

Act 1992 No. 60

TOTALIZATOR LEGISLATION (AMENDMENT) BILL 1992

NEW SOUTH WALES



EXPLANATORY NOTE

(This Explanatory Note relates to this Bill as introduced into Parliament)

The objects of this Bill are to amend the Totalizator Act 1916, the Totalizator (Off-course Betting) Act 1964 and the Win and Place Totalizator Rules 1964 so as:

- (a) to vary the rates of commission payable under those Acts;
- (b) to make provision of a minor, consequential or ancillary nature; and
- (c) to effect minor statute law revision.

The opportunity has been taken to rewrite the provisions that are the subject of the proposed substantive amendments so as to make those provisions easier to understand.

The effects of the substantive amendments proposed to be made by this Bill are:

- (a) to reduce the rate of commission payable on a win and place totalizator from 15% to 14.25%, the whole of the reduction being borne by the Government; and
- (b) to increase the rate of commission payable on a doubles totalizator from 16% to 17%, the whole of the increase being credited to the Consolidated Fund; and
- (c) to increase the rate of commission payable on an exact totalizator from 15% to 17%, the whole of the increase being credited to the Consolidated Fund; and
- (d) to provide that the commission that is currently paid into the Racecourse Development Fund be paid instead into the Consolidated Fund for totalizators conducted in respect of events and contingencies occurring between 1 July 1992 and 30 June 1997.

The reduction of commission payable on win and place totalizators is to be taken to have had effect from 1 September 1992.

Clause 1 specifies the short title to the proposed Act.

Clause 2 provides that the proposed Act is to commence on the date of assent.

Clause 3 gives effect to the Schedule of amendments to the Totalizator Act 1916.

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Clause 4 gives effect to the Schedule of amendments to the Totalizator (Off-course Betting) Act 1964.

Clause 5 amends the Win and Place Totalizator Rules 1964 so as to give effect to the objects of the proposed Act with respect to those Rules.

Schedule 1 amends the Totalizator Act 1916 so as to give effect to the objects of the proposed Act with respect to that Act.

With regard to totalizators conducted at Sydney metropolitan racecourses:

- (a) proposed section 8B provides for deductions totalling 17% for doubles totalizators compared with the current deductions totalling 16% effected by the existing section 8 (4); and
- (b) proposed section 8C provides for deductions totalling 17% for exacta totalizators compared with the current deductions totalling 15% effected by the existing section 8 (3); and
- (c) proposed section 8D provides for deductions totalling 15% for quinella totalizators compared with the current deductions totalling 15% effected by the existing section 8 (3); and
- (d) proposed section 8E provides for deductions totalling 20% for superfecta totalizators compared with the current deductions totalling 20% effected by the existing section 8 (6); and
- (e) proposed section 8F provides for deductions totalling 17% for multiple selection totalizators compared with the current deductions totalling 17% effected by the existing section 8 (5); and
- (f) proposed section 8G provides for deductions totalling 14.25% for all other totalizators compared with the current deductions totalling 15% effected by the existing section 8 (3).

With regard to totalizators conducted at country racecourses:

- (a) proposed section 9B provides for deductions totalling 17% for doubles totalizators compared with the current deductions totalling 16% effected by the existing section 8A (4); and
- (b) proposed section 9C provides for deductions totalling 17% for exacta totalizators compared with the current deductions totalling 15% effected by the existing section 8A (3); and
- (c) proposed section 9D provides for deductions totalling 15% for quinella totalizators compared with the current deductions totalling 15% effected by the existing section 8A (3); and
- (d) proposed section 9E provides for deductions totalling 20% for superfecta totalizators compared with the current deductions totalling 20% effected by the existing section 8 (6); and
- (e) proposed section 9F provides for deductions totalling 17% for multiple selection totalizators compared with the current deductions totalling 17% effected by the existing section 8A (5); and
- (f) proposed section 9G provides for deductions totalling 14.25% for all other totalizators compared with the current deductions totalling 15% effected by the existing section 8A (3).

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Clause 2 of proposed Schedule 1 provides for the payment into the Consolidated Fund, for the five year period beginning 1 July 1992, of money that would otherwise be paid into the Racecourse Development Fund.

Clause 3 of proposed Schedule 1 provides that proposed section 5 (Amendment of Win and Place Totalizator Rules 1964) and the replacement of the existing sections 8 (3) and 8A (3) by proposed sections 8G and 9G (with respect to win and place totalizators only) are taken to have commenced on 1 September 1992.

Clause 4 of proposed Schedule 1 provides for the construction of references in other Acts and instruments to provisions that are to be renumbered by the proposed Act.

Schedule 2 amends the Totalizator (Off-course Betting) Act 1964 so as to give effect to the objects of the proposed Act with respect to that Act.

With regard to totalizators conducted at all racecourses:

- (a) proposed section 13B provides for deductions totalling 17% for doubles totalizators compared with the current deductions totalling 16% effected by the existing section 13A (3); and
- (b) proposed section 13C provides for deductions totalling 17% for exacta totalizators compared with the current deductions totalling 15% effected by the existing section 13A (2); and
- (c) proposed section 13D provides for deductions totalling 15% for quinella totalizators compared with the current deductions totalling 15% effected by the existing section 13A (2); and
- (d) proposed section 13E provides for deductions totalling 20% for superfecta totalizators compared with the current deductions totalling 20% effected by the existing section 13A (5); and
- (e) proposed section 13F provides for deductions totalling 17% for multiple selection totalizators compared with the current deductions totalling 17% effected by the existing section 13A (4); and
- (f) proposed section 13G provides for deductions totalling 14.25% for all other totalizators compared with the current deductions totalling 15% effected by the existing section 13A (2).

Clause 2 of proposed Schedule 1 provides for the payment into the Consolidated Fund, for the five year period beginning 1 July 1992, of money that would otherwise be paid into the Racecourse Development Fund.

Clause 3 of proposed Schedule 1 provides that the replacement of the existing section 13A (2) by proposed section 13G (with respect to win and place totalizators only) is taken to have commenced on 1 September 1992.

Clause 4 of proposed Schedule 1 provides for the construction of references in other Acts and instruments to provisions that are to be renumbered by the proposed Act.
