

Australian Capital Territory

Race and Sports Bookmaking (Fees) Determination 2022

Disallowable Instrument DI2022-91

made under the

Race and Sports Bookmaking Act 2001, section 97 (Determination of fees)

EXPLANATORY STATEMENT

The *Race and Sports Bookmaking Act 2001* (the Act) regulates the activities of race and sports bookmakers within the ACT.

This instrument revokes DI2021-179, the *Race and Sports Bookmaking (Fees) Determination 2021*.

Section 97 of the Act provides that the Minister may determine fees for the Act. This instrument provides for the fees for approvals under the Act as well as the licensing arrangements of race bookmakers, race bookmaker's agents, sports bookmakers and sports bookmaker's agents.

The new determination sets the fees that will apply beginning on 1 July 2022 and repeals the *Race and Sports Bookmaking (Fees) Determination 2021* DI2021-179. It provides for fee increases in line with annual adjustments to the Wages Price Index (WPI) of 3.25%, rounded down to the nearest dollar for most fees, with the exception of fees that have been consecutively rounded down in previous years by more than \$1.00 in which case have been rounded up to the nearest dollar. This approach also aligns with the 2021 Treasury Guidelines for Fees and Charges. Explanatory notes in the determination list the fees previously determined to enable comparison.

The determination removes the application fees for a sports bookmaking licence where the application is made by an individual or syndicate under section 25 of the Act. This change is the result of amendments to the Act made by the *Fair Trading and Other Justice Legislation Amendment Act 2022* which provides that only corporations, and not individuals or syndicates, can obtain a sports bookmaking licence in the ACT.

A determination under section 97 of the Act is a disallowable instrument and must be tabled in the Legislative Assembly.

**This is page 1 of 2 pages of the Attachment to the Explanatory Statement to the
Race and Sports Bookmaking (Fees) Determination 2022**

Column 1	Column 2	Column 3	Column 4
Relevant Section of Act	Description of Matter for which Fee is Payable	Previous Fee (GST exempt)	Fee on and after 1 July 2022 (GST exempt)
6(1)	Application for approval of a race bookmaking licence	247.00	255.00
7	Annual fee for a race bookmaking licence, commencing 1 July, or for any part of a year for which the licence is issued	111.00	114.00
10A	Application for renewal of a race bookmaking licence	104.00	107.00
12(1)	Application for a race bookmaker's agent licence	247.00	255.00
	Application for a race bookmaker's agent licence where the nominated person holds a similar licence with another bookmaker	37.00	38.00
13	Annual fee payable for a race bookmaker's agent licence, commencing 1 July, or for any part of a year for which the licence is issued	37.00	38.00
16A	Application for renewal of a race bookmaker's agent licence	104.00	107.00
25(1)	Application for a sports bookmaking licence	812.00	838.00
	Fee payable for each director of the corporation nominated in the application	247.00	255.00

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Column 1	Column 2	Column 3	Column 4
Relevant Section of Act	Description of Matter for which Fee is Payable	Previous Fee (GST exempt)	Fee payable on and after 1 July 2022 (GST exempt)
25(3)	Fee payable where an authorisation is required to make inquiries about an influential shareholder	247.00	255.00
26(1)	Annual fee payable for a sports bookmaking licence, commencing 1 July, or pro rata thereof	16,278.00	16,807.00
34(1)	Application to the Commission for a sports bookmaker's agent licence	247.00	255.00
35(1)	Annual fee payable for a sports bookmaker's agent licence, commencing 1 July, or for any part of a year for which the licence is issued	37.00	38.00
44(1)	Replacement of a licence	37.00	38.00
80(5)	The fee payable where an authorisation is required to make inquiries about an incoming member of a syndicate or director of a corporation that holds a sports bookmaking licence	247.00	255.00
80(6)	The fee payable where an authorisation is required to make inquiries about an incoming individual who has become an influential shareholder of a corporation that holds a sports bookmaking licence	247.00	255.00
80(7)	The fee payable where an authorisation is required to make inquiries about each director of an incoming corporation that has become an influential shareholder in relation to a corporation that holds a sports bookmaking licence	247.00	255.00