

WESTERN AUSTRALIA

**RACECOURSE DEVELOPMENT
AMENDMENT ACT 1998**

No. 19 of 1998

AN ACT to amend the *Racecourse Development Act 1976*.

[Assented to 26 June 1998.]

The Parliament of Western Australia enacts as follows:

Short title

1. This Act may be cited as the *Racecourse Development Amendment Act 1998*.

Commencement

2. This Act comes into operation on the day on which it receives the Royal Assent.

Principal Act

3. In this Act the *Racecourse Development Act 1976** is referred to as the principal Act.

[* *Act No. 72 of 1976.*
For subsequent amendments see 1996 Index to Legislation of Western Australia, Table 1, p. 190.]

Long title amended

4. The long title to the principal Act is amended —
- (a) by inserting after “**racing clubs**” the following —
“ **and allied bodies** ”; and
 - (b) by inserting after “**those clubs**” the following —
“ **and bodies** ”.

Section 3 amended

5. Section 3 of the principal Act is amended by inserting the following definition in the appropriate alphabetical position —

“
“**allied body**” means a body that provides facilities, including training facilities, that are integral to the galloping horse racing industry (“**allied body (galloping)**”) or the trotting horse racing industry (“**allied body (trotting)**”);
”.

Section 4 amended and transitional provision

6. (1) Section 4 (2) (d) of the principal Act is amended by deleting “nominated by the Club” and substituting the following —

“ jointly nominated by the bodies known as Western Australian Provincial Thoroughbred Racing Association and the Country Racing Association ”.

(2) The amendment made by subsection (1) does not affect an appointment of a member of the Trust holding office under section 4 (2) (d) of the principal Act at the commencement of this Act.

Section 6 amended

7. Section 6 (3a) of the principal Act is amended —

(a) in paragraph (a) by inserting after “horse races,” the following —

“ or to an allied body (trotting), ”; and

(b) in paragraph (b) by inserting after “horse races,” the following —

“ , or to an allied body (galloping), ”.

Section 10A amended

8. Section 10A of the principal Act is amended —

(a) in subsection (2) by inserting after “races” the following —

“ , or to an allied body (galloping), ”;

- (b) in subsection (3) by inserting after “races” the following —
- “ , or to an allied body (trotting), ”; and
- (c) in subsection (5) by deleting “to a racing club that conducts galloping horse races or to a racing club that conducts trotting horse races.” and substituting the following —
- “ to —
- (a) a racing club that conducts galloping horse races or an allied body (galloping); or
- (b) a racing club that conducts trotting horse races or an allied body (trotting).
- ”.

Section 11 amended

9. (1) Section 11 (1) (a) of the principal Act is amended by deleting “recipient club” and substituting the following —

“ recipient ”.

(2) Section 11 (3) of the principal Act is amended by inserting after “thinks fit” the following —

“ , including a loan or grant that is only required to be repaid if —

- (a) property of the club or body specified by the Trust is disposed of; or
- (b) the club or body, in the opinion of the Trust, has ceased to carry on the activity or function for which the loan or grant was made.

”.

Section 13 amended

10. Section 13 (a) and (c) of the principal Act are amended by inserting after “club” in each place where it occurs the following —

“ or body ”.

Various references to allied bodies inserted

11. (1) The principal Act is amended in the provisions listed in the Table to this subsection by inserting after “racing club” in each place where it occurs the following —

“ or allied body ”.

TABLE

s. 7B
s. 11 (1) (a) (iii), (iv), (2), (3), (4)
s. 12 (a), (b), (c)
s. 13 (b) (i)
s. 15 (2) (b)

(2) The principal Act is amended in the provisions listed in the Table to this subsection by inserting after “racing clubs” in each place where it occurs the following —

“ or allied bodies ”.

TABLE

s. 10 (2) (d), (e)
s. 11 (1) (a), (ba)
s. 15 (2)