

Queensland



ANNO TRICESIMO TERTIO

ELIZABETHAE SECUNDAE REGINAE

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No. 63 of 1984

**An Act to amend the Racing and Betting Act 1980–1983  
in certain particulars and for other purposes**

[ASSENTED TO 29TH MAY, 1984]

BE IT ENACTED by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Assembly of Queensland in Parliament assembled, and by the authority of the same, as follows:—

**1. Short title and citation.** (1) This Act may be cited as the *Racing and Betting Act Amendment Act 1984*.

(2) In this Act the *Racing and Betting Act 1980–1983* is referred to as the Principal Act.

(3) The Principal Act as amended by this Act may be cited as the *Racing and Betting Act 1980–1984*.

**2. Amendment of s. 3. Arrangement.** Section 3 of the Principal Act is amended by inserting after the expression “*Division III—Greyhound Racing*,” the following expression:—

“*Division IIIA—Racing Appeals Tribunal*,”

**3. Amendment of s. 21. Allotment of days for race meetings.** Section 21 of the Principal Act is amended by adding after subsection (4) the following subsection:—

“(5) Notwithstanding anything hereinbefore contained in this section, the Minister may, upon application by a race club registered by a principal club and after consultation with that principal club, approve in writing that a race meeting be held by the race club making application on a date not allotted to that race club pursuant to subsection (3) if he is satisfied that the whole of the profits from that race meeting are to be applied for a charitable, benevolent, patriotic or special purpose.”

**4. Amendment of s. 22. Racing on unallotted day unlawful.** Section 22 of the Principal Act is amended by inserting after the word “Act” the words “except where the Minister, in accordance with section 21 (5), has approved the holding of the race meeting”.

**5. Amendment of s. 35. Constitution of The Queensland Trotting Board.** Section 35 of the Principal Act is amended by—

(a) in the note appearing in and at the beginning of the section omitting the word “Trotting” and substituting the words “Harness Racing”;

(b) omitting subsection (1) and substituting the following subsection:—

“(1) The Queensland Trotting Board constituted under the *Racing and Betting Act 1980* is preserved, continued in existence and constituted under this Act under the name and style The Queensland Harness Racing Board.”;

(c) in subsection (2), omitting the word “Trotting” and substituting the words “Harness Racing”;

(d) in subsection (3), omitting the word “Trotting” and substituting the words “Harness Racing”;

(e) in subsection (4), omitting the word “ Trotting ” and substituting the words “ Harness Racing ”;

(f) in subsection (5), omitting the word “ Trotting ” and substituting the words “ Harness Racing ”;

(g) after subsection (5) as amended, inserting the following subsections:—

“(6) A reference by whatever means expressed in any Act or in any other document instrument or writing whatever before the commencement of the *Racing and Betting Act Amendment Act 1984* to The Queensland Trotting Board constituted under the *Racing and Betting Act 1980* shall on and from that commencement be read and construed as a reference to The Queensland Harness Racing Board and shall operate and have effect accordingly.

(7) Any proceeding which prior to the commencement of the *Racing and Betting Act Amendment Act 1984* was commenced by or against The Queensland Trotting Board and which is not concluded at that commencement may be continued by or against The Queensland Harness Racing Board.”.

**6. Repeal of and new s. 37. Continuation in office of members constituting Trotting Board.** The Principal Act is amended by repealing section 37 and substituting the following section:—

“ **37. Continuation of membership.** Members, including the chairman and deputy chairman, of The Queensland Trotting Board holding office immediately before the commencement of the *Racing and Betting Act Amendment Act 1984* shall continue to hold their respective offices of The Queensland Harness Racing Board for the balance of their respective terms of appointment subject to the provisions of this Act and shall constitute the Harness Racing Board.”.

**7. Repeal of s. 38. First constitution of Trotting Board.** The Principal Act is amended by repealing section 38.

**8. Amendment of s. 51. Groups of trotting clubs.** Section 51 of the Principal Act is amended by omitting subsection (1) and substituting the following subsection:—

“(1) The trotting clubs set forth below under the headings Group 1, Group 2 and Group 3 shall, subject to subsection (2), be the trotting clubs comprised in those groups respectively:—

GROUP 1

- Albion Park Harness Racing Club  
(formerly known as Albion Park Trotting Club)
- Metropolitan Harness Racing Club, Rocklea  
(formerly known as Metropolitan Trotting Club, Rocklea)
- Redcliffe Harness Racing Club  
(formerly known as Redcliffe Trotting Club)

## GROUP 2

Darling Downs Harness Racing Club  
 (formerly known as Downs Trotting Club)  
 Gold Coast Harness Racing Club  
 (formerly known as Gold Coast Trotting Club)  
 Ipswich Harness Racing Club

## GROUP 3

Cairns Harness Racing Club  
 (formerly known as Cairns Trotting Club)  
 Charters Towers Harness Racing Club  
 (formerly known as Charters Towers Trotting Club)  
 Innisfail Harness Racing Club  
 (formerly known as Innisfail and District Trotting Club)  
 Mackay Harness Racing Club  
 (formerly known as Mackay Trotting Club)  
 Maryborough Harness Racing Club  
 Rockhampton Harness Racing Club  
 (formerly known as Rockhampton Trotting Club)  
 Townsville Harness Racing Club  
 (formerly known as Townsville Trotting Club).”.

**9. Amendment of s. 52. Functions, powers and duties of Trotting Board.**  
 Section 52 of the Principal Act is amended by omitting subsection (7) and substituting the following subsections:—

“(7) The Harness Racing Board shall cause to be kept proper books of account and records in relation to all its operations and shall, in respect of each financial year, prepare and forward to the Minister a statement of accounts and balance sheet.

(8) The accounts of the Harness Racing Board shall be audited at least once in each year by the Auditor-General or by an authorized officer or person directed by him, each of whom shall have, with respect to such audit and accounts all the powers and authorities conferred on him by the *Financial Administration and Audit Act 1977-1978*.

The costs and expenses of the Auditor-General or the authorized officer or person shall be fixed by the Auditor-General and paid by the Harness Racing Board.

The Auditor-General shall certify whether the statement of accounts and balance sheet prepared on behalf of the Harness Racing Board—

- (i) are prepared in the proper form;
- (ii) are in agreement with the accounts;
- (iii) in his opinion fairly set out the financial transactions for the period to which they relate and show a true and fair view of the state of affairs at the close of that period.”.

**10. Amendment of s. 53. Officers.** Section 53 of the Principal Act is amended by—

(a) in subsection (3) (a), omitting the words “ the Trotting Board constituted under this Act ” and substituting the words “ The Queensland Trotting Board constituted under the *Racing and Betting Act 1980* ”;

(b) in subsection (3) (b), omitting the expression “ subsection (1) ” and substituting the expression “ paragraph (a) ”;

(c) inserting at the end thereof the following subsection:—

“ (4) (a) A person who, immediately prior to the commencement of the *Racing and Betting Act Amendment Act 1984*, held office as an officer or occupied a position as an employee of The Queensland Trotting Board constituted under the *Racing and Betting Act 1980*, in this subsection referred to as the “ old Board ”, shall continue to hold that office or occupy that position until he vacates it or is lawfully removed therefrom and shall be an officer or employee respectively of the Harness Racing Board constituted under this Act, in this subsection referred to as the “ new Board ”.

(b) The period of service that a person referred to in paragraph (a) has had or been deemed to have had with the old Board shall be deemed to be service with the new Board for the purpose of calculating his entitlements to annual leave, sick leave, long service leave and superannuation respectively and the new Board may take whatever action is necessary to give effect to this provision:

Provided that a period of service with the old Board in respect whereof a person has received annual leave, sick leave or long service leave shall not be taken into account as service with the new Board in calculating his entitlement to the leave in question.”.

**11. Amendment of s. 61. Allotment of days for trotting meetings.** Section 61 of the Principal Act is amended by inserting after subsection (4) the following subsection:—

“ (5) Notwithstanding anything hereinbefore contained in this section, the Minister may, upon application by a trotting club registered by the Harness Racing Board and after consultation with that Board, approve in writing that a trotting meeting be held by the trotting club making application on a date not allotted to that trotting club pursuant to subsection (3) if he is satisfied that the whole of the profits from that trotting meeting are to be applied for a charitable, benevolent, patriotic or special purpose.”.

**12. Amendment of s. 62. Trotting on unallotted day unlawful.** Section 62 of the Principal Act is amended by inserting after the word “ Act ” the words “ except where the Minister, in accordance with section 61 (5), has approved the holding of the trotting meeting ”.

**13. Amendment of s. 93. Functions, powers and duties of Greyhound Board.** Section 93 of the Principal Act is amended by omitting subsection (7) and substituting the following subsections:—

“(7) The Greyhound Board shall cause to be kept proper books of account and records in relation to all its operations and shall, in respect of each financial year, prepare and forward to the Minister a statement of accounts and balance sheet.

(8) The accounts of the Greyhound Board shall be audited at least once in each year by the Auditor-General or by an authorized officer or person directed by him, each of whom shall have, with respect to such audit and accounts all the powers and authorities conferred on him by the *Financial Administration and Audit Act 1977-1978*.

The costs and expenses of the Auditor-General or the authorized officer or person shall be fixed by the Auditor-General and paid by the Greyhound Board.

The Auditor-General shall certify whether the statement of accounts and balance sheet prepared on behalf of the Greyhound Board—

- (i) are prepared in the proper form;
- (ii) are in agreement with the accounts;
- (iii) in his opinion fairly set out the financial transactions for the period to which they relate and show a true and fair view of the state of affairs at the close of that period.”.

**14. Amendment of s. 102. Allotment of days for greyhound meetings.** Section 102 of the Principal Act is amended by inserting after subsection (4) the following subsection:—

“(5) Notwithstanding anything hereinbefore contained in this section, the Minister may, upon application by a greyhound club registered by the Greyhound Board, and after consultation with that Board, approve in writing that a greyhound meeting be held by the greyhound club making application on a date not allotted to that greyhound club pursuant to subsection (3) if he is satisfied that the whole of the profits from that greyhound meeting are to be applied for a charitable, benevolent, patriotic or special purpose.”.

**15. Amendment of s. 103. Greyhound racing on unallotted day unlawful.** Section 103 of the Principal Act is amended by inserting after the word “Act” the words “except where the Minister, in accordance with section 102 (5), has approved the holding of the greyhound meeting”.

**16. New Division IIIA, Part III.** The Principal Act is amended by inserting after section 115 the following heading and sections:—

*“ Division IIIA—Racing Appeals Tribunal*

**115A. Interpretation.** In this Division, save where the contrary intention appears—

“ appeal ” means an appeal duly instituted under section 115G;

“ appellant ” means a person who duly institutes an appeal under section 115G;

“ controlling body ” means—

(a) in the case of trotting, the Harness Racing Board;

(b) in the case of greyhound racing, the Greyhound Board;

“ proceeding ” means any proceeding before the Tribunal following the institution of an appeal;

“ steward ” means a person appointed as such in accordance with the rules of a controlling body and includes a person so appointed as a deputy steward;

“ Tribunal ” means the Racing Appeals Tribunal established pursuant to section 115B.

**115B. Racing Appeals Tribunal.** (1) For the purposes of this Act there is hereby established an appeal tribunal to be known as the Racing Appeals Tribunal.

(2) The Tribunal shall consist of three members nominated by the Minister and appointed by the Governor in Council by notification published in the Gazette.

(3) The Chairman of the Tribunal shall be the member appointed by the Governor in Council from time to time to act as Chairman.

(4) An officer of the Public Service of the State may be appointed as a member of the Tribunal and may hold that appointment in conjunction with any other appointment he holds in the Public Service.

(5) The Tribunal shall be taken to be established upon the publication in the Gazette of notification of the appointment of its members.

(6) Members of the Tribunal shall be entitled to such fees and expenses for attendance at meetings of the Tribunal as are approved by the Governor in Council save that a member of the Tribunal who is an officer of the Public Service of the State shall not receive fees or remuneration for attendance at a meeting of the Tribunal during the ordinary hours of duty.

**115C. Term of appointment of Tribunal member.** (1) A person may be appointed as a member of the Tribunal for any term not exceeding three years as the Governor in Council thinks fit.

The term of appointment shall be specified in the notification of appointment.

(2) A member of the Tribunal shall be eligible for re-appointment.

(3) A member of the Tribunal may at any time—

- (a) resign his appointment as such by writing under his hand given to the Minister;
- (b) be removed from his appointment as such by writing under the hand of the Minister given to him at the direction of the Governor in Council.

**115D. Casual vacancies.** (1) When a vacancy arises in the office of member of the Tribunal before the expiration of his term of appointment, the Governor in Council shall by notification published in the Gazette appoint another person nominated by the Minister as member of the Tribunal.

Unless he sooner resigns or is removed from his office as prescribed, a person appointed to fill a casual vacancy shall hold office until the time when his predecessor's term of office would have expired.

**115E. Secretary to the Tribunal and other officers.** (1) The Governor in Council may, from time to time, by notification published in the Gazette, appoint a secretary to the Tribunal and such other officers as he thinks necessary for the effectual discharge of the Tribunal's functions.

(2) An officer of the Public Service of the State may be appointed under subsection (1) or may be assigned to perform duties on behalf of the Tribunal and may hold such appointment or perform such duties in conjunction with any other appointment he holds in the Public Service.

(3) The secretary and other officers appointed or assigned as such under this section shall be paid such remuneration as may be prescribed but, in the case of an officer of the Public Service who holds the appointment or assignment in conjunction with any other appointment he holds in the Public Service, only upon the recommendation of the Public Service Board.

**115F. Appeals to Tribunal.** (1) Subject to subsection (2), a person upon whom a penalty has been imposed by or against whom any other decision or order has been made by a steward or stewards may appeal to the Tribunal.

(2) Notwithstanding subsection (1), an appeal shall not lie to the Tribunal against—

- (a) any decision concerning the eligibility of any animal to race or the conditions upon which an animal can race;
- (b) any disqualification or suspension of an animal from racing (except where that disqualification or suspension of the animal is imposed in conjunction with a penalty exceeding \$100 imposed upon a person);
- (c) any disqualification, suspension or warning off of a person from participating in trotting or, as the case may be, greyhound racing as an owner, trainer or



driver or in any other capacity for a period which would in the normal course of his trotting or greyhound racing activities deprive him of the right to so participate at less than four trotting meetings or, as the case may be, greyhound meetings; or

(d) the imposition of a penalty not exceeding \$100.

(3) Notwithstanding anything contained in the Rules of Trotting or the Rules of Greyhound Racing an appeal shall not lie to the relevant controlling body where the penalty imposed on a person is—

(a) his disqualification, suspension or warning off from participating in trotting or, as the case may be, greyhound racing as an owner, trainer or driver or in any other capacity for a period which would deprive him of his right to so participate at any trotting meeting or, as the case may be, greyhound meeting; or

(b) a fine.

**115G. Institution of appeal.** (1) An appeal pursuant to section 115F shall be instituted by, within 14 days of the imposition of the penalty or, as the case may be, making of the decision or order—

(a) lodging with the secretary to the Tribunal written notice of appeal; and

(b) serving a copy of that notice on the steward or stewards who imposed the penalty or made the order or decision.

(2) A notice of appeal—

(a) shall specify the grounds of appeal; and

(b) if a form is prescribed, shall be in or to the effect of that form.

**115H. Effect of appeal on suspension etc.** An appeal shall operate as a stay of any disqualification, suspension or warning off from participating in trotting or, as the case may be, greyhound racing as an owner, trainer or driver or in any other capacity imposed as part of the penalty appealed against until the Tribunal determines the appeal or the appeal is withdrawn whichever shall first occur.

**115I. Tribunal to hear appeal.** The Tribunal shall hear and determine an appeal.

**115J. Hearing of appeals.** (1) Subject to this Act, the Tribunal—

(a) may regulate its own proceedings; and

(b) is not bound by formal rules and practices as to evidence but may inform itself as to any matter in such manner as it thinks fit.

(2) An appeal before the Tribunal shall—

(a) be held in public at such place and time as is determined by the Tribunal; and

(b) be by way of rehearing unless the Tribunal otherwise directs.

(3) The Tribunal may, of its own motion or on the application of any party to a proceeding before it direct the secretary to the Tribunal to issue and to serve on any person a summons to appear before the Tribunal to give evidence or to produce such documents as are specified in the summons and may make an order for the manner of service of the summons.

(4) A person who without lawful excuse disobeys a summons of the Tribunal commits an offence against this Act.

Penalty: \$200.

(5) Evidence before the Tribunal—

(a) shall be given orally unless the Tribunal gives leave to allow the evidence to be given in writing or partly orally and partly in writing; and

(b) shall be given on oath.

(6) The Chairman of the Tribunal is hereby empowered to administer an oath or, as the case may be, to take and receive an affirmation or declaration for the purpose of receiving evidence.

(7) Each steward who has been served with a copy of the notice of appeal shall be a party to the appeal.

(8) All parties to an appeal shall be present at the hearing of the appeal but each may be represented by a duly qualified legal practitioner or, with the approval of the Tribunal, by any other person but nothing in this subsection shall prevent the Tribunal from hearing an appeal or making any determination or order in the absence of any person who after having been served with notice of the date and place of the hearing fails to attend at a hearing.

(9) (a) Each party to an appeal shall pay his own costs except where the Tribunal is of the opinion that this would be unjust in which case the Tribunal may make such order as to costs as it thinks fit.

(b) An order of the Tribunal for payment of an amount of money as costs shall, upon the filing of the prescribed documents in the office of the registry of a court having jurisdiction to order the payment of such an amount of money, being the office or registry of the court at or nearest the place of abode or business of the person ordered to make the payment, be deemed to be a judgment of that court for the payment of that amount in accordance with the order of the Tribunal.

(c) For the purposes of paragraph (b), the prescribed documents are—

(a) a copy of the order of the Tribunal certified by the secretary to the Tribunal to be a true copy; and

(b) an affidavit by the person to whom the money was ordered to be paid specifying the amount unpaid under the order.

**115K. Powers of Tribunal on appeal.** (1) The Tribunal hearing an appeal may—

- (a) set aside the penalty, decision or order of the steward or stewards or vary the penalty, decision or order in such way as the Tribunal thinks just; or
- (b) disallow the appeal and confirm the penalty, decision or, as the case may be, order.

(2) The decision of the Tribunal on an appeal shall be final and conclusive.

**115L. Parties to comply with Tribunal's determination.** The parties to an appeal under this Division shall comply with any decision, order (including an order as to a penalty or costs) or direction of the Tribunal made on the appeal.

**115M. Fund liable for expenses etc. of Tribunal.** The operating expenses of the Tribunal, including fees and expenses payable to members shall be costs and expenses incurred in administering the Fund.”.

**17. New s. 120.** The Principal Act is amended by inserting after section 119 the following section:—

“ **120. Variation of terms and conditions of loans.** (1) Without in any way derogating from the provisions of section 119, in regard to any advance made to any person from the Fund or from the Racecourse Development and Assistance Fund established and maintained under the *Racing and Betting Act* 1954–1978, any of the terms and conditions upon which the advance was made may, by Order in Council, be varied and may, if specified in the Order in Council, have retrospective effect to a date specified in the Order in Council.

(2) In a case where the terms and conditions of an advance made to a Local Authority are varied pursuant to subsection (1) any debentures issued by the Local Authority in respect of the moneys borrowed shall be cancelled and (if necessary) fresh debentures shall be issued upon the the terms and conditions of the advance as varied pursuant to subsection (1) whereupon the fresh debentures, notwithstanding the provisions of the *Local Government Act* 1936–1983 shall for all purposes be deemed to have been issued in accordance with section 28 of that Act.”.

**18. Amendment of s. 126A. Corporation may acquire property.** Section 126A of the Principal Act is amended by inserting after subsection (1) the following subsection:—

“(1A) The power conferred by the *Land Act* 1962–1983 on the Governor in Council to grant in fee-simple any Crown land within Queensland includes power to grant to the Corporation in priority to and to the exclusion of all other persons Crown land acquired pursuant to this section, notwithstanding the provisions of the *Land Act* 1962–1983.”.

**19. New s. 126C.** The Principal Act is amended by inserting after section 126B the following section:—

“**126C. Appointment of consultants, etc. by Corporation.** (1) The Corporation may engage such consultants and legal and technical advisers as the Corporation considers necessary from time to time to report to the Corporation upon any project in respect of which the advance of moneys from the Fund has been approved pursuant to section 118 and upon the application of the moneys advanced.

An appointment under this section may be made generally or for a specific purpose or in respect of a particular racing venue or proposed racing venue.

(2) The fees, costs and expenses of consultants and legal and technical advisers appointed pursuant to subsection (1) and acting in accordance with the terms of their appointments shall be costs and expenses incurred in administering the Fund.

(3) A consultant or legal or technical adviser appointed pursuant to subsection (1) whilst acting in accordance with the terms of his appointment may make such enquiries as he considers necessary to enable him to properly report to the Corporation and for that purpose may enter upon any racing venue or proposed racing venue.

(4) A person shall not hinder or obstruct a consultant or legal or technical adviser acting in accordance with the terms of his appointment pursuant to subsection (1).

Penalty: \$200.”.

**20. Amendment of s. 162. Betting tax.** Section 162 of the Principal Act is amended in subsection (1), in the proviso to subparagraph (a), by omitting the word “Trotting” and substituting the words “Harness Racing”.

**21. Amendment of s. 189. Functions, powers and duties of Totalisator Board.** The Principal Act is amended in section 189 by inserting after subsection (6A) the following subsections:—

“(6B) Notwithstanding anything else herein or elsewhere contained the Totalisator Board may grant to the Racing Development Corporation by way of gift or forgiveness of loans made pursuant to subsection (6A) (whether before or after the commencement of the *Racing and Betting Act Amendment Act 1984*) such sum or sums of money as the Board in its absolute discretion deems fit and upon such conditions as the Board deems fit.

(6C) Moneys received by the Racing Development Corporation pursuant to subsection (6A) or (6B) shall be paid and, it is hereby declared, always were payable into the Fund and may be expended only for the purposes for which moneys may under this Act be advanced from that fund.”.

**22. Amendment of s. 213. Application of this Part and saving.** Section 213 of the Principal Act is amended by—

(a) in subsection (2), omitting the word “Nothing” and substituting the words “Except as provided in subsection (3), nothing”;

(b) after subsection (2), inserting the following subsection:—

“(3) Where a person, upon being charged with an offence referred to in section 218 (1), pleads any plea other than a plea of guilty, the provisions of section 604 of *The Criminal Code* shall not apply.”.

**23. Amendment of Second Schedule, Part II.** The Principal Act is amended in the Second Schedule, in Part II, by adding to the first, second, third, fourth and fifth columns of the table the particulars respectively set out in the following table:—

“Special Multiple Class | 5.5 | 0.5 | 19 | 25”

**24. Amendments in relation to change of name of The Queensland Trotting Board to The Queensland Harness Racing Board.** The provisions of the Principal Act specified in the first column of the following Table are amended as set out in the second column of that Table:—

Section Amended	Amendment
Section 5	In the definition of “control body”, omit the word “Trotting” and substitute the words “Harness Racing”. After the definition “greyhound racing”, insert the following definition:— ““Harness Racing Board” means The Queensland Harness Racing Board constituted under this Act;”. In the definition of “registered”, omit the words “Trotting Board” and substitute the words “Harness Racing Board”. In the definition of “Rules of Trotting”, omit the words “Trotting Board” and substitute the words “Harness Racing Board”. Omit the definition of “Trotting Board”.
Section 36	In the note appearing in and at the beginning of the section, omit the word “Trotting” and substitute the words “Harness Racing”. In subsections (1) and (2) omit the words “Trotting Board” wherever occurring and substitute the words “Harness Racing Board” in each case.
Section 39	Omit the words “Trotting Board” wherever occurring and substitute the words “Harness Racing Board” in each case.

Section Amended	Amendment
Section 41	Omit the words " Trotting Board " twice occurring and substitute the words " Harness Racing Board " in each case.
Section 42	Omit the words " Trotting Board " wherever occurring and substitute the words " Harness Racing Board " in each case.
Section 43	Omit the words " Trotting Board " wherever occurring and substitute the words " Harness Racing Board " in each case.
Section 44	Omit the words " Trotting Board " twice occurring and substitute the words " Harness Racing Board " in each case.
Section 45	In subsection (1), omit the words " Trotting Board " and substitute the words " Harness Racing Board ".
Section 46	Omit the words " Trotting Board " and substitute the words " Harness Racing Board ".
Section 47	Omit the words " Trotting Board " wherever occurring and substitute the words " Harness Racing Board " in each case.
Section 48	Omit the words " Trotting Board " wherever occurring and substitute the words " Harness Racing Board " in each case.
Section 49	Omit the words " Trotting Board " and substitute the words " Harness Racing Board ".
Section 50	Omit the words " Trotting Board " and substitute the words " Harness Racing Board ".
Section 51	In the note appearing in and at the beginning of the section, omit the word " <b>Trotting</b> " and substitute the words " <b>Harness Racing</b> ".
Section 52	In the note appearing in and at the beginning of the section, omit the word " <b>Trotting</b> " and substitute the words " <b>Harness Racing</b> ".
Section 53	Omit the words " Trotting Board " wherever occurring and substitute the words " Harness Racing Board " in each case.
Section 54	In subsections (1) and (2), omit the words " Trotting Board " wherever occurring and substitute the words " Harness Racing Board " in each case.
Section 55	Omit the words " Trotting Board " wherever occurring and substitute the words " Harness Racing Board " in each case.

Section Amended	Amendment
Section 57	Omit the words " Trotting Board " wherever occurring and substitute the words " Harness Racing Board " in each case.
Section 58	Omit the words " Trotting Board " wherever occurring and substitute the words " Harness Racing Board " in each case.
Section 59	In the note appearing in and at the beginning of the section, omit the words " <b>Trotting Board</b> " and substitute the words " <b>Harness Racing Board</b> ". Omit the words " Trotting Board " wherever occurring and substitute the words " Harness Racing Board " in each case.
Section 61	Omit the words " Trotting Board " wherever occurring and substitute the words " Harness Racing Board " in each case.
Section 62	Omit the words " Trotting Board " and substitute the words " Harness Racing Board ".
Section 63	In subsection (3), omit the words " Trotting Board " and substitute the words " Harness Racing Board ".
Section 65	Omit the words " Trotting Board " wherever occurring and substitute the words " Harness Racing Board " in each case.
Section 66	Omit the words " Trotting Board " twice occurring and substitute the words " Harness Racing Board " in each case.
Section 68	Omit the words " Trotting Board " wherever occurring and substitute the words " Harness Racing Board " in each case.
Section 69	Omit the words " Trotting Board " wherever occurring and substitute the words " Harness Racing Board " in each case.
Section 70	In the note appearing in and at the beginning of the section, omit the words " <b>Trotting Board</b> " and substitute the words " <b>Harness Racing Board</b> ". Omit the words " Trotting Board " wherever occurring and substitute the words " Harness Racing Board " in each case.
Section 75	Omit the words " Trotting Board " wherever occurring and substitute the words " Harness Racing Board " in each case.
Section 134	In subsection (4) (b) (ii) (B), omit the words " Trotting Board " and substitute the words " Harness Racing Board ".
Section 254A	Omit the words " Trotting Board " and substitute the words " Harness Racing Board ".
Section 257	In subsection (1) (k), omit the words " Trotting Board " and substitute the words " Harness Racing Board ".

**25. Racing Development Corporation entitled to compensation if Crown acquires certain land.** (1) If the Crown at any time proceeds pursuant to the *Acquisition of Land Act 1967–1977* to acquire land described as Lot 1 on registered Plan No. 124033 situated in the County of Ward Parish of Nerang Town of Southport containing 14 acres 2 roods 36 perches more or less being the whole of the land contained in Certificate of Title Volume 4531 Folio 5 then—

- (a) for the purpose of the application of that Act and notwithstanding who may be registered on the Certificate of Title as proprietor in fee-simple of the land—
  - (i) the person or persons registered on the Certificate of Title as proprietor in fee-simple of the land shall be deemed not to be so registered and shall not be entitled to compensation (or to claim therefor) under that Act;
  - (ii) the Racing Development Corporation constituted under the Principal Act shall be deemed to be the registered proprietor in fee-simple of the land and shall be entitled to compensation (and to claim therefor) as provided in that Act accordingly;
- (b) all moneys paid to the Racing Development Corporation by way of compensation in respect of that acquisition shall be paid into the Racing Development Fund.

(2) Upon receipt of a notice of intention to resume the land referred to in subsection (1) as prescribed in section 7 of the *Acquisition of Land Act 1967–1977*, the Racing Development Corporation shall forthwith send a copy of the notice to the person or persons registered on the Certificate of Title as proprietor in fee-simple of that land.

(3) The Racing Development Corporation shall ensure that an amount equal to the amount paid into the Racing Development Fund pursuant to subsection (1) (b) is paid out of that Fund for all or any of the purposes prescribed in section 117 of the Principal Act in respect of the proposed racing venue to be established on land described as Portion 458 situated in the County of Ward Parish of Nerang containing 37.94 hectares more or less being the whole of the land contained in Deed of Grant of Land Volume 6561 Folio 133.