



New South Wales

Thoroughbred Racing Legislation Amendment Bill 2004

Explanatory note

This explanatory note relates to this Bill as introduced into Parliament.

Overview of Bill

The object of this Bill is to amend the *Thoroughbred Racing Board Act 1996* and certain other racing legislation for the following purposes:

- (a) to change the name of the NSW Thoroughbred Racing Board to Racing New South Wales (***Racing NSW***) and to change the name of the *Thoroughbred Racing Board Act 1996* consequentially,
- (b) to require Racing NSW to ensure that persons registered or licensed by it are fit and proper persons to be so registered or licensed,
- (c) to make further provision with respect to the membership and functions of the Racing Industry Participants Advisory Committee,
- (d) to make it clear that Racing NSW has a right of appeal to the Appeal Panel and the Racing Appeals Tribunal with respect to certain decisions,
- (e) to provide that appeals heard by the Appeal Panel and the Racing Appeals Tribunal are new hearings and that fresh evidence may be heard,

- (f) to make further provision with respect to the functions of the Appeal Panel and the Racing Appeals Tribunal on an appeal,
- (g) to make other amendments of a minor, consequential or transitional nature.

The Bill also amends other Acts as a consequence of the change of name of the NSW Thoroughbred Racing Board.

Outline of provisions

Clause 1 sets out the name (also called the short title) of the proposed Act.

Clause 2 provides for the commencement of the proposed Act on a day or days to be appointed by proclamation.

Clause 3 is a formal provision that gives effect to the amendments to the *Thoroughbred Racing Board Act 1996* set out in Schedule 1.

Clause 4 is a formal provision that gives effect to the amendments to the *Racing Appeals Tribunal Act 1983* and the *Racing Appeals Tribunal Regulation 1999* set out in Schedule 2.

Clause 5 is a formal provision that gives effect to the consequential amendments to the other Acts set out in Schedule 3.

Schedule 1 Amendment of Thoroughbred Racing Board Act 1996

Change of name of Board and Act

The name of the NSW Thoroughbred Racing Board is changed to Racing New South Wales. Racing New South Wales may also use the name Racing NSW. As a consequence the name of the *Thoroughbred Racing Board Act 1996* is changed to the *Thoroughbred Racing Act 1996*. The long title of the Act is also amended consequentially. See **Schedule 1 [1]–[6] and [8]**.

Registration and licensing functions of Racing NSW

The Act currently empowers Racing NSW to register or license, or refuse to register or license, or cancel or suspend the registration or licence of, a race club, or an owner, trainer, jockey, stablehand, bookmaker, bookmaker's clerk or another person associated with racing, or to disqualify or suspend any of those persons permanently or for a specified period.

The amendments provide that Racing NSW is to exercise its registration and licensing functions so as to ensure that any individuals registered or licensed are persons who, in the opinion of Racing NSW, are fit and proper persons to be so registered or licensed. A person is not to be so registered or licensed if the person has a criminal conviction and Racing NSW is of the opinion that the circumstances of the offence concerned are such as to render the person unfit to be so registered or licensed. See **Schedule 1 [7]**.

Racing Industry Participants Advisory Committee

The Racing Industry Participants Advisory Committee (**RIPAC**) is a statutory body established to advise Racing NSW on industry policy and strategic direction (among other things).

At present, one of the members of RIPAC is a person nominated by the Public Interest Advocacy Centre to represent consumers of racing and betting services. The amendments provide that the consumer representative is to be selected by the other members of RIPAC from a panel of 3 persons nominated by the Public Interest Advocacy Centre. See **Schedule 1 [9]–[11]**.

The amendments make further provision for communication between RIPAC and Racing NSW by:

- (a) requiring recommendations made by RIPAC to Racing NSW to be tabled at the next meeting of Racing NSW, and
- (b) requiring Racing NSW to respond in writing to those recommendations, and
- (c) requiring the minutes of any joint meeting of RIPAC and Racing NSW to be circulated among the members of both bodies.

See **Schedule 1 [12] and [13]**.

Appeals to Appeal Panel

At present, certain decisions of a racing authority (such as the stewards of Racing NSW, or the committee or stewards of a race club) may be appealed against to the Appeal Panel established under the Act.

The amendments make it clear that Racing NSW has a right of appeal to the Appeal Panel against various decisions of a racing authority, including a decision to dismiss a charge against a person for contravention of the Rules of Racing. See **Schedule 1 [14]**.

Nature of appeals

The amendments clarify that a hearing by the Appeal Panel under the Act is in the nature of a new hearing, and that fresh evidence, or evidence in addition to or in substitution for the evidence on which the decision appealed against was made, may be given on the appeal. See **Schedule 1 [15]**.

The amendments set out the powers of the Appeal Panel to determine the appeal and make it clear that the Appeal Panel may vary the decision appealed against by substituting any decision that could have been made by the racing authority that made the decision appealed against. See **Schedule 1 [16]**.

Other amendments

Provision is made for transitional matters, including savings and transitional regulations. See **Schedule 1 [17] and [18]**.

Schedule 2 Amendments of Racing Appeals Tribunal legislation

Change of name of Board

The amendments to the *Racing Appeals Tribunal Act 1983* set out in **Schedule 2.1 [1]–[3] and [8]** are consequential on the change of name of the NSW Thoroughbred Racing Board.

Appeals to Racing Appeals Tribunal

The Racing Appeals Tribunal is currently established to hear appeals against decisions of the Appeal Panel made under the *Thoroughbred Racing Board Act 1996* and against decisions of the NSW Thoroughbred Racing Board (now referred to as Racing NSW).

The amendments make it clear that Racing NSW has a right of appeal to the Racing Appeals Tribunal against decisions of the Appeal Panel.

Under the provisions of the *Thoroughbred Racing Board Act 1996* some decisions may be appealed against and heard by a racing association instead of by the Appeal Panel. The amendments to the *Racing Appeals Tribunal Act 1983* make it clear that those decisions may be appealed against to the Tribunal (by Racing NSW or any other aggrieved person) in the same way as decisions of the Appeal Panel.

See **Schedule 2.1 [3] and [5]**. **Schedule 2.2 [1]–[5]** contain consequential amendments to the *Racing Appeals Tribunal Regulation 1999*.

Nature of appeals

The amendments provide that a hearing by the Racing Appeals Tribunal under the *Racing Appeals Tribunal Act 1983* is in the nature of a new hearing, and that fresh evidence, or evidence in addition to or in substitution for the evidence on which the decision appealed against was made, may be given on the appeal. See **Schedule 2.1 [6]**. The new provisions replace provisions in the *Racing Appeals Tribunal Regulation 1999* that limit the power of the Tribunal to hear new evidence. See **Schedule 2.2 [6]**.

The amendments to the *Racing Appeals Tribunal Act 1983* set out the powers of the Tribunal with respect to the determination of appeals. The amendments make it clear that the Tribunal may vary the decision appealed against by substituting any decision that could have been made by the body that made the decision appealed against. The new provisions replace provisions that are currently set out in the *Racing Appeals Tribunal Regulation 1999*. See **Schedule 2.1 [7] and 2.2 [7]**.

The *Racing Appeals Tribunal Act 1983* is also amended so that the powers of the Tribunal to compel witnesses to attend hearings and produce documents are set out in the Act rather than in the regulations. As a consequence, provisions in the regulations relating to the service of instruments are also transferred to the Act. See **Schedule 2.1 [6] and [9] and Schedule 2.2 [8] and [9]**.

Appointment of acting Tribunal

The *Racing Appeals Tribunal Act 1983* allows the Minister to appoint one person as the Tribunal and a second person to act as the Tribunal on specified occasions. It also allows the Minister to appoint a third person to act as the Tribunal during the illness or absence of the second person. The amendment makes it clear that the appointment of the third person may be made at any time (including by way of a standing appointment), as long as that third person acts as the Tribunal only during the illness or absence of the second person. See **Schedule 2.1 [4]**.

Other amendments

Provision is made for transitional matters, and for the making of savings and transitional regulations. See **Schedule 2.1 [10]–[12]**.

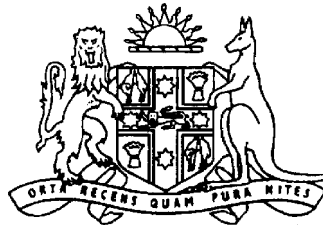
Schedule 3 Consequential amendments

The amendments set out in Schedule 3 are consequential on the change of name of the NSW Thoroughbred Racing Board and the *Thoroughbred Racing Board Act 1996*.

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No. , 2004

A Bill for

An Act to amend the *Thoroughbred Racing Board Act 1996* and other racing legislation to change the name of the NSW Thoroughbred Racing Board and to make further provision with respect to licensing and registration, appeals and the Racing Industry Participants Advisory Committee; to make consequential amendments to other Acts; and for other purposes.

The Legislature of New South Wales enacts:	1
1 Name of Act	2
This Act is the <i>Thoroughbred Racing Legislation Amendment Act 2004</i> .	3 4
2 Commencement	5
This Act commences on a day or days to be appointed by proclamation.	6 7
3 Amendment of Thoroughbred Racing Board Act 1996 No 37	8
The <i>Thoroughbred Racing Board Act 1996</i> is amended as set out in Schedule 1.	9 10
4 Amendment of Racing Appeals Tribunal legislation	11
The Act and statutory instrument specified in Schedule 2 are amended as set out in that Schedule.	12 13
5 Consequential amendments	14
The Acts specified in Schedule 3 are amended as set out in that Schedule.	15 16

Schedule 1 Amendment of Thoroughbred Racing Board Act 1996

(Section 3)

[1] Long title

Omit “the NSW Thoroughbred Racing Board”.

Insert instead “Racing New South Wales”.

[2] Section 1 Name of Act

Omit “*Board*”.

[3] The whole Act (except section 6 (1) (d) and Schedule 1 and except as otherwise amended)

Omit “the Board”, “The Board” and “NSW Thoroughbred Racing Board” wherever occurring.

Insert instead “Racing NSW”.

[4] Section 3 Definitions

Omit the definition of *Board* from section 3 (1).

[5] Section 3 (1)

Insert in alphabetical order:

Racing NSW means Racing New South Wales.

[6] Section 4

Omit the section. Insert instead:

4 Establishment of Racing NSW

(1) There is established by this Act a body corporate with the corporate name of Racing New South Wales.

(2) Racing New South Wales may, in the exercise of its functions, use the name “Racing NSW”.

[7] Section 14AA	1
Insert after section 14:	2
14AA Registration and licensing functions of Racing NSW—general	3
(1) Racing NSW is to exercise its registration and licensing functions so as to ensure that any individuals registered or licensed by Racing NSW are persons who, in the opinion of Racing NSW, are fit and proper persons to be so registered or licensed (having regard in particular to the need to protect the public interest as it relates to the horse racing industry).	4 5 6 7 8 9
(2) Without limiting subsection (1), a person is not to be so registered or licensed if the person has a conviction and Racing NSW is of the opinion that the circumstances of the offence concerned are such as to render the person unfit to be so registered or licensed.	10 11 12 13 14
(3) This section does not limit any provisions of the Rules of Racing relating to the exercise of the registration and licensing functions of Racing NSW.	15 16 17
(4) In this section:	18
<i>conviction</i> has the meaning given by the <i>Criminal Records Act 1991</i> but does not include a conviction that is spent under that Act.	19 20 21
<i>registration and licensing functions</i> means the functions referred to in section 14 (2) (b).	22 23
[8] Section 23 Integrity Assurance Committee	24
Omit “the Board’s functions” from section 23 (1).	25
Insert instead “the functions of Racing NSW”.	26
[9] Section 31 Membership	27
Omit section 31 (1) (c). Insert instead:	28
(c) 1 member nominated by the other members of RIPAC to represent consumers of racing and betting services, being a person selected from a panel of 3 persons nominated by the Public Interest Advocacy Centre.	29 30 31 32

[10] Section 31 (3A)	1
Insert after section 31 (3):	2
(3A) The member referred to in subsection (1) (c) is to be nominated by the other members of RIPAC at a meeting of RIPAC at which a quorum is present.	3 4 5
[11] Section 31 (5)	6
Omit the note at the end of section 31. Insert as section 31 (5):	7
(5) The nomination by the Public Interest Advocacy Centre referred to in subsection (1) (c) is to be made by notice in writing to RIPAC.	8 9 10
[12] Section 35 Functions of RIPAC	11
Insert at the end of the section:	12
(2) Recommendations made by RIPAC to Racing NSW are to be made in writing and tabled at the next meeting of Racing NSW.	13 14 15
(3) Racing NSW is to respond to RIPAC in writing in relation to any such recommendations within a reasonable time after they are received.	16 17 18
[13] Section 40 Procedure	19
Insert after section 40 (3):	20
(3A) The minutes of any joint meeting are to be circulated among both the members of RIPAC and the members of Racing NSW.	21 22 23
[14] Section 42 Right of appeal	24
Insert after section 42 (1):	25
(1A) Racing NSW has a right of appeal to the Appeal Panel against the following decisions of a racing authority:	26 27
(a) a decision referred to in subsection (1) (a)–(d),	28
(b) a decision to dismiss a charge against a person for contravention of the Rules of Racing.	29 30

[15] Section 43 Procedure on an appeal	1
Omit section 43 (1). Insert instead:	2
(1) An appeal to the Appeal Panel is to be by way of a new hearing and fresh evidence, or evidence in addition to or in substitution for the evidence on which the decision appealed against was made, may be given on the appeal.	3 4 5 6
[16] Section 44	7
Omit the section. Insert instead:	8
44 Determination of appeal	9
(1) The Appeal Panel may do any of the following in respect of an appeal:	10 11
(a) dismiss the appeal,	12
(b) confirm the decision appealed against or vary the decision by substituting any decision that could have been made by the racing authority,	13 14 15
(c) refer any matter relating to the decision appealed against to the racing authority for rehearing (in accordance with directions given by the Appeal Panel),	16 17 18
(d) make such other order in relation to the disposal of the appeal as the Appeal Panel thinks fit.	19 20
(2) The decision of the Appeal Panel is to be given effect to.	21
[17] Schedule 1 Savings and transitional provisions	22
Insert at the end of clause 3 (1):	23
<i>Thoroughbred Racing Legislation Amendment Act 2004</i>	24

[18] Schedule 1, Part 8	1
Insert after Part 7:	2
Part 8 Provisions consequent on enactment of Thoroughbred Racing Legislation Amendment Act 2004	3
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29 Definition	6
In this Part:	7
<i>amending Act</i> means the <i>Thoroughbred Racing Legislation Amendment Act 2004</i> .	8
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30 Change of Act name	10
In any Act (other than this Act) or instrument, a reference to the <i>Thoroughbred Racing Board Act 1996</i> is to be read as a reference to the <i>Thoroughbred Racing Act 1996</i> .	11
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31 Change of name of NSW Thoroughbred Racing Board	14
(1) The substitution of section 4 by the amending Act effects the alteration of the name of the NSW Thoroughbred Racing Board in terms of section 53 of the <i>Interpretation Act 1987</i> and accordingly that section applies.	15
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(2) A reference in Parts 1 to 7 of this Schedule to the Board is to be read as a reference to Racing NSW, except in relation to matters that occurred before that alteration took place.	19
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Note. Section 53 of the <i>Interpretation Act 1987</i> provides that if an Act alters the name of a body or office:	22
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(a) the body or office continues in existence under its new name so that its identity is not affected, and	24
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(b) a reference in any Act or instrument, or in any other document, to the body or office under its former name is to be read as a reference to the body or office under its new name (except in relation to matters that occurred before the alteration took place).	26
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32 Registration and licensing functions of Racing NSW	30
In section 14AA, as inserted by the amending Act, a reference to a conviction includes a reference to:	31
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(a) a conviction that occurred before the commencement of that section, and	33
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(b) a conviction for an offence committed before the commencement of that section.

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33 Membership of RIPAC

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The amendments to section 31 made by the amending Act do not affect the office of a member of RIPAC holding office under section 31 (1) (c) of the Act immediately before its substitution by the amending Act and do not take effect with respect to RIPAC until that member vacates office under this Act.

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34 Appeals

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- (1) Section 42 (1A), as inserted by the amending Act, does not apply in respect of decisions referred to in that subsection that were made before the commencement of that subsection.
- (2) This Act continues to apply in respect of an appeal made to the Appeal Panel before the commencement of an amendment made by the amending Act as if the amendment had not been enacted.

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**Schedule 2 Amendment of Racing Appeals Tribunal
legislation**

(Section 4)

2.1 Amendment of Racing Appeals Tribunal Act 1983 No 199

[1] Long title and section 4 (1), definition of “Appeal Panel”

Omit “*Board*” wherever occurring.

[2] Section 4 (1)

Omit the definition of *Board*.

[3] Section 4 (1)

Insert in alphabetical order:

*rac***ing association** has the meaning given by the
Thoroughbred Racing Act 1996.

Racing NSW means Racing New South Wales.

[4] Section 7 Appointment of acting Tribunal

Omit section 7 (1) (b). Insert instead:

- (b) another qualified person to act as the Tribunal in the
circumstances described in paragraph (a), but to act
only during the illness or absence of the person
appointed to act as the Tribunal under paragraph (a).

[5] Section 15

Omit the section. Insert instead:

15 Appeals to Tribunal

- (1) A person who is aggrieved by any of the following decisions
may, in accordance with the regulations, appeal against the
decision to the Tribunal:
- (a) a decision of the Appeal Panel on an appeal under the
Thoroughbred Racing Act 1996,
- (b) a decision of a racing association on an appeal heard by
virtue of a delegation of Racing NSW under the
Thoroughbred Racing Act 1996,

(c)	a decision in respect of which an appeal is made to the Appeal Panel or a racing association under the <i>Thoroughbred Racing Act 1996</i> but that the Appeal Panel or racing association neglects or refuses to hear and determine,	1 2 3 4 5
(d)	a decision of Racing NSW.	6
(2)	Racing NSW may, in accordance with the regulations, appeal to the Tribunal against the following decisions:	7 8
(a)	a decision of the Appeal Panel on an appeal under the <i>Thoroughbred Racing Act 1996</i> ,	9 10
(b)	a decision of a racing association on an appeal heard by virtue of a delegation by Racing NSW under the <i>Thoroughbred Racing Act 1996</i> ,	11 12 13
(c)	a decision in respect of which an appeal is made to the Appeal Panel or a racing association under the <i>Thoroughbred Racing Act 1996</i> but that the Appeal Panel or racing association neglects or refuses to hear and determine.	14 15 16 17 18
[6]	Sections 16 and 16A	19
	Omit section 16. Insert instead:	20
	16 Procedure on appeal	21
(1)	An appeal to the Tribunal is to be by way of a new hearing and fresh evidence, or evidence in addition to or in substitution for the evidence on which the decision appealed against was made, may be given on the appeal.	22 23 24 25
(2)	Proceedings on an appeal are to be held as in open court before the Tribunal.	26 27
	16A Persons required to attend hearings or produce documents	28
(1)	The Tribunal may, by written notice served on any person, require the person to attend at a time, date and place specified in the notice for the purpose of:	29 30 31
(a)	giving evidence relating to an appeal being heard or to be heard by the Tribunal, or	32 33
(b)	producing any document, relating to such an appeal, specified in the notice that is in the person's possession or under the person's control.	34 35 36

(2)	A person who is served with a notice under this section must not, without reasonable excuse, fail or refuse to comply with the requirements of the notice.	1 2 3
	Maximum penalty: 5 penalty units.	4
(3)	A person who is served with a notice under this section is to be given at the time of service an amount sufficient to cover the travelling and any other expenses likely to be incurred by the person in attending at the time, date and place specified in the notice.	5 6 7 8 9
[7]	Section 17	10
	Omit the section. Insert instead:	11
	17 Determination of appeal	12
(1)	The Tribunal may do any of the following in respect of an appeal:	13 14
(a)	dismiss the appeal,	15
(b)	confirm the decision appealed against or vary the decision by substituting any decision that could have been made by the Appeal Panel, the racing association or Racing NSW (as the case requires),	16 17 18 19
(c)	refer any matter relating to the decision appealed against to the Appeal Panel, the racing association or Racing NSW for rehearing (in accordance with directions given by the Tribunal),	20 21 22 23
(d)	make such other order in relation to the disposal of the appeal as the Tribunal thinks fit.	24 25
(2)	The decision of the Tribunal is final and is taken (except for the purposes of an appeal against the decision under this Act or the <i>Thoroughbred Racing Act 1996</i>) to be the decision of the Appeal Panel, the racing association or Racing NSW (as the case requires).	26 27 28 29 30
[8]	Sections 19 and 20	31
	Omit “the Board” and “The Board” wherever occurring.	32
	Insert instead “Racing NSW”.	33

[9] Section 21	1
Insert after section 20:	2
21 Service of instruments	3
Any instrument to be served on any person under this Act or the regulations may be served:	4
(a) personally, or	5
(b) by leaving it, at the place of residence or business of the person last known to the person serving the instrument, with some other person apparently over the age of 16 years, or	6
(c) by post addressed to the person at the place of residence or business of the person last known to the person serving the instrument.	7
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[10] Schedule 1 Savings and transitional provisions	14
Omit clause 1 (1). Insert instead:	15
(1) The regulations may contain provisions of a savings or transitional nature consequent on the enactment of the following Acts:	16
<i>Thoroughbred Racing Board Amendment Act 1998</i>	17
<i>Thoroughbred Racing Legislation Amendment Act 2004</i>	18
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[11] Schedule 1, clause 1 (2)	21
Omit “to that Act”. Insert instead “to the Act concerned”.	22
[12] Schedule 1, clause 3	23
Insert after clause 2:	24
3 Amendments made by Thoroughbred Racing Legislation Amendment Act 2004	25
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(1) Section 15, as in force immediately before its substitution by the <i>Thoroughbred Racing Legislation Amendment Act 2004</i> , continues to apply in respect of decisions referred to in that section that were made before that substitution.	27
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- (2) The provisions of Part 3 of this Act, and the regulations made under Part 3, continue to apply in respect of an appeal made to the Tribunal before the commencement of an amendment made to those provisions by the *Thoroughbred Racing Legislation Amendment Act 2004* as if the amendment had not been enacted. 1
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- (3) The amendments made to clause 1 of this Schedule by the *Thoroughbred Racing Legislation Amendment Act 2004* do not affect the operation of any regulations made under that clause before the commencement of those amendments. 7
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2.2 Amendment of Racing Appeals Tribunal Regulation 1999 11

[1] Clause 6 Decisions from which an appeal lies to Tribunal 12

Omit “section 15 (a) or (b)” from clause 6 (1). 13

Insert instead “section 15 (1) (a), (b) or (c)”. 14

[2] Clause 6 (2) 15

Omit “section 15 (c)”. Insert instead “section 15 (1) (d)”. 16

[3] Clause 7 Procedure for initiating and hearing appeals 17

Omit “section 15 (a) or (c)” from clause 7 (1) (a). 18

Insert instead “section 15 (1) (a), (b) or (d)”. 19

[4] Clause 7 (1) (b) 20

Omit “section 15 (b)”. Insert instead “section 15 (1) (c)”. 21

[5] Clause 7 (1) (b) 22

Insert “or racing association” after “Appeal Panel”. 23

[6] Clause 12 Evidence on appeal 24

Omit clause 12 (1). 25

[7] Clause 15 Determination of appeal 26

Omit the clause. 27

[8] Clause 17 Service of instruments 28

Omit the clause. 29

Thoroughbred Racing Legislation Amendment Bill 2004

Schedule 2 Amendment of Racing Appeals Tribunal legislation

[9] Clause 19 Persons required to attend hearings or produce documents

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Omit the clause.

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Schedule 3 Consequential amendments	1
(Section 5)	2
3.1 Defamation Act 1974 No 18	3
[1] Section 17DB Matters arising under Thoroughbred Racing Act 1996	4
Omit “the NSW Thoroughbred Racing Board” from section 17DB (a).	5
Insert instead “Racing New South Wales”.	6
[2] Section 17DB (b)	7
Omit “the Board”. Insert instead “Racing New South Wales”.	8
[3] Schedule 2 Proceedings of public concern and official and public documents and records	9
Omit “ <i>Board</i> ” from clause 2 (8).	10
[4] Schedule 2, clause 2 (13A)	11
Omit “the NSW Thoroughbred Racing Board under the <i>Thoroughbred Racing Board Act 1996</i> ”.	12
Insert instead “Racing New South Wales under the <i>Thoroughbred Racing Act 1996</i> ”.	13
3.2 Liquor Act 1982 No 147	14
[1] Section 4 Definitions	15
Omit “the NSW Thoroughbred Racing Board” from the definition of <i>racing club</i> in section 4 (1).	16
Insert instead “Racing New South Wales”.	17
[2] Section 19 Governor’s licences	18
Omit “the NSW Thoroughbred Racing Board” from section 19 (1) (d).	19
Insert instead “Racing New South Wales”.	20
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3.3 Lotteries and Art Unions Act 1901 No 34	1
Section 4D Sweepstakes in relation to Melbourne Cup and other events	2 3
Omit “the NSW Thoroughbred Racing Board” from paragraph (e) of the definition of <i>prescribed organisation</i> in section 4D (1).	4 5
Insert instead “Racing New South Wales”.	6
3.4 Racing Administration Act 1998 No 114	7
[1] Section 4 Definitions	8
Omit “the NSW Thoroughbred Racing Board” from paragraph (a) of the definition of <i>controlling body</i> .	9 10
Insert instead “Racing New South Wales”.	11
[2] Section 26C Bookmakers Revision Committee	12
Omit “the NSW Thoroughbred Racing Board” from section 26C (1) (b).	13
Insert instead “Racing New South Wales”.	14
3.5 Registered Clubs Act 1976 No 31	15
Section 30 Rules of registered clubs	16
Omit “the NSW Thoroughbred Racing Board” from section 30 (5A) (a).	17
Insert instead “Racing New South Wales”.	18
3.6 Sydney Turf Club Act 1943 No 22	19
[1] Section 7 Objects and functions of Club	20
Omit “the NSW Thoroughbred Racing Board” from section 7 (2).	21
Insert instead “Racing New South Wales”.	22
[2] Section 25 Exclusion of undesirable persons	23
Omit “the NSW Thoroughbred Racing Board” wherever occurring in section 25 (1).	24 25
Insert instead “Racing New South Wales”.	26

[3] First Schedule Regulations for the Sydney Turf Club	1
Omit “the NSW Thoroughbred Racing Board” from the definition of <i>Rules of Racing</i> in clause 1 (a).	2 3
Insert instead “Racing New South Wales”.	4
[4] First Schedule, clauses 16 (a), 42 (1) and 48 (1) (i)	5
Omit “the NSW Thoroughbred Racing Board” wherever occurring.	6
Insert instead “Racing New South Wales”.	7
3.7 Totalizator Act 1997 No 45	8
Section 6A Controlling bodies	9
Omit “the NSW Thoroughbred Racing Board” wherever occurring in section 6A (1) and (2) (a).	10 11
Insert instead “Racing New South Wales”.	12