "Consolidated Account".

Section 147(1) Strike out "upon" (wherever occurring) and substitute, in each case, "on".

Section 147(2) Strike out "of this section, it shall" and substitute ", it must".

Section 147(3)

Strike out this subsection and substitute:

(3) A person must not fail to comply with the requirements of a notice served on him or her under subsection (1).

Maximum penalty: \$1 250.

Section 148

Strike out "upon" (wherever occurring) and substitute, in each case, "on".

After "him" (wherever occurring) insert, in each case, "or her".

Section 148(3)(b)

Strike out "shall" and substitute "must".

Section 148(4)

Strike out "notwithstanding" and substitute "despite the fact that".

Strike out "shall attach" and substitute "attaches".

Strike out "shall be" and substitute "must be".

Section 149(1)

Strike out "shall" and substitute "must".

Strike out the penalty provision and substitute:

Maximum penalty: \$750.

Section 149(2)

Strike out this subsection and substitute:

(2) Despite subsection (1), it is a defence to a charge of an offence against that subsection, if the defendant proves that he or she had reasonable cause to believe that the person was not less than eighteen years of age.

Section 149(3)

Strike out "shall" and substitute "must".

Strike out the penalty provision and substitute:

Maximum penalty: \$250.

Section 150

Strike out this section.

Section 151

Strike out this section.

Section 152

Strike out this section and substitute:

Offences by bodies corporate

152. If a body corporate is guilty of an offence against this Act, a person concerned in the management of the body corporate is guilty of an offence and liable to the same penalty as is prescribed for the principal offence unless it is proved that he or she could not by the exercise of reasonable diligence have prevented the commission of that offence.

SCHEDULE 2
Transitional Provisions

RIDA and Bookmakers Licensing Board

1. (1) Subject to any direction in writing by the Minister, the assets and liabilities of the Bookmakers Licensing Board immediately before the commencement of this clause are transferred to and vested in RIDA.

(2) A person employed by the Bookmakers Licensing Board immediately before the commencement of this clause is transferred to the employment of RIDA.

(3) An employee transferred to the employment of RIDA under this clause will have rights and liabilities in respect of his or her employment with RIDA that are the same as or equivalent to those that would apply if the employee continued in the employment of the Bookmakers Licensing Board.

(4) Subclause (3) applies subject to any industrial or enterprise award, determination or agreement that may become binding on RIDA after the commencement of this clause.

(5) A reference in an Act, instrument or document to the Bookmakers Licensing Board is (where the context admits) to be read as a reference to RIDA.

(6) A licence, registration, permit or authority in force under Part 4 of the principal Act immediately before the commencement of this clause continues in force (subject to that Part) as if it had been granted by RIDA.

(7) Rules made by the Bookmakers Licensing Board and in force under Part 4 of the principal Act immediately before the commencement of this clause continue in force (subject to that Part) as if they had been made by RIDA.

(8) Proceedings or processes commenced by or in relation to the Bookmakers Licensing Board before the commencement of this clause may be continued and completed by or in relation to RIDA.

RIDA and Racecourses Development Board

2. (1) Subject to any direction in writing by the Minister, the assets and liabilities of the Racecourses Development Board immediately before the commencement of this clause are transferred to and vested in RIDA.

(2) A reference in an Act, instrument or document to the Racecourses Development Board is (where the context admits) to be read as a reference to RIDA.

(3) Proceedings or processes commenced by or in relation to the Racecourses Development Board before the commencement of this clause may be continued and completed by or in relation to RIDA.

RIDA and Office for Recreation, Sport and Racing

3. (1) A person employed in the Public Service in the Office for Recreation, Sport and Racing is, if the Minister so directs in writing, transferred to the employment of RIDA.

(2) An employee transferred to the employment of RIDA under this clause will have rights and liabilities in respect of his or her employment with RIDA that are the same as or equivalent to those that would apply if the employee continued in employment in the Public Service.

(3) Subclause (2) applies subject to any industrial or enterprise award, determination or agreement that may become binding on RIDA after the commencement of this clause.

RIDA Fund and Racing Grounds Development Funds

4. The money in the following funds immediately before the commencement of this clause:

- (a) the Horse Racing Grounds Development Fund;

- (b) the Harness Racing Grounds Development Fund;
- (c) the Greyhound Racing Grounds Development Fund,

is credited to the RIDA Fund.

SATRA and SAJC Committee

5. (1) An approval granted by the Committee of the South Australian Jockey Club Incorporated and in force under Division 1 of Part 2 of the principal Act immediately before the commencement of this clause continues in force (subject to that Division) as if it had been granted by SATRA.

(2) SATRA may make as rules under Division 1 of Part 2 of the principal Act any transitional provisions relating to the regulation or control of horse racing that SATRA considers are required in consequence of its establishment as the controlling authority for horse racing in place of the Committee of the South Australian Jockey Club Incorporated.

SAHRA and South Australian Harness Racing Board

6. (1) SAHRA is the same body corporate as the South Australian Harness Racing Board.

(2) A reference in an Act, instrument or document to the South Australian Harness Racing Board is (where the context admits) to be read as a reference to SAHRA.

(3) The offices of the persons holding office as members of the South Australian Harness Racing Board under Division 2 of Part 2 of the principal Act immediately before the commencement of this clause are vacated.

SAGRA and South Australian Greyhound Racing Board

7. (1) SAGRA is the same body corporate as the South Australian Greyhound Racing Board.

(2) A reference in an Act, instrument or document to the South Australian Greyhound Racing Board is (where the context admits) to be read as a reference to SAGRA.

(3) The offices of the persons holding office as members of the South Australian Greyhound Racing Board under Division 3 of Part 2 of the principal Act immediately before the commencement of this clause are vacated.

Acts Interpretation Act not affected

8. The *Acts Interpretation Act 1915* applies, except to the extent of any inconsistency with this schedule, to the amendments effected by this Act.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

ROMA MITCHELL Governor