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## RACING, GAMING AND LIQUOR

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RA301\*

Betting Control Act 1954

### Betting Control Amendment Regulations (No. 3) 1999

Made by the Governor in Executive Council.

#### 1. Citation

These regulations may be cited as the *Betting Control Amendment Regulations (No. 3) 1999*.

#### 2. The regulations amended

The amendments in these regulations are to the *Betting Control Regulations 1978\**.

[\* Reprinted as at 30 September 1997.

For amendments to 26 September 1999 see 1998 Index to Legislation of Western Australia, Table 4, pp. 26-7.]

#### 3. Regulation 3 amended

Regulation 3(1) is amended by inserting in the appropriate alphabetical position the following definition —

“

“**internet betting**” means a method of making and accepting bets by means of an on-line telecommunications system (commonly known as “the Internet”) using a computer system that is subject to the procedures set out in regulation 76;

”.

#### 4. Regulation 14 amended

Regulation 14(7) and (8) are repealed and the following subregulations are inserted instead —

“

(7) A bookmaker’s licence which is endorsed to that effect authorizes the licensee to carry on the business of a bookmaker, in relation to sporting events or contingencies approved under section 4B, by means of —

(a) on-course telephone betting conducted in accordance with regulation 71; or

- (b) on-course internet betting, conducted in accordance with regulations 74 and 76,

or both, as the case may be.

- (8) A bookmaker's licence which is endorsed to that effect authorizes the licensee to carry on the business of a bookmaker, in relation to racing, by means of —

- (a) on-course telephone betting conducted in accordance with regulation 72; or
- (b) on-course internet betting, conducted in accordance with regulations 75 and 76,

or both, as the case may be.

”.

## 5. **Regulations 74, 75 and 76 inserted**

After regulation 73 the following regulations are inserted —

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### **74. Internet betting (sporting events)**

When betting on a sporting event, or a contingency, is approved under section 4B a licensee who is so authorized by endorsement on the licence may carry on business as a bookmaker by means of on-course internet betting, in relation to that sporting event or contingency —

- (a) in accordance with the procedures established and approved by the Board under regulation 76 for the conduct of internet betting; and
- (b) if the committee or other authority controlling the racecourse so permits,

and not otherwise.

### **75. Internet betting (racing)**

A licensee who is so authorized by endorsement on the licence may only carry on business as a bookmaker by means of on-course internet betting in relation to racing —

- (a) in accordance with the procedures established and approved by the Board under regulation 76 for the conduct of internet betting;
- (b) if the committee or other authority controlling the racecourse so permits;
- (c) if the bet is on a race being conducted at any other race meeting in the State, if the committee or other authority controlling that other race meeting so permits; and

- (d) if the amount of the bet is not less than \$200, or if the amount to be won on the bet is not less than \$2 000,

and not otherwise.

**76. Procedures for internet betting**

- (1) For the purposes of regulations 74 and 75 the Board has established the following procedures:
  - (a) any internet betting system shall be developed in accordance with the Board's specifications;
  - (b) an internet betting system shall not be used unless it is first audited and approved by the Board;
  - (c) an approved internet betting system shall not be modified or changed unless consent for the specific modification or change is obtained from the Board;
  - (d) any internet betting using an approved internet betting system shall be conducted in accordance with any further conditions that are imposed by the Board, as part of the licence endorsement, under regulation 14;
  - (e) any internet bet using an approved internet betting system shall be confirmed in a manner, and within a time, that the Board approves;
  - (f) an internet betting ticket —
    - (i) may be written in such a form; and
    - (ii) notwithstanding section 31(1)(b)(iii), is to be delivered (or not delivered) in a manner,  
approved by the Board.
- (2) Where an internet bet is not confirmed in the manner or within the time approved by the Board, that transaction does not constitute a valid bet.
- (3) The details of all internet bets received are to be separately recorded in a format approved by the Board under regulation 37 and, for the purposes of section 15, included in the returns to be delivered under the Act.

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By Command of the Governor,

M. C. WAUCHOPE, Clerk of the Executive Council.

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