

1993—No. 607

BOOKMAKERS (TAXATION) ACT 1917—REGULATION

(Relating to penalties and to rebates of betting tax)

NEW SOUTH WALES



[Published in Gazette No. 138 of 17 December 1993]

HIS Excellency the Governor, with the advice of the Executive Council, and in pursuance of the Bookmakers (Taxation) Act 1917, has been pleased to make the Regulation set forth hereunder.

CHRISTOPHER DOWNY, M.P.,
Minister for Sport Recreation and Racing.

Commencement

1. This Regulation commences on 1 January 1994

Amendments

2. The Bookmakers (Taxation) Regulation 1991 is amended:
 - (a) by omitting the matter “Maximum penalty: \$200” wherever occurring (except where occurring in clause 13) and by inserting instead the matter “Maximum penalty: 2 penalty units”.
 - (b) by omitting clause 13 and by inserting instead the following clause:

Returns and claims by bookmakers

13. (1) A bookmaker must forward to the Minister a return in the form of Form 5 within 7 days after the determination of any event or contingency on which a bet was made with the bookmaker.

Maximum penalty: 2 penalty units.

1993—No. 607

- (2) For the purposes of section 12B (1) (b) of the Act, Form 5 is the prescribed form.
- (c) by omitting Form 5 from Schedule 1 and by inserting instead the following form:

Form 5**BETTING TAX**

(Cl. 13)

Office of Racing
P.O. Box 422,
NORTH SYDNEY 2060

DECLARATIONS UNDER SECTIONS 128 AND 13 OF THE BOOKMAKERS (TAXATION)

ACT 1917

I,

(FULL NAME—BLOCK LETTERS)

of

(STATE PERMANENT POSTAL ADDRESS ONLY)

the bookmaker making this return, declare that the particulars shown in the attached betting sheets are a true and correct statement of my betting transactions at the meetings specified on the sheets and summarised in the schedule below. I further declare that I am entitled to a rebate of the tax imposed by the Racing Taxation (Betting Tax) Act 1952 on the amounts shown as bets back in the schedule, and I claim that rebate accordingly.

Dated this day

Signature of bookmaker
(To be signed by the bookmaker
personally)

of 19

IF PAYING BY DIRECT DEPOSIT TO
THE DEPARTMENT'S BANK
ACCOUNT PLEASE ADVISE THE
DATE OF PAYMENT HERE

[illegible]

EXPLANATORY NOTE

The Regulation also replaces monetary penalties in the Bookmakers (Taxation) Regulation 1991 by references to penalty units (which are explained in section 56 of the Interpretation Act 1987).