

**THE LEGISLATIVE ASSEMBLY FOR THE AUSTRALIAN CAPITAL TERRITORY**

**BETTING (TOTALIZATOR ADMINISTRATION) (AMENDMENT) BILL 1993**

**SUPPLEMENTARY EXPLANATORY MEMORANDUM**

**Amendments to be moved on behalf of the Government**

**Circulated by authority of the Minister for Sport**

**Wayne Berry MLA**

The Betting (Totalizator Administration)(Amendment) Bill 1993 (the Bill) makes a number of amendments to the Betting (Totalizator Administration) Act 1964 (the Act). The following amendments to the Bill are proposed by the Government.

#### Amendment No.1

The Legislative Assembly Standing Committee on Scrutiny of Bills and Subordinate Legislation, has drawn attention to an inconsistency between two provisions to be inserted into the Act. Amendment No.1 will remove the inconsistency between these two new provisions.

The Bill inserts into the Act two provisions that provide for appointment of a person to act. New section 5P provides that the Minister may appoint a person to act as a member of the Board. New section 5Y relates to the appointment of an acting Chief Executive Officer.

New section 5P empowers the Minister to appoint a person to act and then relies on the Interpretation Act 1967 to specify conditions relating the acting appointment.

New section 5Y empowers the Minister to appoint a person to act as Chief Executive Officer but then details certain conditions in relation to that appointment.

Amendment No.1 will amend clause 6 of the Bill by removing from proposed new section 5Y the conditions that would apply before the appointment of a person to act as Chief Executive Officer of the Australian Capital Territory Totalizator Administration Board. The revised provision will then rely upon the Interpretation Act 1967 to specify the conditions relating to an appointment to act.

The proposed amendment will remove the inconsistency between the two provisions and both provisions will rely upon the relevant provisions of the Interpretation Act 1967 to specify the conditions in relation to such an appointment to act.

#### Amendment No.2

Amendment No.2 will omit clause 7 of the Bill and substitute a new clause 7 and clause 7A.

New clause 7 will amend section 6 of the Act by omitting the figure "6%" and substituting the figure "5.75%"

New clause 7A will amend section 8 of the Act by omitting from subsection 8(1) the figure "0.75%" and substituting the figure "0.5%". New clause 7A will also amend section 8 by omitting subsection 8(2). Subsection 8(2) is redundant.