

This PUBLIC BILL originated in the LEGISLATIVE ASSEMBLY, and, having this day passed, is now ready for presentation to the LEGISLATIVE COUNCIL for its concurrence.

R. E. WARD,
Clerk of the Legislative Assembly.

*Legislative Assembly Chamber,
Sydney, 27 November, 1974.*

New South Wales



ANNO VICESIMO TERTIO

ELIZABETHÆ II REGINÆ

Act No. , 1974.

An Act to impose a supplementary tax on the income of racing clubs and racing associations; to increase the rate of special commission payable in respect of doubles totalizators and the registration tax payable by book-makers; to reduce the rate of tax payable by certain racing clubs; for these and other purposes to amend the Finance (Taxation) Act, 1915, and certain other Acts; and for purposes connected therewith.

BE

Racing (Amendment).

5 **BE** it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

1. This Act may be cited as the "Racing (Amendment) Short title. Act, 1974".

2. (1) This section and sections 1 and 5 shall commence Commence-
on the date of assent to this Act. ment.

10 (2) Sections 3, 4, 6, 7, 9, 11 and 12 shall commence on 1st January, 1975.

(3) Sections 8 and 10 shall commence on 1st October, 1975.

15 3. The Finance (Taxation) Act, 1915, is amended by Amendment of Act No. 57, 1915. omitting section 6 (2) and by inserting instead the following Sec. 6. subsections :— (Tax and supplementary tax on racing clubs and racing associations.)

20 (2) For the purposes of this Part, the Menangle Park racecourse, the Hawkesbury racecourse, the Penrith Showground, the Bankstown Showground and the Fairfield Showground, and any prescribed racecourse, shall be deemed to be beyond sixty-four kilometres from the General Post Office, Sydney.

25 (3) In addition to the tax imposed by subsection (1), every racing club shall be liable to pay and shall pay to the Treasurer, to be carried into the Consolidated Revenue Fund, a supplementary tax which—

(a) where the racing club is prescribed as a city racing club—is fifteen per centum of its net annual income;

(b)

Racing (Amendment).

(b) where the racing club is prescribed as a provincial racing club—is five per centum of its net annual income; and

5 (c) where the racing club is a racing club other than a racing club prescribed pursuant to paragraph (a) or (b)—is three per centum of its net annual income.

10 (4) In addition to the tax imposed by subsection (1), every racing association shall be liable to pay and shall pay to the Treasurer, to be carried into the Consolidated Revenue Fund, a supplementary tax which is three per centum of its net annual income.

15 (5) The Governor may make regulations prescribing for the purposes of subsection (3) what racing clubs are city racing clubs and what racing clubs are provincial racing clubs.

20 (6) Section 41 of the Interpretation Act, 1897, applies in respect of a regulation made pursuant to subsection (5) as if this Act had been passed after the commencement of the Interpretation (Amendment) Act, 1969.

(7) For the purposes of subsection (3), “net annual income” means the total annual income of the racing club or racing association reduced—

- 25 (a) in the case of a racing club, by income from—
- (i) admissions to race meetings conducted by the racing club;
 - (ii) the Totalizator Agency Board pursuant to section 14 (3) (c) of the Totalizator (Off-course Betting) Act, 1964;
 - 30 (iii) subscriptions paid by members of the racing club in respect of their membership or facilities for the use of club members;

(iv)

Racing (Amendment).

- (iv) the operation by the racing club of totalizators; and
- (v) the Racecourse Development Fund, being a payment authorised pursuant to section 19A (5) of the Totalizator Act, 1916, which is paid by way of grant; and
- (b) in the case of a racing association, by income from affiliation fees and subsidies paid to it by a racing club.

10 **4.** The Finance Taxation Management Act, 1915, is amended— Amendment
of Act No.
60, 1915.

(a) by inserting after section 4 the following section :— Sec. 4A.

15 4A. (1) Every racing club and racing association shall at the times, in respect of the periods and in the manner prescribed by regulations under this Act forward to the Treasurer— Supple-
mentary
tax.

20 (a) a return made by a prescribed person setting out, in the prescribed manner, details of all moneys received by the racing club or racing association during the prescribed period covered by the return and the amount of supplementary tax imposed by section 6 (3) of the Finance (Taxation) Act, 1915, that is calculated as being payable in respect of that prescribed period; and

25 (b) an amount equivalent to the amount of supplementary tax specified in the return.

30 (2) A racing club or racing association that fails to forward to the Treasurer a return referred to in subsection (1) at a prescribed time is liable to a penalty not exceeding one hundred dollars.

(b)

Racing (Amendment).

(b) by inserting at the end of section 7 the following subsection :—

Sec. 7.
(The pay-
ment of
taxes.)

5 (2) A reference in subsection (1) to a tax under Part III of the Finance (Taxation) Act, 1915, and a reference in section 8 to a tax imposed by that Part, includes a reference to a supplementary tax imposed by that Part.

(c) by omitting section 9 and by inserting instead the following section :—

10 9. (1) The Governor may make regulations not inconsistent with this Act prescribing any matters which by this Act are required or permitted to be prescribed, or which are necessary or convenient to be prescribed for giving effect to this Act.

15 (2) Regulations referred to in subsection (1) may be made so as to apply differently according to such factors as may be specified in the regulations.

20 (3) Section 41 of the Interpretation Act, 1897, applies in respect of a regulation made under this Act as if this Act had been passed after the commencement of the Interpretation (Amendment) Act, 1969.

5. The Totalizator Act, 1916, is amended—

Amendment
of Act No.
75, 1916.

25 (a) (i) by omitting from section 8 (1) the words "one per centum" and by inserting instead the words "two per centum";

Sec. 8.
(Commis-
sion.)

30 (ii) by omitting section 8 (2) (b) (i), (ii) and (iia) and by inserting instead the following subparagraphs :—

35 (i) conducts race-meetings on the Menangle Park racecourse, the Hawkesbury racecourse, the Penrith Showground, the Bankstown Showground or the Fairfield Showground;

(ii)

Racing (Amendment).

- (ii) conducts race-meetings on a prescribed racecourse that is within sixty-four kilometres from the General Post Office, Sydney; or;
- 5 (iii) by omitting from section 8 (2A) the word "one-half" and by inserting instead the word "three-quarters";
- (iv) by omitting from section 8 (2A) the words "other half" and by inserting instead the words "remaining quarter";
- 10 (b) (i) by omitting from section 10 (2) the words "one per centum" and by inserting instead the words "two per centum";
- (ii) by omitting from section 10 (2) the word "one-half" and by inserting instead the word "three-quarters";
- 15 (iii) by omitting from section 10 (2) the words "other half" and by inserting instead the words "remaining quarter".
- 20 6. The Bookmakers (Taxation) Act, 1917, is amended—
- Amendment of Act No. 15, 1917.
- (a) by omitting the definition of "Saddling paddock" in section 2 and by inserting instead the following definition :—
- Sec. 2. (Definitions.)
- "Saddling paddock" means—
- 25 (a) where—
- (i) a racecourse is by the racing club controlling the racecourse divided into sections one of which is by that racing club designated the saddling paddock; and
- 30 (ii)

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- (ii) five or more bookmakers
are carrying on their
business in the section so
designated,
5 the section so designated; or
(b) in any other case—the whole of the
racecourse.

- (b) by omitting from section 28 the words “racecourse
used by the Menangle Park Racing Company
10 Limited at the commencement of this Part and the
Hawkesbury Racecourse and the Penrith Show-
ground” and by inserting instead the words
“Menangle Park racecourse, the Hawkesbury
15 racecourse, the Penrith Showground, the Bankstown
Showground and the Fairfield Showground, and any
prescribed racecourse,”.

Sec. 28.
(Special
and
prescribed
race-
courses.)

7. The Finance (Greyhound-racing Taxation) Act, 1931, is amended by omitting section 4 (2) and by inserting instead the following subsections :—

Amendment
of Act No.
56, 1931.
Sec. 4.
(Tax on
racing
clubs.)

- 20 (2) In addition to the tax imposed by subsection (1),
every racing club shall be liable to pay and shall pay
to the Treasurer, to be carried into the Consolidated
Revenue Fund, a supplementary tax calculated on its net
annual income which—
25 (a) where the racing club is prescribed as a city
racing club—is fifteen per centum of its net
annual income;
(b) where the racing club is prescribed as a
30 provincial racing club—is five per centum of its
net annual income; and
(c) where the racing club is a racing club other than
a racing club prescribed pursuant to paragraph
(a) or (b)—is three per centum of its net annual
income.

Racing (Amendment).

(3) The Governor may make regulations prescribing for the purposes of subsection (2) what racing clubs are city racing clubs and what racing clubs are provincial racing clubs.

5 (4) Section 41 of the Interpretation Act, 1897, applies in respect of a regulation made pursuant to subsection (3) as if this Act had been passed after the commencement of the Interpretation (Amendment) Act, 1969.

10 (5) In this Part—

“net annual income” means the total annual income of the racing club reduced by income from—

- (a) admissions to race meetings conducted by the racing club;
- 15 (b) the Totalizator Agency Board pursuant to section 14 (3) (c) of the Totalizator (Off-course Betting) Act, 1964;
- (c) subscriptions paid by members of the racing club in respect of their membership or facilities for the use of club members;
- 20 (d) any grant or subsidy received from another racing club or any association of racing clubs;
- 25 (e) the operation by the racing club of totalizators; and
- (f) the Racecourse Development Fund, being a payment authorised pursuant to section 19A (5) of the Totalizator Act, 1916,
- 30 which is paid by way of grant;

“racing club” does not include the Greyhound Racing Control Board constituted under Part IVA of the Gaming and Betting Act, 1912.

Racing (Amendment).

8. The Finance (Greyhound-racing Taxation) Act, 1931, is further amended— Further amendment of Act No. 56, 1931.

5 (a) by omitting from section 5 the words “the first day of October, one thousand nine hundred and thirty-one, and ending on the thirtieth day of September, one thousand nine hundred and thirty-two, or during any subsequent year commencing on the first day of October and ending on the thirtieth day of September” wherever occurring and by inserting instead the words “1st October, 1975, or during any subsequent year commencing on 1st October”; Sec. 5. (Book-makers taxation.)

15 (b) by omitting from section 5 (1) the words “forty dollars” and by inserting instead the words “eighty dollars”;

(c) by omitting from section 5 the words “twenty dollars” wherever occurring and by inserting instead the words “forty dollars”;

20 (d) by omitting from section 5 (2) the words “ten dollars” and by inserting instead the words “twenty dollars”.

9. The Finance (Greyhound-racing Taxation) Management Act, 1931, is amended— Amendment of Act No. 57, 1931.

25 (a) by inserting after section 6 the following section :— Sec. 6A.

30 6A. (1) Every racing club liable to pay the supplementary tax imposed by section 4 (2) of the Finance (Greyhound-racing Taxation) Act, 1931, shall at the times, in respect of the periods and in the manner prescribed by regulations under this Act forward to the Treasurer— Supplementary tax.

(a) a return made by a prescribed person setting out, in the prescribed manner, details of all moneys received by the racing club during

Racing (Amendment).

the prescribed period covered by the return and the amount of supplementary tax that is calculated as being payable in respect of that prescribed period; and

5 (b) an amount equivalent to the amount of supplementary tax specified in the return.

(2) A racing club referred to in subsection (1) that fails to forward to the Treasurer a return referred to in that subsection at a prescribed time is liable to a penalty not exceeding one hundred dollars.

10

(b) by inserting at the end of section 7 the following subsection :—

Sec. 7.
(The pay-
ment of
taxes.)

(2) A reference in subsection (1) to a tax under Part II of the Finance (Greyhound-racing Taxation) Act, 1931, and in section 8 to a tax imposed by that Act, includes a reference to a supplementary tax imposed by that Act.

15

(c) by omitting section 19 (2) and (3) and by inserting instead the following subsections :—

Sec. 19.
(Regula-
tions.)

20

(2) Regulations referred to in subsection (1) may be made so as to apply differently according to such factors as may be specified in the regulations.

(3) Section 41 of the Interpretation Act, 1897, applies in respect of a regulation made under this Act as if this Act had been passed after the commencement of the Interpretation (Amendment) Act, 1969.

25

Racing (Amendment).

10. The Finance (Greyhound-racing Taxation) Management Act, 1931, is further amended by omitting the definition of "Saddling paddock" in section 5 and by inserting instead the following definition :—

Further amendment of Act No. 57, 1931. Sec. 5. (Definitions.)

5 "Saddling paddock" means—

(a) where—

10 (i) a racecourse is by the racing club controlling the racecourse divided into sections one of which is by that racing club designated the saddling paddock; and

(ii) five or more bookmakers are carrying on their business in the section so designated,

15 the section so designated; or

(b) in any other case—the whole of the racecourse.

11. The Racing Taxation Act, 1937, is amended—

Amendment of Act No. 31, 1937.

20 (a) by omitting from section 5 wherever occurring (except in subsection (4)) the words "one thousand nine hundred and thirty-eight" and by inserting instead the figures "1975";

Sec. 5. (Book-makers (Registration) Tax.)

25 (b) by omitting from section 5 (2) the words "one hundred and forty dollars", "fifty-six dollars" and "fourteen dollars" and by inserting instead the matter "\$280", "\$112" and "\$28" respectively;

30 (c) by omitting from section 5 (3) the words "fifty-six dollars" and "twenty-eight dollars" and by inserting instead the matter "\$112" and "\$56" respectively;

(d)

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- (d) by omitting section 5 (4);
- (e) by omitting from section 5 (5) the words "forty dollars" and "twenty dollars" and by inserting instead the matter "\$80" and "\$40" respectively;
- 5 (f) by omitting from section 5 (6) the words "forty dollars" and "twenty dollars" and by inserting instead the matter "\$80" and "\$40" respectively.

12. Notwithstanding the repeal effected by section 4 (c), Savings
a regulation purporting to have been made under the Finance provision.
10 Taxation Management Act, 1915, and purporting to be in
force immediately before the commencement of section 4
shall, to the extent to which it could be made under that Act,
as amended by this Act, be deemed to have been so made
at that commencement.

BY AUTHORITY

D. WEST, GOVERNMENT PRINTER, NEW SOUTH WALES - 1974

[10c]

No. , 1974.

A BILL

To impose a supplementary tax on the income of racing clubs and racing associations; to increase the rate of special commission payable in respect of doubles totalizators and the registration tax payable by book-makers; to reduce the rate of tax payable by certain racing clubs; for these and other purposes to amend the Finance (Taxation) Act, 1915, and certain other Acts; and for purposes connected therewith.

[MR GRIFFITH *on behalf of* SIR ROBERT ASKIN—
26 November, 1974.]

BE

Racing (Amendment).

5 **B**E it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

1. This Act may be cited as the "Racing (Amendment) Short title. Act, 1974".

2. (1) This section and sections 1 and 5 shall commence Commence- on the date of assent to this Act. ment.

10 (2) Sections 3, 4, 6, 7, 9, 11 and 12 shall commence on 1st January, 1975.

(3) Sections 8 and 10 shall commence on 1st October, 1975.

15 3. The Finance (Taxation) Act, 1915, is amended by Amendment of Act No. 57, 1915. omitting section 6 (2) and by inserting instead the following subsections :— Sec. 6.

20 (2) For the purposes of this Part, the Menangle Park racecourse, the Hawkesbury racecourse, the Penrith Showground, the Bankstown Showground and the Fairfield Showground, and any prescribed racecourse, shall be deemed to be beyond sixty-four kilometres from the General Post Office, Sydney. (Tax and supplementary tax on racing clubs and racing associations.)

25 (3) In addition to the tax imposed by subsection (1), every racing club shall be liable to pay and shall pay to the Treasurer, to be carried into the Consolidated Revenue Fund, a supplementary tax which—

(a) where the racing club is prescribed as a city racing club—is fifteen per centum of its net annual income;

(b)

Racing (Amendment).

(b) where the racing club is prescribed as a provincial racing club—is five per centum of its net annual income; and

5 (c) where the racing club is a racing club other than a racing club prescribed pursuant to paragraph (a) or (b)—is three per centum of its net annual income.

10 (4) In addition to the tax imposed by subsection (1), every racing association shall be liable to pay and shall pay to the Treasurer, to be carried into the Consolidated Revenue Fund, a supplementary tax which is three per centum of its net annual income.

15 (5) The Governor may make regulations prescribing for the purposes of subsection (3) what racing clubs are city racing clubs and what racing clubs are provincial racing clubs.

20 (6) Section 41 of the Interpretation Act, 1897, applies in respect of a regulation made pursuant to subsection (5) as if this Act had been passed after the commencement of the Interpretation (Amendment) Act, 1969.

(7) For the purposes of subsection (3), “net annual income” means the total annual income of the racing club or racing association reduced—

25 (a) in the case of a racing club, by income from—

(i) admissions to race meetings conducted by the racing club;

30 (ii) the Totalizator Agency Board pursuant to section 14 (3) (c) of the Totalizator (Off-course Betting) Act, 1964;

(iii) subscriptions paid by members of the racing club in respect of their membership or facilities for the use of club members;

(iv)

Racing (Amendment).

- 5 (iv) the operation by the racing club of totalizators; and
- (v) the Racecourse Development Fund, being a payment authorised pursuant to section 19A (5) of the Totalizator Act, 1916, which is paid by way of grant; and
- (b) in the case of a racing association, by income from affiliation fees and subsidies paid to it by a racing club.

10 4. The Finance Taxation Management Act, 1915, is amended— Amendment of Act No. 60, 1915.

(a) by inserting after section 4 the following section :— Sec. 4A.

15 4A. (1) Every racing club and racing association shall at the times, in respect of the periods and in the manner prescribed by regulations under this Act forward to the Treasurer— Supplementary tax.

- 20 (a) a return made by a prescribed person setting out, in the prescribed manner, details of all moneys received by the racing club or racing association during the prescribed period covered by the return and the amount of supplementary tax imposed by section 6 (3) of the Finance (Taxation) Act, 1915, that is calculated as being payable in respect of that prescribed period; and
- 25 (b) an amount equivalent to the amount of supplementary tax specified in the return.

30 (2) A racing club or racing association that fails to forward to the Treasurer a return referred to in subsection (1) at a prescribed time is liable to a penalty not exceeding one hundred dollars.

(b)

Racing (Amendment).

(b) by inserting at the end of section 7 the following subsection :—

Sec. 7.
(The pay-
ment of
taxes.)

5 (2) A reference in subsection (1) to a tax under Part III of the Finance (Taxation) Act, 1915, and a reference in section 8 to a tax imposed by that Part, includes a reference to a supplementary tax imposed by that Part.

(c) by omitting section 9 and by inserting instead the following section :—

10 9. (1) The Governor may make regulations not inconsistent with this Act prescribing any matters which by this Act are required or permitted to be prescribed, or which are necessary or convenient to be prescribed for giving effect to this Act.

Regulations.

15 (2) Regulations referred to in subsection (1) may be made so as to apply differently according to such factors as may be specified in the regulations.

20 (3) Section 41 of the Interpretation Act, 1897, applies in respect of a regulation made under this Act as if this Act had been passed after the commencement of the Interpretation (Amendment) Act, 1969.

5. The Totalizator Act, 1916, is amended—

Amendment
of Act No.
75, 1916.

25 (a) (i) by omitting from section 8 (1) the words “one per centum” and by inserting instead the words “two per centum”;

Sec. 8.
(Commis-
sion.)

30 (ii) by omitting section 8 (2) (b) (i), (ii) and (iia) and by inserting instead the following subparagraphs :—

(i) conducts race-meetings on the Menangle Park racecourse, the Hawkesbury racecourse, the Penrith Showground, the Bankstown Showground or the Fairfield Showground;

(ii)

Racing (Amendment).

- (ii) conducts race-meetings on a prescribed racecourse that is within sixty-four kilometres from the General Post Office, Sydney; or;
- 5 (iii) by omitting from section 8 (2A) the word "one-half" and by inserting instead the word "three-quarters";
- (iv) by omitting from section 8 (2A) the words "other half" and by inserting instead the words "remaining quarter";
- 10
- (b) (i) by omitting from section 10 (2) the words "one per centum" and by inserting instead the words "two per centum";
- 15 (ii) by omitting from section 10 (2) the word "one-half" and by inserting instead the word "three-quarters";
- (iii) by omitting from section 10 (2) the words "other half" and by inserting instead the words "remaining quarter".
- 20 **6.** The Bookmakers (Taxation) Act, 1917, is amended—
- Amendment of Act No. 15, 1917.
- (a) by omitting the definition of "Saddling paddock" in section 2 and by inserting instead the following definition :—
- Sec. 2. (Definitions.)
- "Saddling paddock" means—
- 25 (a) where—
- (i) a racecourse is by the racing club controlling the racecourse divided into sections one of which is by that racing club designated the saddling paddock; and
- 30
- (ii)

Racing (Amendment).

- 5 (ii) five or more bookmakers
are carrying on their
business in the section so
designated,
the section so designated; or
(b) in any other case—the whole of the
racecourse.

- 10 (b) by omitting from section 28 the words “racecourse
used by the Menangle Park Racing Company
Limited at the commencement of this Part and the
Hawkesbury Racecourse and the Penrith Show-
ground” and by inserting instead the words
“Menangle Park racecourse, the Hawkesbury
15 racecourse, the Penrith Showground, the Bankstown
Showground and the Fairfield Showground, and any
prescribed racecourse,”.

Sec. 28.
(Special
and
prescribed
race-
courses.)

7. The Finance (Greyhound-racing Taxation) Act, 1931, Amendment
is amended by omitting section 4 (2) and by inserting instead of Act No.
the following subsections : — 56, 1931.

- 20 (2) In addition to the tax imposed by subsection (1),
every racing club shall be liable to pay and shall pay
to the Treasurer, to be carried into the Consolidated
Revenue Fund, a supplementary tax calculated on its net
annual income which—

Sec. 4.
(Tax on
racing
clubs.)

- 25 (a) where the racing club is prescribed as a city
racing club—is fifteen per centum of its net
annual income ;
(b) where the racing club is prescribed as a
30 provincial racing club—is five per centum of its
net annual income ; and
(c) where the racing club is a racing club other than
a racing club prescribed pursuant to paragraph
(a) or (b)—is three per centum of its net annual
income.

Racing (Amendment).

(3) The Governor may make regulations prescribing for the purposes of subsection (2) what racing clubs are city racing clubs and what racing clubs are provincial racing clubs.

5 (4) Section 41 of the Interpretation Act, 1897, applies in respect of a regulation made pursuant to subsection (3) as if this Act had been passed after the commencement of the Interpretation (Amendment) Act, 1969.

10 (5) In this Part—

“net annual income” means the total annual income of the racing club reduced by income from—

- (a) admissions to race meetings conducted by the racing club;
- 15 (b) the Totalizator Agency Board pursuant to section 14 (3) (c) of the Totalizator (Off-course Betting) Act, 1964;
- (c) subscriptions paid by members of the racing club in respect of their membership or facilities for the use of club members;
- 20 (d) any grant or subsidy received from another racing club or any association of racing clubs;
- (e) the operation by the racing club of totalizators; and
- 25 (f) the Racecourse Development Fund, being a payment authorised pursuant to section 19A (5) of the Totalizator Act, 1916,
- 30 which is paid by way of grant;

“racing club” does not include the Greyhound Racing Control Board constituted under Part IVA of the Gaming and Betting Act, 1912.

Racing (Amendment).

8. The Finance (Greyhound-racing Taxation) Act, 1931, is further amended— Further amendment of Act No. 56, 1931.

- 5 (a) by omitting from section 5 the words “the first day of October, one thousand nine hundred and thirty-one, and ending on the thirtieth day of September, one thousand nine hundred and thirty-two, or during any subsequent year commencing on the first day of October and ending on the thirtieth day of September” wherever occurring and by inserting instead the words “1st October, 1975, or during any subsequent year commencing on 1st October”; Sec. 5. (Book-makers taxation.)
- 10
- 15 (b) by omitting from section 5 (1) the words “forty dollars” and by inserting instead the words “eighty dollars”;
- (c) by omitting from section 5 the words “twenty dollars” wherever occurring and by inserting instead the words “forty dollars”;
- 20 (d) by omitting from section 5 (2) the words “ten dollars” and by inserting instead the words “twenty dollars”.

9. The Finance (Greyhound-racing Taxation) Management Act, 1931, is amended— Amendment of Act No. 57, 1931.

- 25 (a) by inserting after section 6 the following section :— Sec. 6A.
- 30 6A. (1) Every racing club liable to pay the supplementary tax imposed by section 4 (2) of the Finance (Greyhound-racing Taxation) Act, 1931, shall at the times, in respect of the periods and in the manner prescribed by regulations under this Act forward to the Treasurer— Supplementary tax.
 - (a) a return made by a prescribed person setting out, in the prescribed manner, details of all moneys received by the racing club during

Racing (Amendment).

the prescribed period covered by the return and the amount of supplementary tax that is calculated as being payable in respect of that prescribed period; and

5 (b) an amount equivalent to the amount of supplementary tax specified in the return.

(2) A racing club referred to in subsection (1) that fails to forward to the Treasurer a return referred to in that subsection at a prescribed time is liable to a penalty not exceeding one hundred dollars.

10

(b) by inserting at the end of section 7 the following subsection :—

Sec. 7.
(The pay-
ment of
taxes.)

(2) A reference in subsection (1) to a tax under Part II of the Finance (Greyhound-racing Taxation) Act, 1931, and in section 8 to a tax imposed by that Act, includes a reference to a supplementary tax imposed by that Act.

15

(c) by omitting section 19 (2) and (3) and by inserting instead the following subsections :—

Sec. 19.
(Regula-
tions.)

20

(2) Regulations referred to in subsection (1) may be made so as to apply differently according to such factors as may be specified in the regulations.

(3) Section 41 of the Interpretation Act, 1897, applies in respect of a regulation made under this Act as if this Act had been passed after the commencement of the Interpretation (Amendment) Act, 1969.

25

Racing (Amendment).

10. The Finance (Greyhound-racing Taxation) Management Act, 1931, is further amended by omitting the definition of "Saddling paddock" in section 5 and by inserting instead the following definition :—

Further amendment of Act No. 57, 1931. Sec. 5. (Definitions.)

5 "Saddling paddock" means—

(a) where—

(i) a racecourse is by the racing club controlling the racecourse divided into sections one of which is by that racing club designated the saddling paddock; and

(ii) five or more bookmakers are carrying on their business in the section so designated,

15 the section so designated; or

(b) in any other case—the whole of the racecourse.

11. The Racing Taxation Act, 1937, is amended—

Amendment of Act No. 31, 1937.

20 (a) by omitting from section 5 wherever occurring (except in subsection (4)) the words "one thousand nine hundred and thirty-eight" and by inserting instead the figures "1975";

Sec. 5. (Bookmakers (Registration) Tax.)

25 (b) by omitting from section 5 (2) the words "one hundred and forty dollars", "fifty-six dollars" and "fourteen dollars" and by inserting instead the matter "\$280", "\$112" and "\$28" respectively;

30 (c) by omitting from section 5 (3) the words "fifty-six dollars" and "twenty-eight dollars" and by inserting instead the matter "\$112" and "\$56" respectively;

(d)

Racing (Amendment).

- (d) by omitting section 5 (4);
- (e) by omitting from section 5 (5) the words "forty dollars" and "twenty dollars" and by inserting instead the matter "\$80" and "\$40" respectively;
- 5 (f) by omitting from section 5 (6) the words "forty dollars" and "twenty dollars" and by inserting instead the matter "\$80" and "\$40" respectively.

12. Notwithstanding the repeal effected by section 4 (c), ^{Savings} a regulation purporting to have been made under the Finance ^{provision.} Taxation Management Act, 1915, and purporting to be in force immediately before the commencement of section 4 shall, to the extent to which it could be made under that Act, as amended by this Act, be deemed to have been so made at that commencement.

BY AUTHORITY

D. WEST, GOVERNMENT PRINTER, NEW SOUTH WALES—1974

[10c]

RACING (AMENDMENT) BILL, 1974

EXPLANATORY NOTE

THE object of this Bill is to make further provisions with respect to moneys payable to the Treasury in respect of the operations of bookmakers, racing clubs and racing associations, as specified hereunder.

1. Clause 1 specifies the short title.
2. Clause 2 makes provisions for the commencement of the various provisions of the Act.
3. Clause 3 amends the Finance (Taxation) Act, 1915, as from 1st January, 1975, by—
 - (a) deeming certain specified racecourses, including the Bankstown and Fairfield Showgrounds, and any other racecourses that are prescribed, to be beyond sixty-four kilometres from the G.P.O., Sydney; and
 - (b) imposing on horse and trotting racing clubs and on racing associations a supplementary tax, calculated in the manner specified in the clause, on net annual income as defined in the clause.
4. Clause 4 amends the Finance Taxation Management Act, 1915, as from 1st January, 1975, by—
 - (a) requiring a racing club or racing association to make returns to the Treasurer of moneys received by it during the period covered by the return and to pay the supplementary tax calculated in respect of that period;
 - (b) imposing a penalty of \$100 on a racing club or racing association that fails to forward a return; and
 - (c) extending the power of the Governor to make regulations under that Act.
5. Clause 5 amends the Totalizator Act, 1916, as from the date of assent to this Act, by—
 - (a) increasing from one per cent. to two per cent. the rate of special commission payable in respect of doubles totalizators;
 - (b) specifying racing clubs operating at certain racecourses, including the Bankstown and Fairfield Showgrounds, and any other racecourses that are prescribed, to be clubs that pay five-thirteenths, instead of eight-thirteenths, of the commission earned on totalizators, to the Treasury; and

- (c) reducing from one-half to one-quarter the amount of special commission that is to be credited to the Racecourse Development Fund.

6. Clause 6 amends the Bookmakers (Taxation) Act, 1917, as from 1st January, 1975, by—

- (a) altering the definition of "saddling paddock"; and
- (h) providing that certain specified racecourses, including the Bankstown and Fairfield Showgrounds, and any other racecourses that are prescribed, are deemed to be situated beyond sixty-four kilometres from the G.P.O., Sydney.

7. Clause 7 amends the Finance (Greyhound-racing Taxation) Act, 1931, as from 1st January, 1975, by imposing on greyhound racing clubs a supplementary tax, calculated in the manner specified in the clause, on net annual income as defined in the clause.

8. Clause 8 further amends the Finance (Greyhound-racing Taxation) Act, 1931, as from 1st October, 1975, by providing that in respect of the year commencing on 1st October, 1975, and each subsequent year, each licensed bookmaker operating—

- (a) at a greyhound racecourse within sixty-four kilometres from the G.P.O., Sydney—
 - (i) in the saddling paddock, is subject to a tax of \$80 instead of \$40; and
 - (ii) elsewhere than in the saddling paddock, is subject to a tax of \$40 instead of \$20; or
- (b) at a greyhound racecourse beyond sixty-four kilometres from the G.P.O., Sydney—
 - (i) in the saddling paddock, is subject to a tax of \$40 instead of \$20; and
 - (ii) elsewhere than in the saddling paddock, is subject to a tax of \$20 instead of \$10.

9. Clause 9 amends the Finance (Greyhound-racing Taxation) Management Act, 1931, as from 1st January, 1975, by—

- (a) requiring a racing club to make returns to the Treasurer of moneys received by it during the period covered by the return and to pay the supplementary tax calculated in respect of that period; and
- (b) imposing a penalty of \$100 on a racing club that fails to forward a return.

10. Clause 10 further amends the Finance (Greyhound-racing Taxation) Management Act, 1931, as from 1st October, 1975, by altering the definition of "saddling paddock".

11. Clause 11 amends the Racing Taxation Act, 1937, as from 1st January, 1975, by increasing the tax payable by a licensed bookmaker who operates on racecourses during the year 1975, and each subsequent year—

- (a) where the racecourse is Randwick Racecourse and he operates in the saddling paddock, leger reserve or flat, from \$140, \$56 and \$14 respectively to \$280, \$112 and \$28 respectively;
- (b) where the racecourse is a horse racecourse (other than Randwick Racecourse) that is within sixty-four kilometres from the G.P.O., Sydney, and he operates in the saddling paddock or elsewhere, from \$56 and \$28 respectively to \$112 and \$56 respectively;
- (c) where the racecourse is a trotting racecourse that is within sixty-four kilometres from the G.P.O., Sydney, and he operates in the saddling paddock or elsewhere, from \$40 and \$20 respectively to \$80 and \$40 respectively; and
- (d) where the racecourse is a horse or trotting racecourse that is beyond sixty-four kilometres from the G.P.O., Sydney, and he operates in the saddling paddock or elsewhere, from \$40 and \$20 respectively to \$80 and \$40 respectively.

12. Clause 12 saves regulations made under the Finance Taxation Management Act, 1915, that are in force at the time the amendment extending the power of the Governor to make regulations, referred to in item 4 (c), takes effect.

PROOF

No. , 1974.

A BILL

To impose a supplementary tax on the income of racing clubs and racing associations; to increase the rate of special commission payable in respect of doubles totalizators and the registration tax payable by book-makers; to reduce the rate of tax payable by certain racing clubs; for these and other purposes to amend the Finance (Taxation) Act, 1915, and certain other Acts; and for purposes connected therewith.

[MR GRIFFITH *on behalf of* SIR ROBERT ASKIN—
26 November, 1974.]

BE

Racing (Amendment).

5 **B**E it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

1. This Act may be cited as the "Racing (Amendment) Short title. Act, 1974".

2. (1) This section and sections 1 and 5 shall commence Commence- on the date of assent to this Act. ment.

10 (2) Sections 3, 4, 6, 7, 9, 11 and 12 shall commence on 1st January, 1975.

(3) Sections 8 and 10 shall commence on 1st October, 1975.

15 3. The Finance (Taxation) Act, 1915, is amended by Amendment of Act No. 57, 1915. omitting section 6 (2) and by inserting instead the following subsections :— Sec. 6.

20 (2) For the purposes of this Part, the Menangle Park racecourse, the Hawkesbury racecourse, the Penrith Showground, the Bankstown Showground and the Fairfield Showground, and any prescribed racecourse, shall be deemed to be beyond sixty-four kilometres from the General Post Office, Sydney. (Tax and supplementary tax on racing clubs and racing associations.)

25 (3) In addition to the tax imposed by subsection (1), every racing club shall be liable to pay and shall pay to the Treasurer, to be carried into the Consolidated Revenue Fund, a supplementary tax which—

(a) where the racing club is prescribed as a city racing club—is fifteen per centum of its net annual income;

(b)

Racing (Amendment).

(b) where the racing club is prescribed as a provincial racing club—is five per centum of its net annual income; and

5 (c) where the racing club is a racing club other than a racing club prescribed pursuant to paragraph (a) or (b)—is three per centum of its net annual income.

(4) In addition to the tax imposed by subsection (1), every racing association shall be liable to pay and shall
10 pay to the Treasurer, to be carried into the Consolidated Revenue Fund, a supplementary tax which is three per centum of its net annual income.

(5) The Governor may make regulations prescribing for the purposes of subsection (3) what racing clubs
15 are city racing clubs and what racing clubs are provincial racing clubs.

(6) Section 41 of the Interpretation Act, 1897, applies in respect of a regulation made pursuant to
20 subsection (5) as if this Act had been passed after the commencement of the Interpretation (Amendment) Act, 1969.

(7) For the purposes of subsection (3), “net annual income” means the total annual income of the racing club or racing association reduced—

25 (a) in the case of a racing club, by income from—

(i) admissions to race meetings conducted by the racing club;

(ii) the Totalizator Agency Board pursuant to section 14 (3) (c) of the Totalizator
30 (Off-course Betting) Act, 1964;

(iii) subscriptions paid by members of the racing club in respect of their membership or facilities for the use of club members;

(iv)

Racing (Amendment).

- 5 (iv) the operation by the racing club of totalizators; and
- (v) the Racecourse Development Fund, being a payment authorised pursuant to section 19A (5) of the Totalizator Act, 1916, which is paid by way of grant; and
- (b) in the case of a racing association, by income from affiliation fees and subsidies paid to it by a racing club.

10 4. The Finance Taxation Management Act, 1915, is amended— Amendment of Act No. 60, 1915.

(a) by inserting after section 4 the following section :— Sec. 4A.

15 4A. (1) Every racing club and racing association shall at the times, in respect of the periods and in the manner prescribed by regulations under this Act forward to the Treasurer— Supplementary tax.

20 (a) a return made by a prescribed person setting out, in the prescribed manner, details of all moneys received by the racing club or racing association during the prescribed period covered by the return and the amount of supplementary tax imposed by section 6 (3) of the Finance (Taxation) Act, 1915, that is calculated as being payable in respect of that prescribed period; and

25 (b) an amount equivalent to the amount of supplementary tax specified in the return.

30 (2) A racing club or racing association that fails to forward to the Treasurer a return referred to in subsection (1) at a prescribed time is liable to a penalty not exceeding one hundred dollars.

(b)

Racing (Amendment).

(b) by inserting at the end of section 7 the following subsection :—

Sec. 7.
(The pay-
ment of
taxes.)

5 (2) A reference in subsection (1) to a tax under Part III of the Finance (Taxation) Act, 1915, and a reference in section 8 to a tax imposed by that Part, includes a reference to a supplementary tax imposed by that Part.

(c) by omitting section 9 and by inserting instead the following section :—

10 9. (1) The Governor may make regulations not inconsistent with this Act prescribing any matters which by this Act are required or permitted to be prescribed, or which are necessary or convenient to be prescribed for giving effect to this Act.

Regulations.

15 (2) Regulations referred to in subsection (1) may be made so as to apply differently according to such factors as may be specified in the regulations.

20 (3) Section 41 of the Interpretation Act, 1897, applies in respect of a regulation made under this Act as if this Act had been passed after the commencement of the Interpretation (Amendment) Act, 1969.

5. The Totalizator Act, 1916, is amended—

Amendment
of Act No.
75, 1916.

25 (a) (i) by omitting from section 8 (1) the words "one per centum" and by inserting instead the words "two per centum";

Sec. 8.
(Commis-
sion.)

30 (ii) by omitting section 8 (2) (b) (i), (ii) and (iii) and by inserting instead the following subparagraphs :—

35 (i) conducts race-meetings on the Menangle Park racecourse, the Hawkesbury racecourse, the Penrith Showground, the Bankstown Showground or the Fairfield Showground;

(ii)

Racing (Amendment).

- (ii) conducts race-meetings on a prescribed racecourse that is within sixty-four kilometres from the General Post Office, Sydney; or;
- 5 (iii) by omitting from section 8 (2A) the word "one-half" and by inserting instead the word "three-quarters";
- (iv) by omitting from section 8 (2A) the words "other half" and by inserting instead the words "remaining quarter";
- 10
- (b) (i) by omitting from section 10 (2) the words "one per centum" and by inserting instead the words "two per centum";
- 15 (ii) by omitting from section 10 (2) the word "one-half" and by inserting instead the word "three-quarters";
- (iii) by omitting from section 10 (2) the words "other half" and by inserting instead the words "remaining quarter".
- 20 **6.** The Bookmakers (Taxation) Act, 1917, is amended—
- Amendment of Act No. 15, 1917.
- (a) by omitting the definition of "Saddling paddock" in section 2 and by inserting instead the following definition :—
- Sec. 2. (Definitions.)
- "Saddling paddock" means—
- 25 (a) where—
- (i) a racecourse is by the racing club controlling the racecourse divided into sections one of which is by that racing club designated the saddling paddock; and
- 30
- (ii)

Racing (Amendment).

- (ii) five or more bookmakers
are carrying on their
business in the section so
designated,
5 the section so designated; or
(b) in any other case—the whole of the
racecourse.

- (b) by omitting from section 28 the words “racecourse
used by the Menangle Park Racing Company
10 Limited at the commencement of this Part and the
Hawkesbury Racecourse and the Penrith Show-
ground” and by inserting instead the words
“Menangle Park racecourse, the Hawkesbury
15 racecourse, the Penrith Showground, the Bankstown
Showground and the Fairfield Showground, and any
prescribed racecourse.”

Sec. 28.
(Special
and
prescribed
race-
courses.)

7. The Finance (Greyhound-racing Taxation) Act, 1931, is amended by omitting section 4 (2) and by inserting instead the following subsections :—

Amendment
of Act No.
56, 1931.
Sec. 4.
(Tax on
racing
clubs.)

- 20 (2) In addition to the tax imposed by subsection (1), every racing club shall be liable to pay and shall pay to the Treasurer, to be carried into the Consolidated Revenue Fund, a supplementary tax calculated on its net annual income which—
25 (a) where the racing club is prescribed as a city racing club—is fifteen per centum of its net annual income;
(b) where the racing club is prescribed as a
30 provincial racing club—is five per centum of its net annual income; and
(c) where the racing club is a racing club other than a racing club prescribed pursuant to paragraph (a) or (b)—is three per centum of its net annual income.

Racing (Amendment).

(3) The Governor may make regulations prescribing for the purposes of subsection (2) what racing clubs are city racing clubs and what racing clubs are provincial racing clubs.

5 (4) Section 41 of the Interpretation Act, 1897, applies in respect of a regulation made pursuant to subsection (3) as if this Act had been passed after the commencement of the Interpretation (Amendment) Act, 1969.

10 (5) In this Part—

“net annual income” means the total annual income of the racing club reduced by income from—

- (a) admissions to race meetings conducted by the racing club;
- 15 (b) the Totalizator Agency Board pursuant to section 14 (3) (c) of the Totalizator (Off-course Betting) Act, 1964;
- (c) subscriptions paid by members of the racing club in respect of their membership or facilities for the use of club members;
- 20 (d) any grant or subsidy received from another racing club or any association of racing clubs;
- (e) the operation by the racing club of totalizators; and
- 25 (f) the Racecourse Development Fund, being a payment authorised pursuant to section 19A (5) of the Totalizator Act, 1916,
- 30 which is paid by way of grant;

“racing club” does not include the Greyhound Racing Control Board constituted under Part IVA of the Gaming and Betting Act, 1912.

Racing (Amendment).

8. The Finance (Greyhound-racing Taxation) Act, 1931, is further amended— Further amendment of Act No. 56, 1931.

- 5 (a) by omitting from section 5 the words “the first day of October, one thousand nine hundred and thirty-one, and ending on the thirtieth day of September, one thousand nine hundred and thirty-two, or during any subsequent year commencing on the first day of October and ending on the thirtieth day of September” wherever occurring and by inserting instead the words “1st October, 1975, or during any subsequent year commencing on 1st October”; Sec. 5. (Book-makers taxation.)
- 10 (b) by omitting from section 5 (1) the words “forty dollars” and by inserting instead the words “eighty dollars”;
- 15 (c) by omitting from section 5 the words “twenty dollars” wherever occurring and by inserting instead the words “forty dollars”;
- 20 (d) by omitting from section 5 (2) the words “ten dollars” and by inserting instead the words “twenty dollars”.

9. The Finance (Greyhound-racing Taxation) Management Act, 1931, is amended— Amendment of Act No. 57, 1931.

- 25 (a) by inserting after section 6 the following section :— Sec. 6A.
- 30 6A. (1) Every racing club liable to pay the supplementary tax imposed by section 4 (2) of the Finance (Greyhound-racing Taxation) Act, 1931, shall at the times, in respect of the periods and in the manner prescribed by regulations under this Act forward to the Treasurer— Supplementary tax.
 - (a) a return made by a prescribed person setting out, in the prescribed manner, details of all moneys received by the racing club during

Racing (Amendment).

the prescribed period covered by the return and the amount of supplementary tax that is calculated as being payable in respect of that prescribed period; and

5 (b) an amount equivalent to the amount of supplementary tax specified in the return.

(2) A racing club referred to in subsection (1) that fails to forward to the Treasurer a return referred to in that subsection at a prescribed time
10 is liable to a penalty not exceeding one hundred dollars.

(b) by inserting at the end of section 7 the following subsection :—
Sec. 7.
(The pay-
ment of
taxes.)

15 (2) A reference in subsection (1) to a tax under Part II of the Finance (Greyhound-racing Taxation) Act, 1931, and in section 8 to a tax imposed by that Act, includes a reference to a supplementary tax imposed by that Act.

20 (c) by omitting section 19 (2) and (3) and by inserting instead the following subsections :—
Sec. 19.
(Regula-
tions.)

(2) Regulations referred to in subsection (1) may be made so as to apply differently according to such factors as may be specified in the regulations.

25 (3) Section 41 of the Interpretation Act, 1897, applies in respect of a regulation made under this Act as if this Act had been passed after the commencement of the Interpretation (Amendment) Act, 1969.

Racing (Amendment).

10. The Finance (Greyhound-racing Taxation) Management Act, 1931, is further amended by omitting the definition of "Saddling paddock" in section 5 and by inserting instead the following definition :—

Further amendment of Act No. 57, 1931.
Sec. 5.
(Definitions.)

- 5 "Saddling paddock" means—
- (a) where—
- (i) a racecourse is by the racing club controlling the racecourse divided into sections one of which is by that racing club designated the saddling paddock; and
- 10 (ii) five or more bookmakers are carrying on their business in the section so designated,
- 15 the section so designated; or
- (b) in any other case—the whole of the racecourse.

11. The Racing Taxation Act, 1937, is amended—

Amendment of Act No. 31, 1937.

- 20 (a) by omitting from section 5 wherever occurring (except in subsection (4)) the words "one thousand nine hundred and thirty-eight" and by inserting instead the figures "1975";
- 25 (b) by omitting from section 5 (2) the words "one hundred and forty dollars", "fifty-six dollars" and "fourteen dollars" and by inserting instead the matter "\$280", "\$112" and "\$28" respectively;
- 30 (c) by omitting from section 5 (3) the words "fifty-six dollars" and "twenty-eight dollars" and by inserting instead the matter "\$112" and "\$56" respectively;

(d)

Racing (Amendment).

- (d) by omitting section 5 (4);
- (e) by omitting from section 5 (5) the words "forty dollars" and "twenty dollars" and by inserting instead the matter "\$80" and "\$40" respectively;
- 5 (f) by omitting from section 5 (6) the words "forty dollars" and "twenty dollars" and by inserting instead the matter "\$80" and "\$40" respectively.

12. Notwithstanding the repeal effected by section 4 (c), ^{Savings} a regulation purporting to have been made under the Finance ^{provision.} 10 Taxation Management Act, 1915, and purporting to be in force immediately before the commencement of section 4 shall, to the extent to which it could be made under that Act, as amended by this Act, be deemed to have been so made at that commencement.

BY AUTHORITY

D. WEST, GOVERNMENT PRINTER, NEW SOUTH WALES—1974

New South Wales



ANNO VICESIMO TERTIO

ELIZABETHÆ II REGINÆ

Act No. 96, 1974.

An Act to impose a supplementary tax on the income of racing clubs and racing associations; to increase the rate of special commission payable in respect of doubles totalizators and the registration tax payable by book-makers; to reduce the rate of tax payable by certain racing clubs; for these and other purposes to amend the Finance (Taxation) Act, 1915, and certain other Acts; and for purposes connected therewith. [Assented to, 12th December, 1974.]

BE

Racing (Amendment).

BE it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

Short title. 1. This Act may be cited as the "Racing (Amendment) Act, 1974".

**Commence-
ment.** 2. (1) This section and sections 1 and 5 shall commence on the date of assent to this Act.

(2) Sections 3, 4, 6, 7, 9, 11 and 12 shall commence on 1st January, 1975.

(3) Sections 8 and 10 shall commence on 1st October, 1975.

**Amendment
of Act No.
57, 1915.
Sec. 6.** 3. The Finance (Taxation) Act, 1915, is amended by omitting section 6 (2) and by inserting instead the following subsections:—

(Tax and supplementary tax on racing clubs and racing associations.)

(2) For the purposes of this Part, the Menangle Park racecourse, the Hawkesbury racecourse, the Penrith Showground, the Bankstown Showground and the Fairfield Showground, and any prescribed racecourse, shall be deemed to be beyond sixty-four kilometres from the General Post Office, Sydney.

(3) In addition to the tax imposed by subsection (1), every racing club shall be liable to pay and shall pay to the Treasurer, to be carried into the Consolidated Revenue Fund, a supplementary tax which—

(a) where the racing club is prescribed as a city racing club—is fifteen per centum of its net annual income;

(b)

Racing (Amendment).

(b) where the racing club is prescribed as a provincial racing club—is five per centum of its net annual income; and

(c) where the racing club is a racing club other than a racing club prescribed pursuant to paragraph (a) or (b)—is three per centum of its net annual income.

(4) In addition to the tax imposed by subsection (1), every racing association shall be liable to pay and shall pay to the Treasurer, to be carried into the Consolidated Revenue Fund, a supplementary tax which is three per centum of its net annual income.

(5) The Governor may make regulations prescribing for the purposes of subsection (3) what racing clubs are city racing clubs and what racing clubs are provincial racing clubs.

(6) Section 41 of the Interpretation Act, 1897, applies in respect of a regulation made pursuant to subsection (5) as if this Act had been passed after the commencement of the Interpretation (Amendment) Act, 1969.

(7) For the purposes of subsection (3), “net annual income” means the total annual income of the racing club or racing association reduced—

(a) in the case of a racing club, by income from—

(i) admissions to race meetings conducted by the racing club;

(ii) the Totalizator Agency Board pursuant to section 14 (3) (c) of the Totalizator (Off-course Betting) Act, 1964;

(iii) subscriptions paid by members of the racing club in respect of their membership or facilities for the use of club members;

(iv)

Racing (Amendment).

- (iv) the operation by the racing club of totalizators; and
 - (v) the Racecourse Development Fund, being a payment authorised pursuant to section 19A (5) of the Totalizator Act, 1916, which is paid by way of grant; and
- (b) in the case of a racing association, by income from affiliation fees and subsidies paid to it by a racing club.

Amendment of Act No. 60, 1915. **4.** The Finance Taxation Management Act, 1915, is amended—

Sec. 4A.

- (a) by inserting after section 4 the following section :—

**Supple-
mentary
tax.**

4A. (1) Every racing club and racing association shall at the times, in respect of the periods and in the manner prescribed by regulations under this Act forward to the Treasurer—

- (a) a return made by a prescribed person setting out, in the prescribed manner, details of all moneys received by the racing club or racing association during the prescribed period covered by the return and the amount of supplementary tax imposed by section 6 (3) of the Finance (Taxation) Act, 1915, that is calculated as being payable in respect of that prescribed period; and
- (b) an amount equivalent to the amount of supplementary tax specified in the return.

(2) A racing club or racing association that fails to forward to the Treasurer a return referred to in subsection (1) at a prescribed time is liable to a penalty not exceeding one hundred dollars.

(b)

Racing (Amendment).

- (b) by inserting at the end of section 7 the following subsection :—

Sec. 7.
(The pay-
ment of
taxes.)

(2) A reference in subsection (1) to a tax under Part III of the Finance (Taxation) Act, 1915, and a reference in section 8 to a tax imposed by that Part, includes a reference to a supplementary tax imposed by that Part.

- (c) by omitting section 9 and by inserting instead the following section :—

Sec. 9.

9. (1) The Governor may make regulations not inconsistent with this Act prescribing any matters which by this Act are required or permitted to be prescribed, or which are necessary or convenient to be prescribed for giving effect to this Act.

Regulations.

(2) Regulations referred to in subsection (1) may be made so as to apply differently according to such factors as may be specified in the regulations.

(3) Section 41 of the Interpretation Act, 1897, applies in respect of a regulation made under this Act as if this Act had been passed after the commencement of the Interpretation (Amendment) Act, 1969.

5. The Totalizator Act, 1916, is amended—

Amendment
of Act No.
75, 1916.

- (a) (i) by omitting from section 8 (1) the words "one per centum" and by inserting instead the words "two per centum";

Sec. 8.
(Commis-
sion.)

- (ii) by omitting section 8 (2) (b) (i), (ii) and (iia) and by inserting instead the following subparagraphs :—

(i) conducts race-meetings on the Menangle Park racecourse, the Hawkesbury racecourse, the Penrith Showground, the Bankstown Showground or the Fairfield Showground;

(ii)

Racing (Amendment).

- (ii) conducts race-meetings on a prescribed racecourse that is within sixty-four kilometres from the General Post Office, Sydney; or;
- (iii) by omitting from section 8 (2A) the word "one-half" and by inserting instead the word "three-quarters";
- (iv) by omitting from section 8 (2A) the words "other half" and by inserting instead the words "remaining quarter";
- Sec. 10. (Power of Minister to assume control of totalizator.)
- (b) (i) by omitting from section 10 (2) the words "one per centum" and by inserting instead the words "two per centum";
- (ii) by omitting from section 10 (2) the word "one-half" and by inserting instead the word "three-quarters";
- (iii) by omitting from section 10 (2) the words "other half" and by inserting instead the words "remaining quarter".
- Amendment of Act No. 15, 1917.
6. The Bookmakers (Taxation) Act, 1917, is amended—
- Sec. 2. (Definitions.)
- (a) by omitting the definition of "Saddling paddock" in section 2 and by inserting instead the following definition :—
- "Saddling paddock" means—
- (a) where—
- (i) a racecourse is by the racing club controlling the racecourse divided into sections one of which is by that racing club designated the saddling paddock; and
- (ii)

Racing (Amendment).

- (ii) five or more bookmakers are carrying on their business in the section so designated,
the section so designated; or
- (b) in any other case—the whole of the racecourse.
- (b) by omitting from section 28 the words “racecourse used by the Menangle Park Racing Company Limited at the commencement of this Part and the Hawkesbury Racecourse and the Penrith Showground” and by inserting instead the words “Menangle Park racecourse, the Hawkesbury racecourse, the Penrith Showground, the Bankstown Showground and the Fairfield Showground, and any prescribed racecourse,”.

Sec. 28.
(Special and prescribed race-courses.)

7. The Finance (Greyhound-racing Taxation) Act, 1931, is amended by omitting section 4 (2) and by inserting instead the following subsections :—

Amendment of Act No. 56, 1931.
Sec. 4.
(Tax on racing clubs.)

- (2) In addition to the tax imposed by subsection (1), every racing club shall be liable to pay and shall pay to the Treasurer, to be carried into the Consolidated Revenue Fund, a supplementary tax calculated on its net annual income which—
 - (a) where the racing club is prescribed as a city racing club—is fifteen per centum of its net annual income;
 - (b) where the racing club is prescribed as a provincial racing club—is five per centum of its net annual income; and
 - (c) where the racing club is a racing club other than a racing club prescribed pursuant to paragraph (a) or (b)—is three per centum of its net annual income.

Racing (Amendment).

(3) The Governor may make regulations prescribing for the purposes of subsection (2) what racing clubs are city racing clubs and what racing clubs are provincial racing clubs.

(4) Section 41 of the Interpretation Act, 1897, applies in respect of a regulation made pursuant to subsection (3) as if this Act had been passed after the commencement of the Interpretation (Amendment) Act, 1969.

(5) In this Part—

“net annual income” means the total annual income of the racing club reduced by income from—

- (a) admissions to race meetings conducted by the racing club;
- (b) the Totalizator Agency Board pursuant to section 14 (3) (c) of the Totalizator (Off-course Betting) Act, 1964;
- (c) subscriptions paid by members of the racing club in respect of their membership or facilities for the use of club members;
- (d) any grant or subsidy received from another racing club or any association of racing clubs;
- (e) the operation by the racing club of totalizators; and
- (f) the Racecourse Development Fund, being a payment authorised pursuant to section 19A (5) of the Totalizator Act, 1916, which is paid by way of grant;

“racing club” does not include the Greyhound Racing Control Board constituted under Part IVA of the Gaming and Betting Act, 1912.

Racing (Amendment).

8. The Finance (Greyhound-racing Taxation) Act, 1931, is further amended—

Further amendment of Act No. 56, 1931.

- (a) by omitting from section 5 the words “the first day of October, one thousand nine hundred and thirty-one, and ending on the thirtieth day of September, one thousand nine hundred and thirty-two, or during any subsequent year commencing on the first day of October and ending on the thirtieth day of September” wherever occurring and by inserting instead the words “1st October, 1975, or during any subsequent year commencing on 1st October”;
- (b) by omitting from section 5 (1) the words “forty dollars” and by inserting instead the words “eighty dollars”;
- (c) by omitting from section 5 the words “twenty dollars” wherever occurring and by inserting instead the words “forty dollars”;
- (d) by omitting from section 5 (2) the words “ten dollars” and by inserting instead the words “twenty dollars”.

Sec. 5. (Book-makers taxation.)

9. The Finance (Greyhound-racing Taxation) Management Act, 1931, is amended—

Amendment of Act No. 57, 1931.

- (a) by inserting after section 6 the following section :—

Sec. 6A.

6A. (1) Every racing club liable to pay the supplementary tax imposed by section 4 (2) of the Finance (Greyhound-racing Taxation) Act, 1931, shall at the times, in respect of the periods and in the manner prescribed by regulations under this Act forward to the Treasurer—

Supplementary tax.

- (a) a return made by a prescribed person setting out, in the prescribed manner, details of all moneys received by the racing club during

Racing (Amendment).

the prescribed period covered by the return and the amount of supplementary tax that is calculated as being payable in respect of that prescribed period; and

- (b) an amount equivalent to the amount of supplementary tax specified in the return.

(2) A racing club referred to in subsection (1) that fails to forward to the Treasurer a return referred to in that subsection at a prescribed time is liable to a penalty not exceeding one hundred dollars.

Sec. 7.
(The pay-
ment of
taxes.)

- (b) by inserting at the end of section 7 the following subsection :—

(2) A reference in subsection (1) to a tax under Part II of the Finance (Greyhound-racing Taxation) Act, 1931, and in section 8 to a tax imposed by that Act, includes a reference to a supplementary tax imposed by that Act.

Sec. 19.
(Regula-
tions.)

- (c) by omitting section 19 (2) and (3) and by inserting instead the following subsections :—

(2) Regulations referred to in subsection (1) may be made so as to apply differently according to such factors as may be specified in the regulations.

(3) Section 41 of the Interpretation Act, 1897, applies in respect of a regulation made under this Act as if this Act had been passed after the commencement of the Interpretation (Amendment) Act, 1969.

Racing (Amendment).

10. The Finance (Greyhound-racing Taxation) Management Act, 1931, is further amended by omitting the definition of "Saddling paddock" in section 5 and by inserting instead the following definition :—

Further amendment of Act No. 57, 1931.
Sec. 5.
(Definitions.)

"Saddling paddock" means—

(a) where—

(i) a racecourse is by the racing club controlling the racecourse divided into sections one of which is by that racing club designated the saddling paddock; and

(ii) five or more bookmakers are carrying on their business in the section so designated,

the section so designated; or

(b) in any other case—the whole of the racecourse.

11. The Racing Taxation Act, 1937, is amended—

Amendment of Act No. 31, 1937.

(a) by omitting from section 5 wherever occurring (except in subsection (4)) the words "one thousand nine hundred and thirty-eight" and by inserting instead the figures "1975";

Sec. 5.
(Book-makers (Registration) Tax.)

(b) by omitting from section 5 (2) the words "one hundred and forty dollars", "fifty-six dollars" and "fourteen dollars" and by inserting instead the matter "\$280", "\$112" and "\$28" respectively;

(c) by omitting from section 5 (3) the words "fifty-six dollars" and "twenty-eight dollars" and by inserting instead the matter "\$112" and "\$56" respectively;

(d)

Racing (Amendment).

- (d) by omitting section 5 (4);
- (e) by omitting from section 5 (5) the words "forty dollars" and "twenty dollars" and by inserting instead the matter "\$80" and "\$40" respectively;
- (f) by omitting from section 5 (6) the words "forty dollars" and "twenty dollars" and by inserting instead the matter "\$80" and "\$40" respectively.

Savings
provision.

12. Notwithstanding the repeal effected by section 4 (c), a regulation purporting to have been made under the Finance Taxation Management Act, 1915, and purporting to be in force immediately before the commencement of section 4 shall, to the extent to which it could be made under that Act, as amended by this Act, be deemed to have been so made at that commencement.

BY AUTHORITY

D. WEST, GOVERNMENT PRINTER, NEW SOUTH WALES—1975

I certify that this PUBLIC BILL, which originated in the LEGISLATIVE ASSEMBLY, has finally passed the LEGISLATIVE COUNCIL and the LEGISLATIVE ASSEMBLY of NEW SOUTH WALES.

R. E. WARD,
Clerk of the Legislative Assembly.

*Legislative Assembly Chamber,
Sydney, 28 November, 1974.*

New South Wales



ANNO VICESIMO TERTIO

ELIZABETHÆ II REGINÆ

Act No. 96, 1974.

An Act to impose a supplementary tax on the income of racing clubs and racing associations; to increase the rate of special commission payable in respect of doubles totalizators and the registration tax payable by book-makers; to reduce the rate of tax payable by certain racing clubs; for these and other purposes to amend the Finance (Taxation) Act, 1915, and certain other Acts; and for purposes connected therewith. [Assented to, 12th December, 1974.]

BE

I have examined this Bill, and find it to correspond in all respects with the Bill as finally passed by both Houses.

J. H. BROWN,
Chairman of Committees of the Legislative Assembly.

Racing (Amendment).

BE it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

Short title. **1.** This Act may be cited as the "Racing (Amendment) Act, 1974".

Commence- **2.** (1) This section and sections 1 and 5 shall commence
ment. on the date of assent to this Act.

(2) Sections 3, 4, 6, 7, 9, 11 and 12 shall commence on 1st January, 1975.

(3) Sections 8 and 10 shall commence on 1st October, 1975.

Amendment **3.** The Finance (Taxation) Act, 1915, is amended by
of Act No. omitting section 6 (2) and by inserting instead the following
57, 1915. subsections :—
Sec. 6.

(Tax and
supple-
mentary
tax on
racing
clubs and
racing
associa-
tions.)

(2) For the purposes of this Part, the Menangle Park racecourse, the Hawkesbury racecourse, the Penrith Showground, the Bankstown Showground and the Fairfield Showground, and any prescribed racecourse, shall be deemed to be beyond sixty-four kilometres from the General Post Office, Sydney.

(3) In addition to the tax imposed by subsection (1), every racing club shall be liable to pay and shall pay to the Treasurer, to be carried into the Consolidated Revenue Fund, a supplementary tax which—

(a) where the racing club is prescribed as a city racing club—is fifteen per centum of its net annual income;

(b)

Racing (Amendment).

(b) where the racing club is prescribed as a provincial racing club—is five per centum of its net annual income; and

(c) where the racing club is a racing club other than a racing club prescribed pursuant to paragraph (a) or (b)—is three per centum of its net annual income.

(4) In addition to the tax imposed by subsection (1), every racing association shall be liable to pay and shall pay to the Treasurer, to be carried into the Consolidated Revenue Fund, a supplementary tax which is three per centum of its net annual income.

(5) The Governor may make regulations prescribing for the purposes of subsection (3) what racing clubs are city racing clubs and what racing clubs are provincial racing clubs.

(6) Section 41 of the Interpretation Act, 1897, applies in respect of a regulation made pursuant to subsection (5) as if this Act had been passed after the commencement of the Interpretation (Amendment) Act, 1969.

(7) For the purposes of subsection (3), “net annual income” means the total annual income of the racing club or racing association reduced—

(a) in the case of a racing club, by income from—

(i) admissions to race meetings conducted by the racing club;

(ii) the Totalizator Agency Board pursuant to section 14 (3) (c) of the Totalizator (Off-course Betting) Act, 1964;

(iii) subscriptions paid by members of the racing club in respect of their membership or facilities for the use of club members;

(iv)

Racing (Amendment).

- (iv) the operation by the racing club of totalizators; and
 - (v) the Racecourse Development Fund, being a payment authorised pursuant to section 19A (5) of the Totalizator Act, 1916, which is paid by way of grant; and
- (b) in the case of a racing association, by income from affiliation fees and subsidies paid to it by a racing club.

Amendment of Act No. 60, 1915. **4.** The Finance Taxation Management Act, 1915, is amended—

Sec. 4A. (a) by inserting after section 4 the following section :—

Supple-
mentary
tax.

4A. (1) Every racing club and racing association shall at the times, in respect of the periods and in the manner prescribed by regulations under this Act forward to the Treasurer—

- (a) a return made by a prescribed person setting out, in the prescribed manner, details of all moneys received by the racing club or racing association during the prescribed period covered by the return and the amount of supplementary tax imposed by section 6 (3) of the Finance (Taxation) Act, 1915, that is calculated as being payable in respect of that prescribed period; and
- (b) an amount equivalent to the amount of supplementary tax specified in the return.

(2) A racing club or racing association that fails to forward to the Treasurer a return referred to in subsection (1) at a prescribed time is liable to a penalty not exceeding one hundred dollars.

(b)

Racing (Amendment).

- (b) by inserting at the end of section 7 the following subsection :—

Sec. 7.
(The pay-
ment of
taxes.)

(2) A reference in subsection (1) to a tax under Part III of the Finance (Taxation) Act, 1915, and a reference in section 8 to a tax imposed by that Part, includes a reference to a supplementary tax imposed by that Part.

- (c) by omitting section 9 and by inserting instead the following section :—

Sec. 9.

9. (1) The Governor may make regulations not inconsistent with this Act prescribing any matters which by this Act are required or permitted to be prescribed, or which are necessary or convenient to be prescribed for giving effect to this Act.

Regulations.

(2) Regulations referred to in subsection (1) may be made so as to apply differently according to such factors as may be specified in the regulations.

(3) Section 41 of the Interpretation Act, 1897, applies in respect of a regulation made under this Act as if this Act had been passed after the commencement of the Interpretation (Amendment) Act, 1969.

5. The Totalizator Act, 1916, is amended—

Amendment
of Act No.
75, 1916.

- (a) (i) by omitting from section 8 (1) the words "one per centum" and by inserting instead the words "two per centum";

Sec. 8.
(Commis-
sion.)

- (ii) by omitting section 8 (2) (b) (i), (ii) and (iia) and by inserting instead the following subparagraphs :—

(i) conducts race-meetings on the Menangle Park racecourse, the Hawkesbury racecourse, the Penrith Showground, the Bankstown Showground or the Fairfield Showground;

(ii)

Racing (Amendment).

- (ii) conducts race-meetings on a prescribed racecourse that is within sixty-four kilometres from the General Post Office, Sydney; or;
 - (iii) by omitting from section 8 (2A) the word "one-half" and by inserting instead the word "three-quarters";
 - (iv) by omitting from section 8 (2A) the words "other half" and by inserting instead the words "remaining quarter";
- Sec. 10.
(Power of Minister to assume control of totalizator.)
- (b) (i) by omitting from section 10 (2) the words "one per centum" and by inserting instead the words "two per centum";
 - (ii) by omitting from section 10 (2) the word "one-half" and by inserting instead the word "three-quarters";
 - (iii) by omitting from section 10 (2) the words "other half" and by inserting instead the words "remaining quarter".

Amendment
of Act No.
15, 1917.

6. The Bookmakers (Taxation) Act, 1917, is amended—

Sec. 2.
(Definitions.)

- (a) by omitting the definition of "Saddling paddock" in section 2 and by inserting instead the following definition :—

"Saddling paddock" means—

(a) where—

- (i) a racecourse is by the racing club controlling the racecourse divided into sections one of which is by that racing club designated the saddling paddock; and

(ii)

Racing (Amendment).

- (ii) five or more bookmakers are carrying on their business in the section so designated,
the section so designated; or
 - (b) in any other case—the whole of the racecourse.
- (b) by omitting from section 28 the words “racecourse used by the Menangle Park Racing Company Limited at the commencement of this Part and the Hawkesbury Racecourse and the Penrith Showground” and by inserting instead the words “Menangle Park racecourse, the Hawkesbury racecourse, the Penrith Showground, the Bankstown Showground and the Fairfield Showground, and any prescribed racecourse,”.
- Sec. 28.
(Special and prescribed race-courses.)

7. The Finance (Greyhound-racing Taxation) Act, 1931, is amended by omitting section 4 (2) and by inserting instead the following subsections :—

Amendment of Act No. 56, 1931.
Sec. 4.
(Tax on racing clubs.)

(2) In addition to the tax imposed by subsection (1), every racing club shall be liable to pay and shall pay to the Treasurer, to be carried into the Consolidated Revenue Fund, a supplementary tax calculated on its net annual income which—

- (a) where the racing club is prescribed as a city racing club—is fifteen per centum of its net annual income;
- (b) where the racing club is prescribed as a provincial racing club—is five per centum of its net annual income; and
- (c) where the racing club is a racing club other than a racing club prescribed pursuant to paragraph (a) or (b)—is three per centum of its net annual income.

(3)

Racing (Amendment).

(3) The Governor may make regulations prescribing for the purposes of subsection (2) what racing clubs are city racing clubs and what racing clubs are provincial racing clubs.

(4) Section 41 of the Interpretation Act, 1897, applies in respect of a regulation made pursuant to subsection (3) as if this Act had been passed after the commencement of the Interpretation (Amendment) Act, 1969.

(5) In this Part—

“net annual income” means the total annual income of the racing club reduced by income from—

- (a) admissions to race meetings conducted by the racing club;
- (b) the Totalizator Agency Board pursuant to section 14 (3) (c) of the Totalizator (Off-course Betting) Act, 1964;
- (c) subscriptions paid by members of the racing club in respect of their membership or facilities for the use of club members;
- (d) any grant or subsidy received from another racing club or any association of racing clubs;
- (e) the operation by the racing club of totalizators; and
- (f) the Racecourse Development Fund, being a payment authorised pursuant to section 19A (5) of the Totalizator Act, 1916, which is paid by way of grant;

“racing club” does not include the Greyhound Racing Control Board constituted under Part IVA of the Gaming and Betting Act, 1912.

Racing (Amendment).

8. The Finance (Greyhound-racing Taxation) Act, 1931, is further amended—

Further amendment of Act No. 56, 1931.

- (a) by omitting from section 5 the words “the first day of October, one thousand nine hundred and thirty-one, and ending on the thirtieth day of September, one thousand nine hundred and thirty-two, or during any subsequent year commencing on the first day of October and ending on the thirtieth day of September” wherever occurring and by inserting instead the words “1st October, 1975, or during any subsequent year commencing on 1st October”;
- (b) by omitting from section 5 (1) the words “forty dollars” and by inserting instead the words “eighty dollars”;
- (c) by omitting from section 5 the words “twenty dollars” wherever occurring and by inserting instead the words “forty dollars”;
- (d) by omitting from section 5 (2) the words “ten dollars” and by inserting instead the words “twenty dollars”.

Sec. 5. (Book-makers taxation.)

9. The Finance (Greyhound-racing Taxation) Management Act, 1931, is amended—

Amendment of Act No. 57, 1931.

- (a) by inserting after section 6 the following section :—

Sec. 6A.

6A. (1) Every racing club liable to pay the supplementary tax imposed by section 4 (2) of the Finance (Greyhound-racing Taxation) Act, 1931, shall at the times, in respect of the periods and in the manner prescribed by regulations under this Act forward to the Treasurer—

Supplementary tax.

- (a) a return made by a prescribed person setting out, in the prescribed manner, details of all moneys received by the racing club during

the

Racing (Amendment).

the prescribed period covered by the return and the amount of supplementary tax that is calculated as being payable in respect of that prescribed period; and

- (b) an amount equivalent to the amount of supplementary tax specified in the return.

(2) A racing club referred to in subsection (1) that fails to forward to the Treasurer a return referred to in that subsection at a prescribed time is liable to a penalty not exceeding one hundred dollars.

Sec. 7.
(The pay-
ment of
taxes.)

- (b) by inserting at the end of section 7 the following subsection :—

(2) A reference in subsection (1) to a tax under Part II of the Finance (Greyhound-racing Taxation) Act, 1931, and in section 8 to a tax imposed by that Act, includes a reference to a supplementary tax imposed by that Act.

Sec. 19.
(Regula-
tions.)

- (c) by omitting section 19 (2) and (3) and by inserting instead the following subsections :—

(2) Regulations referred to in subsection (1) may be made so as to apply differently according to such factors as may be specified in the regulations.

(3) Section 41 of the Interpretation Act, 1897, applies in respect of a regulation made under this Act as if this Act had been passed after the commencement of the Interpretation (Amendment) Act, 1969.

Racing (Amendment).

10. The Finance (Greyhound-racing Taxation) Management Act, 1931, is further amended by omitting the definition of "Saddling paddock" in section 5 and by inserting instead the following definition :—

Further amendment of Act No. 57, 1931. Sec. 5. (Definitions.)

"Saddling paddock" means—

(a) where—

(i) a racecourse is by the racing club controlling the racecourse divided into sections one of which is by that racing club designated the saddling paddock; and

(ii) five or more bookmakers are carrying on their business in the section so designated,

the section so designated; or

(b) in any other case—the whole of the racecourse.

11. The Racing Taxation Act, 1937, is amended—

Amendment of Act No. 31, 1937.

(a) by omitting from section 5 wherever occurring (except in subsection (4)) the words "one thousand nine hundred and thirty-eight" and by inserting instead the figures "1975";

Sec. 5. (Bookmakers (Registration) Tax.)

(b) by omitting from section 5 (2) the words "one hundred and forty dollars", "fifty-six dollars" and "fourteen dollars" and by inserting instead the matter "\$280", "\$112" and "\$28" respectively;

(c) by omitting from section 5 (3) the words "fifty-six dollars" and "twenty-eight dollars" and by inserting instead the matter "\$112" and "\$56" respectively;

(d)

Racing (Amendment).

- (d) by omitting section 5 (4);
- (e) by omitting from section 5 (5) the words "forty dollars" and "twenty dollars" and by inserting instead the matter "\$80" and "\$40" respectively;
- (f) by omitting from section 5 (6) the words "forty dollars" and "twenty dollars" and by inserting instead the matter "\$80" and "\$40" respectively.

Savings
provision.

12. Notwithstanding the repeal effected by section 4 (c), a regulation purporting to have been made under the Finance Taxation Management Act, 1915, and purporting to be in force immediately before the commencement of section 4 shall, to the extent to which it could be made under that Act, as amended by this Act, be deemed to have been so made at that commencement.

In the name and on behalf of Her Majesty I assent to this Act.

A. R. CUTLER,
Governor.

*Government House,
Sydney, 12th December, 1974.*