

Western Australia

Racing Bets Levy Act 2009

Racing Bets Levy Regulations 2009

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Racing Bets Levy Regulations 2009

1. Citation

These regulations are the *Racing Bets Levy Regulations 2009*¹.

2. Commencement

These regulations come into operation as follows —

- (a) regulations 1 and 2 — on the day on which these regulations are published in the *Gazette*;
- (b) the rest of the regulations — on the day after that day.

3. Term used: Commission

In these regulations —

Commission means the Gaming and Wagering Commission of Western Australia established under the *Gaming and Wagering Commission Act 1987* section 4(1).

4. Levy amount prescribed

- (1) The amount by way of levy to be paid under the *Betting Control Act 1954* section 14A(2) by a betting operator in respect of racing bets placed or accepted on or after 1 September 2008 and before 1 November 2012 is —
 - (a) 1.5% of turnover for each month beginning with September 2008; or
 - (b) either 20% of gross revenue for each month or 0.2% of turnover for each month beginning with

r. 4

September 2008, whichever is the greater, or if the amounts are equal, that amount.

- (2) The amount by way of levy to be paid under the *Betting Control Act 1954* section 14A(2) by a betting operator in respect of racing bets placed or accepted on or after 1 November 2012 is as follows —
- (a) in the case of racing bets placed or accepted on thoroughbred racing occurring during the premium thoroughbred racing season, 2% of turnover for each month beginning with November 2012;
 - (b) in the case of all other racing bets, 1.5% of turnover for each month beginning with November 2012.

- (3) In subregulation (2) —

premium thoroughbred racing season means the period beginning on 1 November in any year and ending on 1 January in the next year, both dates inclusive;

thoroughbred racing has the meaning given to that term in the *Racing and Wagering Western Australia Act 2003* section 3(1).

[Regulation 4 amended in Gazette 12 Oct 2012 p. 4851-2.]

- [5. *Deleted in Gazette 12 Oct 2012 p. 4852.]*

Notes

¹ This is a compilation of the *Racing Bets Levy Regulations 2009* and includes the amendments made by the other written laws referred to in the following table ^{1a}.

Compilation table

Citation	Gazettal	Commencement
<i>Racing Bets Levy Regulations 2009</i>	8 Jan 2010 p. 27-8	r. 1 and 2: 8 Jan 2010 (see r. 2(a)); Regulations other than r. 1 and 2: 9 Jan 2010 (see r. 2(b))
<i>Racing Bets Levy Amendment Regulations 2012</i>	12 Oct 2012 p. 4851-2	r. 1 and 2: 12 Oct 2012 (see r. 2(a)); Regulations other than r. 1 and 2: 13 Oct 2012 (see r. 2(b))

^{1a} On the date as at which this compilation was prepared, provisions referred to in the following table had not come into operation and were therefore not included in this compilation. For the text of the provisions see the endnotes referred to in the table.

Provisions that have not come into operation

Citation	Gazettal	Commencement
<i>Racing Bets Levy Amendment Regulations 2013</i> r. 3-5 ³	15 Feb 2013 p. 957-9	1 Apr 2013 (see r. 2(b))

³ On the date as at which this compilation was prepared, the *Racing Bets Levy Amendment Regulations 2013* r. 3-5 had not come into operation. They read as follows:

3. Regulations amended

These regulations amend the *Racing Bets Levy Regulations 2009*.

4. Regulation 3 replaced

Delete regulation 3 and insert:

3. Terms used

In these regulations —

premium thoroughbred racing season means the period beginning on 1 November in any year and ending on 1 January in the next year;

racing year means the 12 months beginning on 1 August in any year and ending on 31 July in the next year;

thoroughbred racing has the meaning given in the *Racing and Wagering Western Australia Act 2003* section 3(1).

5. Regulation 4 amended

- (1) In regulation 4(2) after “2012” (first occurrence) insert:

and before 1 April 2013

- (2) Delete regulation 4(3) and insert:

- (3) The amount by way of levy to be paid under the *Betting Control Act 1954* section 14A(2) by a betting operator in respect of racing bets placed or accepted on or after 1 April 2013 and before 1 August 2013 is as follows —

- (a) 1% of turnover for each month beginning with April 2013, unless paragraph (b) applies;
- (b) if turnover reaches \$833 333, calculated from the 1 April 2013, 1.5% of turnover for each month, or part of a month, after turnover reaches \$833 333,

but no amount by way of levy is to be paid for any month during which turnover does not reach \$1 000.

- (4) The amount by way of levy to be paid under the *Betting Control Act 1954* section 14A(2) by a betting operator in respect of racing bets placed or accepted on or after 1 August 2013 is as follows —

- (a) 1% of turnover for each month beginning with August 2013, unless paragraph (b) applies;
- (b) if turnover reaches \$2 500 000, calculated from the beginning of the racing year —
 - (i) in the case of racing bets placed or accepted on thoroughbred racing occurring during the premium thoroughbred racing season, 2% of turnover for each month, or part of a month, after turnover reaches \$2 500 000;
 - (ii) in the case of all other racing bets, 1.5% of turnover for each month, or part of a month, after turnover reaches \$2 500 000,

but no amount by way of levy is to be paid for any month during which turnover does not reach \$1 000.

Defined Terms

[This is a list of terms defined and the provisions where they are defined.

The list is not part of the law.]

Defined Term	Provision(s)
Commission	3
premium thoroughbred racing season	4(3)
thoroughbred racing	4(3)