

RA302\*

Totalisator Agency Board Betting Act 1960

## **Totalisator Agency Board (Betting) Amendment Regulations 1998**

Made by the Governor in Executive Council.

### **1. Citation**

These regulations may be cited as the *Totalisator Agency Board (Betting) Amendment Regulations 1998*.

## 2. The regulations amended

The amendments in these regulations are to the *Totalisator Agency Board (Betting) Regulations 1988\**.

[\* Reprinted as at 12 November 1992.

For amendments to 27 August 1998 see 1997 Index to Legislation of Western Australia, Table 4, pp. 266-7 and Gazette 20 January 1998.]

## 3. Regulation 3 amended

(1) Regulation 3(1) is amended as follows:

- (a) by inserting in the appropriate alphabetical position the following definition —

“

**“athletics”** may include any Olympic event (or similar event for disabled participants), and any other event generally considered to be an athletic event;

”;

- (b) by deleting the definition of “novelty bet” and inserting the following definitions instead —

“

**“novelty bet”**, in relation to —

- (a) racing, means a bet of the kind referred to in Part 5; and
- (b) sporting events, means a sports bet of the kind prescribed in Part 6;

**“participant”** in relation to a sporting event, means an individual or a team contesting the outcome of that sporting event, but does not include a horse or greyhound;

**“place bet”** means the nomination of a runner or participant to finish either first, second or third in a particular race or sporting event;

”;

- (c) after the definition of “Secretary” by inserting the following definition —

“

**“sporting event”** means an event set out in section 19A(1)(a) or 19A(1)(b) of the Act, or prescribed in Part 6, Division 1 of these regulations for the purposes of section 19A(1)(c) of the Act;

”;

- (d) at the end of the definition of “unit” by deleting the full stop and inserting a semicolon instead;

- (e) after the definition of “unit” by inserting the following definition —

“

“**win bet**” means the nomination of the winner of a particular race or sporting event.

”.

- (2) Regulation 3(4) is amended by deleting “, and where applicable section 24 (2),”.

#### 4. **Regulation 15 amended**

Regulation 15(3) is amended as follows:

- (a) by inserting after “on a race” —  
“ or sporting event ”;
- (b) by inserting after “that race” —  
“ or sporting event ”.

#### 5. **Regulation 34 amended**

Regulation 34 is amended as follows:

- (a) in subregulation (1) by deleting “on a race held on a race course outside the State, and not otherwise.” and inserting instead —  
“ in respect of win bets and place bets. ”;
- (b) in subregulation (2) —
- (i) in paragraph (a) after “race” by inserting —  
“ or sporting event ”; and
- (ii) in paragraph (b) after “runner” in each place where it occurs by inserting —  
“ or participant ”;
- (c) in subregulation (3) —
- (i) after “race” in each place where it occurs by inserting —  
“ or sporting event ”; and
- (ii) after “runners” in each place where it occurs by inserting —  
“ or participants ”;
- (d) in subregulation (4) —
- (i) after “runners” in each place where it occurs by inserting —  
“ or participants ”;
- (ii) after “race” in each place where it occurs by inserting —  
“ or sporting event ”; and
- (iii) after “runner” in each place where it occurs by inserting —  
“ or participant ”;

- (e) in subregulation (5) —
  - (i) after “runners” in each place where it occurs by inserting —  
“ or participants ”;
  - (ii) after “race” by inserting —  
“ or sporting event ”; and
  - (iii) after “runner” in each place where it occurs by inserting —  
“ or participant ”;
- (f) in subregulation (6) —
  - (i) after “race” in each place where it occurs by inserting —  
“ or sporting event ”; and
  - (ii) after “runners” in each place where it occurs by inserting —  
“ or participants ”;
- (g) in subregulation (7) —
  - (i) after “runners” by inserting —  
“ or participants ”; and
  - (ii) after “race” by inserting —  
“ or sporting event ”;
- (h) in subregulation (8) —
  - (i) by deleting paragraph (a);
  - (ii) in paragraph (b) after “runner” by inserting —  
“ or participant ”;
  - (iii) in paragraph (b) after “race” by inserting —  
“ or sporting event ”; and
  - (iv) in paragraph (c) after “runners” in each place where it occurs by inserting —  
“ or participants ”.

**6. Regulation 39 replaced**

Regulation 39 is repealed and the following regulation is inserted instead —

“

**39. Novelty bets for races prescribed**

The bets set out in regulation 38 —

- (a) are prescribed as “novelty bets” in relation to a race; and
- (b) may be known by the names prescribed in that regulation,

in accordance with the definition of “novelty bet” in section 3 of the Act.

”.

**7. Part 6 replaced**

Part 6 is repealed and the following Part inserted instead —

“

**Part 6 — Sporting Events**

**Division 1 — Sporting events and bets prescribed**

**45. Sporting events prescribed (section 19A(1)(c))**

- (1) In addition to those events set out in section 19A(1)(a) (*cricket*) and 19A(1)(b) (*Australian Rules Football*) of the Act, the following events are prescribed as sporting events for the purposes of section 19A(1)(c) of the Act —
- (a) any game or series of games of soccer;
  - (b) any game or series of games of rugby;
  - (c) the event at which points for the Brownlow Medal (for the best player in the AFL football season) are tallied, and the medal winner, the second and the third highest points recipients are decided;
  - (d) the awarding of the Norm Smith Medal for the best player in each AFL Grand Final;
  - (e) any game or series of games of basketball;
  - (f) any game or series of games of golf;
  - (g) any match or series of matches of tennis;
  - (h) any boxing match or series of boxing matches;
  - (i) any single competitive motorsport event or motorcycle event, or series of competitive motorsport events or motorcycle events;
  - (j) any single athletic competition, series of athletic events or event combining athletic events;
  - (k) any competitive cycling event or series of competitive cycling events;
  - (l) any game or series of games of American Football (“Gridiron”);
  - (m) any game or series of games of baseball;
  - (n) any game or series of games of netball;
  - (o) any game or series of games of hockey;
  - (p) any competitive event or series of competitive events between sailing craft.
- (2) In addition to the sporting events prescribed in subregulation (1), the TAB may conduct totalisator betting on —
- (a) the results of other forms of;
  - (b) the results of combinations of;
  - (c) the performances of particular teams within; or

(d) individual performances within,  
the sporting events provided for in the Act or these  
regulations.

**46. Novelty bets on sporting events generally**

- (1) For the purposes of this Part, and in accordance with the definition of “novelty bet” in section 3 of the Act, —
- (a) the types of bets set out in the Table to this regulation are prescribed as novelty bets for sporting events; and
  - (b) each of the designations associated with the types of bets set out in the Table is a prescribed designation in relation to the method of betting described.

**Table**

- ☐ **“Sports Tierce”** (or “First Three Any Order”) means the selection of a combination of 3 participants in the same sporting event, and the forecast that that combination will be first, second and third in that sporting event, irrespective of the order in which they finish.
- ☐ **“Sports Quinella”** (or “First Two Any Order”) means the selection of a combination of 2 participants in the same sporting event, and the forecast that that combination will be first and second in that sporting event, irrespective of the order in which they finish.
- ☐ **“Scoop”** (or “Sports – Tipping”) means the nomination of an amount of a bet, and the prediction that the results of each match, etc., in a predetermined pool of sporting events will in total result in —
  - (a) an overall win to the participant designated as the “home team”;
  - (b) an overall win to the participant designated as the “away team”; or
  - (c) a draw.
- ☐ **“Top Score”** means —
  - (a) the nomination of an amount of a bet;
  - (b) the nomination of the winning participant;
  - (c) the nomination of whether the bet is on the score at the end of the first half, or on the match result and final score; and
  - (d) the nomination that a selected score or scores will be the exact score of the winning participant,

in relation to a game or match selected for that purpose by the TAB.

- ☐ **“Top Scorer”** means the prediction of the individual with the best score in a sporting event.
  - ☐ **“Footo”** and its variations, means the method of betting described in regulation 54.
- (2) Notwithstanding subregulation (1), where a Division in this Part sets out a type of bet specific to a particular sporting event, that bet is also prescribed as a “novelty bet” for that sporting event, in accordance with the definition of “novelty bet” in section 3 of the Act.

**47. TAB may specify aspects of sporting events**

- (1) For the purposes of conducting betting in relation to prescribed sporting events, the TAB may specify any or all of the following —
- (a) one or more games of a particular prescribed sporting event upon which it will accept bets (*see also regulation 10*);
  - (b) one or more games of a particular prescribed sporting event that may be substituted in the case of a cancellation, postponement or other reason that a result is not obtained from a prescribed sporting event, or may specify that the bets will be refunded in those circumstances (*see also regulations 16, 17 and 19*);
  - (c) the requirement that the sporting event be conducted within the rules of, and under the authority of, a specified body if bets are to be taken (*see also regulation 6(1)(b)*);
  - (d) whether a particular sporting event is to be taken as having a result, despite disqualifications, scratchings, ongoing protests, appeals, drug testing, etc., or may specify a delegate (steward) as having the responsibility to make official announcements of results in relation to a particular sporting event or type of sporting event;
  - (e) the list that is to be used in determining which teams are to be described as “away teams” and as “home teams” from week to week, in relation to a sporting event (*see also regulation 15(1)*);
  - (f) a collection of games that is to be regarded as a pool of games in relation to the particular sporting event (*see also regulation 15(1)*);
  - (g) the hours during which, and the places at which, bets may be made in relation to specific sporting events (*see also regulations 11 and 12*);
  - (h) the closing time for the acceptance of bets (*see also regulations 15, 30(2) and 48(2)*);

- (i) the dividend to be paid for a unit of 50 cents in relation to the sporting event on which the bet was made (*see also regulations 8 and 34*);
  - (j) whether the competition that is the subject of the betting is at State, national or international level;
  - (k) whether a particular age group within the sport, or whether the male or female competition within the sport, is to be the subject of betting.
- (2) In this regulation —  
the description “**game**” includes the description “match”, “bout”, “round”, “competition”, “ceremony” and other common methods of describing a prescribed sporting event.

**48. General conditions relating to the conduct of totalisator pools**

- (1) Where there is a conflict between this general regulation, and a specific provision in another Division of this Part, the specific provision applies.
- (2) The TAB in accordance with regulation 15, and otherwise by announcements and advertisements, shall give notice of —
  - (a) the teams (and, where the TAB feels it to be appropriate, the individuals) participating in, and the venue and date of, the matches comprising a competition;
  - (b) the scheduled starting time for an event, and
  - (c) the details required by the TAB to be marked, or otherwise given to the TAB, in making a bet.
- (3) Subject to this regulation, where a totalisator pool is conducted by the TAB it shall —
  - (a) in relation to novelty bets on a sporting event —
    - (i) deduct the prescribed commission from the gross takings of that totalisator pool;
    - (ii) add any jackpot under subregulation (6); and
    - (iii) divide the number of winning tickets into the amount of the resulting balance, and declare and pay that dividend in respect of each unit to the holder of each winning ticket;
  - (b) in relation to win bets and place bets, use the same calculations and methods as are used in relation to win bets and place bets in racing under these regulations.



- (4) Where, in relation to a particular sporting event, a dead heat or tie (i.e. between 2 participants) is an outcome that may be nominated as one of the options in a win bet, and a draw or tie in fact occurs, only those win bets that nominated a dead heat or tie will be eligible to receive a dividend.
- (5) Where, in relation to a particular sporting event, a dead heat or tie is not an outcome that can be nominated, but does in fact occur (i.e. between 2 or more participants), the TAB shall calculate the dividends to be declared and paid for the participants forming the dead heat by calculating the dividends that, but for the dead heat, would otherwise have been declared and paid for those participants in accordance with these regulations, and dividing those dividends by the number of participants forming the dead heat.
- (6) If no bet placed in the totalisator pool concerned is a winning bet, the TAB shall carry forward the resulting balance and add it to the amount invested in a subsequent totalisator pool conducted for the same kind of bet, on the same or another day, as the TAB may determine.
- (7) The dividend payable in respect of a novelty bet for a unit of 50 cents under this Part —
  - (a) shall not be less than 50 cents; and
  - (b) notwithstanding the dividend calculated under these regulations is less than 55 cents, may be declared and paid by the TAB at 55 cents.

**49. Bracketing**

- (1) Where a sporting event comprises more than 24 participants, the TAB may reduce the nominal number of participants to 24 by 'bracketing' the participants in a manner similar to regulation 35(1) (*i.e. using the same betting number to represent more than one participant*).
- (2) Where bracketing has taken place and 2 (or more) participants with the same betting number finish 1<sup>st</sup>, 2<sup>nd</sup> or 3<sup>rd</sup> in a sporting event, then only the highest placed participant with that betting number will be counted when determining winning combinations for that sporting event.

**50. General conditions relating to betting on games, pools of games, etc.**

- (1) Where a match in a pool is postponed from one day to another, abandoned or cancelled, that match shall be omitted from the pool and the results of the pool shall be based upon the remaining matches.
- (2) Where all the matches in a pool are abandoned or cancelled, all bets on that pool shall be refunded by the TAB.

- (3) If the TAB or, where appropriate, the Steward, declares that a single sporting event does not have a result, due to that event being forfeit, cancelled, postponed, abandoned, etc., or due to scratchings or a lack of officially placed participants, all bets on that sporting event shall be refunded by the TAB.
- (4) If one or more of the participants in a sporting event are scratched, a person who has a bet on a scratched participant, or a combination bet that includes a scratched participant, is entitled to a refund representing the combinations of the bet that include the scratched participant.
- (5) If a single sporting event is forfeit, abandoned, etc., but despite that forfeiture, abandonment, etc., the TAB or, where appropriate, the steward, declares that the sporting event does have a result, all bets on that sporting event shall be paid in accordance with that declared result.

## **Division 2 — Australian Rules Football**

### **51. Bets on Australian Rules Football**

The TAB may make and accept bets on Australian Rules Football in accordance with these regulations.

### **52. Interpretation (for Australian Rules Football)**

For the purposes of this Division, a score of more than 999 will be deemed to be a score of 999; and a score of zero will be deemed to be a score of 1.

### **53. Types of bets**

- (1) The TAB may accept the following types of bets on Australian Rules Football (as set out in Division 1) —
  - (a) Win bets;
  - (b) Top Score bets;
  - (c) Top Scorer bets;
  - (d) Scoop bets.
- (2) In addition to the types of bets in subregulation (1), the TAB may accept the following types of bets on Australian Rules Football —
  - (a) Footo bets (*i.e. with a nominated winning margin*);
  - (b) Footy-Tipping bets (*i.e. Scoop type bets without the option of nominating a draw as an outcome*);
  - (c) Bets on the first goal scorer of a selected game or games;
  - (d) Bets on the points scored in the first quarter of a selected game or games;

- (e) Bets on the points scored in the second quarter of a selected game or games;
- (f) Bets on the points scored in the third quarter of a selected game or games;
- (g) Bets on the points scored in the final quarter of a selected game or games;
- (h) Bets on the final score of a selected game or games.

**54. Footo bets**

- (1) For a Footo bet, the person making the bet nominates —
  - (a) his selected team, on the chance that it will be the winning team or the game will be a draw; and
  - (b) the winning margin,in a match to be played in a competition to which a totalisator pool relates.
- (2) The winning margin may be selected —
  - (a) as a draw;
  - (b) from one or more score ranges within brackets of 3 numbers determined by the TAB; or
  - (c) as a greater score range,any selection for a draw or for a greater score range being taken to be a bracket, and each bracket being a separate bet, but all the brackets selected being required to be consecutive.
- (3) Where a match is selected, but the game is cancelled, not determined by running its full course, or postponed from one day to another, then despite regulations 47 and 50, all amounts of bets made in respect of that match are to be refunded by the TAB.
- (4) Notwithstanding subregulation (3) where there is a result for the first half of a match the TAB may declare and pay a dividend in respect of each unit to the holder of each winning ticket in the totalisator pool concerned.

**Division 3 — Cricket**

**55. Bets on cricket**

The TAB may make and accept bets on cricket in accordance with these regulations.

**56. Interpretation (for cricket)**

In this Division —

“**draw**” includes a game or innings in which there is no result because the game or innings is unfinished at the cessation of play for the game;

“**runs**” (scored by individuals) do not include sundries, extras, etc.;

“**runs**” (scored by teams) includes sundries, extras, etc.;

“**tie**” means a game or innings in which both teams score the same number of runs and for which the rules make no other provision for determining the winning team.

**57. Types of bets**

- (1) The TAB may accept the following types of bets on cricket (as set out in Division 1) —
  - (a) Win bets;
  - (b) Top Score bets (*see also the provisions of subregulation (3)*);
  - (c) Top Scorer bets.
- (2) In addition to the types of bets in subregulation (1), the TAB may accept the following types of bets on cricket —
  - (a) Bets on the most wickets taken by a player in a selected game or games;
  - (b) Bets on the most runs scored by a player in a selected game or games;
  - (c) Bets on the highest score that will be achieved by a player in a selected game or games.
- (3) Where —
  - (a) there is no result for a match or there is a first innings draw, all of the amounts of bets made in respect of that match and innings shall be refunded by the TAB;
  - (b) there is a result for the first innings of a match, but the final result of the match is a draw, the dividend in respect of bets made on the final score will be determined as if the result were a tie.
- (4) Where a match is selected, but the game is cancelled, or postponed from one day to another, then despite regulations 47 and 50, all amounts of bets made in respect of that match are to be refunded by the TAB.

**Division 4 — Soccer**

**58. Bets on soccer**

The TAB may make and accept bets on soccer in accordance with these regulations.

**59. Types of bets**

The TAB may accept the following types of bets on soccer —

- (a) Win bets;

- (b) Scoop bets;
- (c) Top Score bets;
- (d) Top Scorer bets.

### **Division 5 — Rugby**

#### **60. Bets on rugby**

The TAB may make and accept bets on rugby in accordance with these regulations.

#### **61. Interpretation (for rugby)**

- (1) In this Division —  
“the NSW rules” means the rules cited as the *Sporting Contests (General) Totalizator Rules 1983* of the State of New South Wales, as at 8 November 1994.
- (2) The NSW rules apply with such modifications as are necessary for those rules to take effect under this Division, including specifically —
  - (a) the alteration of the reference in the NSW rules from “FootyTAB” to “RugbyBet” (to avoid confusion in this State);
  - (b) the disapplication of provisions relating to the acceptance of investments by post; and
  - (c) the disapplication of those provisions that relate to betting on soccer.

#### **62. Types of bets**

In addition to —

- (a) Win bets;
- (b) Scoop bets; and
- (c) Top Scorer,

the TAB may accept those types of bets, on rugby, that are set out in the NSW rules.

#### **63. Combined pool scheme**

Pursuant to section 27 of the Act, the TAB may include bets under this Division as a part of a combined totalisator pool with the Totalizator Agency Board of New South Wales.

### **Division 6 — Brownlow Medal (AFL)**

#### **64. Bets on the outcome of the Brownlow Medal count**

The TAB may make and accept bets on the outcome of the Brownlow Medal count in accordance with these regulations.

**65. Interpretation (for the Brownlow Medal count)**

In this Division —

**“Brownlow Medal count”** means the counting of points awarded by umpires to players throughout an AFL season based on a player’s performance in each game of AFL football, to determine an outcome for that season;

**“Brownlow medallist”** for a particular season, means the player or players with the highest aggregate point score, excluding any player who has been suspended during a round in which points are awarded;

**“outcome”** means the order in which the players finished the season in terms of points awarded, excluding any player who has been suspended during a round in which points are awarded.

**66. Types of bets**

The TAB may accept the following types of bets on the outcome of the Brownlow Medal count —

- (a) Win bets;
- (b) Place bets;
- (c) Sports Tierce bets.
- (d) Sports Quinella bets.

**Division 7 — Norm Smith Medal (AFL)****67. Bets on the recipient of the Norm Smith Medal**

The TAB may make and accept bets on who will be the recipient of the Norm Smith Medal in accordance with these regulations.

**68. Interpretation (for the awarding of the Norm Smith Medal)**

In this Division —

**“the Norm Smith Medal”** means the medal awarded to the Australian Rules footballer who is adjudged to be the best on the ground in the AFL grand final.

**69. Types of bets**

The TAB may accept Win bets on who will be awarded the Norm Smith medal.

**Division 8 — Basketball****70. Bets on basketball**

The TAB may make and accept bets on basketball in accordance with these regulations.

**71. Types of bets**

The TAB may accept the following types of bets on basketball —

- (a) Win bets;
- (b) Scoop bets;
- (c) Top score bets;
- (d) Top scorer bets.

**Division 9 — Golf****72. Bets on golf**

The TAB may make and accept bets on golf in accordance with these regulations.

**73. Types of bets**

The TAB may accept the following types of bets on golf —

- (a) Win bets;
- (b) Place bets;
- (c) Sports Tierce bets;
- (d) Sports Quinella bets;
- (e) Top Scorer bets.

**Division 10 — Tennis****74. Bets on tennis**

The TAB may make and accept bets on tennis in accordance with these regulations.

**75. Types of bets**

The TAB may accept the following types of bets on tennis —

- (a) Win bets;
- (b) Place bets;
- (c) Sports Tierce bets;
- (d) Sports Quinella bets;
- (e) Scoop bets.

**Division 11 — Boxing****76. Bets on boxing**

The TAB may make and accept bets on boxing in accordance with these regulations.

**77. Type of bet**

The TAB may accept Win bets on boxing.

## **Division 12 — Motorsport Events and Motorcycle Events**

### **78. Bets on motorsport events and motorcycle events**

The TAB may make and accept bets on motorsport events and motorcycle events in accordance with these regulations.

### **79. Interpretation**

In this Division —

“**motorcycle events**” includes motorcycle and sidecar events;

“**motorsport events**” does not include motorcycle events.

### **80. Types of bets (motorsport events)**

The TAB may accept the following types of bets on motorsport events —

- (a) Win bets;
- (b) Place bets;
- (c) Sports Tierce bets;
- (d) Sports Quinella bets.

### **81. Types of bets (motorcycle events)**

The TAB may accept the following types of bets on motorcycle events —

- (a) Win bets;
- (b) Place bets;
- (c) Sports Tierce bets;
- (d) Sports Quinella bets.

## **Division 13 — Athletics**

### **82. Bets on athletics**

The TAB may make and accept bets on athletics in accordance with these regulations.

### **83. Types of bets**

The TAB may accept the following types of bets on athletics —

- (a) Win bets;
- (b) Place bets;
- (c) Sports Tierce bets;
- (d) Sports Quinella bets.



### **Division 14 — Cycling**

**84. Bets on cycling**

The TAB may make and accept bets on cycling in accordance with these regulations.

**85. Types of bets**

The TAB may accept the following types of bets on cycling —

- (a) Win bets;
- (b) Place bets;
- (c) Sports Tierce bets;
- (d) Sports Quinella bets.

### **Division 15 — American Football**

**86. Bets on American Football**

The TAB may make and accept bets on American Football in accordance with these regulations.

**87. Types of bets**

The TAB may accept the following types of bets on American Football —

- (a) Win bets;
- (b) Scoop bets;
- (c) Top Score bets;
- (d) Top Scorer bets.

### **Division 16 — Baseball**

**88. Bets on baseball**

The TAB may make and accept bets on baseball in accordance with these regulations.

**89. Types of bets**

The TAB may accept the following types of bets on baseball —

- (a) Win bets;
- (b) Scoop bets;
- (c) Top Score bets;
- (d) Top Scorer bets.

### **Division 17 — Netball**

**90. Bets on netball**

The TAB may make and accept bets on netball in accordance with these regulations.

**91. Types of bets**

The TAB may accept the following types of bets on netball —

- (a) Win bets;
- (b) Scoop bets;
- (c) Top Score bets;
- (d) Top Scorer bets.

**Division 18 — Hockey****92. Bets on hockey**

The TAB may make and accept bets on hockey in accordance with these regulations.

**93. Types of bets**

The TAB may accept the following types of bets on hockey —

- (a) Win bets;
- (b) Scoop bets;
- (c) Top Score bets;
- (d) Top Scorer bets.

**Division 19 — Sailing****94. Bets on sailing events**

The TAB may make and accept bets on sailing events in accordance with these regulations.

**95. Types of bets**

The TAB may accept the following types of bets on sailing events —

- (a) Win bets;
- (b) Place bets;
- (c) Sports Tierce bets;
- (d) Sports Quinella bets.

”

By Command of the Governor,

ROD SPENCER, Clerk of the Executive Council.

---