

Queensland



Subordinate Legislation 2004 No. 31

Wagering Act 1998

WAGERING AMENDMENT RULE (No. 1) 2004

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1 Short title

This rule may be cited as the *Wagering Amendment Rule (No. 1) 2004*.

2 Rule amended

This rule amends the *Wagering Rule 1999*.

3 Insertion of new s 96A

After section 96—

insert—

‘96A Names for totalisators

‘An authority operator may use any name the authority operator considers appropriate for a class of totalisator mentioned in this part.’

4 Insertion of new pt 8, div 12A

After section 158—

insert—

‘Division 12A—Any 2 totalisator

‘158A Any 2 totalisator pool

‘(1) An any 2 totalisator pool provides dividends for investors who select any 2 of the runners that place first, second and third in a race, regardless of the order in which the selected runners place in the race.

‘(2) An authority operator must not operate an any 2 totalisator on a race unless there are at least 5 runners in the race at the time the authority operator starts operating the any 2 totalisator.

‘(3) If fewer than 4 runners start in a race, the authority operator must refund to the investors all any 2 totalisator investments received for the race.

‘(4) An authority operator must not operate an any 2 totalisator on a race if there are bracketed runners in the race.

‘158B Calculating a dividend

‘(1) For section 158A, the dividend payable, for each unit of investment, to an investor who selects a combination of any 2 of the runners that place first, second and third in a race (a “**winning combination**”) is calculated by—

- (a) if investors have selected more than 1 of the winning combinations for the race—
 - (i) dividing the any 2 totalisator pool into as many equal parts as there are winning combinations selected by investors; and
 - (ii) allotting 1 of the equal parts to each selected winning combination; and
 - (iii) for each part allotted under subparagraph (ii), dividing the part by the number of units of investment made on the winning combination to which the part is allotted; or
- (b) if investors have selected only 1 of the winning combinations for the race, dividing the any 2 totalisator pool by the number of units of investment made on the selected winning combination.

‘(2) If there are no investments made on any of the combinations mentioned in subsection (1), the dividend—

- (a) is calculated by dividing the any 2 totalisator pool by the total number of units of investment in the pool; and
- (b) is paid for each unit of investment made by each investor on the any 2 totalisator.

‘(3) A minimum dividend does not apply to a payment under subsection (2).

‘158C Winning any 2 combinations if there is a dead heat for first place

‘(1) This section applies if there is a dead heat for first place in a race on which an any 2 totalisator is being conducted.

‘(2) The runners in the dead heat are taken to have filled the first, second and third places as the case may be.

‘(3) If there are 2 runners in the dead heat, each of the following combinations is a winning any 2 combination—

- (a) a combination of 2 of the runners in the dead heat;
- (b) a combination of 1 of the runners in the dead heat with the runner in third place.

‘(4) If there are 3 or more runners in the dead heat, a combination of 2 of the runners in the dead heat is a winning any 2 combination.

‘158D Winning any 2 combinations if there is a dead heat for second place

‘(1) This section applies if there is a dead heat for second place in a race on which an any 2 totalisator is being conducted.

‘(2) The runners in the dead heat are taken to have filled the second and third places in the race.

‘(3) Each of the following combinations is a winning any 2 combination—

- (a) a combination of the runner that placed first with 1 of the runners in the dead heat;
- (b) a combination of 2 of the runners in the dead heat.

‘158E Winning any 2 combinations if there is a dead heat for third place

‘(1) This section applies if there is a dead heat for third place in a race on which an any 2 totalisator is being conducted.

‘(2) Each of the following combinations is a winning any 2 combination—

- (a) a combination of the runner that placed first with—
 - (i) the runner that placed second; or
 - (ii) 1 of the runners in the dead heat;
- (b) a combination of the runner that placed second with 1 of the runners in the dead heat.

‘(3) A combination of 2 of the runners in the dead heat is not a winning any 2 combination.

‘158F Calculating a dividend if there is a dead heat

‘(1) For section 158C, 158D or 158E, the dividend payable, for each unit of investment, to an investor who selects a winning any 2 combination for a race (a “**winning combination**”) is calculated by—

- (a) if investors have selected more than 1 of the winning combinations for the race—
 - (i) dividing the any 2 totalisator pool into as many equal parts as there are winning combinations selected by investors; and
 - (ii) allotting 1 of the equal parts to each selected winning combination; and
 - (iii) for each part allotted under subparagraph (ii), dividing the part by the number of units of investment made on the winning combination to which the part is allotted; or
- (b) if investors have selected only 1 of the winning combinations for the race, dividing the any 2 totalisator pool by the number of units of investment made on the selected winning combination.

‘(2) If there are no investments made on any of the winning combinations mentioned in subsection (1), the dividend—

- (a) is calculated by dividing the any 2 totalisator pool by the total number of units of investment in the pool; and
- (b) is paid for each unit of investment made by each investor on the any 2 totalisator.

‘(3) A minimum dividend does not apply to a payment under subsection (2).’.

5 Amendment of s 159 (Mystery pick)

Section 159(3)—

omit.

ENDNOTES

1. Made by the Deputy Premier, Treasurer and Minister for Sport on 29 March 2004.
2. Notified in the gazette on 2 April 2004.
3. Laid before the Legislative Assembly on . . .
4. The administering agency is the Treasury Department.