

Queensland



Subordinate Legislation 2001 No. 44

Wagering Act 1998

WAGERING AMENDMENT RULE (No. 1) 2001

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1 Short title

This rule may be cited as the *Wagering Amendment Rule (No. 1) 2001*.

2 Commencement

This rule commences on 14 May 2001.

3 Rule amended

This rule amends the *Wagering Rule 1999*.

4 Amendment of s 3 (Dictionary)

Section 3, ‘the schedule’—

omit, insert—

‘schedule 2’.

5 Replacement of s 16 (Refund of investment—fixed odds)

Section 16—

omit, insert—

‘16 Refund of investment—fixed odds

‘(1) Subject to subsections (2) to (4), all fixed odds investments made on selections for an event are made on a play and pay basis.

‘(2) If a licence operator accepts an investment on a selection for an event after a competitor that is part of the selection withdraws from the event, the licence operator must refund the investment in full.

‘(3) If, before an event starts, the event is postponed or cancelled, a licence operator must refund in full all investments received on selections for the event.

‘(4) A licence operator must refund all investments received, on the day of a race, on a late scratching in the race.’.

6 Amendment of s 20 (Amount of investment shown on printed tickets)

Section 20—

insert—

‘(3) If the amount of the investment is shown by the fraction ‘ $\frac{1}{4}$ ’, the number ‘.25’ or the word ‘quarter’, the amount of the investment is 25 cents.’.

7 Amendment of s 22 (Request to stop payment on a printed ticket)

(1) Section 22, heading—

omit, insert—

‘22 Payment on destroyed, lost or stolen printed ticket’.

(2) Section 22(1)—

omit, insert—

‘(1) This section applies if—

- (a) a printed ticket issued by an authority operator to an investor entitles the investor to a payout, dividend or refund; and
- (b) within 14 days after the event to which the printed ticket relates, a person who claims to be the investor (the “**claimant investor**”) gives the authority operator a notice under subsection (2)—
 - (i) advising the authority operator the printed ticket is destroyed, lost or stolen; and
 - (ii) asking the authority operator to make the payout or pay the dividend or refund to the claimant investor.’.

(3) Section 22(2), ‘request to stop payment’—

omit, insert—

‘notice’.

(4) Section 22(4) and (5)—

omit, insert—

‘(4) The authority operator must not make payment on the printed ticket to the claimant investor unless the authority operator—

- (a) has investigated the ownership of the printed ticket; and

(b) is reasonably satisfied the claimant investor is entitled to payment on the printed ticket.

‘(5) If the authority operator makes payment on the printed ticket to the claimant investor, the authority operator must immediately record the cancellation of the printed ticket.

‘(6) Subsection (7) applies if the authority operator has already made payment on the printed ticket.

‘(7) The authority operator must—

- (a) immediately advise the claimant investor the authority operator has already made payment on the printed ticket; and
- (b) if there is a police investigation into the payment—
 - (i) help in the investigation; and
 - (ii) give the investigating police officer details of the name and address of the person to whom the payment was made that are known to the authority operator.’.

8 Amendment of s 24 (Investments only against funds in deposit accounts)

Section 24(3)—

omit, insert—

‘(3) However, if an investor attempts to make an investment for an amount greater than the amount of cleared funds in the account, the licence operator must not accept the investment.’.

9 Amendment of s 42 (Amount of payout for fixed odds wagering)

Section 42—

insert—

‘(3) This section is subject to section 42A.’.

10 Insertion of new s 42A

After section 42—

insert—

‘42A Amount of payout if there is a late scratching—fixed odds

‘(1) This section applies if—

- (a) a runner in a race is a late scratching; and
- (b) a win investment or place investment, made on a fixed odds basis, on another runner in the race is made—
 - (i) on the day of the race; and
 - (ii) before the late scratching is scratched.

‘(2) The amount of the payout for the win investment is reduced by an amount calculated using the following formula—

$$\frac{\mathbf{PWI \times WDF}}{\mathbf{100}}$$

where—

“**PWI**” means the amount of the payout for the win investment.

“**WDF**” means the win deduction factor mentioned in schedule 1, column 2 shown opposite the odds mentioned in schedule 1, column 1 that are the same as, or nearest to, the final odds for the late scratching.

‘(3) The amount of the payout for the place investment is reduced by an amount calculated using the following formula—

$$\frac{\mathbf{PPI \times PDF}}{\mathbf{100}}$$

where—

“**PDF**” means the place deduction factor mentioned in schedule 1, column 3 shown opposite the odds mentioned in schedule 1, column 1 that are the same as, or nearest to, the final odds for the late scratching.

“**PPI**” means the amount of the payout for the place investment.

‘(4) Subsection (5) applies if the final odds for the late scratching—

- (a) are not mentioned in schedule 1, column 1; and
- (b) are midway between the next higher and lower odds mentioned in schedule 1, column 1.

‘(5) For the definition “WDF” in subsection (2) and the definition “PDF” in subsection (3), the next lower odds are taken to be nearest to the final odds for the late scratching.

‘(6) In this section—

“**final odds**”, for a late scratching, means the odds for the late scratching offered by the authority operator immediately before the late scratching was scratched.’.

11 Amendment of s 44 (Payout, dividend or refund may be sent to investor)

Section 44(2), ‘A authority’—

omit, insert—

‘An authority’.

12 Amendment of s 48 (Publication of results)

Section 48(1)(a), ‘licence’—

omit, insert—

‘authority’.

13 Amendment of s 50 (Definitions for div 2)

Section 50, definition “expert pick”—

omit.

14 Amendment of s 53 (Expert pick)

(1) Section 53, heading, ‘**Expert**’—

omit, insert—

‘**Computer**’.

(2) Section 53, ‘expert’—

omit, insert—

‘computer’.

15 Amendment of s 80 (Pick the winners investment)

Section 80—

insert—

‘(1A) Also, an investor may make a pick the winners investment by marking the pick the winners panel on a mystery pick investment ticket.’.

16 Amendment of s 84 (Pick the score investment)

Section 84—

insert—

‘(1A) Also, an investor may make a pick the score investment by marking the pick the score panel on a mystery pick investment ticket.’.

17 Amendment of s 88 (Pick the result investments)

Section 88—

insert—

‘(1A) Also, an investor may make a pick the result investment by marking the pick the result panel on a mystery pick investment ticket.’.

18 Amendment of s 95 (Definition for pt 8)

(1) Section 95, heading, ‘**Definition**’—

omit, insert—

‘**Definitions**’.

(2) Section 95, definition “unit of investment”—

omit, insert—

‘**“unit of investment”** means—

- (a) for division 9—an investment of 25 cents; or
- (b) otherwise—an investment of 50 cents.’.

19 Amendment of s 116 (Calculating a dividend if there is a dead heat)

(1) Section 116(2), ‘who’ to ‘combinations is’—

omit, insert—

‘under section 111(1) or (2) is’.

(2) Section 116(2)(a), ‘double combinations’—

omit, insert—

‘combinations under the subsection’.

20 Replacement of s 123 (Calculating a dividend if there is a dead heat)

Section 123—

omit, insert—

‘123 Calculating a dividend if there is a dead heat

‘(1) This section applies if—

- (a) there is a dead heat for first place in 1 of the races on which a treble totalisator is being conducted; or
- (b) there is a dead heat in a situation to which section 120(2) applies.

‘(2) The dividend payable to an investor under section 120(1) or (2) is calculated by—

- (a) dividing the treble totalisator pool into as many equal parts as the number of backed winning combinations under the subsection; and
- (b) allotting a part to each combination; and
- (c) dividing the part by the number of units of investment made on the combination to which the part is allotted.’.

21 Amendment of s 126 (Calculating a dividend)

Section 126(4)—

omit, insert—

‘(4) However, if 2 or more runners dead heat for third place, a combination of 2 runners that place mentioned in subsection (3) may include only 1 of the runners involved in the dead heat.’

22 Amendment of s 127 (Calculating a dividend if there is a dead heat)

Section 127(4) and (5)—

omit, insert—

‘(4) If there are no investments made on the combinations of runners that place first, second and third in any order in a race, the dividend is calculated by dividing the trifecta totalisator pool by the number of units of investment made on any combination of 2 runners that place in the race and any other runner.

‘(5) However, if 2 or more runners dead heat for third place, a combination of 2 runners that place mentioned in subsection (4) may include only 1 of the runners involved in the dead heat.’

23 Replacement of s 138 (Jackpot)

Section 138—

omit, insert—

‘138 Jackpot—pick 6 totalisator

‘(1) If no dividend is payable under section 134 or 136, the pick 6 totalisator pool (the “**first pool**”) jackpots and forms part of the pool for a pick 6 totalisator, selected by the authority operator, operated by the authority operator on the same type of racing event.

‘(2) The authority operator must include the jackpot in a pick 6 totalisator pool within 10 days after the first pool jackpots.

‘(3) A pick 6 totalisator pool may include more than 1 jackpot.

‘138A Jackpot—straight 6 totalisator

‘(1) If no dividend is payable under section 135 or 137, the straight 6 totalisator pool (the “**first pool**”) jackpots and forms part of the pool for a straight 6 totalisator, selected by the authority operator, operated by the authority operator on the same type of racing event.

‘(2) The authority operator must include the jackpot in a straight 6 totalisator pool within 10 days after the first pool jackpots.

‘(3) A straight 6 totalisator pool may include more than 1 jackpot.’.

24 Replacement of s 142 (Jackpot)

Section 142—

omit, insert—

‘142 Jackpot

‘(1) If no dividend is payable under section 140 or 141, the first four totalisator pool (the “**first pool**”) jackpots and forms part of the pool for a first four totalisator, selected by the authority operator, operated by the authority operator on the same type of racing event.

‘(2) The authority operator must include the jackpot in a first four totalisator pool within 10 days after the first pool jackpots.

‘(3) A first four totalisator pool may include more than 1 jackpot.’.

25 Amendment of s 144 (Calculating a dividend)

Section 144(1), ‘made on the combination of runners’—

omit, insert—

‘made on the winning forecast combination’.

26 Amendment of s 155 (Jackpot)

Section 155(1), ‘the next double trio totalisator’—

omit, insert—

‘a double trio totalisator, selected by the authority operator,’.

27 Amendment of s 156 (Calculating a dividend if there is a dead heat)

Section 156(2), from ‘calculated by’—

omit, insert—

‘calculated by dividing the double trio totalisator pool by the number of units of investment made on the combinations of the first 3 runners to place in each of the 2 races.’.

28 Insertion of new sch 1

After part 9—

insert—

‘SCHEDULE 1

‘DEDUCTIONS FOR LATE SCRATCHINGS

section 42A

	Column 1 Odds	Column 2 Win deduction factor	Column 3 Place deduction factor
1.	21	4	5
2.	17	5	6
3.	16	6	7
4.	15	6	7
5.	13	7	8
6.	12	8	8
7.	11	9	9
8.	10	9	10
9.	9	11	11
10.	8	12	12
11.	7.5	12	12
12.	7	14	13
13.	6.5	14	13
14.	6	16	14
15.	5.5	17	17
16.	5	19	16

	Column 1 Odds	Column 2 Win deduction factor	Column 3 Place deduction factor
17.	4.5	21	17
18.	4	23	18
19.	3.75	25	19
20.	3.5	27	20
21.	3.25	29	20
22.	3	31	21
23.	2.75	34	22
24.	2.65	35	23
25.	2.5	37	23
26.	2.35	39	24
27.	2.25	41	24
28.	2.1	44	25
29.	2	47	26
30.	1.9	51	27
31.	1.8	51	27
32.	1.75	54	27
33.	1.65	56	27
34.	1.55	59	28
35.	1.5	62	28
36.	1.45	64	29
37.	1.4	66	29
38.	1.33	69	30
39.	1.3	71	30
40.	1.25	74	30'

29 Amendment of schedule (Dictionary)

Schedule—

renumber as schedule 2.

ENDNOTES

1. Made by the Minister on 3 May 2001.
2. Notified in the gazette on 11 May 2001.
3. Laid before the Legislative Assembly on . . .
4. The administering agency is the Queensland Office of Gaming Regulation.