ANNO TRICESIMO QUINTO

ELIZABETHAE II REGINAE

A.D. 1986

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No. 30 of 1986

An Act to amend the Racing Act, 1976.

[Assented to 27 March 1986]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

Short title.

1. (1) This Act may be cited as the "Racing Act Amendment Act, 1986".

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

Commencement.

2. (1) Subject to this section, this Act shall come into operation on a day to be fixed by proclamation.

(2) The Governor may, in a proclamation fixing a day for this Act to come into operation, suspend the operation of specified provisions of this Act until a subsequent day fixed in the proclamation, or a day to be fixed by subsequent proclamation.

(3) Section 5 *(a)* shall be deemed to have come into operation on 1 July, 1985.

Amendment of s. 63—
Programme for conduct of on-course totalizator betting.

3. Section 63 of the principal Act is amended by striking out from subsection (1) the passage "is authorized to conduct on-course totalizator betting on races held by that club and on other races held within or outside Australia" and substituting the passage "that conducts that form of racing is authorized to conduct on-course totalizator betting on races of that form held within or outside Australia".

Insertion of new s. 63a.

4. The following section is inserted after section 63 of the principal Act:

Cross code betting.

63a. The Minister may, subject to such conditions as the Minister thinks fit, authorize a registered racing club to conduct on-course totalizator betting on races of any form held within or outside Australia.

5. Section 69 of the principal Act is amended—

(a) 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)* shall be divided amongst the controlling authorities as follows—
>
> > (i) in relation to horse racing—73.5 per cent;
> >
> > (ii) in relation to trotting—17.5 per cent;
> >
> > (iii) in relation to greyhound racing—9 per cent;;

and

(b) by inserting after subsection (2) the following subsection:

> (2a) If it appears that, between the first day of July, 1985, and the date of commencement of this subsection, a division has been made under subsection (2) otherwise than in accordance with that subsection as amended by the Racing Act Amendment Act, 1986, an appropriate adjustment shall be made in the next division under that subsection.

6. The following section is inserted after section 69 of the principal Act:

> 69a. (1) A committee of 3 members appointed by the Minister shall, before 1 July, 1988, recommend to the Minister the shares in which the amount referred to in section 69 (2) *(b)* should be divided between the controlling authorities for the ensuing 3 year period.

> (2) The committee shall make its recommendation in the interests of the racing industry as a whole.

7. Section 70 of the principal Act is amended—

(a) by striking out from subsection (1) the word "An" and substituting the passage "Subject to subsection (4), an";

and

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

> (3) Where the Treasurer is satisfied that an authorized racing club pays its net proceeds (if any) from a race meeting on any day, towards charitable purposes that the Treasurer approves, the Treasurer may authorize that club to pay towards those charitable purposes an amount equal to the amount otherwise payable to the Treasurer under paragraph *(a)* of subsection (1).

(3a) For the purpose of determining the net proceeds of a race meeting under subsection (3) the balance retained by the club under subsection (1) in relation to that meeting shall be included as part of the gross proceeds of that meeting.

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

D. B. DUNSTAN, Governor