

c2023-175H
OPP--Opposition

LEGISLATIVE COUNCIL

Thoroughbred Racing Amendment Bill 2023

Second print

Proposed amendments

No. 1 **Ministerial accountability**

Page 3, Schedule 1. Insert after line 2—

[1A] Section 5

Omit the section. Insert instead—

Racing NSW independent of Government except in certain circumstances

- (1) Racing NSW—
 - (a) does not represent the Crown, and
 - (b) is not subject to direction or control by or on behalf of the Minister or Government, except as provided by subsection (2).
- (2) Racing NSW is subject to the direction or control of the Minister for the purposes of accountability to the Parliament.

No. 2 **Auditor-General**

Page 3, Schedule 1. Insert after line 18—

[2A] Section 18B

Insert after section 18A—

18B Financial reports and statements subject to audit by Auditor-General

The financial reports and statements of Racing NSW are subject to audit by the Auditor-General.

Note— The effect of this requirement is that under the the *Government Sector Audit Act 1983* Racing NSW is an auditable entity and the Chief Executive of Racing NSW is the accountable authority for Racing NSW.

No. 3 **Review of Act**

Page 3, Schedule 1[3], proposed section 48, lines 39–42 on page 3 and lines 1–11 on page 4. Omit all words on the lines. Insert instead—

48 Review of Act

- (1) The Minister must review this Act to determine whether—
 - (a) the policy objectives of the Act remain valid, and
 - (b) the terms of the Act remain appropriate for securing the objectives.
- (2) In conducting the review, the Minister must consult with horse racing industry stakeholders.
- (3) A review under this clause must be undertaken—
 - (a) as soon as possible after the commencement of this clause, and
 - (b) at intervals of 5 years after the first review.
- (4) A report on the outcome of each review must be tabled in each House of Parliament—
 - (a) for the first review—within 6 months after the commencement of this clause, and
 - (b) for each subsequent review—within 5 years after the last report was tabled.

No. 4 **Long title**

Omit “Racing NSW.”. Insert “; and to provide for improvements in transparency and integrity.”.