

WESTERN AUSTRALIA

TOTALISATOR AGENCY BOARD BETTING ACT 1960

**TOTALISATOR
AGENCY BOARD
(BETTING)
REGULATIONS 1988**

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WESTERN AUSTRALIA

TOTALISATOR AGENCY BOARD BETTING ACT 1960

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REGULATIONS 1988**

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WESTERN AUSTRALIA

TOTALISATOR AGENCY BOARD BETTING ACT 1960

**TOTALISATOR AGENCY BOARD (BETTING)
REGULATIONS 1988**

PART 1—PRELIMINARY

Citation

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

Commencement

2. These regulations shall come into operation on 28 March 1988¹.

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 TAB, 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 TAB for the purpose of betting with or through the TAB;

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

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

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“**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 TAB;

“**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.

(4) For the purposes of these regulations, the provisions of Part 4 and Part 5, respectively, are to be taken to be subject to section 27 (2), and where applicable section 24 (2), of the Act.

[Regulation 3 amended in Gazette 31 July 1992, pp. 3796-3797.]

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

Persons excluded from totalisator agencies

4. (1) The following classes of persons are excluded from entering or remaining in a totalisator agency—

- (a) persons under disqualification imposed under the rules of galloping racing, the rules of trotting or the rules of greyhound racing by the galloping racing, trotting or greyhound racing 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*;
- (c) persons apparently under the influence of intoxicating liquor; and
- (d) persons who behave in an undesirable, offensive or disorderly manner.

(2) A person who is smoking a tobacco product is excluded from entering a totalisator agency that is owned or held on lease or licence by the TAB and a person who smokes a tobacco product while in such an agency is excluded from remaining in the agency.

(3) A person who is in a totalisator agency in contravention of subregulation (1) or (2) may be removed by a member, officer, employee or agent of the TAB or by a member of the police force of the State.

[Regulation 4 inserted in Gazette 2 August 1991 p. 4078; amended in Gazette 31 July 1992 p. 3796.]

Persons making a bet bound by these regulations and his instructions

5. (1) A person making a bet with or through the TAB 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 TAB 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 TAB in relation to a bet shall be bound by the information supplied by him.

[Regulation 5 amended in Gazette 31 July 1992 p. 3796.]

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

6. (1) Subject to these regulations a bet made with or through the TAB 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

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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 TAB as responsible for the conduct of that sporting event;
- (c) the provisions of these regulations governing the operation of a totalisator pool scheme by the TAB, where the bet is placed by the TAB in such a pool; and
- (d) the regulations or rules governing the operation of that totalisator pool, where the bets are to be included in a combined totalisator pool scheme.

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

[Regulation 6 amended in Gazette 31 July 1992 pp. 3796-3797.]

All bets to be 50 cents or multiples of 50 cents

7. (1) The minimum bet that may be made with or through the TAB 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 declared by reference to one unit of betting would not be divisible by 5 cents.

[Regulation 7 amended in Gazette 31 July 1992 p. 3796.]

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;
- (b) by the TAB, on the race or races or the sporting event on which the bet was made, where the bet is placed by the TAB in a totalisator pool scheme conducted by the TAB; or
- (c) by the organisation controlling, and in accordance with the regulations or rules governing the operation of, that totalisator pool where the bets are to be included in a combined totalisator pool scheme.

[Regulation 8 amended in Gazette 31 July 1992 pp. 3796-3797.]

Bets may be refused

9. (1) The person in charge at any totalisator agency, unless otherwise directed by the TAB, is authorized on behalf of the TAB 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 TAB.

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

[Regulation 9 amended in Gazette 31 July 1992 p. 3796.]

Only authorized betting to be accepted

10. Bets with or through the TAB shall be accepted by or on behalf of the TAB 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 TAB authorizes in relating to that agency.

[Regulation 10 amended in Gazette 31 July 1992 p. 3796.]

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 TAB only during the hours the totalisator agency is open for the acceptance of those bets.

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

[Regulation 11 amended in Gazette 31 July 1992 p. 3796.]

Bets may be made by various methods

12. Subject to these regulations, bets will be accepted by the TAB, 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.

[Regulation 12 amended in Gazette 31 July 1992 p. 3796.]

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Bets to be properly marked

13. (1) The TAB shall not be required to accept any bet unless the person making the bet with the TAB 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;
 - (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 TAB 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 TAB 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 TAB 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.

[Regulation 13 amended in Gazette 31 July 1992 p. 3796.]

TAB may decide certain particulars of bets

13A. (1) Notwithstanding any other provision of these regulations, a person making a bet on a race or sporting event may request the TAB to decide for him, by means of computer random generation, such particulars of the bet as are specified by the person.

(2) Where such a request is in respect of a race or sporting event, and such particulars of a bet as to such a race or sporting event, as to which the TAB has publicly made known it will receive such requests, the TAB shall decide the particulars by means of computer random generation.

(3) The provisions of these regulations apply, subject to necessary modifications, to and in relation to a bet made under subregulations (1) and (2) in the same way as they would apply if all particulars of the bet had been decided by the person making the bet.

[Regulation 13A inserted in Gazette 20 December 1991 p. 6379; amended in Gazette 31 July 1992 p. 3796.]

Tickets to be properly marked

14. Every totalisator ticket issued by the TAB 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 TAB 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.

[Regulation 14 amended in Gazette 31 July 1992 p. 3796.]

TAB to exhibit notices

15. (1) The TAB 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 TAB 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 TAB 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 TAB—

- (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 TAB before the official publication of acceptances for that race.

[Regulation 15 amended in Gazette 31 July 1992 p. 3796.]

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

16. (1) Where a totalisator ticket has been issued by the TAB 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 TAB 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 TAB 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 TAB on a totalisator or should not be accepted by the TAB, or is one for which notices exhibited by the TAB 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 TAB 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 TAB 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.

[Regulation 16 amended in Gazette 31 July 1992 p. 3796.]

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 TAB 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.

[Regulation 17 amended in Gazette 31 July 1992 p. 3796.]

Presentation of tickets or claims

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

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

(3) The TAB 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 TAB of the totalisator ticket if the person making the claim for the dividend or refund proves to the satisfaction of the TAB—

- (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 TAB may—

- (a) require a person making a claim for a dividend or refund to verify the claim in a manner required by the TAB, 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 TAB 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 TAB, including stamp duty if any, in connection with the establishment and payment of the claim.

[Regulation 18 amended in Gazette 31 July 1992 p. 3796.]

When refunds of bets are payable

19. (1) The amounts of bets for a place received by the TAB for transmission to a totalisator on a race course, whether so transmitted or not so transmitted by the TAB, or received by the TAB and placed in a totalisator pool conducted by the TAB, shall be refunded by the TAB 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 TAB 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.

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(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 TAB.

(4) Refunds of bets accepted may also be made by the TAB 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).

[Regulation 19 amended in Gazette 31 July 1992 p. 3796.]

PART 2A—GENERAL CONDITIONS RELATING TO BETS RECEIVED AND TRANSMITTED BY RACING CLUB TO TAB²

[Part 2A inserted in Gazette 26 May 1989 p. 1548.]

Authorized racing club may transmit bets

19A. (1) The TAB may authorized a racing club to transmit bets received by that racing club to a totalisator pool conducted by the TAB.

(2) The TAB shall not accept a bet transmitted by a racing club to a totalisator pool conducted by the TAB unless that racing club has been authorized by the TAB to so transmit bets and the authorization has not been withdrawn by the TAB.

(3) The TAB may withdraw an authorization given under subregulation (1) at any time.

[Regulation 19A inserted in Gazette 26 May 1989 p. 1548; amended in Gazette 31 July 1992 p. 3796.]

Person making a bet bound by these regulations

19B. A person making a bet with or through a racing club that is transmitted to a totalisator pool conducted by the TAB shall be deemed to accept and be bound by the relevant provisions of these regulations as if that bet were a bet made with or through the TAB.

[Regulation 19B inserted in Gazette 26 May 1989 p. 1548; amended in Gazette 31 July 1992 p. 3796.]

Only authorized betting to be accepted

19C. Bets with or through a racing club for transmission to a totalisator pool conducted by the TAB shall be accepted by that racing club—

- (a) subject to these regulations as if the bets were bets made with or through the TAB; and
- (b) only in respect of such race meetings or races, or such sporting events, as the TAB authorizes in relation to that racing club.

[Regulation 19C inserted in Gazette 26 May 1989 p. 1548; amended in Gazette 31 July 1992 p. 3796.]

Bets transmitted by racing club to be registered on TAB's totalisator

19D. (1) Whenever bets received by a racing club are transmitted to the TAB for registration in respect of any race on the totalisator operated by the TAB, 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.

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(2) The bets registered on the totalisator under subregulation (1) 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.

[Regulation 19D inserted in Gazette 26 May 1989 p. 1548; amended in Gazette 31 July 1992 p. 3796.]

Apportionment of profit or loss

19E. Where a racing club transmits bets to a totalisator pool conducted by the TAB, the profit, or loss, from the operation of that totalisator pool shall be apportioned by the TAB and paid, credited or debited to that racing club in proportion to the contribution of that racing club to the total investments in that totalisator pool.

[Regulation 19E inserted in Gazette 26 May 1989 p. 1548; amended in Gazette 31 July 1992 p. 3796.]

References to a pool conducted by the TAB

19F. For the purposes of this Part, a reference to a totalisator pool conducted by the TAB shall be construed as including a reference to a totalisator pool operated pursuant to a combined totalisator pool scheme whether or not the pool was conducted by the TAB.

[Regulation 19F inserted in Gazette 31 July 1992 p. 3797.]

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 TAB shall be made in writing in a form acceptable to the TAB.

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

(3) The TAB or, with the approval of the TAB, 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 TAB 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 TAB 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.

[Regulation 20 amended in Gazette 31 July 1992 p. 3796.]

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

21. (1) A separate record shall be kept by the TAB 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 TAB until the cheque is paid by the bank on which it is drawn.

[Regulation 21 amended in Gazette 31 July 1992 p. 3796.]

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 TAB against a deposit account shall be recorded prior to the closing time fixed by the TAB for the acceptance of bets for the race, sporting event or competition concerned at that totalisator agency.

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(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.

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 TAB.

[Regulation 22 amended in Gazette 31 July 1992 p. 3796.]

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 TAB immediately such dividends are known to the TAB.

[Regulation 23 amended in Gazette 31 July 1992 p. 3796.]

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 TAB in accordance with the instructions of the depositor.

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

[Regulation 24 amended in Gazette 31 July 1992 p. 3796.]

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 TAB 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 TAB.

(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 TAB from the account.

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

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

(5) The TAB may, unless instructed to the contrary by the depositor in the manner required by the TAB, send statements of his deposit account with the TAB 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 TAB 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 TAB to an account nominated or the address given by the depositor to the TAB for the purpose shall be at the sole risk of the depositor.

(8) The TAB 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 TAB, its employees or agents; or
- (b) delay or no delivery of any moneys transferred or posted on to the depositor by the TAB.

(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 TAB 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 TAB has delivered to a depositor or sent to him by post a statement of the depositor's account with the TAB, 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 TAB or the person in charge of the totalisator agency where the account is kept in accordance with regulation 27 (4).

[Regulation 25 amended in Gazette 31 July 1992 p. 3796.]

General provisions relating to bets made by post or telegram

26. (1) The TAB 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 TAB 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 TAB 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 TAB and has not been accepted by it, a refund of the amount may be effected by the TAB by return to the investor of the remittance instrument.

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

(7) The TAB 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 TAB after that time shall not be accepted unless the officer in charge of the totalisator agency concerned so directs.

(8) The TAB 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.

[Regulation 26 amended in Gazette 31 July 1992 p. 3796.]

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 TAB shall not be accepted by the TAB, 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 TAB by post or telegram dividends and refunds shall be posted by the TAB 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 TAB is in doubt as to whom or to what address any refund or other remittance from the TAB should be sent, the TAB shall retain the amount payable until the person who claims to be entitled to it applies in writing or, if required by the TAB, in person to the totalisator agency where the bet was made and submits proof to the satisfaction of the TAB of his right to the amount held by the TAB.

(4) Where a person who has made a bet with the TAB 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 TAB, 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 TAB shall notify the claimant of its decision on his claim and the decision of the TAB shall be final.

[*Regulation 27 amended in Gazette 31 July 1992 p. 3796.*]

Bets by telephone

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

(2) A depositor making a bet with or through the TAB by telephone shall use only the telephone numbers notified to him by the TAB 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 TAB 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 TAB by telephone no amendment shall be made to the bet, except with the approval of the TAB for the purpose 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.

[*Regulation 28 amended in Gazette 31 July 1992 p. 3796.*]

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 TAB, *prima facie* the bet shall be deemed to be that which is recorded by the TAB 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 TAB, or of any agent or of any employee of any agent, the TAB shall inquire into the circumstances.

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

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

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

[Regulation 29 amended in Gazette 31 July 1992 p. 3796.]

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 TAB 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.

[Regulation 30 amended in Gazette 31 July 1992 p. 3796.]

Totalisator pools—generally

31. (1) The TAB 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 TAB may determine.

(2) Where details of a bet otherwise properly received by the TAB 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 TAB, the TAB, 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 TAB—

- (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 TAB shall be operated in accordance with the provisions governing the operation of the racecourse totalisator for bets of that kind.

[Regulation 31 amended in Gazette 31 July 1992 p. 3796.]

Bets transmitted by the TAB to be registered on totalisator

32. (1) Whenever bets received by the TAB 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) 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.

[Regulation 32 amended in Gazette 31 July 1992 p. 3796.]

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 TAB shall be so lodged and received subject to the condition that at any time prior to the running of the race the TAB may determine that the bets in respect of that race shall be made with and received by or on behalf of the TAB or be placed by the TAB 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 TAB 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 TAB 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 TAB 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 TAB in respect of any bet lodged with it and received by it or on its behalf on a race conducted on a race course situated outside the State and not placed 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.

[Regulation 33 amended in Gazette 31 July 1992 p. 3796.]

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 TAB on a race held on a race course outside the State, and not otherwise.

(2) Where a totalisator pool is conducted for a win the TAB, 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% 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 TAB, 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% 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 TAB 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% 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 TAB 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% 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.

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(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 race course outside the State on which the race is or races are to be run, the TAB shall remove those brackets and the brackets shall not operate;
- (b) to ensure that a dividend can be declared and paid, the TAB 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 TAB may declare and pay a dividend of 55 cents.

[*Regulation 34 amended in Gazette 31 July 1992 p. 3796.*]

Percentage of off-course bets to belong to the TAB

34A. For the purpose of section 24 (1), but subject to section 24 (2), of the Act the commission deductible by the TAB shall be—

- (a) except as may be otherwise prescribed—15% of the gross takings of the totalisator pool; or
- (b) where the totalisator is conducted on the system whereby all winning bets for a win or a place are deducted before the totalisator commission is deducted—
 - (i) for a losing bet for a win—20%;
 - (ii) for a losing bet for a place—25%,of the amount of the bet received by the TAB.

[*Regulation 34A inserted in Gazette 31 July 1992 p. 3797.*]

Communication failure where a combined totalisator pool scheme is conducted

34B. Where a combined totalisator pool scheme is conducted and due to a communication failure normal procedures can not be followed, the management of the TAB has and may exercise discretion to determine dividend calculations.

[Regulation 34B inserted in Gazette 31 July 1992 p. 3798.]

Bracketing of runners

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

- (a) the TAB 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 TAB 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 TAB 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 TAB 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.

[Regulation 35 amended in Gazette 31 July 1992 p. 3796.]

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 Ararat, Bacchus Marsh, Bairnsdale, Ballan, Ballarat, Benalla, Bendigo, Boort, Camperdown, Casterton, Caulfield, Charlton, Cobram, Colac, Cranbourne, Donald, Echuca, Elmore, Flemington, Geelong, Goulbourn, Hamilton, Horsham, Kilmore, Kyneton, Marong, Maryborough, Mildura, Moe, Moonee Valley, Mornington, Murtoa, Nyah, Ouyen, Pakenham, Saint Arnaud, Sale, Sandown, Seymour, Shepparton, Stawell, Springvale, Stoney Creek, Swan Hill, Tatura, Terang, Traralgon, Wangaratta, Warracknabeal, Warragul, Warrnambool, Wedderburn, Werribee, Wodonga, Woodend, Yarra Glen or the Melbourne Showground;

(b) in the State of New South Wales—

All horse races held at racecourses situated at Albury, Armidale, Ballina, Bankstown, Bathurst, Bega, Berrigan, Bombala, Bowraville, Bulli, Canterbury, Casino, Cessnock, Coffs Harbour, Coonabarabran, Coonamble, Corowa, Cowra, Deniliquin, Denman, Dubbo, Fairfield, Forbes, Gilgandra, Glenn Innes, Gosford, Goulburn, Grafton, Griffith, Gulgong, Gundagai, Gunnedah, Harold Park, Hawkesbury, Inverell, Kembla Grange, Kempsey, Leeton, Lismore, Lithgow, Maitland, Menangle Park, Moree, Moruya, Mudgee, Murwillumbah, Muswellbrook, Narromine, Newcastle, Nowra, Orange, Parkes, Peak Hill, Penrith, Port MacQuarie, Queanbeyan, Quirindi, Randwick, Richmond, Rosehill, Scone, Tamworth, Taree, Wagga, Walcha, Warren, Warwick Farm, Wauchope, Wellington or Wyong;

(c) in the State of Queensland—

All horse races held at Albion Park, Eagle Farm and Doomben racecourses situated at Brisbane, the Bundamba racecourse situated at Ipswich, or at the racecourses situated at Beaudesert, Caloundra, Dalby, Esk, Gatton, Gold Coast, Kilcoy, Lockyer, Southport, Sunshine Coast or Toowoomba;

(d) in the State of South Australia—

All horse races held at the Cheltenham, Globe Derby Park, Morphettville and Victoria Park racecourses situated at Adelaide, or at the racecourses situated at Angle Park, Balaklava, Clare, Gawler, Halidon, Kadina, Kapunda, Mount Gambier, Murray Bridge, Naracoorte, Oakbank, Penola, Port Augusta, Port Lincoln, Port Pirie or Strathalbyn;

(e) in the State of Tasmania—

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

- (ea) in the Australian Capital Territory—
All horse races held at racecourses situated at Canberra;
- (f) in the Northern Territory—
All horse races held at the Fannie Bay racecourse situated at Darwin, or at the racecourse situated at Alice Springs;
- (fa) in Hong Kong—
All horse races held at the Happy Valley and Sha Tin racecourses situated at Hong Kong;
- (b) in Japan—
All horse races held at the Fuchu racecourse situated at Tokyo;
- (g) in New Zealand—
All horse races held at the racecourses situated at Addington, Auckland, Christchurch, Dunedin 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.

(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, Gawler, Mount Gambier, Port Augusta, Port Lincoln or Port Pirie;
- (b) in the State of Queensland—
Brisbane Cricket Ground, Gold Coast, Ipswich or Toowoomba;
- (c) in the State of New South Wales—
Bulli, Cessnock, Dapto, Gosford, Harold Park, Newcastle, Penrith, Richmond, Tweeds Heads, Wentworth Park or Wyong;
- (d) in the State of Victoria—
Ballarat, Bendigo, Cranbourne, Geelong, Horsham, Olympic Park, Sale, Sandown Park, Shepparton, Traralgon, Wangarrata, Warragul or Warrnambool;
- (e) in the State of Tasmania—
Devonport, Glenorchy, Hobart or Launceston;
- (f) in the Australian Capital Territory—
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(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, Broome, Bunbury, Carnarvon, Esperance, Geraldton, Kalgoorlie, Mount Barker, Narrogin, Newman, Northam, Pinjarra, Port Hedland, Roebourne, Toodyay or York;
 - (ii) all trotting races held at Albany, Bridgetown, Bunbury, Busselton, Collie, Cunderdin, Harvey, Kalgoorlie, Kellerberrin, Merredin, Narrogin, Northam, Pinjarra, Trayning, Wagin, Williams, Wyalkatchem or York;
 - (iii) all greyhound races held at Mandurah.

[Regulation 36 amended in Gazettes 23 March 1989 p. 814; 31 August 1990 pp. 4484-85; 12 April 1991 p. 1662; 2 August 1991 p. 4078; 27 September 1991 p. 5069; 20 October 1992 pp. 5227-8.]

Totalisator Board betting tax

37. The TAB shall lodge with the Commissioner by the last business day for the Treasury in each month a return of all moneys paid to the TAB during the month immediately preceding that month in respect of bets made through or with the TAB 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.

[Regulation 37 amended in Gazette 31 July 1992 p. 3796.]

PART 5—NOVELTY BETS

Novelty Bets on racing

38. (1) Subject to these regulations, the TAB 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 TAB 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 TAB 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.

[Regulation 38 amended in Gazette 31 July 1992 p. 3796.]

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Definition of "Novelty Bet" for purpose of s. 3

39. For the purposes of the definition of "novelty bet" in section 3 of the Act, bets of a kind referred to in regulation 38, are bets of a prescribed kind.

[Regulation 39 amended in Gazette 26 May 1989 p. 1549.]

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 TAB 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 placed in the totalisator pool concerned is a winning bet, the TAB 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 TAB may determine; and

- (b) if, in a case to which subregulation (2) (c) applies, there is a winning combination that was not selected by any person making a bet placed in the totalisator pool concerned, the TAB 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 TAB 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 TAB shall refund to that person the amount of the bet.

[Regulation 40 amended in Gazette 31 July 1992 p. 3796.]

Double event bets on races

41. (1) The TAB 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 TAB 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 TAB 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 TAB 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.

[Regulation 41 amended in Gazette 31 July 1992 p. 3796.]

Favourite numbers bets

42. (1) The TAB 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 TAB 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 TAB 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 TAB 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 TAB 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 TAB 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 TAB 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 TAB shall progressively reduce by one the number required for the purpose of determining which bets are winning bets until the TAB is able to declare and pay a dividend.

[Section 42 amended in Gazette 31 July 1992 p. 3796.]

Determination of the off-course favourite

43. (1) For the purposes of regulation 41 and 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 TAB 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 TAB.

(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 TAB for the race.

[Regulation 43 amended in Gazette 31 July 1992 p. 3796.]

Sweepstakes bets

44. (1) The TAB 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 TAB 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 TAB 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.

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(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 TAB 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.

[Regulation 44 amended in Gazette 31 July 1992 p. 3796.]

PART 6—SPORTING EVENTS

Division 1—Generally

Betting on sporting events

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

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

[Regulation 45 amended in Gazette 31 July 1992 p. 3796.]

Division 2—Australian Rules Football

Bets on Australian Rules Football

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

[Regulation 46 amended in Gazette 31 July 1992 p. 3796.]

Interpretation

47. In this Division—

“**competition**” means one or more series of matches selected by the TAB (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 TAB 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.

[Regulation 47 amended in Gazette 31 July 1992 p. 3796.]

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 TAB.

(2) The winning margin may be selected—

- (a) as a draw;
- (b) from one or more score ranges within brackets of 3 numbers determined by the TAB; or
- (c) as a greater score range,

any selection for a draw or for a greater score range being taken to be a bracket, and each bracket being a separate bet, but all the brackets selected being required to be consecutive.

(3) The TAB in accordance with regulation 15, and otherwise by announcements and advertisements as the TAB 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 TAB to be marked, or otherwise given to the TAB, 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 TAB.

(5) Where a totalisator pool is conducted in respect of Footo betting, the TAB 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 Footo bet placed in the totalisator pool concerned is a winning bet, the TAB shall carry forward the resulting balance and add it to the amount invested in a subsequent totalisator pool conducted for the same kind of bet, on the same or another day, as the TAB may determine.

[Regulation 48 amended in Gazette 31 July 1992 p. 3796.]

Top Score bets (Australian Rules Football)

48A. (1) For a Top Score bet on an Australian Rules Football match, the person making the bet nominates—

- (a) the amount of the bet;
- (b) his selected team, on the chance that it will be the winning team;
- (c) whether the bet is on the score at the end of the first half of the match or on the match result and the final score; and
- (d) his selected score or consecutive scores, on the chance that a score selected will be the exact score of the winning team,

in a match to be played to which a totalisator pool relates, the result and scores being determined by reference to information supplied on the day of the match at the end of the first half and at the finish of the match by the sporting authority and published by the TAB.

(2) A score—

- (a) of more than 999 will be deemed to be a score of 999; and
- (b) of zero will be deemed to be a score of 1.

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

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

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(4) Subject to subregulation (5) 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 TAB.

(5) Notwithstanding subregulation (4) where there is a result for the first half of a match the TAB shall declare and pay a dividend in respect of each unit to the holder of each winning ticket in the totalisator pool concerned.

(6) Where a totalisator pool is conducted in respect of Top Score betting on an Australian Rules Football match, the TAB shall—

- (a) deduct a commission of 25% of the gross takings of that totalisator pool; and
- (b) where the result—
 - (i) is not a draw, divide the number of winning tickets into the amount of the resulting balance; or
 - (ii) is a draw, calculate a separate dividend for each team by dividing the number of winning tickets on that team into half of the remaining balance, and declare and pay that dividend in respect of each unit to the holder of each winning ticket.

(7) If no Top Score bet on an Australian Rules Football match placed in the totalisator pool concerned is a winning bet, the TAB shall carry forward the resulting balance and add it to the amount invested in a subsequent totalisator pool conducted for the same kind of bet, on the same or another day, as the TAB may determine.

[Regulation 48A inserted in Gazette 23 March 1989 p. 815; amended in Gazette 31 July 1992 p. 3796.]

Scoop bets (Australian Rules Football)

48B. (1) In this regulation—

“**away team**”, in relation to a match, means the team other than the home team;

“**home team**”, in relation to a match, means the team nominated as the home team under subregulation (4);

“**pool**” means a collection of matches determined by the TAB under subregulation (3) as comprising a pool;

“**secondary winning ticket**”, in relation to a pool in which there is no winning ticket, means a ticket that nominates the highest number of correct results of matches in the pool;

“**winning ticket**”, in relation to a pool, means a ticket with the results of every match in the pool correctly nominated on it.

(2) For a scoop bet on an Australian Rules Football pool, the person making the bet nominates—

- (a) the amount of the bet; and

(b) the result of each match in the pool being either—

- (i) a win by the home team;
- (ii) a win by the away team; or
- (iii) a draw,

and the results of matches in the pool shall be determined by reference to information supplied on the day of each match by the sporting authority or its agent and published by the TAB.

(3) The matches to be included in a pool shall be determined by the TAB as it thinks fit and—

- (a) different pools may include different numbers of matches;
- (b) matches played on different days may be included in the same pool; and
- (c) one match may be included in more than one pool.

(4) In relation to each match in a pool, the sporting authority shall nominate one team as the home team, or if the sporting authority fails to make such a nomination, the TAB may nominate a home team.

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

- (a) the teams participating in, and the venue and date of, all matches included in a pool;
- (b) the home team in each match included in the pool;
- (c) the closing date and time for the pool, after which bets shall not be accepted; and
- (d) the details required by the TAB to be marked, or otherwise given to the TAB in making a bet.

(6) Except as provided in subregulation (9), where totalisator betting is conducted on an Australian Rules Football pool, the TAB shall deduct a commission of 25% of the gross takings of the pool and apply the balance of the takings in accordance with subregulation (7).

(7) Except as provided in subregulation (9), the balance of the takings referred to in subregulation (6) shall—

- (a) where there is one winning ticket, be paid to the winning ticket holder;
- (b) where there is more than one winning ticket, be divided by the number of winning tickets and a dividend paid accordingly to the holders of those tickets;
- (c) where there is no winning ticket—
 - (i) as to 20% of the balance, be divided by the number of secondary winning tickets and a dividend paid accordingly to the holder or holders of those tickets; and
 - (ii) as to 80% of the balance, be carried over to a subsequent pool,

except where the TAB in its absolute discretion determines that the entire balance should be paid to the holder or holders of secondary winning tickets, in which case it shall divide the balance by the number of secondary

winning tickets and pay a dividend accordingly to the holder or holders of those tickets;

or

(d) where no person selects the correct result in any match in a pool, be carried over to a subsequent pool.

(8) Where a match in a pool is postponed from one day to another, abandoned or cancelled, that match shall be omitted from the pool and the results of the pool shall be based upon the remaining matches.

(9) Notwithstanding subregulations (6) and (7), where all the matches in a pool are abandoned or cancelled, all bets on that pool shall be refunded by the TAB.

(10) Where a match is forfeited by a team, the opposing team shall be deemed to have won the match.

[Regulation 48B inserted in Gazette 6 April 1990 pp. 1771-72; amended in Gazette 31 July 1992 p. 3796.]

Division 3—Cricket

[Division 3 inserted in Gazette 29 November 1988 pp. 4779-80.]

Bets on cricket

49. Subject to these regulations the TAB may make and accept bets on cricket matches, whether conducted in the State or elsewhere.

[Regulation 49 inserted in Gazette 29 November 1988 p. 4779; amended in Gazette 31 July 1992 p. 3796.]

Interpretation

50. In this Division—

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

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

“match” means a game of cricket;

“rules” means the Rules of Cricket as determined from time to time by the sporting authority;

“score” means the total number of runs actually scored by a team in an innings, or for a match, as the case may be, as determined in accordance with the rules;

“sporting authority” means the Western Australian Cricket Association, the Australian Cricket Board or the appropriate national cricket body, whichever is responsible for the conduct of the game;

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

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

[Regulation 50 inserted in Gazette 29 November 1988 p. 4779.]

Top Score bets (Cricket matches)

51. (1) For a Top Score bet on a cricket match, the person making the bet nominates—

- (a) the amount of the bet;
- (b) his selected team, on the chance that it will be the winning team;
- (c) in the case of a match played over more than one day, whether the bet is on the score at the end of the first innings or on the match result and final score; and
- (d) his selected score or consecutive scores, on the chance that a score selected will be the exact score of the winning team,

in a match to be played to which a totalisator pool relates, the result and scores being determined by reference to information supplied on the day of the end of the first innings, where applicable, and on the day of the finish of the match by the sporting authority and published by the TAB.

(2) A score—

- (a) of more than 999 will be deemed to be a score of 999; and
- (b) of zero will be deemed to be a score of 1.

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

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

(4) Where a match is selected but the game is cancelled, forfeited or postponed from one day to another, all of the amounts of the bets made in respect of that match shall be refunded by the TAB.

(5) Where—

- (a) there is no result for a match or there is a first innings draw, all of the amounts of bets made in respect of that match and innings shall be refunded by the TAB;
- (b) there is a result for the first innings of a match, but the final result of the match is a draw, the dividend in respect of bets made on the final score will be determined as if the result were a tie.

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(6) Where a totalisator pool is conducted in respect of Top Score betting on a cricket match, the TAB shall—

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

(b) where the result—

(i) is not a tie, divide the number of winning tickets into the amount of the resulting balance; or

(ii) is a tie, calculate a separate dividend for each team by dividing the number of winning tickets on that team into half of the remaining balance, and declare and pay that dividend in respect of each unit to the holder of each winning ticket.

(7) If no Top Score bet on a cricket match placed in the totalisator pool concerned is a winning bet, the TAB shall carry forward the resulting balance and add it to the amount invested in a subsequent totalisator pool conducted for the same kind of bet, on the same or another day, as the TAB may determine.

[Regulation 51 inserted in Gazette 23 March 1989 pp. 815-16; amended in Gazette 31 July 1992 p. 3796.]

Division 4—Soccer

[Heading inserted in Gazette 6 April 1990 p. 1772.]

Soccer matches prescribed

52. Pursuant to section 57 (1) (b) of the Act, any soccer match or series of soccer matches selected by the TAB, whether conducted in the State or elsewhere, is prescribed to be a sporting event for the purposes of section 19A (1) (c) of the Act.

[Regulation 52 inserted in Gazette 6 April 1990 p. 1772; amended in Gazette 31 July 1992 p. 3796.]

Interpretation

53. In this Division—

“**away team**”, in relation to a match, means the team other than the home team;

“**draw**” means a match in which both teams fail to score, or score the same number of goals;

“**home team**”, in relation to a match, means the team nominated as the home team under regulation 54 (3);

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

“**pool**” means a collection of matches determined by the TAB under regulation 54 (2) as comprising a pool;

“**secondary winning ticket**”, in relation to a pool in which there is no winning ticket, means a ticket that nominates the highest number of correct results of matches in the pool;

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

“**team**” means a team of players representing a Soccer Club that is competing in a competition;

“**winning ticket**”, in relation to a pool, means a ticket with the results of every match in the pool correctly nominated on it.

[*Regulation 53 inserted in Gazette 6 April 1990 p. 1772; amended in Gazette 31 July 1992 p. 3796.*]

Scoop bets (soccer)

54. (1) For a scoop bet on a Soccer pool, the person making the bet nominates—

- (a) the amount of the bet; and
- (b) the result of each match in the pool being either—
 - (i) a win by the home team;
 - (ii) a win by the away team; or
 - (iii) a draw,

and the results of matches in the pool shall be determined by reference to information supplied on the day of each match by the sporting authority or its agent and published by the TAB.

(2) The matches to be included in a pool shall be determined by the TAB as it thinks fit and—

- (a) different pools may include different numbers of matches;
- (b) matches played on different days may be included in the same pool; and
- (c) one match may be included in more than one pool.

(3) In relation to each match in a pool, the sporting authority shall nominate one team as the home team, or if the sporting authority fails to make such a nomination, the TAB may nominate a home team.

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

- (a) the teams participating in, and the venue and date of, all matches included in a pool;
- (b) the home team in each match included in the pool;
- (c) the closing date and time for the pool, after which bets shall not be accepted; and
- (d) the details required by the TAB to be marked, or otherwise given to the TAB in making a bet.

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(5) Except as provided in subregulation (8), where totalisator betting is conducted on a Soccer pool, the TAB shall deduct a commission of 25% of the gross takings of the pool and apply the balance of the takings in accordance with subregulation (6).

(6) Except as provided in subregulation (8), the balance of the takings referred to in subregulation (5) shall—

- (a) where there is one winning ticket, be paid to the winning ticket holder;
- (b) where there is more than one winning ticket, be divided by the number of winning tickets and a dividend paid accordingly to the holders of those tickets;
- (c) where there is no winning ticket—
 - (i) as to 20% of the balance, be divided by the number of secondary winning tickets and a dividend paid accordingly to the holder or holders of those tickets; and
 - (ii) as to 80% of the balance, be carried over to a subsequent pool, except where the TAB in its absolute discretion determines that the entire balance should be paid to the holder or holders of secondary winning tickets, in which case it shall divide the balance by the number of secondary winning tickets and pay a dividend accordingly to the holder or holders of those tickets;

or

- (d) where no person selects the correct result in any match in a pool, be carried over to a subsequent pool.

(7) Where a match in a pool is postponed from one day to another, abandoned or cancelled, that match shall be omitted from the pool and the results of the pool shall be based upon the remaining matches.

(8) Notwithstanding subregulations (5) and (6), where all the matches in a pool are abandoned or cancelled, all bets on that pool shall be refunded by the TAB.

(9) Where a match is forfeited by a team, the opposing team shall be deemed to have won the match.

[Regulation 54 inserted in Gazette 6 April 1990 p. 1773; amended in Gazette 31 July 1992 p. 3796.]

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NOTES

¹ This reprint is a compilation as at 12 November 1992 of the *Totalisator Agency Board (Betting) Regulations 1988* and includes all amendments effected by the other Regulations referred to on the following Table.

Table of Regulations

| Regulations | Gazettal | Commencement | Miscellaneous |
|--|---------------------------------|-------------------------------------|---------------|
| <i>Totalisator Agency Board (Betting) Regulations 1988</i> | 25 March 1988 pp. 935-55 | 28 March 1988 | |
| <i>Totalisator Agency Board (Betting) Amendment Regulations 1988</i> | 29 November 1988 pp. 4779-80 | 29 November 1988 | |
| <i>Totalisator Agency Board (Betting) Amendment Regulations 1989</i> | 23 March 1989 pp. 814-16 | 28 March 1989 (see regulation 2) | |
| <i>Totalisator Agency Board (Betting) Amendment Regulations (No. 2) 1989</i> | 26 May 1989 pp. 1548-49 | 26 May 1989 | |
| <i>Totalisator Agency Board (Betting) Amendment Regulation 1990</i> | 6 April 1990 pp. 1771-73 | 6 April 1990 | |
| <i>Totalisator Agency Board (Betting) Amendment Regulations (No. 2) 1990</i> | 31 August 1990 pp. 4484-85 | 31 August 1990 | |
| <i>Totalisator Agency Board (Betting) Amendment Regulations 1991</i> | 12 April 1991 p. 1662 | 12 April 1991 | |
| <i>Totalisator Agency Board (Betting) Amendment Regulations (No. 2) 1991</i> (Erratum 9 August 1991 p. 4239) | 2 August 1991 pp. 4077-78 | 2 August 1991 | |
| <i>Totalisator Agency Board (Betting) Amendment Regulations (No. 3) 1991</i> | 27 September 1991 p. 5069 | 27 September 1991 | |
| <i>Totalisator Agency Board (Betting) Amendment Regulations (No. 4) 1991</i> | 20 December 1991 p. 6379 | 20 December 1991 | |

Totalisator Agency Board (Betting) Regulations 1988

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| <i>Totalisator Agency Board (Betting) Amendment Regulations 1992</i> | 31 July 1992 pp. 3796-98 | 31 July 1992 | |
| <i>Totalisator Agency Board (Betting) Amendment Regulations (No. 2) 1992</i> | 20 October 1992 pp. 5227-8 | 20 October 1992 | |

² Title changed under section 7 (3) (h) of the *Reprints Act 1984*.