
RACING, GAMING AND LIQUOR

RG301*

Racing and Wagering Western Australia Act 2003

**Racing and Wagering Western Australia
Amendment Regulations 2006**

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Racing and Wagering Western Australia Amendment Regulations 2006*.

2. The regulations amended

The amendments in these regulations are to the *Racing and Wagering Western Australia Regulations 2003**.

[* *Published in Gazette 29 July 2003, p. 3273-91.*
For amendments to 27 March 2006 see Western Australian Legislation Information Tables for 2004, Table 4, p. 318, and Gazette 14 October 2005.]

3. Regulation 24A inserted

Part 4 is amended by inserting after regulation 24 the following regulation —

“

24A. Offences relating to making and accepting wagers

- (1) A RWWA agent or any person employed or otherwise engaged by the agent to assist in the operation of a totalisator agency who accepts a wager contrary to regulation 32(3) commits an offence.

Penalty: \$500.

- (2) A RWWA agent or any person employed or otherwise engaged by the agent to assist in the operation of a totalisator agency who accepts a cheque as part or full payment for a wager when the cheque does not satisfy one or more of the requirements set out in regulation 35(3) commits an offence.

Penalty: \$500.

- (3) A RWWA agent or any person employed or otherwise engaged by the agent to assist in the operation of a totalisator agency who accepts a cheque as part or full payment for a wager when the cheque is not made payable to the TAB or RWWA commits an offence.

Penalty: \$500.

- (4) A RWWA agent or any person employed or otherwise engaged by the agent to assist in the operation of a totalisator agency who makes a personal wager while on duty in an agency commits an offence.
Penalty: \$500.
- (5) A RWWA agent or any person employed or otherwise engaged by the agent to assist in the operation of a totalisator agency who accepts an uncleared cheque as part or full payment for a wager when the value of the cheque, when added to the uncleared cheques already accepted by the agent during the relevant period, results in a total amount that is more than that agent's bond, commits an offence.
Penalty: \$500.
- (6) A RWWA agent or any person employed or otherwise engaged by the agent to assist in the operation of a totalisator agency who accepts an uncleared cheque as part or full payment for a wager when the value of the cheque, when added to the uncleared cheques already accepted by the agent during the relevant period, results in a total amount that is more than \$20 000 or (where applicable) an appropriate amount specified by RWWA in relation to that agent, commits an offence.
Penalty: \$500.

”.

4. Regulation 27 amended

Regulation 27(1) is amended after paragraph (b) by inserting the following paragraph —

“

- (ba) persons to whom a “warning off” notice has been given under regulation 72(1), while that notice is in force;

”.

5. Regulation 30 amended

Regulation 30(2) is repealed and the following subregulation is inserted instead —

“

- (2) Dividends are to be rounded down if the total dividend payable would not be divisible by 5 cents.

”.

6. Regulation 31 amended

Regulation 31(2)(a) is deleted and the following paragraph is inserted instead —

“

- (a) after allowing for refunds, deduct the prescribed commission from the sum of the wagers included in the totalisator pool;

”.

7. Regulation 32 amended

After regulation 32(2) the following subregulation is inserted —

“

- (3) Any wager offered to be made with or through RWWA by or on behalf of a person to whom a “warning off” notice has been given under regulation 72(1), while that notice is in force, must not be accepted.

”.

8. Regulation 36 amended

After regulation 36(1) the following subregulation is inserted —

“

- (1a) Despite subregulation (1), a person may submit a betting ticket for a race with the race meeting designation or race number selection incomplete, in which case —
 - (a) when the ticket is submitted at an on-course totalisator, the next race at the racecourse will be selected; or
 - (b) when the ticket is submitted at an agency, the next race on the program will be selected.

”.

9. Regulation 40 amended

- (1) Regulation 40(2) is repealed and the following subregulation is inserted instead —

“

- (2) Subject to this regulation, the person to whom a ticket is issued by RWWA may cancel that ticket —
 - (a) more than 30 minutes prior to the advertised starting time for the race or sporting event, for any reason; or
 - (b) within 30 minutes prior to the advertised starting time for the race or sporting event, if the cancellation is —
 - (i) requested within 2 minutes of the ticket being issued or the closing sell time, whichever occurs first; and
 - (ii) to correct an error or omission.

”.

- (2) After regulation 40(4) the following subregulations are inserted —

“

- (4a) Where a ticket is issued as a result of a wager being made, but the person does not have sufficient funds to pay for that wager, that ticket may be cancelled immediately by RWWA.

- (4b) In exceptional circumstances, including equipment failure or where a ticket is misread electronically, RWWA may cancel a ticket at any time before the declaration of dividends.

”.

10. Regulation 43 amended

Regulation 43(5) is amended after “regulations” by inserting —

“

, including cancellation of the ticket or wager under regulation 40 or 59,

”.

11. Regulation 59 amended

Regulation 59(7) is amended by deleting “if —” and paragraphs (a) and (b) and “and” between them and inserting instead —

“

if the amendment or cancellation is requested —

- (a) during the course of the relevant phone call or electronic contact used to make the wager; and
- (b) before any further wager is made.

”.

By Command of the Governor,

G. M. PIKE, Clerk of the Executive Council.
