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TOTALISATOR AGENCY BOARD BETTING ACT, 1960-1966.

Totalisator Agency Board,
Perth, 30th January, 1970.

HIS Excellency the Governor in Executive Council, has been pleased to approve of the regulations set forth in the schedule hereunder made by the Totalisator Agency Board pursuant to the provisions of section 57 of the Totalisator Agency Board Betting Act, 1960-1966.

J. P. MAHER,
Chairman,
Totalisator Agency Board.

Schedule.

Regulations.

1. In these regulations the Totalisator Agency Board Betting Regulations, 1961 published in the *Government Gazette* on the 8th February, 1961 and reprinted pursuant to the Reprinting of Regulations Act, 1954 in the *Government Gazette* on the 24th February, 1965, and amended from time to time thereafter by notices published in the *Government Gazette* are referred to as the principal regulations. Principal regulations.

2. Regulation 32 of the principal regulations is amended by adding after subregulation (8) the following subregulations:— Reg. 32 amended.

(9) In conducting any totalisator pool referred to in this regulation, the Board may—

- (a) place any two or more horses entered in a horse race in one bracket and assign, for the purposes of subregulation (1) of regulation 17 of these regulations, the same code number to all the horses placed in that bracket; and
- (b) constitute one or more brackets in one race in the manner described in subparagraph (a) of this paragraph.

(10) Where in accordance with this regulation two or more horses in a horse race are placed in a bracket to which one code number is assigned, the horses placed in the bracket shall, for the purposes of these regulations, be regarded as a single horse 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 horses placed in the bracket or of such of those horses as start in that race.

(11) Notwithstanding the provisions of subregulation (10) of this regulation, but subject to subregulation (3) of regulation 33 of these regulations, if, after a bet has been made, one or more of the horses placed in a bracket carrying the code number nominated in the bet is or are withdrawn leaving one or more horses remaining in that bracket and the withdrawal or withdrawals takes place before the closing time fixed at the totalisator agency at which the bet was made for the acceptance of such bets, the person who made the bet is entitled, on the surrender of the totalisator ticket for the bet at that totalisator agency before the closing time fixed at that totalisator agency for the acceptance of such bets, to a refund of the amount of bet, together with the amount of any investment tax paid thereon.

(12) Where, in a quinella or forecast (straight quinella) bet—

- (a) either or both of the horses nominated by the person making the bet is or are scratched; or
- (b) the person making the bet twice nominates the one code number assigned to two or more horses placed in a bracket and one or more of the horses so bracketed fails to start so that less than two of those horses starts in the race;

the Board shall refund to that person the amount of the bet together with the amount of any investment tax paid thereon.

(13) In conducting any totalisator pool referred to in this regulation, in which brackets are applied in accordance with paragraphs (a) and (b) of subregulation (9) of this regulation, if a totalisator ticket is issued by mistake under the horse code number in lieu of the code number assigned to the bracket of horses and the totalisator ticket has not been cancelled at the totalisator agency at which the bet was made prior to the closing time fixed for the acceptance of such bets at that totalisator agency, the Board shall convert the horse code number to the appropriate bracket code number and the person making the bet shall be deemed to have selected that bracket code number.

Reg. 33
amended.

3. Regulation 33 of the principal regulations is amended by revoking subregulations (1) and (2) and substituting the following subregulations:—

(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 on racecourses within the State.

(2) Where the two horse races that comprise the double event are conducted on the same day, if—

- (a) the horse nominated for the first race of the double event by the person making the bet thereon fails to start in that race, the Board shall substitute for the horse so nominated the horse determined by the Board in accordance with subregulation (2a) of this regulation as the substitute horse for the first race of that double event;
- (b) the horse nominated for the second race of the double event by the person making the bet thereon fails to start in that race, the Board shall substitute for the horse so nominated the horse determined by the Board

in accordance with subregulation (2a) of this regulation as the substitute horse for the second race of that double event,

and the person making the bet shall be deemed to have nominated the horse or horses so substituted unless he has obtained a refund of the amount of the bet by surrendering the totalisator ticket issued in connection therewith at the totalisator agency at which the ticket was issued prior to the closing time fixed for the acceptance of bets on that double event at that totalisator agency.

(2a) For the purposes of subregulation (2) of this regulation, the Board shall determine as the substitute horse—

- (a) in the first race of a double event—the horse which starts in that first race and on which there is invested by way of double event bets the greatest amount of all the amounts so invested on the horses which start in that race, or, if there are two or more such horses, the particular horse of those lastmentioned horses which has the lowest numerical code number assigned to it in the official list displayed by the Board for that first race;
- (b) in the second race of a double event—the horse which starts in that second race and on which there is invested, coupled with the winner of the first race of that double event, the greatest amount of all the amounts so invested and coupled on horses which start in that second race, or, if there are two or more such horses, the particular horse of those lastmentioned horses which has the lowest numerical code number assigned to it in the official list displayed by the Board for that second race.

4. Regulation 34A of the principal regulations is amended by revoking subregulation (2) and substituting the following sub-regulations— Reg 34A
amended.

(2) Where the two horse races that comprise the double event are conducted on the same day, if—

- (a) the horse nominated for the first race of the double event by the person making the bet thereon fails to start in that race, the Board shall substitute for the horse so nominated the horse determined by the Board in accordance with subregulation (2a) of this regulation as the substitute horse for the first race of that double event;
- (b) the horse nominated for the second race of the double event by the person making the bet thereon fails to start in that race, the Board shall substitute for the horse so nominated the horse determined by the Board in accordance with subregulation (2a) of this regulation as the substitute horse for the second race of that double event,

and the person making the bet shall be deemed to have nominated the horse or horses so substituted unless he has obtained a refund of the amount of the bet by surrendering the totalisator ticket issued in connection therewith at the totalisator agency at which the ticket was issued prior to the closing time fixed for the acceptance of bets on that double event at that totalisator agency.

(2a) For the purposes of subregulation (2) of this regulation, the Board shall determine as the substitute horse—

- (a) in the first race of a double event—the horse which starts in that first race and on which there is invested by way of double event bets the greatest amount of all the amounts so invested on the horses which start in

that race, or, if there are two or more such horses, the particular horse of those lastmentioned horses which has the lowest numerical code number assigned to it in the official list displayed by the Board for that first race;

- (b) in the second race of a double event—the horse which starts in that second race and on which there is invested, coupled with the winner of the first race of that double event, the greatest amount of all the amounts so invested and coupled on horses which start in that second race, or, if there are two or more such horses, the particular horse of those lastmentioned horses which has the lowest numerical code number assigned to it in the official list displayed by the Board for that second race.

Reg. 34C
amended.

5. Regulation 34C of the principal regulations is amended—

- (a) by adding after paragraph (5) the following paragraph:—

(5a) Notwithstanding the provisions of paragraph (5) of this regulation but subject to subregulation (3) of regulation 34A of these regulations, if after a bet has been made, one or more of the horses placed in a bracket carrying the code number nominated in the bet is or are withdrawn leaving one or more horses remaining in the bracket and the withdrawal or withdrawals takes place before the closing time fixed at the totalisator agency at which the bet was made for the acceptance of such bets, the person who made the bet is entitled, on the surrender of the totalisator ticket for the bet at that totalisator agency before the closing time fixed at that totalisator agency for the acceptance of such bets, to a refund of the amount of the bet, together with the amount of any investment tax paid thereon. ; and

- (b) by adding at the end thereof the following paragraph:—

(7) In conducting any totalisator pool referred to in this regulation, in which brackets are applied in accordance with paragraphs (a) and (b) of paragraph (4) of this regulation, if a totalisator ticket is issued by mistake under the horse code number in lieu of the code number assigned to the bracket of horses and the totalisator ticket has not been cancelled at the totalisator agency at which the bet was made prior to the closing time fixed for the acceptance of such bets at such agency, the Board shall convert the horse code number to the appropriate bracket code number and the person making the bet shall be deemed to have selected that bracket code number.

Reg. 36
substituted.

6. Regulation 36 of the principal regulations is revoked and the following regulation substituted—

36. (1) In relation to a totalisator pool conducted for a win on a horse race held on a racecourse outside the State the Board shall—

- (a) after allowing for refunds, place the amount of all bets received for a win on that race into a separate pool;
- (b) deduct therefrom by way of commission an amount equal to twenty per centum of the amount by which the amount of each pool exceeds the amount invested in such pool on the horse placed first in such horse race;
- (c) calculate the win dividend for the horse placed first by dividing the number of winning tickets on such horse based on a unit investment of fifty cents (50c) into the amount remaining in the pool after commission has been deducted in accordance with paragraph (b) of this subregulation;

- (d) declare and pay to the holder of each winning ticket the dividend calculated in accordance with paragraph (c) of this subregulation, provided that fractions of five cents (5c) shall be paid as five cents (5c).
- (2) In relation to a totalisator pool conducted for a place on a horse race held on a racecourse outside the State in which the number of horses finally starting is not less than eight (8), subject to subregulations (3) and (4) of this regulation, the Board, after allowing for refunds, shall—
- (a) place the amount of all bets received for a place on that horse race into a separate pool and divide such pool into three equal parts on behalf of the horses placed first, second and third respectively;
 - (b) from each of the three parts respectively deduct a commission of twenty-five per centum of the amounts by which the amounts of such parts exceed the amounts invested on the horses placed first, second and third respectively;
 - (c) calculate dividends for first, second and third places by dividing the number of winning tickets based on a unit investment of fifty cents (50c) per ticket on the horses placed first, second and third into the amounts of the respective parts of such horses placed first, second and third as are then remaining after commission has been deducted in accordance with paragraph (b) of this subregulation; and
 - (d) declare and pay to the holder of each winning ticket the dividend calculated in accordance with paragraph (c) of this subregulation, provided that fractions of five cents (5c) shall not be paid.
- (3) Where the amount invested on only one of the horses placed first, second or third is more than one-third of the amount, after allowing for refunds, of all bets received for a place on that horse race, the Board shall—
- (a) before proceeding with the division of the pool under paragraph (a) of subregulation (2) of this regulation, declare and pay out of the pool a dividend of fifty cents (50c) per unit of investment to the holder of each winning ticket on that horse;
 - (b) divide the amount then remaining in the pool into two equal parts on behalf of the other two placed horses and deduct from each of those two parts a commission of twenty-five per centum of the amount by which the amount of that part exceeds the amounts invested on the placed horse to which that part relates;
 - (c) calculate the dividend for each of the two placed horses referred to in paragraph (b) of this subregulation by dividing the number of winning tickets on that horse based on a unit of investment of fifty cents (50c) per ticket into the amount of the part set aside for that placed horse under that paragraph after commission has been deducted therefrom under that paragraph; and
 - (d) declare and pay to the holder of each winning ticket the dividend calculated in accordance with paragraph (c) of this subregulation, provided that fractions of five cents (5c) shall not be paid.
- (4) Where the amount invested on each of two of the horses placed first, second or third is more than one-third of the amount, after allowing for refunds, of all bets received for a place on that horse race, the Board shall—
- (a) before proceeding with the division of the pool under paragraph (a) of subregulation (2) of this regulation, declare and pay out of the pool a dividend of fifty

- cents (50c) per unit of investment to the holder of each winning ticket on either of those horses;
- (b) set aside the part then remaining in the pool on behalf of the other horse placed first, second or third and deduct therefrom a commission of twenty-five per centum of the amount by which the amount of that part exceeds the amount invested on that horse;
 - (c) calculate the dividend for the placed horse referred to in paragraph (b) of this subregulation by dividing the number of winning tickets on that horse based on a unit of investment of fifty cents (50c) per ticket into the amount of the part set aside for that horse under that paragraph after commission has been deducted therefrom under that paragraph; and
 - (d) declare and pay to the holder of each winning ticket the dividend calculated in accordance with paragraph (c) of this subregulation, provided that fractions of five cents (5c) shall not be paid.
- (5) In relation to a totalisator pool conducted for a place on a horse race held on a racecourse outside the State if the number of horses finally starting is less than eight (8) the pool shall be divided into two separate and equal parts on behalf of the horses placed first and second only, and the other provisions of subregulations (2), (3) and (4) of this regulation shall apply *mutatis mutandis*.
- (6) In relation to a win or place bet made and win and place totalisator pools conducted pursuant to this regulation, the following provisions apply:—
- (a) The Board may place any two or more horses entered in a horse race in one bracket and assign, for the purposes of subregulation (1) of regulation 17 of these regulations, the same code number to all the horses placed in that bracket and constitute one or more brackets in one race in this manner.
 - (b) Where details of a bet otherwise properly received by the Board to be recorded in the 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.
 - (c) Where a bracket is applied to two or more horses by the totalisator on the racecourse outside the State on which the horse race is or horse races are to be run, the Board shall remove such brackets and such brackets shall not operate.
 - (d) To ensure that a dividend can be declared and paid, the Board itself shall invest one fifty cent (50c) bet for both a win and a place on every horse that finally starts in each particular horse race.
 - (e) Where in accordance with paragraph (a) of this subregulation, two or more horses in a horse race are placed in a bracket to which one code number is assigned, the horses placed in the bracket shall, for the purposes of these regulations, be regarded as a single horse 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 horses placed in the bracket or of such of those horses as start in that horse race.
 - (f) Notwithstanding the provisions of paragraph (e) of this subregulation, if, after the bet has been made, one or more of the horses placed in a bracket carry-

ing the code number nominated in the bet is or are withdrawn leaving one or more horses remaining in that bracket and the withdrawal or withdrawals takes place before the closing time fixed at the totalisator agency at which the bet was made for the acceptance of such bets, the person who made the bet is entitled, on the surrender of the totalisator ticket for the bet at that totalisator agency before the closing time fixed at that totalisator agency for the acceptance of such bets, to a refund of the amount of the bet together with the amount of any investment tax paid thereon.

- (g) Subject to paragraphs (e) and (f) of this sub-regulation, where the horse nominated by a person making the bet fails to start in the particular race concerned, the Board shall refund to that person the amount of the bet, together with the amount of any investment tax paid in respect thereof.
- (h) Where two or more horses 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 horses forming the dead heat shall be the dividends that, but for such dead heat, would otherwise have been declared and paid for such horses in accordance with these regulations divided by the number of horses forming the dead heat, provided that a fraction of five cents (5c) shall be paid as five cents (5c).