

## Select Committee on the Proposal to Develop Rosehill Racecourse

Supplementary Questions – Mr Simon Draper, Secretary

### QUESTION 1

**Given the speed with which the government promoted a USP to the ATC for the sale of Rosehill and the relationship between Chris Minns and Steve McMahon, why is the government funding the due diligence for the proposal instead of the proponent?**

### ANSWER

The Australian Turf Club unsolicited proposal *Rosehill Gardens Racecourse Unsolicited Proposal* is being considered in accordance with the Government's *Unsolicited Proposals Guide for Submission and Assessment (USP Guide)*.

The USP Guide provides that '[i]n order for an Unsolicited Proposal to progress, the Government and the Proponent will be required to commit resources. The staged approach to assessment as detailed in section 4 of [the] Guide seeks to balance resource input at each stage in order to reduce the potential for unnecessary expenditure'.

As part of the Stage 2 process, the NSW Government and the ATC enter into a Participation Agreement that (amongst other things) sets out cost arrangements.

### QUESTION 2

**Why is the government wasting so much money and staff resources on this USP when the ATC membership is certain to vote it down? Why hasn't the government insisted on an early vote to see if approval exists for the sale of Rosehill?**

### ANSWER

The timing of the Australian Turf Club's member vote is a matter for the Australian Turf Club.

### QUESTION 3

**Mr. Regan from Sydney Metro said in evidence that landowners are always asking for a Metro station on or near their land, it is quite common. For as long as NSW has had trains, the same thing has been happening for heavy rail stations – most recently with the Minn's Government TODs. Will you now reconsider your evidence that the Rosehill Metro/land sale USP is unique?**

### ANSWER:

The Australian Turf Club unsolicited proposal *Rosehill Gardens Racecourse Unsolicited Proposal* is being considered in accordance with the Government's *Unsolicited Proposals Guide for Submission and Assessment (USP Guide)*. The USP Guide provides a framework for assessing the uniqueness of an unsolicited proposal.

As published on the Government's Unsolicited Proposal website on 7 June 2024, the Proposal met the requirements of the Stage 1 assessment process sufficiently to proceed to Stage 2.

**QUESTION 4**

**Given Stage 1 of Unsolicited Proposals are supposed to be confidential, why was this one announced in December at Rosehill by the Premier and the ATC?**

**ANSWER:**

The Australian Turf Club chose to announce, with the NSW Government, its intention to develop and submit an unsolicited proposal as a transparency measure for its members.

Details of the ATC's Stage 1 proposal and the current Stage 2 assessment remain confidential, consistent with the *Unsolicited Proposals Guide for Submission and Assessment*.

**QUESTION 5**

**Do you agree with the CEO of SOPA in her evidence to the Committee that legislative change is required to allow for the construction of a racecourse on and around the Brickpit? What legal advice has a) the ATC presented or b) the Government itself commissioned on this matter? In both cases, what does the advice say? How can a USP be assessed and progressed without knowing whether or not both Houses of Parliament will pass legislation allowing its key component to be built?**

**ANSWER:**

The Australian Turf Club unsolicited proposal *Rosehill Gardens Racecourse Unsolicited Proposal* is being considered in accordance with the Government's *Unsolicited Proposals Guide for Submission and Assessment (USP Guide)*.

While the Australian Turf Club's proposal, if successful, would include the relocation of racing events from Rosehill to another location, no decision has been made at this stage concerning the proposal or relocation.