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Acts Amendment (Totalisator Agency Board Betting) Act
1987

PROCLAMATION

WESTERN AUSTRALIA GORDON REID, Governor. [L.S.]	} By His Excellency Professor Gordon Reid, Companion of the Order of Australia, Governor of the State of Western Australia.
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UNDER section 2 of the Acts Amendment (Totalisator Agency Board Betting) Act 1987, I, the Governor, acting with the advice and consent of the Executive Council, do hereby fix 25 March 1988 as the day on which the provisions, other than sections 6 to 11 (inclusive), of the Acts Amendment (Totalisator Agency Board Betting) Act 1987 shall come into operation.

Given under my hand and the Seal of the State on 22
March 1988.

By His Excellency's Command,
PAMELA BEGGS,
Minister for Racing and Gaming.

TOTALISATOR AGENCY BOARD BETTING ACT 1960

TOTALISATOR AGENCY BOARD (BETTING) REGULATIONS 1988

MADE by the Totalisator Agency Board with the approval of His Excellency the Governor in Executive Council.

PART 1—PRELIMINARY

Citation

1. These regulations may be cited as the *Totalisator Agency Board (Betting) Regulations 1988*.

Commencement

2. These regulations shall come into operation on 28 March 1988.

Interpretation

3. (1) In these regulations, unless the contrary intention appears—

“agency” means a totalisator agency;

“cash” means bank notes or coins;

“commissioner” means the person occupying the office of the Commissioner of State Taxation appointed under the *Public Service Act 1978*;

“deposit account” or “depositor’s account” means an account established by the depositor with the Board, and includes a credit account established pursuant to sections 33 and 34 of the Act;

“depositor” means a person who opens a deposit account with the Board for the purpose of betting with or through the Board;

“investor” means a person who makes or offers to make or attempts to make a bet with or through the Board and includes a depositor;

“novelty bet” means a bet of a kind referred to in Part 5;

“runner”, in relation to a horse race, or a greyhound race, means a horse or greyhound participating in that race;

“Secretary” means the person for the time being appointed to or acting in the office of Secretary to the Board;

“ticket” means a totalisator ticket issued to an investor and on which is recorded details of the bet or bets made by that investor;

“unit” means a unit of investment.

(2) For the purpose of these regulations a winning ticket means a ticket on which is recorded a winning bet, or one or more winning bets.

(3) For the purpose of calculating the number of winning tickets in relation to any kind of bet—

(a) where a ticket for a winning bet of that kind records multiple units, it shall be counted as though it were a like multiple number of tickets for that kind of bet each bet being for a unit of 50 cents; and

(b) where a ticket records more than one winning bet of the same kind, the method of counting the units recorded referred to in paragraph (a) shall be used in respect of each of those bets.

PART 2—GENERAL CONDITIONS RELATING TO BETS MADE
AT OR THROUGH TOTALISATOR AGENCIES

Persons excluded from totalisator agencies

4. The following persons shall not be admitted to, and may be excluded from entering or remaining in, any totalisator agency—

- (a) persons under disqualification imposed under the rules of racing or the rules of trotting or the rules of greyhound racing by the racing, trotting or greyhound authority in any State or Territory;
- (b) persons in respect of whom an order has been made under section 25 of the *Betting Control Act 1954*; and
- (c) persons apparently under the influence of intoxicating liquor, or who behave in an undesirable, offensive or disorderly manner,

and if found in a totalisator agency may be removed therefrom by any member, officer, employee or agent of the Board, by any employee of an agent of the Board or by any police officer.

Persons making a bet bound by these regulations and his instructions

5. (1) A person making a bet with or through the Board at a totalisator agency or attempting to make such a bet shall be deemed to accept and be bound by the relevant provisions of these regulations.

(2) The Board shall ensure that copies of these regulations are, so far as is practicable, made available at all totalisator agencies for perusal on demand.

(3) A person giving particulars or instructions to the Board in relation to a bet shall be bound by the information supplied by him.

Bets accepted subject to the rules of the relevant sporting authority and these regulations

6. (1) Subject to these regulations a bet made with or through the Board at a totalisator agency is deemed to be accepted subject to—

- (a) in relation to a race—
 - (i) the rules of racing or the rules of trotting or the rules of greyhound racing (as the case may be) administered by the racing, trotting or greyhound authority in the State or Territory where the race takes place, and in particular to the provisions of those rules in respect of the entry, acceptance, withdrawal, or disqualification of horses or greyhounds, the running of races, and the powers of the stewards; and
 - (ii) the rules governing the operation of the particular totalisator conducted on the race on which the bet is made, on a race course in the State;
- (b) in relation to a sporting event, the rules of the sporting authority recognized by the Board as responsible for the conduct of that sporting event; and
- (c) the provisions of these regulations governing the operation of a totalisator pool scheme by the Board, where the bet is placed by the Board in such a pool.

(2) Any question as to whether a body is an authority recognized by the Board for the purposes of this regulation shall be determined by the Board.

All bets to be 50 cents or multiples of 50 cents

7. (1) The minimum bet that may be made with or through the Board shall be a unity of 50 cents and larger bets shall be made in multiples of 50 cents

(2) Dividends shall be calculated and payable in multiples of 5 cents, rounded down if the dividend declare by reference to one unit of betting would not be divisible by 5 cents.

Dividend as declared

8. The dividend for a unit of 50 cents shall be as declared—
- (a) on the totalisator conducted on the race course on the race or races on which the bet was made; or
 - (b) by the Board, on the race or races or the sporting event on which the bet was made, where the bet is placed by the Board in a totalisator pool scheme conducted by the Board.

Bets may be refused

9. (1) The person in charge at any totalisator agency, unless otherwise directed by the Board, is authorized on behalf of the Board to refuse to accept, at any time and without giving any reason, all or any part of the amount of any bet offered to be made with or through the Board.

(2) Any bet offered to be made with or through the Board by or on behalf of a person apparently under the age of 18 years shall not be accepted.

Only authorized betting to be accepted

10. Bets with or through the Board shall be accepted by or on behalf of the Board at a totalisator agency—

- (a) subject to these regulations; and
- (b) only in respect of such race meetings or races, or such sporting events, as the Board authorizes in relating to that agency.

Hours for opening

11. (1) Subject to subregulation (2), bets made by the deposit of the amount of the bet in cash shall be accepted by or on behalf of the Board only during the hours the totalisator agency is open for the acceptance of those bets.

(2) The Board, or the person in charge of the totalisator agency subject to the approval of the Board, may at any time close the agency and decline to accept bets or bets of a particular kind.

Bets may be made by various methods

12. Subject to these regulations, bets will be accepted by the Board, whether by or as agent or otherwise—

- (a) on cash payment at a totalisator agency; or
- (b) where instructions are given by telephone, post or telegram if—
 - (i) the instructions relate to, and the bet is made against, a deposit account previously established at the totalisator agency; or
 - (ii) where no deposit account has previously been established, the instructions are received at the totalisator agency at least 2 hours before the scheduled starting time of the particular race or sporting event on which the bet is to be made and are accompanied by a cash remittance of an appropriate amount.

Bets to be properly marked

13. (1) The Board shall not be required to accept any bet unless the person making the bet with the Board clearly indicates—

- (a) in a bet on a race or races, other than a favourite numbers bet or a sweepstakes bet—
 - (i) the code letter or designation of the race meeting;
 - (ii) the race or races in respect of which the bet is made;
 - (iii) the horse or greyhound code number or numbers selected;

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- (iv) the amount of the bet; and
- (v) whether the bet is to be for a win or place or all up, or the relevant details required by the Board to be given in making a bet of some other prescribed kind; or
- (b) any other relevant details that may be necessary or appropriate to the making of—
 - (i) a favourite numbers bet or a sweepstakes bet; or
 - (ii) a bet on a sporting event,

and furnishes such other information as may be required by the Board to identify the kind of bet to be made and in the case of a bet made by post or telegram, the surname, initials and address of the investor.

(2) The Board shall not accept instructions for alternative bets in the event of the horse or greyhound selected being scratched or participants in a sporting event not taking part.

Tickets to be properly marked

14. Every totalisator ticket issued by the Board shall be printed, written, stamped, punched or marked to show the kind of bet and—

- (a) in the case of a bet on a race or races, other than a favourite numbers bet—
 - (i) the designation of the race meeting and the date of the race meeting where the race on which the bet to which the ticket relates is to be run;
 - (ii) the number of the race or races in respect of which the ticket is issued; and
 - (iii) except where the ticket relates to a sweepstakes bet, the code number that has been allocated by the Board to the horse or greyhound or horses or greyhounds on which the bet in respect of which the ticket is issued is made; or
- (b) in the case of a bet on a sporting event, the description and date of the event and the participants in respect of which the bet is made,

together with sufficient details to identify the bet accepted and the amount of the bet expressed in units of 50 cents.

Board to exhibit notices

15. (1) The Board shall, so far as is practicable, cause notices to be exhibited at all totalisator agencies showing—

- (a) in the case of a bet on a race or races, the names and numbers of the horses or greyhounds known to have accepted as starters for races for the race meetings for which the Board will receive bets, the date and code or designation of each such race meeting, the numbers of races and the code numbers allotted to the horses or greyhounds; and
- (b) in the case of a bet on a sporting event, sufficient details to identify the sporting event, the participants, the distinguishing marks or code numbers or letters allotted to participants, the kind of bets which the Board will receive, and such other information as may be necessary,

including any brackets or other distinguishing mark of any double or other combination of races or kind of bet, as may be necessary for the proper identification of bets.

(2) Bets shall be accepted by or on behalf of the Board—

- (a) in the case of betting on a race or races, or in respect of a race meeting or race meetings, only in respect to runners accepted as starters and in accordance with any notice which may be exhibited; and
- (b) in the case of a sporting event, only in accordance with any notice which may be exhibited in respect to that sporting event.

(3) No bet on a race shall be receivable by the Board before the official publication of acceptances for that race.

Correction of errors and omissions, and the giving of certain refunds

16. (1) Where a totalisator ticket has been issued by the Board and there is recorded thereon in respect of a race meeting or sporting event either an incorrect date or incorrect designation of the race meeting or sporting event, or if either of those particulars is omitted, the Board may, if satisfied that the record or omission is an error and that it is manifest that the ticket was issued and intended to apply to a particular bet, treat the ticket in the manner apparently intended by the investor and the bet shall be deemed to have been made accordingly.

(2) Subject to this regulation, the person to whom a totalisator ticket is issued by the Board shall be deemed to accept the ticket issued to him and to have agreed that the particulars shown are correct, unless he applies forthwith after the issue of the ticket to the person who issued it to have any error or omission rectified.

(3) If the bet in respect of which a totalisator ticket is issued is one which either cannot be recorded by the Board on a totalisator or should not be accepted by the Board, or is one for which notices exhibited by the Board at the totalisator agency at the time the ticket is issued are not in accordance with these regulations, the person to whom the ticket belongs shall be entitled to a refund of the amount shown on the ticket.

(4) Unless subregulation (1) applies, where a totalisator ticket is incomplete as to any of the particulars required to be shown on the ticket, or if any of those particulars are in the opinion of the Board ambiguous, the person to whom the ticket belongs shall be entitled only to a refund of the amount shown on the ticket.

(5) When a totalisator ticket is presented for the payment of a dividend or refund or for the purpose of correcting any alleged error, if the ticket has been altered, mutilated or defaced the Board may reject the ticket and the person to whom the ticket belongs shall not be entitled to any dividend or refund in relation to that ticket.

Time for payment of dividends or refunds for cash bets

17. (1) Dividends or refunds will be payable in respect of the running of any race or the holding of any sporting event, subject to subregulation (2), during the notified hours and days of business for a period of 7 months.

(2) Refunds in respect of totalisator tickets may be paid by or on behalf of the Board at any time when the totalisator agency is open for the receiving of bets, except that where dividends in respect of the same ticket may still become payable at a future time refunds due in respect of any race meeting, race or sporting event to which that ticket relates shall be payable only at the same time as, or after, those dividends would have become payable.

Presentation of tickets or claims

18. (1) A dividend or refund in respect of a bet in cash made with the Board shall be paid upon the presentation and surrender of the totalisator ticket issued by the Board for that bet.

(2) The payment of any dividend or refund by the Board shall be made in cash unless the Board decides to make the payment by cheque or otherwise by the transfer of moneys.

(3) The Board may pay to a person any dividend or refund that is payable in respect of a totalisator ticket issued for a bet in cash without the presentation and surrender to the Board of the totalisator ticket if the person making the claim for the dividend or refund proves to the satisfaction of the Board—

- (a) that the totalisator ticket has been lost or destroyed; and
- (b) that he is the person entitled to the dividend or refund.

(4) The Board may—

- (a) require a person making a claim for a dividend or refund to verify the claim in a manner required by the Board, and may require verification of the claim by statutory declaration;
- (b) pay the dividend or refund to which a claim made under paragraph (a) relates at such time as the Board determines; and
- (c) deduct from the amount of any dividend or refund paid under subregulation (3) the amount of the out-of-pocket expenses actually incurred by the Board, including stamp duty if any, in connection with the establishment and payment of the claim.

When refunds of bets are payable

19. (1) The amounts of bets for a place received by the Board for transmission to a totalisator on a race course, whether so transmitted or not so transmitted by the Board, or received by the Board and placed in a totalisator pool conducted by the Board, shall be refunded by the Board if for any reason the place totalisator is not operated for the race on which the bets were made.

(2) Where a race meeting or a race at a race meeting is postponed from one day to another or is abandoned, the Board shall refund all of the amounts of bets made in respect of races that were to be but were not held on that day at that race meeting other than—

- (a) double event bets in respect to which the first leg of the double event has already been run;
- (b) sweepstakes bets; and
- (c) favourite number bets.

(3) Subject to these regulations, where a sporting event, or any match comprising part of a sporting event, does not occur or is abandoned or does not run its full course or is postponed from one day to another, all of the amounts of bets made in respect of that sporting event or match, as the case may be, shall be refunded by the Board.

(4) Refunds of bets accepted may also be made by the Board in the circumstances provided for in regulations 16 (3), 16 (4), 29 (3), 29 (4), 35 (1) (b), 35 (2), 40 (4), 41 (2), and 48 (4), and refunds of moneys may be made in the circumstances provided for in regulation 26 (3) and (4).

PART 3—DEPOSIT ACCOUNT BETTING

Procedure for establishing a deposit account

20. (1) An application to establish a deposit account for the purpose of betting with or through the Board shall be made in writing in a form acceptable to the Board.

(2) A deposit to the account of an amount of not less than \$5 may be lodged with the Board at the time of making the application and if the application is refused wholly or in part the Board shall refund the deposit, wholly or in part, except in so far as it may relate to an account which is established.

(3) The Board or, with the approval of the Board, the person in charge of a totalisator agency may refuse to accept an application to establish a deposit account, or having accepted a deposit may refund it or any part of it, without giving any reason for doing so.

(4) The Board may require any depositor to submit a new application in writing amending any or all of the particulars given or required to be given when originally establishing the deposit account.

(5) A depositor may cancel his original application, and substitute a new application, on satisfying the Board that for his own protection there is reasonable need to do so.

(6) In either of the cases referred to in subregulation (4) or (5) any amounts standing to the credit of the depositor in the original deposit account shall be transferred to his credit in the new deposit account.

Procedure for keeping, maintaining, increasing or renewing a deposit account

21. (1) A separate record shall be kept by the Board of each deposit account and of the amount of the bets made against it and of all transactions on that account, for a period of not less than 5 weeks.

(2) A deposit account may be maintained, increased or renewed by the payment of further moneys or by the credit of winning dividends or other amounts to the account.

(3) Where cheques are received as a deposit, no bet against that deposit shall be accepted by the Board until the cheque is paid by the bank on which it is drawn.

Recording of bets against a deposit account

22. (1) At a totalisator agency equipped with automatic data processing facilities for the recording of bets, a bet made with or through the Board against a deposit account shall be recorded prior to the closing time fixed by the Board for the acceptance of bets for the race, sporting event or competition concerned at that totalisator agency.

(2) Except where the bet is received at the Account Betting Centre, at the time a bet is recorded against a deposit account a totalisator ticket shall be printed showing details of the bet to be charged against the deposit account of the depositor placing the bet.

(3) In and by the printing of the totalisator ticket referred to in subregulation (2) the person in charge at the totalisator agency where the bet is received warrants that the deposit account against which the bet is to be charged has a credit balance sufficient to pay the amount of the bet and that the amount of the bet is held on behalf of the Board.

Crediting of dividends against a deposit account

23. All dividends due and payable to the depositor shall be deemed to be credited to the depositor's account with the Board immediately such dividends are known to the Board.

Deposit accounts to be disposed of in accordance with instructions

24. (1) The amount standing to the credit of the deposit account of the depositor at any time shall be disposed of by the Board in accordance with the instructions of the depositor.

(2) Where no such instructions have been received by the Board the amount may be retained by the Board pending receipt by the Board of instructions, or the whole or part of the amount may be remitted to the depositor at any time at the discretion of the Board or person in charge of the totalisator agency where the deposit account is kept.

General conditions applicable to deposit accounts

25. (1) Moneys payable in respect of dividends, refunds or of any balance of a deposit account may at the option of the Board be paid to an account nominated by the depositor by bank transfer or otherwise or may be remitted to the address of the depositor at the address given by the depositor to the Board.

(2) Any exchange, poundage or postage payable on any moneys relating to a deposit account may be charged to the person entitled to the moneys, and may be deducted by the Board from the account.

(3) In respect of remittances or correspondence passing to and from the Board and depositor, the depositor shall accept all risks, losses, delays, errors or omissions that may occur in the ordinary course of post and the Board shall not be required to send any remittance or correspondence by registered post.

(4) The Board shall not be required to submit a statement of account when forwarding any remittance.

(5) The Board may, unless instructed to the contrary by the depositor in the manner required by the Board, send statements of his deposit account with the Board by unregistered post to the address given by the depositor in his application form when applying to open the account or such other address as may be subsequently notified to the Board by the depositor.

(6) Any statement of account sent to a depositor by unregistered post shall be deemed to be received by him at the time when, by the ordinary course of post, the statement would be delivered.

(7) The transfer or posting of moneys by the Board to an account nominated or the address given by the depositor to the Board for the purpose shall be at the sole risk of the depositor.

(8) The Board shall not be responsible for any loss to a depositor arising from—

- (a) the unauthorized use of a depositor's account by any person other than the Board, its employees or agents; or
- (b) delay or no delivery of any moneys transferred or posted on to the depositor by the Board.

(9) Where a depositor allows his deposit account to run into a debit balance and the debit balance arises as the result of a bet made by the depositor at a time when there is an insufficient credit balance in his deposit account to properly accommodate the bet the Board may disallow, either in whole or in part, any credit, either by way of dividends or refunds, arising from the bet and may allow the debit to the depositor's account on that bet to remain.

(10) Where the Board has delivered to a depositor or sent to him by post a statement of the depositor's account with the Board, if the depositor claims that there is an alleged inaccurate entry in the statement, he shall within 7 days after the statement has been received or is deemed to be received by him notify that claim in writing to the Board or the person in charge of the totalisator agency where the account is kept in accordance with regulation 27 (4).

General provisions relating to bets made by post or telegram

26. (1) The Board may at any time direct that bets by post or telegram, or such bets from any particular area, district or locality, shall be addressed to a particular totalisator agency.

(2) The Board may at any time close any particular agency for the receipt of bets, or bets sought to be made by a particular method.

(3) Remittances, other than deposits for the credit of a deposit account, sent to the Board shall be by bank draft, postal note, money order or in cash for the amount of the bet or bets required, and no more, calculated in multiples of units of 50 cents, and in any other case the person in charge of the totalisator agency where the remittance is received may—

- (a) reject the bet altogether; or
- (b) accept the bet up to the multiple of 50 cents next below the net amount received, and refund the balance to the investor.

(4) Where a remittance for a bet or deposit is sent to the Board and has not been accepted by it, a refund of the amount may be effected by the Board by return to the investor of the remittance instrument.

(5) Where any written instructions received by the Board are incomplete or ambiguous the officer in charge of the totalisator agency to which the instructions are addressed may reject the bet or accept it according to what he believes to be the intention of the person giving the instructions and that person shall be bound by the action of the officer.

(6) Where the Board is not permitted to accept the whole of any written instructions relating to a bet, the Board may accept that part of those instructions which it is permitted to accept.

(7) The Board shall accept bets by post or telegram up to 2 hours before the schedule starting time of the particular race or the commencement of the particular sporting event in respect of which the bet is made, but instructions relating to bets on a race or sporting event received by the Board after that time shall not be accepted unless the officer in charge of the totalisator agency concerned so directs.

(8) The Board shall not be bound to acknowledge receipt of any written instructions relating to a bet, or to comply with any such instructions otherwise than in accordance with these regulations.

Crediting and payment of dividends and refunds on deposit accounts and bets made by post or telegram

27. (1) Bets against dividends or refunds payable or to become payable on previous bets with the Board shall not be accepted by the Board, unless those dividends or refunds are credited, or deemed to have been credited, to a deposit account.

(2) In respect of bets made with the Board by post or telegram dividends and refunds shall be posted by the Board to the investor on the earliest convenient day next after the day of the race or sporting event on which the bets were made.

(3) Where the Board is in doubt as to whom or to what address any refund or other remittance from the Board should be sent, the Board shall retain the amount payable until the person who claims to be entitled to it applies in writing or, if required by the Board, in person to the totalisator agency where the bet was made and submits proof to the satisfaction of the Board of his right to the amount held by the Board.

(4) Where a person who has made a bet with the Board claims that he has not received the full dividend or refund to which he alleges he is entitled or alleges that there is an inaccuracy in relation to the accounting in respect of his bets with the Board, he shall, if he requires an adjustment to be made—

(a) apply in writing to the totalisator agency where the bet was made on the account kept within 7 days of the day on which the race or sporting event on which the bet was made was held or the date on which he received the statement; and

(b) include in the application all relevant information supporting the claim.

(5) The Board shall notify the claimant of its decision on his claim and the decision of the Board shall be final.

Bets by telephone

28. (1) Subject to these regulations, bets by telephone may be accepted by the Board at a totalisator agency nominated by the Board for that purpose against a deposit account previously established at that agency.

(2) A depositor making a bet with or through the Board by telephone shall use only the telephone numbers notified to him by the Board for that purpose.

(3) Bets may be made by telephone at any time during the business hours of the totalisator agency where the bets are to be made up to the closing time as fixed by the Board from time to time for the acceptance of bets for the race or sporting event concerned.

(4) Where a bet has been made with or through the Board by telephone no amendment shall be made to the bet, except with the approval of the Board for the purposes of the correction of an error or omission.

(5) When making a bet by telephone against a deposit account the depositor shall state his account number and account name and one or more of his codes, if required by the person who receives the bet at the totalisator agency.

(6) The depositor shall supply to the person who receives a telephone bet at the totalisator agency sufficient information as to the matters that are by regulation 13 required to be indicated to enable that person to identify the bet to be made.

(7) The person receiving the bet shall read back the bet as recorded, unless the depositor states he does not require it, and the depositor is deemed to have accepted the bet as recorded unless he requests the person receiving the bet to rectify any error or omission at that time.

Errors in bets by telephone

29. (1) Subject to subregulation (2) where an error results in an incorrect bet being made by telephone with the Board, *prima facie* the bet shall be deemed to be that which is recorded by the Board so that the depositor shall suffer the loss or receive the benefit as the case may be.

(2) Where a person alleges that an error as to a telephone bet resulting in loss to a depositor was due to the mistake or other default of any employee of the Board, or of any agent or of any employee of any agent, the Board shall inquire into the circumstances.

(3) Where the Board is satisfied that the error was due either to the wilful default or to the negligence of the employee or agent the Board shall refund the amount of the bet.

(4) Where the error arises by reason of incorrect information obtained from reference material, whether or not supplied by the Board, the Board may, but is not liable to, refund the amount of the bet.

(5) The Board is not liable to pay, but may pay part or all of, any dividend that would have been payable but for the error.

PART 4—GENERAL PROVISIONS

Closing time for acceptance of bets

30. (1) For the purposes of sections 20 and 21 of the Act the prescribed closing time for the acceptance of bets is the starting time for the race in respect of which the bets are made.

(2) For the purposes of betting on a sporting event, the Board shall display on the notices exhibited under regulation 15 the closing time for the acceptance of bets for the totalisator pool conducted in respect of the event.

Totalisator pools—generally

31. (1) The Board may conduct separate totalisator pools—

- (a) for different kinds of bets;
- (b) for different races or sporting events; or
- (c) for such other purposes as the Board may determine.

(2) Where details of a bet otherwise properly received by the Board to be recorded in a totalisator pool have not been duly recorded owing to a failure in the means of, or error in, transmission, or to other circumstances beyond the control of the Board, the Board, if a dividend would have been payable in respect of that bet had it been duly recorded, shall pay in respect of the bet the same dividend as would have been payable had the bet been duly recorded.

(3) Except in the case of novelty betting, where the Board—

- (a) transmits bets to a totalisator operating on a racecourse; and
- (b) also conducts a totalisator pool for bets of the same kind,

on the same race or races, the pool conducted by the Board shall be operated in accordance with the provisions governing the operation of the racecourse totalisator for bets of that kind.

Bets transmitted by Board to be registered on totalisator

32. (1) Whenever bets received by the Board are transmitted to a racing club for registration in respect of any race on the totalisator operating on the race course of that club, those bets that are so transmitted up to the time when in respect of that race the totalisator is officially closed shall be accepted for registration, and registered, on the totalisator.

(2) The bets registered on the totalisator pursuant to subregulation (1) of this regulation shall form part of the total amount invested on the totalisator in respect of the race for which the bets were transmitted, and shall be taken into account in the calculation of the dividends to be declared payable on the result of that race.

Bets on races outside the State

33. (1) All bets in respect of races conducted on race courses outside the State lodged with and received by or on behalf of the Board shall be so lodged and received subject to the condition that at any time prior to the running of the race the board may determine that the bets in respect of that race shall be made with and received by or on behalf of the Board or be placed by the Board in a totalisator pool conducted by it on that race.

(2) All bets in respect of a race conducted on a race course outside the State lodged with and received by or on behalf of the Board for placement in a totalisator pool are deemed to be so lodged and received subject to the condition that if at any time prior to the running of the race a breakdown occurs in communications or in any equipment used by or on behalf of the Board so that the conduct of the pool is rendered impracticable, all bets so lodged and received are to be deemed to have been lodged with and received by or on behalf of the Board for payment in accordance with section 22 (2) (a) of the Act and subregulation (3).

(3) For the purposes of section 22 (2) (a) of the Act, the Board in respect of any bet lodged with it and received by it or on its behalf on a race conducted on a racecourse situated outside the State and not place in a totalisator pool conducted pursuant to regulation 34 of these regulations—

- (a) shall not, where the bet was for a win, pay by way of dividend in respect of each winning ticket based on a unit of 50 cents any amount by which the dividend declared by the totalisator conducted on that race course exceeds \$80.50;
- (b) shall not, where the bet was for a place, pay by way of dividend in respect of each winning ticket based on a unit of 50 cents, any amount by which the dividend declared by the totalisator conducted on that race course exceeds \$20.50; and
- (c) shall, where a dividend of 50 cents is declared by the totalisator on that race course on each winning ticket based on a unit of 50 cents, pay by way of dividend in respect of each winning ticket the sum of 55 cents.

**Totalisator pools—win and place betting
on races outside the State**

34. (1) This regulation applies in relation to any totalisator pool conducted by the Board on a race held on a racecourse outside the State, and not otherwise.

(2) Where a totalisator pool is conducted for a win the Board, after allowing for refunds, shall—

- (a) place all bets accepted for a win on that race into a separate pool;
- (b) deduct a commission of 20 per cent of the amount by which each pool exceeds the bets accepted on the runner placed first in that race and calculate the win dividend for the runner by dividing the number of winning tickets on that runner into the amount remaining; and
- (c) declare and pay that dividend in respect of each unit to the holders of winning tickets.

(3) Where a totalisator pool is conducted for a place on a race in which the number of runners listed to start at the opening time of the advertised business hours of the totalisator agency immediately prior to the starting of the first race is not less than 8, subject to subregulations (4) and (5), the Board, after allowing for refunds, shall—

- (a) place all bets received for a place on that race into a separate pool and divide that pool into 3 equal parts on behalf of the runners placed first, second or third respectively;
- (b) from each of the 3 parts respectively deduct a commission of 25 per cent of the amounts by which these parts exceed the bets accepted on the runners placed first, second and third respectively, and calculate the dividend for first, second and third places by dividing the number of winning tickets on the runners placed first, second or third respectively into the amount of the part remaining; and
- (c) declare and pay that dividend in respect of each unit to the holders of winning tickets.

(4) Where the bets accepted on only one of the runners placed first, second or third is more than one-third of the amount, after allowing for refunds, of all bets accepted for a place on that race, the Board shall—

- (a) before proceeding with the division of the pool under subregulation (3) (a), declare and pay out of the pool a dividend of 50 cents in respect of each unit to the holders of winning tickets on that runner;
- (b) divide and set aside the amount then remaining in the pool in 2 equal parts on behalf of the other 2 placed runners, deduct from each a commission of 25 per cent of the amount by which that part exceeds the bets accepted on the placed runner to which that part relates, and calculate the respective dividends for each of those 2 placed runners by dividing the number of winning tickets on that runner into the amount of the part as set aside for that runner after the commission has been deducted; and
- (c) declare and pay the respective dividends in respect of each unit to the holders of winning tickets.

(5) Where the bets accepted on each of 2 of the runners placed first, second or third is more than one-third of the amount, after allowing for refunds, of all bets accepted for a place on that race, the Board shall—

- (a) before proceeding with the division of the pool under subregulation (3) (a), declare and pay out of the pool a dividend of 50 cents in respect of each unit to the holders of winning tickets on either of those runners;
- (b) set aside the part then remaining in the pool on behalf of the other runner placed first, second or third, deduct a commission of 25 per cent of the amount by which that part exceeds the bets accepted on that runner and calculate the dividend for

that placed runner by dividing the number of winning tickets on that runner into the amount of the part set aside for that runner after the commission has been deducted; and

- (c) declare and pay that dividend in respect of each unit to the holders of winning tickets.

(6) Where a totalisator pool is conducted for a place on a race and the number of runners listed to start at the opening time of the advertised business hours of the totalisator agency immediately prior to the starting of the first race is less than 8 but more than 4 the pool shall be divided into 2 separate and equal parts on behalf of the runners placed first and second only, but the other provisions of subregulations (3), (4) and (5) apply subject to that change, a reference to "one-third" being construed as a reference to "one-half".

(7) Where the number of runners listed to start at the opening time of the advertised business hours of the totalisator agency immediately prior to the starting of the first race is less than 5, the place totalisator shall not operate.

(8) In relation to a win or place bet made and win and place totalisator pools conducted pursuant to this regulation—

- (a) where a bracket is applied to 2 or more runners by the totalisator on the racecourse outside the State on which the race is or races are to be run, the Board shall remove those brackets and the brackets shall not operate;
- (b) to ensure that a dividend can be declared and paid, the Board itself may invest one 50 cents bet for both a win and a place on every runner that finally starts in each particular race;
- (c) where 2 or more runners dead heat for first, second or third place, requiring the payment of one or more additional win or place dividends, then the dividends to be declared and paid for the runners forming the dead heat shall be the dividends that, but for that dead heat, would otherwise have been declared and paid for those runners in accordance with these regulations divided by the number of runners forming the dead heat; and
- (d) notwithstanding any other provision of this regulation, where either a win or place dividend calculated and payable under this regulation is less than 55 cents, the Board may declare and pay a dividend of 55 cents.

Bracketing of runners

35. (1) In conducting any totalisator pool other than a totalisator pool for sweepstakes bets—

- (a) the Board may place any 2 or more runners entered in a race in one bracket and assign, for the purposes of the notices to be exhibited, the same code number to all the runners placed in that bracket, and may constitute one or more brackets in one race in that manner;
- (b) where 2 or more runners in a race are placed in a bracket to which one code number is assigned, the runners placed in the bracket shall, for the purposes of these regulations, be regarded as a single runner and any person who in making a bet nominates the code number assigned to the bracket shall be regarded as having made a single selection of the runners placed in the bracket or of such of those runners as start in that race, but if—
 - (i) after the bet has been made, one or more of the runners placed in a bracket carrying the code number nominated in the bet is or are withdrawn leaving one or more runners remaining in that bracket and the withdrawal takes place before the closing time fixed at the totalisator agency at which the bet was made for the acceptance of such bets; or
 - (ii) the runner nominated by the person making the bet fails to start in the particular race concerned,

the Board shall refund to that person the amount of the bet, unless regulation 41 (4) applies.

(2) Where, in a novelty bet other than a double event bet, a favourite numbers bet or a sweepstakes bet, the person making the bet twice nominates the one code number assigned to 2 or more runners placed in a bracket and one or more of the runners so bracketed fails to start so that less than 2 of those runners starts in the race, the Board shall refund to that person the amount of the bet.

(3) Where brackets are applied, if a totalisator ticket is issued by mistake under the code number of a runner in lieu of the code number assigned to the bracket of runners and the totalisator ticket has not been cancelled prior to the closing time fixed for the acceptance of the bet, the Board shall convert the code number to the appropriate bracket code number and the person making the bet shall be deemed to have selected that bracket code number.

Racecourses and races prescribed for the purpose of s. 20 or s. 21

36. (1) For the purposes of section 20 (1) of the Act the following horse races and racecourses are prescribed—

(a) in the State of Victoria—

All horse races held at racecourses situated at Ballarat, Benalla, Bendigo, Caulfield, Colac, Cranbourne, Flemington, Geelong, Hamilton, Kilmore, Kyneton, Moe, Moonee Valley, Mornington, Nyah, Pakenham, Saint Arnaud, Sale, Seymour, Springvale, Traralgon, Wangaratta, Warrnambool, Werribee, Woodend, Yarra Glen or the Melbourne Showground;

(b) in the State of New South Wales—

All horse races held at racecourses situated at Armadale, Bankstown, Bulli, Canterbury, Cessnock, Fairfield, Gosford, Harold Park, Hawkesbury, Kembla Grange, Menangle Park, Newcastle, Penrith, Randwick, Rosehill, Warwick Farm or Wyong;

(c) in the State of Queensland—

All horse races held at the Albion Park, Eagle Farm and Doomben racecourses situated at Brisbane, the Bundamba racecourse situated at Ipswich, or at the racecourses situated at Caloundra, Gatton, Lockyer, Southport or Toowoomba;

(d) in the State of South Australia—

All horse races held at the Cheltenham, Victoria Park, Morphettville and Globe Derby Park racecourses situated at Adelaide, or at the racecourses situated at Angle Park, Balaklava, Gawler, Mount Gambier, Murray Bridge Naracoorte, Oakbank or Strathalbyn;

(e) in the State of Tasmania—

All horse races held at racecourses situated at Glenorchy, Hobart or Launceston;

(f) in the Northern Territory—

All horse races held at the Fannie Bay racecourse situated at Darwin;

(g) in New Zealand—

All horse races held at the racecourses situated at Addington, Auckland Christchurch, Dunderin or Wellington;

(h) in the United Kingdom—

The horse race known as "The Derby" held at Epsom;

(i) in the United States of America—

All horse races held at the Meadowlands Paceway situated at New York;

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(2) For the purposes of section 20 (1) of the Act the following greyhound races and racecourses are prescribed—

All greyhound races held at racecourses situated at—

- (a) in the State of South Australia—
Angle Park;
- (b) in the State of Queensland—
Brisbane Cricket Ground;
- (c) in the State of New South Wales—
Harold Park or Wentworth Park;
- (d) in the State of Victoria—
Olympic Park or Sandown Park; or
- (e) in the State of Tasmania—
Devonport, Glenorchy or Launceston.

(3) For the purposes of section 21 (2) of the Act, the following horse or greyhound races are prescribed—

- (a) in the Metropolitan Area of the State—
 - (i) all horse races held at Perth Racecourse (known as Ascot), Belmont or at Belmont Park Racecourse, Rivervale;
 - (ii) all trotting races held at Gloucester Park, East Perth or at Richmond Raceway, East Fremantle;
 - (iii) all greyhound races held at Cannington Central, Cannington;
- (b) in the country areas of the State—
 - (i) all horse races held at Albany, Beverley, Bunbury, Geraldton, Kalgoorlie, Mount Barker, Narrogin, Northam, Pinjarra, Toodyay or York;
 - (ii) all trotting races held at Bunbury, Cunderdin, Harvey, Kalgoorlie, Narrogin, Northam, Pinjarra, Wagin or York;
 - (iii) all greyhound races held at Mandurah.

Totalisator Board betting tax

37. The Board shall lodge with the Commissioner by the last business day for the Treasury in each month a return of all moneys paid to the Board during the month immediately preceding that month in respect of bets made through or with the Board under the provisions of the Act, and such return shall be accompanied by the amount of the Totalisator Agency Board betting tax payable in respect of those moneys so paid.

PART 5—NOVELTY BETS

Novelty Bets on racing

38. (1) Subject to these regulations, the Board may make and accept—

- (a) double event bets;
- (b) quinella bets;
- (c) forecast (straight quinella) bets;
- (d) tierce bets;
- (e) trifecta bets;
- (f) quartet bets;
- (g) favourite numbers bets; and
- (h) sweepstakes bets,

in respect of races conducted on racecourses within the State, and on such racecourses outside the State as are specified in regulation 36 (1) and (2).

(2) In a double event bet, the person making the bet selects a combination of 2 runners, or the same runner twice, on the chance that they or it will be first in each of 2 races nominated by the Board as the double event.

(3) In a quinella bet, the person making the bet selects a combination of 2 runners in the same race on the chance that they will be first and second in that race, irrespective of the order in which they finish.

(4) In a forecast (straight quinella) bet, the person making the bet selects one runner to be first and another runner to be second in that order in the same race.

(5) In a tierce bet, the person making the bet selects a combination of 3 runners in the same race on the chance that they will be first, second and third in that race irrespective of the order in which they finish.

(6) In a trifecta bet, the person making the bet selects one runner to be first, another runner to be second, and another runner to be third in that order in the same race.

(7) In a quartet bet, the person making the bet selects one runner to be first, another runner to be second, another runner to be third place, and another runner to be fourth in that order in the same race.

(8) In a favourite numbers bet, the person making the bet selects a series of numbers on the chance that, subject to regulation 42, the races to which those numbers relate will be won by the runner determined under regulation 43 to be the off course favourite for those races.

(9) In a sweepstakes bet, the person making the bet obtains a number issued by the Board in respect of a race on the chance that a runner accepted as a starter in a race will be allocated in accordance with regulation 44 to that number and on the further chance that, if a runner is allocated to the number, it will be first, second or third in that race.

Definition of "Novelty Bet" for purpose of s. 20 (5)

39. For the purposes of the definition of "novelty bet" in section 20 of the Act, bets of a kind referred to in regulation 38, are bets of a prescribed kind.

Dividends on novelty bets

40. (1) Subject to these regulations, the dividend payable in respect of a novelty bet for a unit of 50 cents shall—

- (a) subject to paragraph (b), be that declared on the totalisator pool in relation to which the bet was accepted; but
- (b) shall not in any case be less than 50 cents.

(2) Before any dividend is calculated or declared on a totalisator pool for any novelty bet, other than a favourite numbers bet or sweepstakes bet, the Board shall—

- (a) deduct a commission of 20% of the gross takings of that totalisator pool;
- (b) 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 unless paragraph (c) applies;
- (c) where 2 or more runners share a sequence of places in a race by reason of a dead heat by those runners and any of these runners has been selected by the holder of a winning ticket to fill any of those places, determine the number of possible combinations that would, had they been selected, have constituted winning

tickets (in this regulation called "winning combinations") and divide that number into the amount of the resulting balance so as to provide equal portions for each winning combination and pay by way of dividend—

- (i) the portion provided for each respective winning combination that was selected to the holder of the winning ticket in which that winning combination was selected; or
- (ii) if there is more than one winning ticket in which a particular winning combination was selected, pay to the holders of those winning tickets their respective share of that portion after dividing the portion for that winning combination by the number of winning tickets in which that winning combination was selected,

subject to subregulation (1).

(3) Where a totalisator pool is conducted for any kind of novelty bet other than a favourite numbers bet or sweepstakes bet—

- (a) if no bet is placed in the totalisator pool concerned is a winning bet, the Board shall deduct a commission of 20% of the gross takings and carry forward the balance and add it to the amount invested in a subsequent totalisator pool conducted for the same kind of bet, whether conducted on the same day or another day, as the Board may determine; and
- (b) if, in a case to which paragraph (c) of subregulation (2) applies, there is a winning combination that was not selected by any person making a bet placed in the totalisator pool concerned, the Board shall carry forward the amount of the portion provided for that winning combination and add it to the amount invested in a subsequent totalisator pool conducted for the same kind of bet, whether conducted on the same day or another day, as the Board may determine.

(4) Where in a novelty bet, other than a favourite numbers bet or a sweepstakes bet—

- (a) any or all of the runners selected by the person making the bet is or are scratched, unless regulation 41 applies; or
- (b) there are not enough runners officially placed to give a result,

the Board shall refund to that person the amount of the bet.

Double event bets on races

41. (1) The Board may take and accept bets known as double event bets in respect of any 2 races, conducted on the same day or on different days, nominated by the Board to comprise a double event.

(2) Where the 2 races are conducted on the same day and a runner selected for the double event by the person making the bet fails to start, the Board shall substitute for the runner selected the off-course favourite for that race, determined under regulation 43, and the person making the bet shall be deemed to have selected the runner or runners so substituted unless he has obtained a refund of the amount of the bet by surrendering the totalisator ticket issued prior to the closing time fixed for the acceptance of bets on that double event.

(3) Where the 2 races that comprise a double event are conducted on different days and either or both of the runners selected by the person making a bet on that double event fails or fail to start in one of those races in which it was selected to win by that person, the bet shall be treated as a losing bet and the amount of the bet shall form part of the gross takings of the pool.

(4) Where the first race of a double event has already been run and the race that would have comprised the second race of that double event is abandoned, the Board shall deduct a commission of 20% of the gross takings of the totalisator pool for that double event and pay a dividend, or carry forward the resulting balance, in accordance with these regulations as if each ticket in which the runner that won the first race of the double event was nominated to win that race was a winning ticket.

Favourite numbers bets

42. (1) The Board shall determine the events to which the available participating numbers on a favourite numbers bet ticket relate by random selection from events—

- (a) on which the Board intends to operate in respect of the favourite numbers totalisator pool concerned; and
- (b) which are to be run after the time advertised by the Board as being the closing time for the receipt of bets for that totalisator pool.

(2) Having determined the events referred to in subregulation (1), the Board shall—

- (a) at the same time determine which other events are to be substituted should all or any of these events be abandoned or postponed from one day to another; and
- (b) by notices exhibited in totalisator agencies or by announcements made, specify the number of winning events required to be selected successfully in order to comprise a winning bet.

(3) For the purposes of this regulation, a winning event is one which is won by the off-course favourite, as determined under regulation 43.

(4) If one of the runners participating in a dead heat is the off-course favourite in the race concerned and that race is one to which a favourite numbers bet relates, that race is deemed for the purpose of this regulation to have been won by that off-course favourite.

(5) Where a totalisator pool is conducted in respect of favourite numbers betting, the Board shall—

- (a) deduct a commission of 25% of the gross takings of that totalisator pool; and
- (b) 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.

(6) If no favourite numbers bet placed in the totalisator pool concerned is a winning bet, the Board shall carry forward 50% of the resulting balance and add it to the amount invested in a subsequent totalisator pool conducted for the same kind of favourite numbers bet as that in respect of which no bet on the winning combination was made.

(7) The Board shall, after carrying forward 50% of the resulting balance in accordance with subregulation (6), divide the remaining 50% of the resulting balance by the number of tickets in which were selected a number of successful numbers which is one less than the number required under subregulation (2) (b) and declare and pay a dividend based on that reduced requirement.

(8) If there are no tickets nominating the required number of successful numbers as reduced under subregulation (7), the Board shall progressively reduce by one the number required for the purpose of determining which bets are winning bets until the Board is able to declare and pay a dividend.

Determination of the off-course favourite

43. (1) For the purposes of regulation 41 and of regulation 42, where a runner starts in a race it is deemed to be the off-course favourite for the race if there has been invested on that runner by way of win bets a greater amount than is so invested on any other runner starting in that race, the amounts of the respective investments being determined—

- (a) where the data processing facilities of the Board are linked to the on course totalisator, by reference to the total amount of win bets recorded; and
- (b) in any other case, by reference to the win bets accepted by the Board.

(2) If in a race there have been invested on 2 or more runners equal win bet amounts, each of which is greater than the amount so invested on any other runner starting in the race, the off-course favourite is deemed to be whichever of those equally backed runners has assigned to it the lowest numerical code number in the notice exhibited by the Board for the race.

Sweepstakes bets

44. (1) The Board shall—

- (a) issue an identifying entry number for each sweepstakes bet made in respect of a race; and
- (b) determine by random selection to which of those entry numbers (in this regulation called “selected numbers”) a runner accepted as a starter will be allocated.

(2) The Board shall, by the notices exhibited in totalisator agencies, or by announcements made, make known—

- (a) the selected numbers; and
- (b) which runner accepted as a starter has been allocated to the respective selected numbers.

(3) Where a totalisator pool is conducted in respect of a sweepstakes bet, the Board shall—

- (a) deduct a commission of 20% of the gross takings;
- (b) unless subregulation (4) or (5) applies, declare and pay by way of dividend to the holder of the ticket for the selected number to which was allocated the runner that was placed—
 - (i) first—75%;
 - (ii) second—15%; and
 - (iii) third—5%;

of the resulting balance, and divide the remaining 5% and pay that as dividend to the holders of the tickets for the remaining selected numbers according to their respective units.

(4) Where, by reason of a dead heat, 2 or more runners share a sequence of places (whether or not first, second or third) in a race in respect of which sweepstakes bets have been made and any of those places is first, second or third, the dividend payable under subregulation (3) in respect of the places shared shall be aggregated and divided equally between the holders of the tickets for the selected numbers to which runners sharing the sequence of places were allocated.

(5) A sweepstakes bet relates to the race in respect of which the bet was made, notwithstanding the postponement of the race to another day, but where the race is abandoned, the Board shall, after deducting commission under subregulation (3), pay by way of dividend to the holder of the ticket for each selected number an amount obtained by dividing the resulting balance into as many equal parts as there are selected numbers.

PART 6—SPORTING EVENTS

Division 1—Generally

Betting on sporting events

45. Subject to these regulations, the Board may make and accept bets in respect of—

- (a) a cricket match or series of cricket matches selected by the Board;
- (b) any match or series of matches selected by the Board from Australian Rules Football fixtures; or
- (c) other sporting events, or any combination of sporting events, determined by the Board, where provision for betting of that kind is made by these regulations.

*Division 2—Australian Rules Football***Bets on Australian Rules Football**

46. Subject to these regulations, the Board may make and accept bets on Australian Rules Football matches, whether conducted in the State or elsewhere.

Interpretation

47. In this Division—

“competition” means one or more series of matches selected by the Board (which may include matches to be substituted should all or any of the games to be played to determine those matches be cancelled, forfeited, not determined by running its full course, or postponed from one day to another) upon which the Board will accept bets;

“draw” means a game in which both teams fail to score, or score the same number of points;

“fixtures” means the official list of competition rounds published by the sporting authority;

“game” means a match played or to be played between 2 teams;

“match” means an Australian Rules Football game;

“round” means a complete series of matches, comprising part of a competition consisting of 2 or more rounds in which at least one round is conducted each week;

“Rules” means the Rules of Australian Rules Football, as determined from time to time by the sporting authority;

“score” means the total number of points (being the sum of both “goals” and “behinds”) scored by a team, and for the purpose of these regulations a “goal” scores 6 points and a “behind” 1 point;

“score range” means a range of points within which an investor selects the winning margin of a game;

“sporting authority” means the Western Australian Football League, or the appropriate ruling body in respect of Australian Rules Football games conducted outside the State, whichever is responsible for the conduct of the game;

“team” means a team of players representing an Australian Rules Football Club that is competing in a competition;

“winning margin” means the difference between the scores of the competing teams at the end of a game;

“winning team” means the team that in accordance with the Rules is the winner at the conclusion of a game.

Footo bets

48. (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, the result being determined by reference to information supplied on the day of the match by the sporting authority and published by the Board.

(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 Board; 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) The Board in accordance with regulation 15, and otherwise by announcements and advertisements as the Board may determine, shall give notice of—

- (a) the teams participating in, and the venue and date, of the matches comprising a competition;
- (b) the closing date and time for the respective totalisator pools, after which bets shall not be accepted; and
- (c) the details required by the Board to be marked, or otherwise given to the Board, in making a bet.

(4) Where a match is selected but the game is cancelled, forfeited, not determined by running its full course, or postponed from one day to another, all of the amounts of bets made in respect of that match shall be refunded by the Board.

(5) Where a totalisator pool is conducted in respect of Footo betting, the Board shall—

- (a) deduct a commission of 25 per cent of the gross takings of that totalisator pool; and
- (b) 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.

(6) If no Footo bet placed in the totalisator pool concerned is a winning bet, the Board 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 Board may determine.

Repeal of 1961 regulations

49. The *Totalisator Agency Board Betting Regulations 1961*, published in the *Gazette* on 17 April 1984 as reprinted and subsequently amended by regulations published in the *Gazette* on 14 December 1984, 14 June 1985 and 25 October 1985, are repealed.

By His Excellency's Command,
G. PEARCE,
Clerk of the Council.