



Queensland

Racing Integrity Regulation 2016

Subordinate Legislation 2016 No. 96

made under the

Public Sector Ethics Act 1994

Queensland Civil and Administrative Tribunal Act 2009

Racing Act 2002

Racing Integrity Act 2016

Statutory Bodies Financial Arrangements Act 1982

Superannuation (State Public Sector) Act 1990

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Part 1 Preliminary

1 Short title

This regulation may be cited as the *Racing Integrity Regulation 2016*.

2 Commencement

This regulation commences on 1 July 2016.

Part 2 Prescribed matters for Act

3 Matters for operational plan—Act, s 53

- (1) For section 53(2) of the Act, an operational plan must include a program to audit the suitability of licensed animals and participants to continue to be licensed for the relevant financial year.

Note—

See also section 41(3) of the Act.

- (2) A program mentioned in subsection (1) must include the following—
- (a) the categories of licensed animals and participants being audited by the program;
 - (b) the focus of the audits for each category of licensed animal or participant;
 - (c) the number of audits planned for each category of licensed animal or participant.
- (3) Subsection (4) applies if, as a result of auditing licensed animals or participants, the commission identifies an issue about the suitability of licensed animals or participants to continue to be licensed that is not within the focus of the audits.

[s 4]

- (4) The program for the next financial year must include a summary of the issue and state whether the issue is addressed by the program.

4 Prescribed laws about racing or betting—Act, s 101

For section 101(1)(b)(ii) of the Act, each law of another State that is stated in schedule 1 is a law about racing or betting.

5 Approved place for paying and settling particular bets—Act, s 140

For section 140(2) of the Act, the Tattersall's Club Rooms at 215 Queen Street, Brisbane is an approved place.

6 Persons for appointment as authorised officers—Act, s 145

For section 145(1)(b) of the Act, the commissioner may appoint a race day steward as an authorised officer.

Part 3 Fees

7 Fees

The fees payable under the Act are stated in schedule 2.

Part 4 Amendment of the Public Sector Ethics Regulation 2010

8 Regulation amended

This part amends the *Public Sector Ethics Regulation 2010*.

9 Amendment of schedule (Entities prescribed as public service agencies)

Schedule, entry for Racing Animal Welfare and Integrity Board—

omit.

Part 5 Amendment of the Queensland Civil and Administrative Tribunal Regulation 2009

10 Regulation amended

This part amends the *Queensland Civil and Administrative Tribunal Regulation 2009*.

11 Amendment of sch 1 (Enabling Acts and provisions)

Schedule 1, part 1, entry for *Racing Act 2002*—

omit, insert—

Racing Act 2002, section 120, 150 (repealed, as applied by the *Racing Act 2002*, section 490), 152A (repealed, as applied by the *Racing Act 2002*, section 491), 242 (repealed, as applied by the *Racing Integrity Act 2016*, section 288) or 486

Racing Integrity Act 2016, section 246

Part 6 Amendment of the Racing Regulation 2013

12 Regulation amended

This part amends the *Racing Regulation 2013*.

[s 13]

13 Insertion of new pt 1A

After part 1—

insert—

Part 1A Operational plans and policies

2A Requirements for operational plan—Act, s 45K

- (1) For section 45K of the Act, a control body's operational plan for a code of racing must include a program to audit the suitability of licence holders for the code of racing to continue to be licensed for the relevant financial year.

Note—

See also section 45(3) of the Act.

- (2) A program mentioned in subsection (1) must include the following—
 - (a) the categories of licence holders being audited by the program;
 - (b) the focus of the audits for each category of licence holder;
 - (c) the number of audits planned for each category of licence holder.
- (3) Subsection (4) applies if, as a result of auditing licence holders, the control body identifies an issue about the suitability of licence holders to continue to be licensed that is not within the focus of the audits.
- (4) The program for the next financial year must include a summary of the issue and state whether the issue is addressed by the program.

2B Matters for policy for code of racing—Act, s 80

For section 80(3) of the Act, a control body must make a policy for the following matters—

- (a) the management of licensed clubs;
- (b) the allocation of race days to licensed clubs;
- (c) the provision of funding by the control body to licensed clubs;
- (d) the standard required of licensed venues, including criteria for different categories of venues;
- (e) the way in which races are to be held for the control body's code of racing, including, for example, classes of races, nominations and prize money;
- (f) handicapping, including handicapping licensed animals for the control body's code of racing and the appropriate qualifications for handicappers;
- (g) the fees the control body will charge;
- (h) the disposal of assets for section 113(1)(c)(i) of the Act.

14 Omission of pts 3 and 4

Parts 3 and 4—

omit.

15 Amendment of pt 5, hdg (State laws about racing or betting)

Part 5, heading, 'racing or betting'—

omit, insert—

racing, betting or animal welfare

[s 16]

16 Insertion of new s 12A

Part 5—

insert—

12A Prescribed laws about animal welfare—Act, s 88

For section 88(3)(b)(iii) of the Act, each law of another State that is stated in schedule 1A is a law about animal welfare.

17 Omission of s 14 (Witness fees and expenses for accepted appeals)

Section 14—

omit.

18 Amendment of s 15 (Fees)

Section 15, ‘section 15A and’—

omit.

19 Omission of ss 15A and 15B

Sections 15A and 15B—

omit.

20 Replacement of sch 1 (Prescribed laws about racing or betting)

Schedule 1—

omit, insert—

Schedule 1 Prescribed laws about racing or betting

section 12

Australian Capital Territory

- the repealed *Betting (ACTTAB Limited) Act 1964* (ACT)
- *Casino Control Act 2006* (ACT)
- *Gambling and Racing Control Act 1999* (ACT)
- *Gambling and Racing Control (Code of Practice) Regulation 2002* (ACT)
- *Gaming Machine Act 2004* (ACT)
- *Interactive Gambling Act 1998* (ACT)
- *Lotteries Act 1964* (ACT)
- *Pool Betting Act 1964* (ACT)
- *Race and Sports Bookmaking Act 2001* (ACT)
- *Race and Sports Bookmaking Regulation 2001* (ACT)
- *Racing Act 1999* (ACT)
- *Racing (Race Field Information) Regulation 2010* (ACT)
- *Totalisator Act 2014* (ACT)
- *Unlawful Gambling Act 2009* (ACT)

New South Wales

- *Australian Jockey and Sydney Turf Clubs Merger Act 2010* (NSW)
- *Betting and Racing Act 1998* (NSW)
- *Greyhound Racing Act 2009* (NSW)
- *Harness Racing Act 2009* (NSW)

[s 20]

- *Racing Appeals Tribunal Act 1983* (NSW)
- *Thoroughbred Racing Act 1996* (NSW)
- *Totalizator Act 1997* (NSW)
- *Totalizator Agency Board Privatisation Act 1997* (NSW)
- *Unlawful Gambling Act 1998* (NSW)

Northern Territory

- *Greyhound Racing Rules* (NT)
- *Racing and Betting Act* (NT)
- *Racing and Betting Regulations* (NT)
- *Totalisator Licensing and Regulation Act* (NT)
- *Totalisator Licensing and Regulation Regulations* (NT)
- *Totalisator Licensing and Regulation (Arbitration) Regulations* (NT)
- *Totalizator Rules* (NT)
- *Unlawful Betting Act* (NT)

South Australia

- *Authorised Betting Operations Act 2000* (SA)
- *Lottery and Gaming Act 1936* (SA)
- *Racing (Proprietary Business Licensing) Act 2000* (SA)

Tasmania

- *Gaming Control Act 1993 (Tas)*
- *Racing (Bookmaker Betting) Regulations 2015 (Tas)*
- *Racing (Miscellaneous) Regulations 2015 (Tas)*
- *Racing Regulation Act 2004 (Tas)*

Victoria

- *Gambling Regulation Act 2003 (Vic)*
- *Racing Act 1958 (Vic)*

Western Australia

- *Betting Control Act 1954 (WA)*
- *Betting Control Regulations 1978 (WA)*
- *Gaming and Wagering Commission Act 1987 (WA)*
- *Gaming and Wagering Commission Regulations 1988 (WA)*
- *Racing and Wagering Western Australia Act 2003 (WA)*
- *Racing and Wagering Western Australia Regulations 2003 (WA)*
- *Racing Penalties (Appeals) Act 1990 (WA)*
- *Racing Restriction Act 2003 (WA)*
- *The Western Australian Turf Club Act 1892 (WA)*

[s 20]

- *Western Australian Greyhound Racing Association Act 1981 (WA)*
- *Western Australian Trotting Association Act 1946 (WA)*

Schedule 1A Prescribed laws about animal welfare

section 12A

Australian Capital Territory

- *Animal Welfare Act 1992 (ACT)*
- *Animal Welfare Regulation 2001 (ACT)*

New South Wales

- *Prevention of Cruelty to Animals Act 1979 (NSW)*
- *Prevention of Cruelty to Animals Regulation 2012 (NSW)*

Northern Territory

- *Animal Welfare Act (NT)*

South Australia

- *Animal Welfare Act 1985 (SA)*

- *Animal Welfare Regulations 2012 (SA)*

Tasmania

- *Animal Welfare Act 1993 (Tas)*

Victoria

- *Prevention of Cruelty to Animals Act 1986 (Vic)*
- *Prevention of Cruelty to Animals Regulations 2008 (Vic)*

Western Australia

- *Animal Welfare Act 2002 (WA)*
- *Animal Welfare (General) Regulations 2003 (WA)*

21 Amendment of sch 2 (Fees)

- (1) Schedule 2, item 1, '7042.00'—
omit, insert—
7288.00
- (2) Schedule 2, item 2, '3520.00'—
omit, insert—
3643.00
- (3) Schedule 2, items 3 to 6—
omit.

Racing Queensland Board

Part 8 Amendment of the Superannuation (State Public Sector) Notice 2010

25 Notice amended

This part amends the *Superannuation (State Public Sector) Notice 2010*.

26 Amendment of schedule (Eligibility for membership)

Schedule, entry for Queensland All Codes Racing Industry Board, 'Queensland All Codes Racing Industry Board'—

omit, insert—

Racing Queensland Board

Schedule 1 Prescribed laws about racing or betting

section 4

Australian Capital Territory

- the repealed *Betting (ACTTAB Limited) Act 1964* (ACT)
- *Casino Control Act 2006* (ACT)
- *Gambling and Racing Control Act 1999* (ACT)
- *Gambling and Racing Control (Code of Practice) Regulation 2002* (ACT)
- *Gaming Machine Act 2004* (ACT)
- *Interactive Gambling Act 1998* (ACT)
- *Lotteries Act 1964* (ACT)
- *Pool Betting Act 1964* (ACT)
- *Race and Sports Bookmaking Act 2001* (ACT)
- *Race and Sports Bookmaking Regulation 2001* (ACT)
- *Racing Act 1999* (ACT)
- *Racing (Race Field Information) Regulation 2010* (ACT)
- *Totalisator Act 2014* (ACT)
- *Unlawful Gambling Act 2009* (ACT)

New South Wales

- *Australian Jockey and Sydney Turf Clubs Merger Act 2010* (NSW)
- *Betting and Racing Act 1998* (NSW)
- *Greyhound Racing Act 2009* (NSW)

- *Harness Racing Act 2009* (NSW)
- *Racing Appeals Tribunal Act 1983* (NSW)
- *Thoroughbred Racing Act 1996* (NSW)
- *Totalizator Act 1997* (NSW)
- *Totalizator Agency Board Privatisation Act 1997* (NSW)
- *Unlawful Gambling Act 1998* (NSW)

Northern Territory

- *Greyhound Racing Rules* (NT)
- *Racing and Betting Act* (NT)
- *Racing and Betting Regulations* (NT)
- *Totalisator Licensing and Regulation Act* (NT)
- *Totalisator Licensing and Regulation Regulations* (NT)
- *Totalisator Licensing and Regulation (Arbitration) Regulations* (NT)
- *Totalizator Rules* (NT)
- *Unlawful Betting Act* (NT)

South Australia

- *Authorised Betting Operations Act 2000* (SA)
- *Lottery and Gaming Act 1936* (SA)
- *Racing (Proprietary Business Licensing) Act 2000* (SA)

Tasmania

- *Gaming Control Act 1993* (Tas)

- *Racing (Bookmaker Betting) Regulations 2015 (Tas)*
- *Racing (Miscellaneous) Regulations 2015 (Tas)*
- *Racing Regulation Act 2004 (Tas)*

Victoria

- *Gambling Regulation Act 2003 (Vic)*
- *Racing Act 1958 (Vic)*

Western Australia

- *Betting Control Act 1954 (WA)*
- *Betting Control Regulations 1978 (WA)*
- *Gaming and Wagering Commission Act 1987 (WA)*
- *Gaming and Wagering Commission Regulations 1988 (WA)*
- *Racing and Wagering Western Australia Act 2003 (WA)*
- *Racing and Wagering Western Australia Regulations 2003 (WA)*
- *Racing Penalties (Appeals) Act 1990 (WA)*
- *Racing Restriction Act 2003 (WA)*
- *The Western Australian Turf Club Act 1892 (WA)*
- *Western Australian Greyhound Racing Association Act 1981 (WA)*
- *Western Australian Trotting Association Act 1946 (WA)*

Schedule 2 Fees

section 7

	\$
1 Application fee for a racing bookmaker's licence—Act, section 79(2)(a)—	
(a) if the applicant is an individual	2466.00
(b) if the applicant is a corporation	7091.00

ENDNOTES

- 1 Made by the Governor in Council on 23 June 2016.
- 2 Notified on the Queensland legislation website on 24 June 2016.
- 3 The administering agency is the Department of National Parks, Sport and Racing.

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