



**GUIDE TO OBTAINING APPROVAL TO
PUBLISH/USE WESTERN AUSTRALIAN RACE FIELDS
SECTION 27D
BETTING CONTROL ACT 1954**

Section 27D of the *Betting Control Act 1954*, makes it an offence for a person providing a wagering service from outside of Australia, to publish or otherwise use Western Australian race fields without obtaining the pre-requisite approval.

Purpose of the Publish/Use Western Australian Race Fields Form

To protect the integrity of the Western Australian racing industry, the detail contained in the *Publish/Use Western Australian Race Fields* form provides the Gaming and Wagering Commission with information to assess the character and integrity of a person/entity operating from outside of Australia, seeking approval to publish/use Western Australian race fields.

In addition to the information provided, a primary consideration in making such determinations by the Commission will also be whether the issue of an approval will be in the public interest.

Who Is Required to Complete the Publish/Use Western Australian Race Fields Form

Section 27D of the *Betting Control Act 1954*, requires approval from the Gaming and Wagering Commission for offshore betting operators to publish or otherwise make available WA race fields.

The *Publish/Use Western Australian Race Fields* form consists of Part A and Part B.

Part A relates to the betting operations of the entity whereas Part B relates to personal particulars of individuals. Both Parts are required to be completed and lodged in order to be considered under section 27D of the *Betting Control Act 1954*.

Part B must be completed by all persons with an interest in a betting operator licence, in the case of a body corporate or partnership; that is, a director, office bearer or person in a position of authority in a body corporate, or each member of a partnership.

Fees

There is no prescribed fee associated with seeking approval to publish/use a Western Australian race field.

Information Relating to Part A and Part B

PART A

The purpose of Part A is to obtain details relating to the operations and integrity of the betting service provider seeking to publish/use Western Australian race field information. The following briefly explains the requirements of each section of Part A.

1. Details of Entity Seeking to Publish/Use Western Australian Race Fields

Identifies the betting operator seeking to publish/use Western Australian race fields and identifies where the betting operation is licensed.

Details are to be provided relating to:

- the name of the entity, for example ABC Pty Ltd trading as 123 Bookmaking;
- the type of betting operation undertaken, for example on-course bookmaker, off-course totalisator operator, betting exchange;
- jurisdiction(s) where betting operation is licensed and licence number(s); and
- ownership details (if not a sole trader).

2. Integrity

This section establishes the integrity of the betting operator as a participant in the racing industry and requires the betting operator (where a body corporate or partnership) to identify any recorded convictions or charges pending. In the case of a sole trader sections 2 and 3 of Part B are required to be completed.

3. Declaration

In order to be considered by the Commission, the declaration must be signed by the person completing the documentation. Documents will not be considered unless signed and dated.

PART B

Part B is required to be completed by sole traders and any person who has an interest in a betting operation seeking to publish/use Western Australian race fields. The detail required in this Part relates to the character and integrity of individuals. The following briefly explains the requirements of each section of Part B.

1. Personal Particulars

Identifies individuals with interests in betting operations seeking to publish/use Western Australian race field information.

2. Integrity

This section establishes the integrity of individuals who have an interest in particular betting operations. In this regard, the following details will need to be provided:

- all breaches/charges incurred within the racing industry; and
- all civil and criminal convictions incurred or charges pending.

3. Declaration

In order for consideration by the Commission, the declaration must be signed and dated by the person completing the documentation.

Instructions/Obligations

- Any person completing the *Publish/Use Western Australian Race Fields* form must be 18 years of age or over.
- For entities consisting of a body corporate or partnership, a description of the organisational structure detailing directors and persons in positions of authority (that is, office bearers) in relation to a body corporate or members of the partnership must be provided.
- Any person with an interest in a betting licence; that is, a director, office bearer or person in a position of authority in a body corporate (including through any shareholding), or each member of a partnership, must also complete and lodge Part B of the *Publish/Use Western Australian Race Fields* form. All Part B forms must accompany Part A and be lodged simultaneously.

- The Declaration on the last page of both Part A and Part B must be signed and dated in order for the information provided to be considered by the Commission.
- Where insufficient space is provided on the form for any section, please provide details on a separate sheet. Instances where documents are attached providing additional information, each page of each attachment must:
 - identify the relevant section; and
 - be signed and dated by the person providing the additional detail.
- Please tick (✓) the appropriate response for all Yes/No questions.
- Every question must be answered unless it is not applicable – if a question is not applicable please indicate with “Not Applicable”.

2. Integrity

(2.1) Has the partnership or body corporate any recorded convictions or charges pending against any rules, codes, practices or laws governing the racing industry of the jurisdiction(s) in which it is licensed to provide a betting service?

YES

NO

Breach/Charge	Rule, Code, Law of Racing	Date	Jurisdiction	Penalty

(2.2) Has the partnership or body corporate any recorded criminal/civil convictions or charges pending?

YES

NO

NOTE: This includes any matter that has been determined by a Court. It does not include infringement notices.

Offence	Date	Place	Penalty

3. Declaration

(Name of sole trader/entity seeking approval)

- (i) agree for the purposes of seeking approval from the Gaming and Wagering Commission to publish/use Western Australian race fields, to supply:
 - a. authorised officers under the *Gaming and Wagering Commission Act 1987*; and
 - b. the Chief Steward of Racing and Wagering Western Australia
 any document, record or accounts containing prescribed information and where possible, provide real time access to betting systems;
- (ii) declare that all the information provided in this document, and any supporting documentation, is true and correct and understands that the provision of false and misleading information will constitute a breach of the *Betting Control Act 1954*; and
- (iii) acknowledge and accept that the Commission reserves the right to request further information to facilitate the determination of an approval to publish/use Western Australian race fields in accordance with Section 27D of the *Betting Control Act 1954*.

Signature of Person to be Approved or
Person Authorised on behalf of Entity

Date

Full Name of Person to be Approved or
Person Authorised on behalf of Entity

3. Declaration

I, _____
(Name)

agree, for the purposes of seeking approval from the Gaming and Wagering Commission to publish/use Western Australian race fields, to supply:

- a. authorised officers under the *Gaming and Wagering Commission Act 1987*; and
- b. the Chief Steward of Racing and Wagering Western Australia

any document, record or accounts containing prescribed information and where possible, provide real time access to betting systems;

- (i) declare that all the information provided in this document, and any supporting documentation, is true and correct and understand that the provision of false and misleading information will constitute a breach of the *Betting Control Act 1954*; and
- (ii) acknowledge and accept that the Commission reserves the right to request further information to facilitate the determination of an approval to publish/use Western Australian race fields in accordance with Section 27D of the *Betting Control Act 1954*.

Signature

_____/_____/_____
Date