



Queensland

# Racing Regulation 2013

## Explanatory Notes for SL 2013 No. 160

made under the  
*Racing Act 2002*

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## General outline

### Short title

*Racing Regulation 2013.*

### Authorising law

Section 355 of the *Racing Act 2002* (the Racing Act).

### Policy objectives and the reasons for them

Under Part 7 of the *Statutory Instruments Act 1992*, the *Racing Regulation 2003* will automatically expire on 1 September 2013. The provisions contained in the *Racing Regulation 2003* remain necessary for the continued effective operation of the Racing Act. In particular, it facilitates the operation of the Racing Act by prescribing:

- matters relating to an application for a race information authority;
- how the Racing Animal Welfare and Integrity Board may publish analytical procedures;
- the qualifications for an accredited analyst;
- an approved place for the payment and settlement of bets;

- laws about racing or betting;
- the due date for the yearly fee payable by an approved control body;
- fees payable under the Act.

In addition, amendments are required to the *Racing Regulation 2003* as a result of amendments to the Racing Act that establish the Racing Disciplinary Board. It is proposed that these amendments will be proclaimed to commence on the same date that the *Racing Regulation 2013* commences.

### **Achievement of policy objectives**

The *Racing Regulation 2013* remakes the *Racing Regulation 2003*. A detailed review of the *Racing Regulation 2003* confirmed that minor consequential amendments were required to update or correct references. In particular, a number of consequential amendments have been made to reflect changes in legislation referred to in the *Racing Regulation 2003*. A number of minor amendments have been made to ensure drafting consistency and to reflect current drafting practices.

In addition, amendments prescribe the fees and expenses that a witness appearing before the new Racing Disciplinary Board is entitled to be paid and the fee for lodging a notice of appeal to the Racing Disciplinary Board.

It is proposed that the *Racing Regulation 2013* will commence before 1 September 2013 when the *Racing Regulation 2003* is due to expire.

### **Consistency with policy objectives of authorising law**

The *Racing Regulation 2013* is consistent with the main objectives of the Racing Act.

References to interstate laws about racing and betting have, in consultation with interstate government racing departments, been updated to reflect current legislation.

Amendments have been inserted to facilitate the operation of the Racing Disciplinary Board. A number of minor amendments have been made to ensure drafting consistency and to reflect current drafting practices.

### **Inconsistency with policy objectives of other legislation**

The legislation is consistent with the policy objectives of other legislation.

### **Benefits and costs of implementation**

As the operation of the Racing Disciplinary Board is to be funded by the Queensland All Codes Racing Industry Board, the control body for racing in Queensland, it is anticipated that there will be no additional costs to government.

### **Consistency with fundamental legislative principles**

It is considered that the *Racing Regulation 2013* is consistent with the fundamental legislative principles, as defined in the *Legislative Standards Act 1992*.

### **Consultation**

Consultation regarding the *Racing Regulation 2013* has been undertaken with the Office of Best Practice Regulation, the Queensland All Codes Racing Industry Board and the chair of the Racing Disciplinary Board.

The *Racing Regulation 2013* is considered to be excluded from the Regulatory Impact Statement (RIS) system as it is a “regulation for the internal management of the public sector or a statutory body”.

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#### ENDNOTES

- 1 Laid before the Legislative Assembly on . . .
- 2 The administering agency is the Department of National Parks, Recreation, Sport and Racing.