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Crown Law Department,
Perth, 18th February, 1965.

THE undermentioned Regulations made under the provisions of the Totalisator Agency Board Betting Act, 1960, and amended from time to time prior to the 9th December, 1964, are reprinted as so amended pursuant to the Reprinting of Regulations Act, 1954, by authority of the Minister for Justice.

R. C. GREEN,
Under Secretary for Law.

TOTALISATOR AGENCY BOARD BETTING ACT, 1960.

TOTALISATOR AGENCY BOARD BETTING REGULATIONS.

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Reprinted pursuant to the Reprinting of Regulations Act, 1954, by authority of the Minister for Justice, dated 18th February, 1965.

TOTALISATOR AGENCY BOARD BETTING ACT, 1960.
REGULATIONS.

Citation.

1. These regulations may be cited as the Totalisator Agency Board Betting Regulations, 1961.

Interpretation.

Reg. 2
Amended by
G.G.
3/10/63,
p. 2954-5.

2. In these regulations unless the context requires otherwise—
 "Act" means the Totalisator Agency Board Betting Act, 1960;
 "cash" means bank notes or coins;
 "Commissioner" means the person occupying the office of Commissioner of Stamps under the Stamp Act, 1921-1960;¹
 "deposit account" means an account established for the purpose of betting with or through the Board, and includes a credit account established with the Board pursuant to sections 33 and 34 of the Act;
 "depositor's account" has a similar meaning;
 "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;
 regulations referred to in the regulations are these regulations;
 "Secretary" means the person for the time being appointed to or acting in the office of Secretary to the Board;
 expressions used in the regulations have the same respective meanings as in the Act;
 sections referred to in the regulations are sections of the Act.

Application of Regulations.

3. These regulations apply only to such portion or portions of the State as the Governor may by proclamation pursuant to section four of the Act declare to be a totalisator agency region.

General Conditions Relating to Bets made at or through
Totalisator Agencies.

Persons Excluded from Totalisator Agencies.

4. (1) The following persons shall be excluded from entering or remaining in any totalisator agency:—
 - (a) All persons under disqualification imposed under the rules of racing or the rules of trotting or by the racing or trotting authorities in any State of the Commonwealth of Australia;
 - (b) common prostitutes, persons who are deemed to be idle and disorderly persons or rogues and vagabonds within the meaning of the Police Act, 1892;
 - (c) a person in respect of whom an order has been made under section twenty-five of the Betting Control Act, 1954-1960;² and
 - (d) all persons who are apparently under the influence of intoxicating liquor.
- (2) Any such person found in a totalisator agency may be removed therefrom by any member, officer, or agent of the Board or the Secretary or by any member of the Police Force of the State.

¹ Now Stamp Act, 1921-1963.

² Now Betting Control Act, 1954-1963.

5. Any 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, a copy of which shall be available at all totalisator agencies for perusal on demand.

6. Subject to the regulations, a bet made with or through the Board at a totalisator agency is deemed to be accepted subject to the rules of racing, more particularly the provisions in respect of the entry, acceptance, withdrawal, or disqualification of horses, to the running of races, to the powers of the stewards, the rules governing the operation of the particular totalisator conducted on the race course on the horse race on which the bet is made or to the regulations governing the operation of a totalisator pool scheme by the Board, where the bet is placed by the Board in such a pool.

7. A bet made with or through the Board at a totalisator agency, whether the bet is a bet known as a bet for a win, place, double, quinella or all up, or is any other kind of bet, shall be made in the sum of five shillings (5s.) or in multiples of five shillings (5s.) except that the board may accept any bet made by a person in a totalisator agency who pays cash to the Board at the time the bet is made, for an amount of two shillings and sixpence (2s. 6d.).

8. (1) The dividend for five shillings (5s.) shall be as declared on the totalisator conducted on the race course on the horse race or horse races on which the bet was made or as declared by the Board on any horse race or horse races on which the bet was made, where the bet is placed by the Board in a totalisator pool scheme conducted by it under the Act, except that fractions of one shilling shall not be paid by the Board unless the fraction exceeds sixpence in which case sixpence shall be paid.

(2) The dividend for a bet of two shillings and sixpence (2s. 6d.) shall be half of the dividend declared on the relevant totalisator or by the Board where it conducts a totalisator pool scheme for a bet of five shillings (5s.).

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

10. (1) The amounts of bets for a place received by the Board for transmission to a totalisator on a race course and 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 horse race on which the bets were made.

(2) The Board shall not accept any bet made by or on behalf of any person under the age of twenty-one years.

11. Bets with or through the Board shall be accepted at a totalisator agency by the Board subject to the regulations, only for such race meetings or horse races as the Board shall direct in respect of any such totalisator agency.

12. (1) All bets received by the Board in respect of a race meeting which is postponed to a later date shall be retained by the Board and shall be invested by the Board on that date in accordance with the terms of the original bet.

(2) (a) Where a race meeting is abandoned the Board shall refund all the amounts of all bets made in respect of horse races that were to be held at that race meeting.

(b) Where a refund is made pursuant to this subregulation, the amount of the investment tax paid or collected in respect of the bet shall also be refunded by the Board.

(3) The provisions of this regulation shall apply to all bets whether made by the deposit of the amount of the bet in cash, or by telephone, telegram or by post.

Reg. 13.
Amended
G.G.
3/10/63,
p. 2955.

13. Bets will be accepted by the Board, whether as agent or otherwise, by cash payment at a totalisator agency or by telephone, postal instructions or by telegram against a deposit account previously established at the totalisator agency, or by postal instructions or telegram accompanied by a cash remittance, money order or telegraphed amount, but in the case of postal instructions including telegrams where no deposit account has previously been arranged, unless the instructions arrive at the totalisator agency to which it is addressed at least two hours before the scheduled starting time of the particular horse race on which the bet is to be made, the bet shall not be accepted by the Board.

Bets Made by Cash.

14. Bets made by the deposit of the amount of the bet in cash shall be accepted by the Board only during the hours advertised at each totalisator agency for the acceptance of such bets, but the person in charge of the totalisator agency may declare at any time that the agency is closed for receiving such bets.

15. The Board shall not be required to accept any bet unless the person making the bet with the Board clearly indicates the designation of the race meeting, the race, the horse code number or numbers, the amount of the bet, and whether the bet is to be for a win or a place or is to be a bet known as an "all up" bet, "double" or "quinella" and such other information as may be required by the person accepting the bet at the totalisator agency to identify the bet to be made.

Reg. 16.
Amended by
G.G.
16/11/61,
p. 3194.

16. Every totalisator ticket issued by the Board shall be printed, written, stamped, punched or marked to show—

- (a) the designation of the race meeting and the date of the race meeting where the horse race on which the bet to which the ticket relates is to be run;
- (b) [Deleted G.G. 16/11/61, p. 3194.]
- (c) the number of the horse race or horse races in respect of which the ticket is issued;
- (d) the code number that has been allocated by the Board to the horse or horses on which the bet in respect of which the ticket is issued is made;
- (e) the amount of the bet expressed in units of five shillings (5s.).

17. (1) The Board shall exhibit at all totalisator agencies notices showing the names and numbers of the horses known to have accepted as starters for horse races for the race meetings for which the Board will be receiving bets, the date and code letter or designation of each such race meeting, the numbers of races and the code numbers allotted to the horses therein, including known brackets and the distinguishing mark of any double or other combination of races or form of bet as may be necessary for the proper identification of bets.

(2) Bets shall be received by the Board in respect of only those horse races and race meetings and the horses accepted as starters for the horse races for which such notices are exhibited.

(3) Notwithstanding the provisions of regulation 18, where a totalisator ticket has been issued by the Board and there is recorded thereon in respect of a race meeting either an incorrect date or incorrect designation of the race meeting or either of those particulars is omitted, the Board may, if it is satisfied that such record or omission is an error and it is manifest that the bet in respect of which the ticket was purported to have been issued, was included for a particular race meeting, treat the bet as intended for that meeting and the bet shall be deemed to have been made accordingly.

18. (1) Subject to the provisions of 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 thereon are correct, unless he applies forthwith after the issue of the ticket to the person who issued it to have any error or omission thereon rectified.

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

(3) Subject to the provisions of subregulation (3) of regulation 17, where a totalisator ticket is incomplete as to any of the particulars required to be shown thereon or the ticket or 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 together with the amount of any investment tax paid in respect of the bet.

(4) When a totalisator ticket is presented for the payment of a dividend or refund or for the purpose of correcting any alleged error thereon, if the ticket has been in any way 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 respect thereof.

Payment of Dividends and Refunds in Respect of Cash Bets.

19. (1) Refunds in respect of totalisator tickets issued by the Board may be paid by the Board at any time when the totalisator agency at which the ticket was issued is open for the receiving of bets, but the person in charge of the totalisator agency may declare at any time that refunds due in respect of any race meeting or horse race shall be payable at the same time as the dividends for such race meeting or horse race are payable.

Reg. 19.
Amended by
G.G. 8/6/61,
p. 1741;
G.G. 3/7/63,
p. 1920;
G.G.
30/12/63,
p. 4013-4.

(2) The Board shall display in every totalisator agency from time to time the earliest date and hour when dividends and refunds will be payable by the Board and thereafter dividends and refunds shall be payable at the totalisator agency from which the totalisator ticket was issued during the notified hours and days for a period of four weeks from the date of the running of the horse race in respect of which the ticket was issued.

(2a) A dividend or refund in respect of a bet in cash made with the Board shall be paid only upon the presentation and surrender, at the totalisator agency where it was issued, of the totalisator ticket issued by the Board for that bet but 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—

- (a) proves to the satisfaction of the Board that the totalisator ticket has been lost or destroyed;
- (b) proves to the satisfaction of the Board that he is the person entitled to the dividend or refund; and
- (c) makes his claim for the dividend or refund to the Board at its principal office in Perth, or any district office of the Board, or at the collating centre of the Board in Perth, not later than two hours after the scheduled starting time for the horse race in respect of which the totalisator ticket was issued.

(2b) The Board has power to—

- (a) require a person making a claim under subregulation (2a) of this regulation, to verify the claim in such manner as the Board requires including verification of the claim by statutory declaration;
- (b) pay the dividend or refund to which the claim relates at such time as the Board determines; and

- (c) deduct from the amount of any dividend or refund paid under this subregulation 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 for the dividend or refund.

(3) The payment of any dividend or refund by the Board shall be made in cash unless the Board, as it may do, decides to make the payment by cheque.

(4) Any dividend or refund not claimed or paid within the period of four weeks referred to in subregulation (2) of this regulation may be claimed by the person entitled thereto on production of the correct totalisator ticket at the totalisator agency where the ticket was issued and the completion by the claimant of such written form of application as the Board may require.

(5) [Revoked G.G. 3/7/63, p. 1920.]

General Provisions Relating to Bets by Telephone.

Reg. 20.
substituted
by G.G.
3/10/63,
p. 2955.

20. (1) Bets by telephone shall, subject to the regulations, be accepted by the Board at such totalisator agencies as may be nominated by the Board for that purpose but only against a deposit account previously established at such agency.

(2) A person 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) The person in charge of a totalisator agency may restrict acceptance of bets by telephone to those received from persons connected to particular telephone exchanges.

(4) 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 races concerned at the totalisator agency.

(5) Where a bet has been made with or through the Board by telephone no amendment shall be made to the bet.

Heading
inserted by
G.G.
3/10/63,
p. 2955.

Procedure for Establishment a Deposit Account.

Reg. 21
substituted
by G.G.
3/10/63,
p. 2955.

21. (1) An application to establish a deposit account for the purpose of betting with or through the Board shall be in writing in the form in the Appendix to these regulations.

(2) The application shall be accompanied by a deposit of at least one pound (£1).

(3) The Board shall give an acknowledgment for the amount deposited with the application.

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

(b) A depositor may cancel his original application and substitute a further application on satisfying the Board that there is reasonable need of such action for his own protection.

(c) In either of the cases referred to in paragraphs (a) and (b) of this subregulation, any amounts standing to the credit of the depositor shall be transferred to his credit in the new deposit account.

(5) 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.

Procedure for Keeping, Maintaining, Increasing or
Renewing a Deposit Account.

22. (1) A separate record shall be kept by the Board of each deposit account and of the amount of the bets made against it.

(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 thereto.

(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.

Reg. 22 and
heading
substituted
by G.G.
3/10/63,
p. 2956.

Recording of Bets made with and through the Board
Against a Deposit Account.

23. (1) At a totalisator agency equipped with mechanical accounting machines or cash registers for the recording of bets, a bet made with or through the Board against a deposit account shall be recorded in such accounting machine or cash register prior to the closing time as fixed by the Board from time to time for the acceptance of bets for the race concerned at the totalisator agency.

(2) At the time a bet is recorded pursuant to subregulation (1) of this regulation, an original and duplicate totalisator ticket marked "deposit" 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) of this regulation 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 he holds the amount of the bet on behalf of the Board.

Reg. 23 and
heading
substituted
by G.G.
3/10/63,
p. 2956.

Procedure for Betting by Telephone Against Deposit Accounts.

24. (1) When making a bet against a deposit account the depositor shall state his account number and one or more of his codes as required by the person who receives the bet at a totalisator agency.

(2) The depositor shall supply to the person who receives the bet at a totalisator agency the following information:—

- (a) The designation of the race meeting in which the horse, in respect of which the bet is to be made, is to run;
- (b) the horse race at the race meeting in which that horse is to run;
- (c) the name or code number of the horse on which the bet is to be made;
- (d) the amount of the bet and whether the bet is of the kind known as a bet for a win, place, double, quinella or all up; and
- (e) such other information as may be required by the person receiving the bet at the totalisator agency as he may require to identify the bet to be made.

(3) The person so receiving the bet shall read back the instructions received from the depositor when making the bet unless the depositor states he does not require him to do so.

Reg. 24 and
heading
amended by
G.G.
3/10/63,
p. 2956.

Crediting and Payment of Dividends on Bets made by Telephone
against a Deposit Account.

25. (1) 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.

(2) 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.

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

Heading
amended by
G.G.
3/10/63,
p. 2956.

Reg. 25
substituted
by G.G.
3/10/63,
pp. 2956-7.

Error Occurring in the Giving or Recording of Bets
made by Telephone.

Reg. 26
amended by
G.G.
3/10/63,
p. 2957.

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

(2) Where, however, the error results in a loss to an investor who alleges that the error 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 enquire into the circumstances and if the Board is satisfied that such 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 together with any investment tax paid in respect of the bet, but shall not be liable to any dividend that would have been payable had the correct bet been made.

(3) Application for such refund shall be made by the investor as soon as practicable after notice of the error is received by the investor.

(4) Notwithstanding anything contained in this regulation the Board may pay part or all of the dividend which would have been due but for the error.

(5) If at the totalisator agency where the deposit account is kept there is a record in writing of a bet having been made against that Deposit Account, the Board shall accept it as such even if the bet has not been transmitted to the totalisator.

Special Conditions Applicable to Bets Made by Telephone.

27. (1) Neither the Board nor any employee or agent of the Board shall be responsible for any loss to a depositor arising from the unauthorised use of a depositor's account.

(2) The delivery or posting of cheques by the Board to the address given by the depositor to the Board for the purpose shall be at the sole risk of the depositor and neither the Board nor any employee or agent of the Board shall be responsible for any loss to a depositor arising from the delay or non-delivery of any cheque sent to such address.

(3) 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 seven days after the statement has been received or is deemed to be received by him notify in writing the person in charge of the totalisator agency where the account is kept, of the claim.

(4) The Board may, unless instructed to the contrary by the depositor, 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.

(5) 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.

(6) Where a depositor allows his deposit account to run into a debit balance and such 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 such bet the Board may disallow either in whole or in part any credit either by way of dividends or refunds arising therefrom but allow the debit to the depositor's account on such a bet to remain.

General Provisions Relating to Bets made by Post
and by Telegram.

Reg. 28
amended by
G.G. 3/10/63,
p. 2957.

28. (1) Bets may be made with or through the Board by post as follows:—

(a) By written instructions accompanied by a remittance for the amount of the bets; or

- (b) by written instructions against a minimum deposit of one pound (£1) previously established with the Board or dividends or refunds credited to such deposit.

(2) (a) Bets by post and the lodging of instructions in connection with bets by post against deposit accounts with the Board shall be accepted by the Board only at such totalisator agencies as the Board may from time to time nominate and the Board may at any time direct that bets by post from any particular area, district or locality shall be addressed to a particular totalisator agency.

(b) The Board may at any time close any particular agency for the receipt of bets by post.

(3) Where a deposit account has been established with the Board bets may also be made by telephone against the deposit account, if the procedure set out in the regulations relating to bets by telephone is followed.

(4) All remittances sent by post to the Board shall be by bank draft, postal note, money order or bank note, but the Board may accept a cheque by way of deposit for future bets with the Board on the condition that no bet shall be made by the depositor against the deposit until the cheque is paid by the bank on which it is drawn and if the cheque includes the exchange thereon.

(5) (a) Where a remittance for a bet other than a deposit for a deposit account with the Board is received by the Board for an amount net to the Board other than in multiples of five shillings (5s.), the person in charge of the totalisator agency where the bet remittance is received may either reject the bet altogether or accept it up to the multiple of five shillings (5s.) next below the net amount so received.

(b) The balance of the amount of the remittance due to the investor in accordance with the exercise of the discretion by the person in charge of the totalisator agency shall be refunded by the Board to the investor less exchange if any and any investment tax payable.

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

(7) The provisions of this regulation shall apply *mutatis mutandis* to bets made by telegram.

Method of Betting by Post.

29. (1) Instructions for a bet by post with or through the Board shall be in writing and shall be accompanied by a remittance sufficient, and no more, for the bet or bets required plus the amount of any investment tax payable in respect of the bet or bets.

(2) Instruction relating to bets with or through the Board against deposit accounts shall also be in writing signed by the depositor.

(3) All instructions relating to such bets shall record clearly—

- (a) the surname, initials and postal address of the investor in block letters;
- (b) the designation of the race meeting, the horse race at that race meeting, and the name or code number of the horse or horses in respect of which the bet is required and whether the required bet is for a bet for a win or place or a bet known as a double, quinella, or all up bet, and such other information as may be required to identify the bet to be made;
- (c) the amount to be placed in respect of each bet required to be made and the total amount enclosed including the amount of any investment tax due in respect of each bet;
- (d) the usual signature of the person making the bet with or through the Board.

(4) The Board shall not accept instructions for alternative bets to be made in the event of a horse that is nominated by the investor being scratched and the investor shall, subject to the regulations, be bound by the particulars and instructions supplied by him.

(5) Where any such 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) Subject to the provisions of subregulation (2) of regulation 30, bets against dividends or refunds payable or to become payable on previous bets with the Board shall not be accepted by the Board.

(7) Where the Board is not permitted under these regulations to accept the whole of any instructions relating to a bet to be made with the Board, the Board may accept such part of those instructions which it is so permitted to accept.

(8) The Board shall accept bets up to two hours before the scheduled starting times of the particular horse races in respect of which the bets are made, and instructions relating to bets on such horse races received by the Board after that time shall not be accepted unless the officer in charge of the totalisator agency concerned accepts the instructions.

(9) The Board shall not be bound to acknowledge receipt of or compliance with any instructions relating to a bet.

(10) The provisions of this regulation shall apply *mutatis mutandis* to bets made by telegram.

Crediting and Payment of Dividends and Refunds on Bets made by Post.

30. (1) In the case of deposits to be operated against by written postal instructions, dividends and refunds payable to the depositor's account with the Board shall be credited by it to the account one hour after the scheduled starting time of the race in respect of which the dividend or refund has become due.

(2) The Board may accept bets against dividends or refunds so credited, or deemed to have been credited.

(3) In the absence of written instructions from the depositor, as to the balance to be retained to the credit of the depositor's account, settlement of the amount due to the depositor by the Board, including any balance of the original deposit, shall be retained by the Board pending receipt of written instructions, or may be remitted by the Board to the depositor.

(4) In respect of bets made with the Board by post dividends and refunds due in respect thereof shall be posted by the Board to the investor on the earliest convenient day next after the day of the horse race on which the bets were made.

(5) 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 thereto applies in writing or, if so 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 so held by the Board.

(6) (a) 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 in respect thereof or alleges that there is an inaccurate entry in his statement of deposit account with the Board, he shall, if he requires an adjustment to be made, apply in writing to the totalisator agency where the bet was made on the account kept within seven days of the day on which the horse race on which the bet was made was run or the date on which he received the statement.

(b) (i) Such application shall be accompanied by all relevant information supporting the claim.

(ii) The Board shall notify the claimant of its decision on his claim.

(iii) The decision of the Board shall be final.

(7) 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 thereof may be effected by the Board by return to the investor of the remittance instrument which was so sent.

(8) The provisions of this regulation shall apply *mutatis mutandis* to bets made by telegram.

General Provisions Relating to Telephone, Postal and Telegraphic Investments.

31. (1) Remittances in respect of dividends, refunds or of any balance of a deposit account may be paid at the option of the Board by cheque, bank draft, bank transfer, bank note, postal note, or money order posted to the address of the investor being the address given in the original instructions relating to the bet or deposit in respect of which the dividend, refund or balance is payable.

(2) Any exchange, poundage or postage payable on any such remittance may be charged to the person entitled to the remittance, and may be deducted by the Board from the amount of the remittance.

(3) In respect of remittances or correspondence passing to and from the Board and an investor, the investor 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) Neither the Board nor any employee or agent of the Board shall be responsible for any loss arising from the unauthorised use of a depositor's account by any person other than the Board, its employees or agents.

Special Provisions Relating to Bets Known as Double Event Bets and Quinella Bets on Horse Races Within the State.

32. (1) The Board may make and receive bets known as double event bets and quinella bets in respect of horse races conducted on race courses within the State.

(2) The Board may from time to time establish at all or any of its totalisator agencies, totalisator pools and place in one such pool the bets known as double event bets and in another such pool the bets known as quinella bets.

(3) The Board may establish separate totalisator pools for bets known as double event bets and bets known as quinella bets, in respect of a group of totalisator agencies, each totalisator agency region, or establish one totalisator pool in respect of all totalisator agencies for each such bet.

(4) Subject to these regulations, a totalisator pool conducted by the Board shall be operated in accordance with such of the rules governing the operation of the totalisator on the race course on which the race or races on which the bets known as double event bets or quinella bets are made, as relate to bets of such a kind.

(5) (a) The dividend for a bet of five shillings (5s.) shall be as declared by the totalisator pool except that fractions of one shilling shall not be paid unless the fraction exceeds sixpence, in which case sixpence shall be paid.

(b) The dividend for a bet of two shillings and sixpence (2s. 6d.) shall be at the rate of half of the dividend declared by the totalisator pool for a bet of five shillings.

Reg. 32 and
Heading
substituted
by G.G.
16/12/63,
pp. 3911-2.

(c) Notwithstanding the provisions of paragraph (a) of this subregulation, the dividend declared for a bet of five shillings (5s.) shall not in any case be of a lesser amount than five shillings (5s.).

(6) Before any dividend is calculated and declared on a totalisator pool the Board shall deduct a totalisator commission of fifteen per centum of the gross takings of the totalisator pool and pay the amount of the resulting balance by way of dividend to the holder of the winning ticket or, if there is more than one such ticket, then the amount of the balance shall be divided by the number of the winning tickets and the amount derived therefrom shall be paid by the Board in respect of each winning ticket to the holder thereof.

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

(8) Where the Board conducts a totalisator pool for bets known as double event bets or bets known as quinella bets, if no bet placed in the pool is made on the winning combination, the Board, after deduction of the fifteen per centum totalisator commission pursuant to these regulations, shall carry forward the balance of the gross takings and add that balance to the amount invested in a subsequent pool conducted for the same kind of bet in respect of which no bet on the winning combination was made, whether on the same day or another day as the Board determines.

Heading
inserted by
G.G.
16/12/63,
p. 3912.
Reg. 33
substituted
by G.G.
16/12/63,
pp. 3912-3.

Special Provisions Relating to Bets Known as Double Event Bets on Horse Races Within the State.

33. (1) Where the horse, or one of the horses, the subject of a double event bet with the Board fails to start in one of the races in respect of which the bet was made, if the horse or the other horse starts in one of the races comprising the double event, the bet shall be received by the Board on the condition that it will be a straight out bet in respect of the horse for the race in which the horse so starts and if that horse wins that race, the bet shall be subject to the payment of a straight out dividend as declared by the totalisator for that race on the race course in respect of which the race was run.

(2) Where the horse or horses named in a double event bet fail to start in both races in respect of which the bet was made the Board shall refund to the person making the bet a refund of the amount of the bet together with the amount of any investment tax paid in respect thereof.

Betting on Horse Races Outside the State.

Reg. 34
amended by
G.G.
30/3/61,
p. 821.
Amended by
G.G.
16/12/63,
p. 3913.

34. (1) The Board may make and receive bets in respect of such horse races conducted on such race courses outside the State as are specified in regulation 35 of these regulations.

(2) The Board may from time to time establish at all or any of its totalisator agencies a totalisator pool and place such bets in the pool.

(3) The totalisator pool may be so established as to receive bets for a win and a place or for bets known as doubles or quinellas or for all or any of those kind of bets.

(4) The Board may establish separate totalisator pools in respect of a group of totalisator agencies, each totalisator agency region, or establish one totalisator pool in respect of all totalisator agencies.

(5) Subject to the regulations, a totalisator pool conducted by the Board shall, in relation to dividends, be operated in accordance with the rules governing the operation of the totalisator on the race course outside of the State on which the race is run.

(6) (a) The dividend for a bet of five shillings (5s.) shall be as declared by the totalisator pool except that fractions of one shilling shall not be paid unless the fraction exceeds sixpence, in which case sixpence shall be paid.

(b) The dividend for a bet of two shillings and sixpence (2s. 6d.) shall be at the rate of half of the dividend declared by the totalisator pool for a bet of five shillings (5s.).

(c) Notwithstanding the provisions of paragraph (a) of this subregulation, the dividend declared for a bet of five shillings (5s.) shall not in any case be of a lesser amount than five shillings (5s.).

(7) Before any dividend is calculated and declared on a totalisator pool the Board shall deduct a totalisator commission of fifteen per centum of the gross takings of the totalisator pool and the dividends shall be calculated and, subject to regulation 36, declared in accordance with the amount resulting after such deduction has been made.

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

(9) Where the Board conducts a totalisator pool for bets known as doubles or quinellas, if no bet placed in the pool is made on the winning combination, the Board, after deduction of the fifteen per centum totalisator commission pursuant to the regulations, shall carry forward the balance of the gross takings and add that balance to the amount invested in a subsequent pool, whether on the same day or another day as the Board determines.

34A. (1) The Board may take and receive bets known as double event bets in respect of any two horse races conducted on the same day or on different days by any racing club or racing clubs on such race courses in the States of New South Wales and Victoria as are specified in paragraphs (a) and (b) of regulation 35 of these regulations.

Reg. 34A
added by
G.G. 5/4/62,
pp. 855-6.
Erratum
G.G.
18/4/62,
p. 948.
Amended by
G.G.
12/10/62,
p. 3444.

(2) The Board—

(a) may from time to time establish on all or any of its totalisator agencies a totalisator pool with respect to all double event bets made with the Board; and

(b) shall pay into the pool the amount of each such bet.

(3) Before any dividend for a winning double event bet is calculated and declared on the totalisator pool into which the bet has been paid, the Board shall deduct a totalisator commission of fifteen per centum on the gross amount of the bets paid into the pool with respect to the two events on which the bet is made and pay the amount of the balance by way of dividend to the holder of the winning ticket, or, if there is more than one such ticket, then the amount of the balance shall be divided by the number of winning tickets and the amount derived therefrom shall be paid by the Board in respect of each winning ticket to the holder thereof.

(4) Where a winning double event bet has not been made in respect of a double event on which the Board has conducted a totalisator pool, the net amount of the bets paid into that pool on that double event, after deducting fifteen per centum totalisator commission in accordance with the regulations, shall be carried forward by the Board and be added to the amount invested in a subsequent pool conducted by the Board for double events whether on the same or another day.

(5) Where the horse, or one of the horses, the subject of a double event bet with the Board fails to start in a race in respect of which the bet was made, if the horse or the other horse starts in the other race comprising the double event, the bet shall be received by the Board on the condition that the double bet will be a straight out bet in respect of the horse that so starts and if that horse wins,

the bet shall be subject to the payment of a straight out dividend as declared by the totalisator on the race course in respect of which the race was run, or a straight out dividend as declared by the Board if the Board conducts a pool on the race in accordance with regulation 36 of these regulations.

(6) Where the horse or horses named in a double event failed to start in both events on which the bet was made the Board shall refund to the person making the bet a refund of the amount of the bet together with the amount of any investment tax paid in respect thereof.

Reg. 34B
added by
G.G.
10/5/62,
pp. 1129-30.

34B. All bets in respect of horse 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 any such horse race the Board may in its sole discretion decide that the bets in respect of that horse race are made with and received by or on behalf of the Board or are placed by the Board in a totalisator pool conducted by it on that horse race.

Reg. 35
substituted
by G.G.
5/4/62,
p. 856.
Amended by
G.G.
11/9/62,
p. 2513;
G.G.
29/11/62,
p. 3832;
G.G. 7/2/63,
p. 596;
G.G.
19/2/64,
p. 700;
G.G.
16/4/64,
pp. 1951-2.

35. For the purposes of section 20 of the Act the following horse races and race courses are prescribed:—

(a) In the State of Victoria:

- (i) All horse races held at race courses situated at Ballarat, Bendigo, Caulfield, Cranbourne, Flemington, Geelong, Kyneton, Moonee Valley, Mornington, Pakenham, Springvale, Werribee and Yarra Glen; and
- (ii) the horse races known as the Divisions, Consolation Races and Final of the Interdominion Trotting Championship when held at the race course situated at the Melbourne Showground.

(b) In the State of New South Wales:

- (i) All horse races held at race courses situated at Canterbury, Randwick, Rosehill and Warwick Farm;
- (ii) the horse races known as the Divisions, Consolation Races and Final of the Interdominion Trotting Championship when held at the race course situated at Harold Park; and
- (iii) the respective horse races known as the Cameron Handicap and the Newcastle Gold Cup when held at the Broadmeadows race course situated at Newcastle.

(c) In the State of Queensland:

All horse races held at the Albion Park, Eagle Farm and Doomben race courses situated at Brisbane, and the Bundamba race course situated at Ipswich.

(d) In the State of South Australia:

- (i) The horse race known as the Christmas Handicap held at the race course situated at Cheltenham;
- (ii) the respective horse races known as the Goodwood Handicap and the Adelaide Cup held at the race course situated at Morphettville;
- (iii) the respective horse races known as the City Handicap and the Birthday Cup held at the race course situated at Victoria Park; and
- (iv) the horse races known as the Divisions, Consolation Races and Final of the Interdominion Trotting Championship when held at the race course situated at Wayville.

Guarantees by the Board with Respect to Dividends on
Horse Races Outside the State.

Win and Place Betting.

36. (1) In relation to a totalisator pool conducted for a win and place betting on horse races conducted on race courses outside of the State the Board may operate such a totalisator pool and pay dividends under the following conditions:—

- (a) Where the dividend either for a win or a place that would but for this regulation be declared on the totalisator pool is less than ninety-five per centum of the corresponding dividend for a win or place declared by the totalisator operating on the race course outside the State on the horse race on which the totalisator pool was conducted, the Board shall declare a totalisator pool dividend for a win or a place equal to ninety-five per centum of such corresponding dividend as is declared by the appropriate totalisator on the race course outside the State;
- (b) where the dividend either for a win or a place that would but for this regulation be declared on the totalisator pool is more than one hundred and five per centum of the corresponding dividend declared for a win or place by the totalisator operating on the race course outside the State on the horse race on which the totalisator pool was conducted, the Board shall declare a totalisator pool dividend for a win or a place equal to one hundred and five per centum of such corresponding dividend as is declared by the appropriate totalisator on the race course outside the State.

(1a) Notwithstanding the provisions of subregulation (1) of this regulation, the totalisator pool dividend for a bet of five shillings (5s.) declared by the Board pursuant to that subregulation shall not in any case be of a lesser amount than five shillings (5s.).

(2) Except as otherwise provided in these regulations the total amount invested in the totalisator pool less fifteen per centum totalisator commission shall be divided pro rata between the successful investors, and the provisions of the regulations relating to fractions shall apply to such dividends.

(3) No brackets shall operate in relation to horses in respect of which the bets on such horses have been placed in a totalisator pool conducted by the Board, and where brackets as applied by the totalisator on the race course outside the State are removed by the Board, any dividend declared in respect of any bet on a horse or horses in respect of which the brackets have been so removed shall be declared and paid without regard to paragraph (a) or (b) of subregulation (1) of this regulation.

37. The Board may at any time and from time to time cancel any guarantees given by it in connection with any dividends payable on a totalisator pool conducted by it if the Board notifies investors in the totalisator pool before their bets are accepted by notice conspicuously exhibited in all totalisator agencies in which totalisator pools are conducted that such guarantees are cancelled.

Totalisator Board Betting Tax.

38. 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.

39. For the purposes of paragraph (a) of subsection (1) of section thirty-one of the Act, a person who is desirous of dealing with premises that were registered premises within the meaning of the expression "registered premises" in the Betting Control Act, 1954, in any manner referred to in that section shall, subject to that section, first notify the Board by notice in writing served on the Board specifying the premises concerned, the situation of the premises, the

Reg. 36
amended by
G.G.
30/3/61;
p. 321;
G.G. 8/6/61,
p. 1741.
G.G.
17/8/61,
p. 2470.

manner in which he desires to deal with the premises and the full name and address of the person disposing of, or acquiring any estate in, the premises.

Bets Transmitted by Board to be Registered on Totalisator.

Reg. 40 and
Heading
added by
G.G.
18/4/62,
p. 948.

40. (1) Whenever bets received by the Board are transmitted to a racing club for registration in respect of any horse 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 horse 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 horse 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 horse race.

Miscellaneous.

Reg. 41
and heading
added by
G.G.
27/2/63,
p. 744.

41. For the purposes of paragraph (b) of subsection (1) of section twenty and subsection (1) of section twenty-one of the Act the prescribed closing time for the acceptance of bets is seven minutes immediately preceding the advertised starting time for the horse race in respect of which the bets are made.

Reg. 42
added by
G.G.
27/2/63,
p. 745.
Amended by
G.G.
18/7/63,
p. 2068.

42. For the purposes of subsection (2) of section twenty-one of the Act, the following horse races are prescribed:—

(1) In the Metropolitan Area of this State—

(a) all horse races held at Perth Racecourse (known as Ascot), Belmont Park; Belmont Park Racecourse, Belmont Park; Helena Vale Racecourse, Helena Vale;

(b) all trotting races held at Gloucester Park, East Perth; Richinond Raceway, East Fremantle.

(2) In the country areas of this State—

(a) all horse races held at Beverley, Bunbury, Kalgoorlie, Narrogin, Northam, Pinjarra, Toodyay, York;

(b) all trotting races held at Bunbury, Cunderdin, Harvey, Kalgoorlie, Northam, Pinjarra, York.

Appendix.

Totalisator Agency Board.

Reg. 21 (1).

APPLICATION FORM—DEPOSIT ACCOUNT.

NAME (Block Letters)	Surname.	Christian Name(s)	Age
ADDRESS POSTAL ADDRESS	If Depositor desires, the address of any T.A.B. Agency can be given as the postal address.		
Post cheque for any amount to my credit in excess of	£	Statement—Required/ Not Required. If statement of account not required, Depositor can check position of account when placing bets by phone.	
Amount of Deposit (Minimum £1)	£	You may telephone me re Betting at Phone No.	
CODE	4 figure Code Numbers		
	1st	2nd	3rd
			Signature of Applicant or Person in Charge of Totalisator Agency

Appendix
added by
G.G.
3/10/63,
p. 2957.