

**1994**

**AUSTRALIAN CAPITAL TERRITORY LEGISLATIVE ASSEMBLY**

**BETTING (TOTALIZATOR ADMINISTRATION) (AMENDMENT) BILL 1994**

**EXPLANATORY MEMORANDUM**

**Circulated by the authority of David Lamont, MLA  
Minister for Sport**

## **Outline**

The Betting (Totalizator Administration) Amendment Bill 1994 amends certain provisions of the *Betting (Totalizator Administration) Act 1964* (the Principal Act).

The Principal Act provides, in part, for the payment of moneys from the ACT Totalizator Administration Board (ACTTAB) to the Territory and the Racecourse Development Fund. This includes determining the level of deduction. It is intended to amend the Principal Act to allow these levels of deduction to be determined by the Minister.

It is proposed that the statutory deductions from ACTTAB turnover will be determined by the Minister by disallowable instrument.

## **Financial Implications**

The Bill provides the flexibility for ACTTAB to quickly react to changes in the commission rate of linked totalizator pools.

There may be some revenue impact if the level of commission on linked pools is reduced.

A reduction in the commission rate is expected to result in increased turnover.

## **CLAUSE NOTES**

### **Clauses 1, 2 and 3**

Clauses 1, 2 and 3 are machinery provisions that specify the title of the Bill, specify that the Bill will commence on notification in the Gazette and identify the title of the Act to be amended.

Clause 2 will provide for the commencement on notification in the Gazette because of the urgent need to provide flexibility in relation to determining percentages under section 32 and section 34 of the Act.

### **Clause 4**

Clause 4 will amend section 32 of the Principal Act. Section 32 specifies the percentage of the amount of bets accepted by the Totalizator Administration Board that shall be paid to the Territory.

Clause 4 will amend section 32 to provide that the amount that shall be paid to the Territory shall be such percentage as may be determined in writing by the Minister.

**Clause 5**

Clause 5 will amend section 34 of the Principal Act. Section 34 specifies the percentage of all bets accepted by the Totalizator Administration Board that shall be paid to the Racecourse Development Fund. The amendment will provide that the percentage shall be the percentage determined in writing by the Minister.

**Clause 6**

Clause 6 will amend section 37 of the Principal Act. Section 37 specifies that certain instruments made under the Principal Act shall be disallowable instruments for the purposes of section 10 of the *Subordinate Laws Act 1989*. The amendment will provide that the instruments made under sections 32 and 34 shall be disallowable instruments.