

TOTALISATOR AGENCY BOARD

RULES RELATING TO INVESTMENTS AT OR THROUGH TOTALISATOR AGENCIES

PURSUANT to the authority of and for the purposes provided by section 69 (1) (d) of the Racing Act 1971 the Totalisator Agency Board made the following rules by resolution passed on the 24th day of October 1972.

1. Interpretation

In these rules, if not otherwise inconsistent with the context—

- “The Act” means the Racing Act 1971 and any amendments thereto and any other Act passed in lieu thereof or in consolidation thereof or in substitution therefor:
 “Totalisator agency” means a totalisator agency as defined by the Act and includes any premises occupied by or on behalf of the Board on which totalisator investments are received direct from the public pursuant to the provisions of section 83 of the Act:
 “The Board” means the Totalisator Agency Board established by the Act:
 “The club” means a racing club or a trotting club:
 “Course” means the place where a race meeting is held:
 “Race meeting” means any race meeting for which investments are accepted by the Board:
 “Race” means a galloping race or a trotting race as the case may require, and includes (where a race is run in divisions) a division of any such race:
 “Rules of racing” means the New Zealand Rules of Racing and includes the New Zealand Rules of Trotting or otherwise the rules of racing which are declared by the Board to apply to the race or race meeting:
 “Scratching” includes withdrawal.

2. Purpose of Rules

The purpose of these rules is to make provision for the conditions under which investments will be accepted at or through totalisator agencies, and for all other matters incidental to the operation of a totalisator betting off course.

A copy of these rules shall be exhibited in each totalisator agency in a position readily accessible to the public.

3. Commencement and Application of These Rules

These rules shall come into operation on the day of publication in the *Gazette*, as from which date any earlier rules shall be deemed to be revoked, provided, however, that any matter which had originated under the said rules hereby revoked shall enure for the purpose of these rules as fully and effectually as if it had originated under these rules.

These rules shall apply to all persons investing or attempting to invest at or through any totalisator agency declared by the Board to be open for receiving investments from the public.

4. General Conditions Relating to Investments at or Through Totalisator Agencies

(a) *Rules of Racing*—Investments made at a totalisator agency are deemed to be accepted for transmission to the totalisator on the course subject to the rules of racing, more particularly the provisions in respect of the entry, acceptance, bracketing, withdrawal, or disqualification of horses, to the running of races, to the powers of the stewards or any other tribunal authorised under the rules of racing, and to the operation of the totalisator, including the calculation of dividends.

(b) *Unit of Investment*—The unit of Investment for win and place betting shall be \$1 and for doubles betting 50c.

(c) *Dividends*—The dividend for an investment of 50c will be a half of the dividend declared on the totalisator for an investment of \$1 except that fractions of 10c shall not be paid unless such fraction exceeds 5c in which case 5c shall be paid.

(d) *Brackets and Alterations Thereto*—Subject to the special provisions of rule 10B relating to investments on the doubles totalisator, in so far as they may apply, the following provisions shall apply to investments made on any horse included in a bracket:

(i) Where horses are bracketed on the totalisator all investments received by the Board in respect of any such horse or horses will be invested on the totalisator number of the bracket containing such horse or horses irrespective of the numbering in the official race card or in notices as exhibited by the Board pursuant to rule 5 (f).

(ii) Where a horse in such bracket is scratched, the investments shall remain on the horse or horses remaining in the said bracket, except that when the investments received by the Board on the horse or horses that are scratched can be identified and withheld or withdrawn from the totalisator, a refund will be made of such investments and the investors thereof shall have no interest in the dividend that may be payable in respect of the horse or horses remaining in the said bracket. Where such scratching is made at such time or in such manner that the investments cannot be recovered from the totalisator, they shall remain invested on the bracket:

(iii) Where the Board exhibits in its notices a bracket, but the horses shown in the bracket are allotted separate numbers on the totalisator, then all investments received by the Board on such horses so shown as a bracket shall be refunded and the investors thereof shall have no interest in the dividend or dividends that may be payable in respect of such horses.

(e) *Rejection of Investments*—The person in charge at any totalisator agency, unless otherwise directed by the Board or the General Manager of the Board, shall be entitled to reject at any time and without giving any reason therefor part or all of any investment.

(f) *Refund of Investments*—(i) *Scratchings*: Subject to the provisions of rule 10B herein relating to investments on the doubles totalisator, if a horse, including a bracketed horse, is scratched, the investor may at his option nominate a substitute or apply for and receive a refund at the totalisator agency where the investment was made, up to 15 minutes before the time of closing for the receipt of investments for the race concerned at that agency. If the investor does not nominate a substitute or apply for and receive a refund as aforesaid he shall nevertheless be entitled to a refund of his investment, subject, however, in the case of bracketed horses, to the provisions of rule 4 (d) (ii).

(ii) *No Place Pool*: Amounts received for transmission and investment on the place totalisator for any race will be refunded if by reason of the number of starters the place totalisator is not operated for that race.

(g) *Minors*—Investments by or on behalf of persons under the legal age of majority will not be accepted.

(h) *Race Meetings for Which Investments will be Accepted*—Investments at or through any totalisator agency will be accepted only for such race meetings or races as the Board from time to time shall direct in respect of any such totalisator agency.

(i) *Investments Received on Meetings Subsequently Postponed*—(i) All investments received in respect of a race meeting which is postponed to a later date will be retained by the Board and will be invested on that later date in accordance with the original instructions.

(ii) No refund of such investments will be made unless application is received at the totalisator agency where the investment was made not later than the time which is there specified as the closing time for the race concerned on such later date.

(iii) In the event of a race meeting being abandoned all investments will be refunded. The provisions of this paragraph shall apply to all investments whether by cash, by telephone or by post.

(j) *Method of Investing*—Investments will be accepted:

(i) By cash payment at a totalisator agency; or

(ii) Subject to the provisions of rule 7 hereof by telephone instructions against a telephone deposit account previously established or against dividends and refunds credited to such deposit account; or

(iii) Subject to the provisions of rule 8 hereof by postal instructions accompanied by a cash remittance.

Investments or instructions by telegraph will not be accepted under any circumstances.

Credit betting will not be permitted.

(k) *Failure to Record Investments on the Totalisator*—Subject to the application of any other rule in the circumstances of the case, where details of an investment otherwise properly received have not been recorded on the totalisator owing to a failure in the means of or error in transmission or to other circumstances beyond the reasonable control of the Board, there shall be paid on such investment if for win or for place the same dividend as is payable on course for a like investment or, if such investment be for the doubles totalisator, such dividend as is payable pursuant to the provisions of rule 10c herein.