

## EXPLANATORY MEMORANDUM

### *Bookmakers Betting Levy Amendment Bill 2009*

#### OVERVIEW

Three Bills have been prepared to establish the legislative framework authorising the collection and disbursement of the racing bets levy to be paid by domestic and offshore betting operators publishing or otherwise making available Western Australian race fields:

- *Racing and Wagering Legislation Amendment Bill 2009;*
- *Racing Bets Levy Bill 2009; and*
- *Bookmakers Betting Levy Amendment Bill 2009.*

Only the *Bookmakers Betting Levy Amendment Bill 2009* is summarised in this Explanatory Memorandum.

As a consequence of the *Racing Bets Levy Bill 2009*, the *Bookmakers Betting Levy Amendment Bill 2009* (the Bill) abolishes the 2 per cent betting levy payable on horse and greyhound racing that is payable to race clubs registered with Racing and Wagering Western Australia by bookmakers licensed under the *Betting Control Act 1954*.

The Bill retains the requirement for bookmakers to pay levy for betting conducted on designated sporting events approved under section 4A of the *Betting Control Act 1954*, such as golf tournaments where bookmakers offer a betting service from the golf course. However, for consistency with the *Racing Bets Levy Act*, the levy will reduce from 2 per cent to 1.5 per cent effective from the date the *Bookmakers Betting Levy Amendment Act* comes into operation.

## BOOKMAKERS BETTING LEVY AMENDMENT BILL 2009

### CLAUSE NOTES

<u>Clause 1:</u>	Cites the <i>Bookmakers Betting Levy Amendment Act 2009</i> as being the short title of this Act.
<u>Clause 2:</u>	<p>Specifies that:</p> <ul style="list-style-type: none"><li>(i) sections 1 and 2 will come into operation on the day that the <i>Racing Bets Levy Act 2009</i> receives Royal Assent;</li><li>(ii) section 5 comes into operation on the day after the <i>Bookmakers Betting Levy Amendment Act 2009</i> receives Royal Assent; and</li><li>(iii) rest of the Act is deemed to have come into operation on 1 September 2008.</li></ul>
<u>Clause 3:</u>	Specifies that the amendments in this Act amend the <i>Bookmakers Betting Levy Act 1954</i> .
<u>Clause 4:</u>	<p>Deletes section 2(1)(b) of the <i>Bookmakers Betting Levy Act 1954</i> and inserts a new provision stipulating that bookmakers are to pay a levy of 2 per cent of turnover for betting conducted on a designated sporting event approved under section 4A of the <i>Betting Control Act 1954</i>.</p> <p><u>Note:</u> this provision is only applicable to betting activity conducted up to the date that section 5 comes into operation.</p>
<u>Clause 5:</u>	<p>Deletes section 2(1)(b) of the <i>Bookmakers Betting Levy Act 1954</i> and inserts a new provision stipulating that bookmakers are to pay a levy of 1.5 per cent of turnover for betting conducted on a designated sporting event approved under section 4A of the <i>Betting Control Act 1954</i>.</p> <p><u>Note:</u> this provision is effective the day after the <i>Bookmakers Betting Levy Amendment Act 2009</i> receives Royal Assent and is not retrospective.</p>