

AUSTRALIAN CAPITAL TERRITORY

BOOKMAKERS ACT 1985

DETERMINATION OF FEES

INSTRUMENT NO. 207 OF 2000

Under subsection 55(1)(a) of the *Bookmakers Act 1985* (the Act) I REVOKE determination No. 255 of 1998, published in the Australian Capital Territory Gazette No. S207, of 27 November 1998.

I DETERMINE that the fee for the purposes of section 39K of the Act for a sports betting licence is the total of the following:

1. A pro-rata amount in respect of the period from the date of commencement of the licence to the next occurring 14th day of July (inclusive of both dates) corresponding to an annual amount of \$5,000 in the case of an individual bookmaker or \$10,000 in the case of a syndicate or a company;
2. An amount equal to \$5,000 in the case of an individual bookmaker or \$10,000 in the case of a syndicate or a company in respect of each year from the 15th day of July to the next occurring 14th day of July, where that year falls wholly within the period of the licence;
3. A pro-rata amount in respect of the period from the last occurring 15th day of July during the period of the licence to the expiry of the licence (inclusive of both dates) corresponding to an annual amount of \$5,000 in the case of an individual bookmaker or \$10,000 in the case of a syndicate or a company; and
4. An amount equal to the total of the following, less the GST credit, in each month or part thereof during the period of the licence:
 - (a) 0.25% of the licensee's turnover on fixed odds sports betting contingencies relating to:-
 - (i) UK Football Association, UK Premier League, UK Division 1 to 4 premierships, Scottish Football Association, Scottish Premier League and Division 1 and 2 and UK First Division, European Cup and European Club and World Cup soccer matches;
 - (ii) US National Football League matches;
 - (iii) US National Basketball League matches;
 - (iv) US National Baseball League matches; and
 - (v) US National Hockey League matches;

- (b) 0.50% of the licensee's turnover on fixed odds sports betting relating to bets on contingencies where the number of possible outcomes is 4 or less, other than those included in paragraph (a);
- (c) 1.00% of the licensee's turnover on all fixed odds sports betting not included in paragraphs (a) or (b);
- (d) 6.75% of the licensee's turnover on spread betting transactions; and
- (e) 6.00% of the commission from parimutuel sports wagering.

In part 4 of this determination:-

- (1) "GST Credit" applies if a licensee was liable for a global GST amount (*the GST paid*) for a GST tax period that ended during a month.
- (2) If the GST paid is less than the licensee's gross fee for the month, the amount of the fee for which the licensee is liable is reduced by the GST paid.
- (3) If the GST paid is equal to or more than the licensee's gross fee for the month, the licensee is not liable for a fee for the month.

In this instrument:-

turnover, in respect of a period, means the total amount of money or stake promised or pledged to a licensee in respect of all bets accepted during that period, less any amount refunded in accordance with the rules of sports betting determined under section 39C(1) of the Act in respect of bets accepted during that period or any earlier period.

commission in respect of a period, means the gross amount deducted from the parimutuel betting pools conducted by the licensee during that period.

fee means the fee under section 39K of the Act.

global GST amount—see the GST provision.

the gross fee, for a licensee, is the amount of fee for which the licensee would, apart from this provision, be liable.

GST provision means section 126-10 of the *A New Tax System (Goods and Services Tax) Act 1999* (Cwlth) (which deals with tax on gambling revenues).

Date: 20 June 2000

Gary Humphries
Treasurer