

Fact sheet FS3049

Declared betting events

This fact sheet contains information for licensed bookmaker and sports controlling bodies about what they need to do to apply for a new declared betting event and for new bet types to be made on an existing declared betting event.

The 'Schedule of declared betting events and approved forms of betting' at liquorandgaming.nsw.gov.au sets out the forms of declared betting events that betting service providers in NSW may offer.

A licensed bookmaker who holds a declared betting event authority under Division 2A of the *Betting and Racing Act 1998* or a licensee under the *Totalizator Act 1997* may submit an application to the Minister for Racing requesting an order be made to:

- ▲ prescribe a new event or class of event as a 'declared betting event'
- ▲ permit a new type of bet to be made on an existing declared betting event.

Applicants may request that any type of event or class of event be prescribed, including sporting events.

If the application is approved, the Minister will publish an order in the *New South Wales Government Gazette* (the Gazette) prescribing the event or class of events, and the type of bets permitted.

Application requirements

All applications must include:

- ▲ for an applicant who is a licensed bookmaker – a certified copy of their bookmaker's licence and a certified copy of the applicant's declared betting event authority
- ▲ for an applicant who is a licensee under the *Totalizator Act 1997* – details of their licence under the *Totalizator Act 1997*

- ▲ the name of the event or class of event to be prescribed, and a complete list of the types of bets to be permitted on that event or class of event (if the application seeks only to prescribe a new type of bet on an existing declared betting event, details of the new proposed bet type must be included)
- ▲ the rationale for prescribing the new event or class of event as a declared betting event
- ▲ the rationale for prescribing the particular types of bets that are sought
- ▲ whether betting is permitted in other jurisdictions on that event and, if so, the types of bets permitted in those jurisdictions
- ▲ any other information that could reasonably be considered to be relevant to the Minister's decision.

Additional application requirements – sporting events

The *Betting and Racing Act 1998* imposes additional requirements for applications that seek to prescribe a new type of sporting event, or that seek approval for a new bet type on an existing sporting event. A 'sporting event' includes a class of sporting events, but does not include a race or any event related to racing.

All applications relating to sporting events must include additional information.

If there is a prescribed sports controlling body for the relevant sporting event:

- ▲ a copy of the integrity agreement that is in place between the sports controlling body and the bookmaker or licensee applying for the order
- ▲ details of the consultation that has taken place with the sports controlling body, including an indication of whether the sports controlling body supports the proposed new declared betting event or bet type.

Under the *Betting and Racing Act 1998*, the Minister must not make the order prescribing the event or bet type if the sports controlling body opposes the making of the order.

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If there is no prescribed sports controlling body for the sporting event:

- ▲ the name of the key persons or bodies involved in the administration of the sporting event
- ▲ if the sporting event takes place in Australia, evidence that the bookmaker or licensee who has applied for the order has taken reasonable steps to consult with the key persons or bodies involved in the administration of the sporting event, and a summary of the outcome of that consultation.

Under the *Betting and Racing Act 1998*, where there is no sports controlling body for a sporting event (whether in Australia or otherwise) the Minister will take into consideration the following matters when determining whether to make the order:

- ▲ the public interest
- ▲ any potential impact on the integrity of the sporting event
- ▲ if the order relates to a sporting event taking place in Australia, the views (if any) of the key persons or bodies involved in the administration of the sporting event.

Application requirements for removal of bet type – sporting events

A sports controlling body that is prescribed under the *Betting and Racing Act 1998* may apply to the Minister for Racing seeking to remove a type of bet that is currently permitted to be made on a declared betting event that is a sporting event.

The application must include:

- ▲ the name of the relevant sporting event
- ▲ the name of the applicant sports controlling body
- ▲ the type of bet that is sought to be removed
- ▲ the reasons why the sports controlling body considers the bet type should be removed from the ‘Schedule of declared betting events and approved forms of betting’, including any public interest considerations
- ▲ any other information that the prescribed sports controlling body considers is relevant to the Minister’s determination of whether to make the order.

Under the *Betting and Racing Act 1998*, the Minister must give effect to the application unless the Minister considers it would not be in the public interest to do so.

For further information

To find out more about the gaming and wagering laws, contact L&GNSW:

 liquorandgaming.nsw.gov.au

 contact.us@liquorandgaming.nsw.gov.au

 1300 024 720

You can also access the relevant Acts and Regulations at legislation.nsw.gov.au.