



# *Government Gazette*

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**TOTALIZATOR ACT 1998**

**AMENDMENT TO THE TOTALIZATOR RULES**

I, John Tansey, Executive Director - Policy & Strategy, Better Regulation Division, under delegation of the Minister for Customer Service and pursuant to section 54(1) of the *Totalizator Act 1997*, **DO HEREBY APPROVE** the Totalizator Rules, annexed to this instrument, which take effect from the date published in the New South Wales Government Gazette.

This instrument has the effect of repealing any/all previous versions of the Totalizator Rules published in the Gazette and replacing them with the Rules annexed to this instrument.

**Dated** Nineteenth of June 2020

John Tansey

**John Tansey** )  
Executive Director - Policy & Strategy )  
Better Regulation Division )  
Delegate of the Minister for Customer Service

**Totalizator Rules**  
**Originally gazetted 9 March 2007**  
**Later amended by gazettal on 19 June 2020**

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## RULES FOR THE CONDUCT OF TOTALIZATORS

### 1. PRELIMINARY

#### 1.1 Application

1.1.1 Unless otherwise provided, these rules:

- (a) apply in respect of any totalizator conducted by TAB for betting on any racing or declared betting event or contingency in accordance with sections 14 or 15 of the Act; and
- (b) must, pursuant to section 58(2) of the Act, be complied with by any racing club in respect of any on-course totalizator conducted by it (whether as a domestic totalizator or where bets are received as agent for TAB) for betting on a racing event or contingency at a racecourse in accordance with section 15 of the Act.

1.1.2 These rules:

- (a) only apply to TAB in so far as they relate to a totalizator conducted by TAB; and
- (b) do not apply to TAB to the extent the Minister approves, either under the Act or under the terms of TAB's off-course totalizator licence, that the rules of another entity conducting totalizator betting outside of New South Wales will apply.

1.1.3 Unless the context otherwise requires or, except to the extent the racing club's own rules made by the Minister under the Act specifically exclude these rules then references in these rules:

- (a) to TAB include a reference to a racing club conducting an on-course totalizator;
- (b) to the rights, powers, actions, determinations or obligations of TAB includes a reference to the rights, powers, actions, determinations or obligations of a racing club conducting an on-course totalizator; and
- (c) to an operator in a TAB outlet includes a reference to an operator at a racing club conducting a domestic totalizator.

1.1.4 Transactions conducted at or through a TAB outlet (including via a betting account) are subject where appropriate to the rules of racing, including the provisions in respect to the entry, acceptance, bracketing, withdrawal, or disqualification of persons, animals or teams or objects, to the running of races, the conduct of race meetings, to the powers of the stewards (including but not limited to the powers of stewards to request the disclosure of personal information pertaining to accounts or transactions) or any other tribunal, and to the procedures governing the operation of the totalizators.

- 1.1.5 If the stewards request the disclosure of personal information pertaining to accounts or transactions, the investor shall be deemed for the purposes of the Act to have consented to the TAB providing such personal information to the stewards.

## **1.2 Commencement**

These rules commence on 15 August 2005 (as amended from time to time by notice in the Government Gazette).

## **1.3 Agreement to rules**

Every person who makes a bet with TAB, or racing club conducting an on-course totalizator, is deemed to be acquainted with and agrees to be bound by these rules and the Act.

## **1.4 Powers of TAB and determination of matters**

- 1.4.1 If in relation to a race or declared betting event, any circumstance should arise or event happen that is not provided for by these rules or the Act, the matter is to be dealt with in the manner as TAB, (or in the case of a domestic totalizator the committee or the stewards) may determine.

- 1.4.2 Subject to these rules, all decisions made by TAB concerning any race or declared betting event, including the declaration and payment of dividends and the interpretation of these rules, will be final and binding on all persons who make a bet on a totalizator and on every person making a claim under or in respect of these rules.

- 1.4.3 Subject to these rules, the decision of TAB on:

- (a) any question or dispute as to the amount of dividend or refund payable in respect of any bet; or
- (b) any question as to the genuineness of any betting ticket or any forgery, alteration of, or tampering with a betting ticket;

will be final and conclusive. A person may seek the advice or opinion of the NSW Office of Liquor, Gaming and Racing on any question or dispute decided upon by TAB under this rule.

- 1.4.4 A decision made under this clause by the committee of a racing club conducting a domestic totalizator (or by the stewards overseeing the relevant race meeting) into which bets are paid by another racing club is binding on the committee of that other racing club and the stewards overseeing its meeting.

## **1.5 Definitions**

In these rules:

“**aggregate amount**” see clause 3.6.5;



**“all-up bet”** means:

- (a) a parlay bet with a formula number that is equal to the number of races within that parlay bet; or
- (b) a bet:
  - (i) made on the chance of winning a series of bets made on a series of win and place totalizators or other totalizators as determined by TAB;
  - (ii) in which the amount of the bet in respect of the second or any subsequent totalizator is the amount of the dividend or refund (if any) on the previous totalizator;

**“anchor totalizator”** means the totalizator included in a merged pool with the largest number of possible outcomes;

**“backed”** means a bet has been made on the contestant, finisher or combination as the case may be;

**“bad sale”** means a bet not paid for after close of betting;

**“betting account”** see clause 2.9;

**“betting operator”** means a person licensed under section 12 of the *Totalizator Act 1997* to conduct a totalizator;

**“betting ticket”** or **“ticket”** see clause 2.6.2 to 2.7;

**“betting voucher”** see clause 2.10;

**“BIG6”** means a combination of 6 races declared to be a BIG6 by an order under clause 13.1;

**“BIG6 totalizator”** means a totalizator for persons to bet on a BIG6 with a view to successfully predicting the contestants that will be placed first in the 6 races of the BIG6;

**“cash bet”** means a bet made, whether by means of cash, betting voucher or electronic funds transfer, by a person who attends at a TAB outlet or at a NSW racecourse where a domestic totalizator is conducted by a racing club;

**“close of betting”** means:

- (a) in relation to a race:
  - (i) the start of the race (being, in the case of a greyhound race, the start of the lure); or
  - (ii) such other time as TAB may direct in relation to a particular race or class of races or in relation to any particular circumstance or class of circumstances; and

- (b) in relation to a declared betting event:
- (i) the start of the event; or
  - (ii) such other time as TAB may direct in relation to a particular event or class of events or in relation to any particular circumstance or class of circumstances;

**“code”** means Thoroughbred or Harness or Greyhound racing;

**“code exclusive”** means a BIG6 with races scheduled on one code only;

**“Commission”** means the amount the licensee may deduct, or cause to be deducted, as commission out of the total amount invested in each totalizator conducted by the licensee on one or more events or contingencies, and is an amount not exceeding the amount prescribed in the table at clause 19 of these Rules and in accordance with Part 6 of the Act, in respect of a totalizator of that class and description;

**“committee”** means in relation to a race meeting, the committee of the racing club holding the race meeting;

**“contestant”** means in relation to a race, a horse or greyhound entered for the race at the opening of betting on the race, but does not include a horse or greyhound that is subsequently scratched from the race;

**“contestant number”** means the number allocated by TAB, or a racing club conducting a domestic totalizator, to a contestant in respect of a race and displayed on a notice at the TAB outlet or racecourse (as the case may be);

**“cross-code”** means events involving more than one code;

**“declaration of correct weight”** includes:

- (a) the all clear signal in respect of a harness racing race; and
- (b) the payout signal in respect of a greyhound race;

**“declared betting event”** means a competition or event between two or more contestants declared to be a declared betting event in accordance with the Racing Administration Act 1998;

**“declared betting event rules”** means the rules constituted by the controlling body or committee under whose authority the declared betting event is decided;

**“device bet”** means a bet where the details of the bet are instructed by way of a device or electronic data transfer means including by:

- (a) use of a telephone and interactive voice recognition or by a telephone keypad; or
- (b) use of a computer and the Internet; or by any other technology means approved by TAB from time to time;

**“distribution of investments”** means the distribution of money invested in totalizators conducted by the TAB in respect of race meetings and declared betting events;

**“dividend pool”** means the total moneys paid into the totalizator or merged pool on any race or declared betting event:

- (a) less any money to be refunded to investors pursuant to these rules;
- (b) subject to conditions related to notification to the OLGR and electronic lodgement agreed in writing between TAB and OLGR, less any money refunded to a participating jurisdiction, as a result of any communication or technical failure, which TAB may choose to either:
  - (i) exclude monies received from the guest on Treble, Trio, Trifecta, Quaddie, First 4, and Big6 at its sole discretion; and,
  - (ii) retain monies received from the guest on bet types Win, Place, Quinella, Doubles, Duet, Exacta, Exact 2nd and Odds & Evens up until the last complete progress or final transmission received from the guest;
- (c) less Commission deducted; and
- (d) after making any other adjustment required by the Act, or these rules;

**“domestic totalizator”** means an on-course totalizator which is conducted at a New South Wales racecourse by a racing club on an event where TAB does not conduct a totalizator in respect of the same event;

**“double”** means a combination of 2 races declared to be a double by an order under clause 10.1;

**“double type”** includes, in relation to a double, a running double, daily double and any other double declared by TAB or a racing club conducting a domestic totalizator;

**“doubles totalizator”** means a totalizator for persons to bet on a double with a view to successfully predicting the contestants that will be placed first in the first and second legs of the double;

**“duet race”** means a race on which a duet totalizator is conducted;

**“duet totalizator”** means a totalizator for persons to bet on a race with a view to successfully predicting, regardless of order, any two of the contestants that will place first, second and third in the race;

**“exacta race”** means a race on which an exacta totalizator is conducted;

**“exacta totalizator”** means a totalizator for persons to bet on a race with a view to successfully predicting, in the correct order, the contestants that will place first and second in the race;

“**exact 2nd race**” means a race on which an exact 2nd totalizator is conducted;

“**exact 2nd totalizator**” means a totalizator for persons to bet on a race with a view to successfully predicting the contestant that will place second in the race;

“**event**” includes a contingency;

“**flexi bet**” means a bet on a type of totalizator as set out in clause 2.5 where the amount of the investment on each combination covered by the bet is not equal to a unit of investment or a whole number multiple of the unit of investment;

“**finisher**” means in relation to a race, a starter that completes the race, but excludes a starter that is disqualified or declared a non-starter before the declaration of correct weight for the race;

“**first 4 race**” means a race declared to be a first 4 race by an order under clause 9;

“**first 4 totalizator**” means a totalizator for persons to bet on a first 4 race with a view to successfully predicting, in the correct order, contestants that will place first, second, third and fourth in the race;

“**formula number**” means the number of races within the parlay bet that must result in a dividend or refund in order for the parlay bet to be successful;

“**international pooled bet**” means an investment on a bet type as described in these definitions and placed on an event conducted in a foreign jurisdiction and where the betting operator accepts the investment and transmits the investment for inclusion in the totalizator pool conducted by an operator in a foreign jurisdiction for the purpose of calculating a dividend;

“**investor**” means a person who pays for and makes a bet which is accepted by TAB, or a racing club conducting an on-course totalizator;

“**investment pool**” means the total moneys paid into a quinella, exacta, doubles, duet, trio and merged pool, trifecta, first 4, treble, quaddie, BIG6, exact 2nd or odds & evens totalizator, less any money to be refunded to investors pursuant to these rules;

“**jackpot allocation table**” means the following table;

Meeting Class	Definition
NSW Metropolitan Race	A horse race held in New South Wales and conducted by a club that is licensed to conduct race meetings at one of the following racecourses:  Royal Randwick;  Rosehill Gardens;  Warwick Farm;

<b>Meeting Class</b>	<b>Definition</b>
	or Canterbury Park.
NSW/ACT Non-Metropolitan Race	A horse race held in New South Wales or Australian Capital Territory that is not defined in this table as a NSW Metropolitan Race.
VIC Metropolitan Race	A horse race held in Victoria and conducted by a club that is licensed to conduct race meetings at one of the following racecourses:  Flemington;  Caulfield; Sandown; or  Moonee Valley.
VIC Non-Metropolitan Race	A horse race held in Victoria that is not defined in this table as a VIC Metropolitan Race.
TAS Metropolitan Race	A horse race held in Tasmania and conducted by a club that is licensed to conduct race meetings at one of the following racecourses:  Hobart; or  Launceston.
TAS Non-Metropolitan Race	A horse race held in Tasmania that is not defined in this table as a TAS Metropolitan Race.
QLD Metropolitan Race	A horse race held in Queensland and conducted by a club that is licensed to conduct race meetings at one of the following racecourses:  Eagle Farm; or  Doomben.
QLD/NT Non-Metropolitan Race	A horse race held in Queensland or Northern Territory that is not defined in this table as a QLD Metropolitan Race.
SA Metropolitan Race	A horse race held in South Australia and conducted by a club that is licensed to conduct race meetings at one of the following racecourses:  Morphettville;  Cheltenham; or  Victoria Park.
SA Non-Metropolitan Race	A horse race held in South Australia that is not defined in this table as a SA Metropolitan Race.
WA Metropolitan Race	A horse race held in Western Australia and conducted by a club that is licensed to conduct race meetings at one of the following racecourses:  Ascot; or  Belmont.

Meeting Class	Definition
WA Non-Metropolitan Race	A horse race held in Western Australia that is not defined in this table as a WA Metropolitan Race.
International Race	A horse race held outside Australia.
NSW/ACT Harness race	A harness race held in New South Wales or Australian Capital Territory.
VIC harness race	A harness race held in Victoria.
TAS harness race	A harness race held in Tasmania.
QLD/NT harness race	A harness race held in Queensland or Northern Territory.
SA harness race	A harness race held in South Australia.
WA harness race	A harness race held in Western Australia.
International harness race	A harness race held outside Australia.
NSW/ACT greyhound race	A greyhound race held in New South Wales or Australian Capital Territory.
VIC greyhound race	A greyhound race held in Victoria.
TAS greyhound race	A greyhound race held in Tasmania.
QLD/NT greyhound race	A greyhound race held in Queensland or Northern Territory.
SA greyhound race	A greyhound race held in South Australia.
WA greyhound race	A greyhound race held in Western Australia.
International greyhound race	A greyhound race held outside Australia.

but excludes any jackpot allocation for First 4, treble, quaddie and code exclusive BIG6 jackpots carried over from previous meetings, which TAB can exercise its discretion to allocate to any meeting class within the same code on any subsequent day but TAB must allocate any specific jackpot within a period of 12 calendar months. Any cross code BIG6 jackpots will transfer to any meeting class at TAB discretion on the code that corresponded to the first scheduled leg of that BIG6. The jackpot pools will be allocated within a period of 12 calendar months;

**“late scratching”** in relation to a race means a contestant declared a scratching after the deadline for scratchings prescribed by the controlling body or racing club responsible for the conduct of the relevant race meeting;

**“major dividend”** means subject to clause 13.3.2 that dividend of the BIG6 relative to a combination containing winning selections in 6 events;

**“manager”** of a TAB outlet means:

- (a) if the TAB outlet forms part of licensed premises, the licensee of the premises within the meaning of the Liquor Act 1982; or
- (b) if the TAB outlet forms part of registered club premises, the secretary of the club within the meaning of the Registered Clubs Act 1976; or
- (c) in any other case, the person for the time being having the control or management of the TAB outlet;

**“merged pool”** means two or more investment pools which are merged in accordance with clause 17;

**“minimum dividend”** means a minimum dividend in respect of a unit of investment bet on an event. The minimum dividend provisions are set out in Appendix 1 (Determination of Dividend — Minimum & Fractions) to these rules and may be amended by TAB from time to time;

**“Multiplier”** means a feature that will allow a person making bets on certain events to multiply the return of one bet per day between 1.02 and 5 times the existing odds;

**“odds & evens race”** means a race on which an odds and events totalizator is conducted;

**“odds & evens totalizator”** means a totalizator for persons to bet on a race with a view to successfully predicting, regardless of their order, whether the contestant numbers of the contestants that fill the first 2 places in the race are both odd numbers; both even numbers; or an odd number and an even number;

**“on-course totalizator”** means an on-course totalizator conducted by a New South Wales racing club in accordance with section 15 of the Act in respect of betting on an event or contingency scheduled to be held at a race meeting on any racecourse whether in or outside Australia and includes a domestic totalizator;

**“operator serviced terminal”** means a totalizator selling device in a TAB outlet where the terminal is operated by a TAB operator on behalf of the person making the bet but excludes any selling device operating in self service mode;

**“parlay bet”** means a bet in respect of which any resultant dividend or refund shall be reinvested in a subsequent totalizator or totalizators at the same meeting in accordance with the investor’s instructions given at the time of investment;

**“parlay betting record”** means a parlay betting record established under clause 16;

**“parlay re-investment”** means the amount of dividend or refund (if any) reinvested on the second or any subsequent totalizator within a parlay bet;

**“participating jurisdiction”** as declared by the Minister for Gaming and Racing to be a participating jurisdiction under section 71 of the Totalizator Act 1997;

**“personal information”** has the same meaning as in Section 6 of the Privacy Act 1988 (C’t’h);

**“pool guarantee”** means an amount to which TAB agrees to underwrite a dividend pool; at selected times at the sole discretion of TAB in accordance with clause 4.5;

**“pool guarantee shortfall”** means an amount (if any) TAB must contribute to a dividend pool to satisfy the difference between the dividend pool and the pool guarantee, in accordance with clause 4.5;

**“quaddie”** means 4 races at the same race meeting that are declared to be a quaddie by an order under clause 11.1;

**“quaddie totalizator”** means a totalizator for persons to bet on a quaddie with a view to successfully predicting the contestants that will be placed first in the 4 races of the quaddie;

**“quinella race”** means a race on which a quinella totalizator is conducted;

**“quinella totalizator”** means a totalizator for persons to bet on a race with a view to successfully predicting, regardless of order, the contestants that will place first and second in the race;

**“racing club”** has the same meaning as in the Act;

**“rules”** means the rules for the conduct of totalizators as set out in this document and the appendices and as amended from time to time;

**“rules of racing”** means the rules of racing and rules of betting of the racing industry controlling bodies, as the case requires;

**“seeded jackpots”** means additional funds in certain jackpot pools, at selected times at the sole discretion of TAB in accordance with clause 4.6;

**“self service terminal”** means a totalizator selling device operated by the person making the bet at a TAB outlet without the assistance of a TAB operator;

**“starter”** means a contestant who has started or been given the opportunity to start in a horse or greyhound race;

**“stewards”** means in relation to a race meeting:

- (a) the stewards appointed by:
  - (i) the racing club holding the race meeting; or
  - (ii) the district racing association; or
  - (iii) the Racing New South Wales; or



- (iv) Harness Racing New South Wales; or
- (v) Greyhound Racing New South Wales; or
- (b) the committee of the racing club holding the race meeting; or
- (c) in the case of a greyhound race meeting such member, officer or employee of the Greyhound Racing New South Wales as is authorised by that statutory authority to act in the place of a steward at the race meeting;

**“succeeding BIG6”** means, in relation to a BIG6 (“initial BIG6”) the next BIG6 at a meeting selected by TAB and within the same code or, in the case of a cross code BIG6, to the code that corresponds to the first race of the BIG6’;

**“succeeding double”** means, in relation to a double (“initial double”):

- (a) the next double of the same double type (if any) conducted on the same day and at the same race meeting as the initial double; or if there is none,
- (b) the next double of the same double type at a meeting selected by the TAB and within the same meeting class as defined in the jackpot allocation table;

**“succeeding duet race”** means, in relation to a duet race (“initial duet race”):

- (a) the next duet race (if any) conducted on the same day and at the same race meeting as the initial duet race; or if there is none,
- (b) the next duet race at a meeting selected by the TAB and within the same meeting class as defined in the jackpot allocation table;

**“succeeding exacta race”** means, in relation to an exacta race (“initial exacta race”):

- (a) the next exacta race (if any) conducted on the same day and at the same race meeting as the initial exacta race; or if there is none,
- (b) the next exacta race at a meeting selected by the TAB and within the same meeting class as defined in the jackpot allocation table;

**“succeeding exact 2nd race”** means, in relation to an exact 2nd race (“initial exact 2nd race”):

- (a) the next exact 2nd race (if any) conducted on the same day and at the same race meeting as the initial exact 2nd race; or if there is none,
- (b) the next exact 2nd race at a meeting selected by the TAB and within the same meeting class as defined in the jackpot allocation table;

**“succeeding first 4 race”** means, in relation to a first 4 race (“initial first 4 race”):

- (a) the next first 4 race (if any) conducted on the same day and at the same race meeting as the initial first 4 race; or if there is none,
- (b) the next first 4 race at a meeting selected by the TAB and across any state or territory and within the same code;

**“succeeding odds & evens race”** means, in relation to an odds & evens race (“initial odds & evens race”):

- (a) the next odds & evens race (if any) conducted on the same day and at the same race meeting as the initial odds & evens race; or if there is none,
- (b) the next odds & evens race at a meeting selected by the TAB and within the same meeting class as defined in the jackpot allocation table;

**“succeeding quaddie”** means, in relation to a quaddie (“initial quaddie”) the next quaddie at a meeting selected by the TAB and across any state or territory and within the same code;

**“succeeding quinella race”** means, in relation to a quinella race (“initial quinella race”):

- (a) the next quinella race (if any) conducted on the same day and at the same race meeting as the initial quinella race; or if there is none,
- (b) the next quinella race at a meeting selected by the TAB and within the same meeting class as defined in the jackpot allocation table;

**“succeeding treble”** means, in relation to a treble (“initial treble”) the next treble at a meeting selected by TAB and across any state or territory and within the same code;

**“succeeding trifecta race”** means, in relation to a trifecta race (“initial trifecta race”):

- (a) the next trifecta race (if any) conducted on the same day and at the same race meeting as the initial trifecta race; or if there is none,
- (b) the next trifecta race at a meeting selected by the TAB and within the same meeting class as defined in the jackpot allocation table;

**“succeeding trio race”** means, in relation to a trio race (“initial trio race”):

- (a) the next trio race (if any) conducted on the same day and at the same race meeting as the initial trio race; or if there is none,
- (b) the next trio race at a meeting selected by the TAB and within the same meeting class as defined in the jackpot allocation table;

**“supplementary dividend”** means subject to clause 13.3.2, that dividend of the BIG6 relative to a combination containing winning selections in the first 5

scheduled events of a BIG6 and a losing selection in the remaining event of the BIG6 and excludes any investments entitled to a major dividend;

**“TAB”** means TAB Limited constituted by the Totalizator Agency Board Privatisation Act 1997;

**“TAB outlet”** means an office, branch or agency of TAB at which bets in connection with a totalizator are received from the public. Where the context permits, an agency of TAB includes a New South Wales racecourse where bets in connection with an on-course totalizator are received by the racing club as agent for TAB pursuant to section 17(3) of the Act (as the racing club and TAB are conducting a totalizator in respect of the same event or contingency);

**“telephone bet”** means a bet where the details of the bet are instructed by telephone to an operator at an approved TAB outlet;

**“the Act”** means the Totalizator Act 1997;

**“treble”** means 3 races at the same meeting that are declared to be a treble by an order under clause 12.1.

**“treble totalizator”** means a totalizator for persons to bet on a treble with a view to successfully predicting the contestants that will be placed first in the 3 races of the treble;

**“trifecta race”** means a race on which a trifecta totalizator is conducted;

**“trifecta totalizator”** means a totalizator for persons to bet on a trifecta race with a view to successfully predicting, in the correct order, the contestants that will place first, second and third in the race;

**“trio race”** means a race on which a trio totalizator is conducted;

**“trio totalizator”** means a totalizator for persons to bet on a trio race with a view to successfully predicting, regardless of order, the contestants that will place first, second and third in the race;

**“unit of investment”** means the minimum amount that can be invested on a particular totalizator as set out in clause 2.4;

**“USA racing event”** - see clause 17.1.1;

**“walkover”** means a race comprising only one starter which is subsequently declared the first placed finisher in the race;

**“win and place totalizator”** means totalizators for persons to bet on a race with a view to successfully predicting:

- (a) the contestant that will place first in the race; or
- (b) a contestant that will place first, second or third in a 3 dividend race; or
- (c) a contestant that will place first or second in a 2 dividend race.

## **1.6 Interpretation**

In these rules unless the contrary intention appears:

- 1.6.1 a reference to these rules includes any variation or replacement of them;
- 1.6.2 a reference to a statute or other law includes regulations and other instruments under it and any consolidations, amendments, reenactments or replacements of it;
- 1.6.3 the singular includes the plural number and vice versa;
- 1.6.4 a reference to a gender includes a reference to each gender;
- 1.6.5 the word “person” includes a firm, corporation, body corporate, unincorporated association or a governmental authority;
- 1.6.6 a reference to a person includes a reference to the person’s legal personal representatives, successors, liquidators, trustees in bankruptcy and the like, and permitted assigns;
- 1.6.7 “includes” means includes but without limitation;
- 1.6.8 where a word or phrase is given a defined meaning in these rules, any other part of speech or grammatical form in respect of such word or phrase has a corresponding meaning;
- 1.6.9 a reference to an act includes an omission and a reference to doing an act includes executing a document; and
- 1.6.10 a heading is for reference only. It does not affect the meaning or interpretation of these rules.

## **2. INVESTMENTS**

### **2.1 How to make a bet**

A person may make a bet with TAB, or with a racing club conducting an on-course totalizator, in one of the following ways:

- 2.1.1 by using a provided entry form to supply to TAB, or the racing club, with details of the bet the person wishes to make; or
- 2.1.2 by asking TAB, or the racing club, to enter details of the bet into the TAB or racing club computer system; or
- 2.1.3 by a telephone bet; or
- 2.1.4 by a device bet; or
- 2.1.5 by using any other method approved by TAB.

## 2.2 Acceptance and payment for bets

A bet will be accepted by TAB, or by a racing club conducting an on-course totalizator, if the bet is made in accordance with these rules and payment is made in one of the following ways:

- 2.2.1 by the deposit of the amount of the bet in cash (including by electronic transfer) or by use of a betting voucher; or
- 2.2.2 by debit against funds held in the betting account of the person making the bet; or
- 2.2.3 by any other method approved by TAB.

## 2.3 Bets accepted after start of race or declared betting event

If for any reason including a system malfunction or human error, betting is not closed at the actual start of a race or declared betting event, any bet sold or accepted after the actual start of a race or declared betting event shall be void and the investor will only be entitled to a refund of the bet amount.

## 2.4 Amount of bets and minimum bet

Except in the case of flexi bets:

- 2.4.1 the minimum amount that may be invested on a totalizator in a bet is the relevant single unit of investment as set out for that totalizator type in the table in clause 2.4.2 or such other amount as TAB may determine from time to time; and
- 2.4.2 any greater amounts invested on a totalizator must be a multiple of the relevant single unit of investment for that totalizator type:

Totalizator type	Unit of investment	Investment multiples
Racing	\$0.50	\$0.50
FootyTAB - AFL		
Double	\$0.50	\$0.50
Xtra Double	\$0.50	\$0.50
Half/Full Double	\$0.50	\$0.50
Half/Full Xtra Double	\$0.50	\$0.50
Quad	\$0.50	\$0.50
Quarter Quad	\$0.50	\$0.50
Win	\$0.50	\$1.00
Pick the Margins	\$0.50	\$1.00
Pick the Score	\$0.50	\$1.00

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Pick the Winners	\$0.50	\$1 .00
Tip7	\$0.50	\$5.00
-Tip8	\$0.50	\$5.00
Declared Betting Events other than FootyTab - AFL	\$0.50	\$1 .00

## 2.5 Flexi bets

2.5.1 In the case of a flexi bet, the minimum amount that may be invested on a totalizator in a single bet is the greater of:

- (a) 1 cent for each combination covered by the bet; or
- (b) \$5.00 or such other amount as TAB may determine from time to time.

2.5.2 Flexi bets are available on a quinella totalizator, exacta totalizator, duet totalizator, doubles totalizator, trio totalizator, trifecta totalizator, first 4 totalizator, treble totalizator, quaddie totalizator, BIG6 totalizator, FootyTAB Pick the Margins totalizator or any other totalizator as otherwise determined by TAB or the racing club conducting a domestic totalizator.

2.5.3 The amount invested on each combination covered by a flexi bet is determined by dividing the total amount of the flexi bet by the number of combinations covered by the flexi bet (with any fractions rounded down to the nearest ten-thousandth of a cent (ie. rounded down to four decimal places)).

2.5.4 Any amount resulting from rounding down the amount covered by a combination covered by a flexi bet to the nearest ten-thousandth of a cent forms part of the investment pool of the relevant totalizator upon which the flexi bet is made.

## 2.6 Cash bets

### 2.6.1 Method of making cash bets

- (a) A person who makes a cash bet must give details in the form as TAB (or the racing club conducting a domestic totalizator) may determine from time to time. This detail may include:
  - (i) the race meeting at which the race or races to which the bet relates will take place;
  - (ii) the number or numbers of the race or races to which the bet relates;
  - (iii) the contestant number or contestant numbers to which the bet relates;

- (iv) the declared betting event to which the bet relates and the winning teams or final score;
  - (v) the amount of the bet;
  - (vi) the type of the bet; and
  - (vii) any additional information in relation to the bet as may be required by an operator whose function it is to accept the bet at the TAB outlet or at the racecourse on behalf of the racing club, so as to identify the particular bet being made.
- (b) If in the opinion of the manager of the TAB outlet the person making the cash bet speaks in an insulting, indecent or threatening manner, or conveys any false or misleading information or incomplete or unclear instructions, or the person is intoxicated, or indecent, violent or quarrelsome in their conduct as determined by the manager, the manager may direct:
- (i) that a cash bet not be accepted;
  - (ii) that a cash bet (if accepted) be cancelled and the amount of the bet be refunded; and/or
  - (iii) that the person be removed from the TAB outlet for the period determined by the manager (not extending beyond one day).

#### 2.6.2 Betting tickets to be issued for cash bets

- (a) If a person makes a cash bet, then the TAB outlet or the racing club conducting the domestic totalizator (as the case may be) must, while the person is at the place where the bet is made in connection with the totalizator, issue a ticket to the person who made the cash bet ("betting ticket").
- (b) The betting ticket will show complete details of the bet in the form TAB, or the racing club, may determine from time to time.
- (c) The betting ticket acknowledges receipt by TAB, or the racing club, of the bet in relation to which the betting ticket is issued.
- (d) The betting ticket may be cancelled if the amount of the bet is not paid for immediately after the betting ticket is issued.

#### 2.6.3 Records of cash bets

- (a) Notwithstanding any other provision of these rules (including the issue of a betting ticket), a cash bet is not taken to have been accepted at a TAB outlet, or the racing club conducting the domestic totalizator, unless a record of the bet has been entered into TAB's system in the manner as TAB may determine from time to time.

- (b) TAB is not liable to any person for any losses, damages, expenses or claims suffered or incurred by, or as a result of:
  - (i) any delay, failure, malfunction or breakdown in any part of the TAB system (whether mechanical or human) which prevented a cash bet from being made by entry onto the TAB system; or
  - (ii) a malfunction with a betting ticket printer where the cash bet was made and recorded into TAB's system and the betting ticket was not printed or was printed incorrectly.

#### 2.6.4 Details on betting tickets

- (a) Subject to clause 2.6.5, the details recorded on a betting ticket issued by TAB, or the racing club conducting an on- course totalizator, are taken to be the details of the bet for which the betting ticket is issued, even if those details differ in any respect from the details given by the person making the bet.
- (b) It is the responsibility of the person making the bet to make sure details on the betting ticket are in accordance with the bet details requested by the person.

#### 2.6.5 Cancellation for errors on betting tickets

- (a) A person who is issued with a betting ticket that the person claims is incorrect because it does not correctly reflect the details given by the person when the bet was made is only entitled:
  - (i) to have the ticket cancelled and a new ticket reissued at the TAB outlet or racing club conducting the domestic totalizator of issue, in accordance with the details given; or
  - (ii) to have the ticket cancelled and the amount of the bet refunded by the TAB outlet or the racing club conducting the domestic totalizator of issue; where:
  - (iii) the operator at the TAB outlet or racing club conducting the domestic totalizator who issued the ticket is satisfied that it is incorrect on the grounds so claimed; and
  - (iv) the person surrenders the ticket to the operator; and
  - (v) the claim to have the ticket cancelled and reissued or cancelled and the bet refunded is made within the time periods set out in clause 2.6.5(b); and
  - (vi) the bet was sold through an operator serviced terminal.



- (b) The claim to the entitlement under clause 2.6.5 may only be exercised by the person making the bet:
- (i) at any time up until the actual start of the previous race on the meeting to which the bet relates; or
  - (ii) if the bet relates to the first race of a meeting, at any time up until 30 minutes prior to the advertised start of the race; or
  - (iii) when only selected events on a race meeting are covered, at any time up until 30 minutes prior to the advertised start of the race; or
  - (iv) when the previous race is abandoned, at any time up until the advertised start time of the previous race; or
  - (v) when a race is run out of order, at any time up until 30 minutes prior to the advertised start of the race; or
  - (vi) if a doubles bet, at any time up until the start of the race prior to the first leg of the double or if the double involves the first race of the meeting covered by TAB, at any time up until 30 minutes prior to the advertised start of the race; or
  - (vii) if a quaddie bet, at any time up until the start of the race prior to the first race of the quaddie or if the quaddie involves the first race of the meeting covered by TAB, at any time up until 30 minutes prior to the advertised start of the race; or
  - (viii) if a treble bet, at any time up until the start of the race prior to the first race of the treble or if the treble involves the first race of the meeting covered by TAB, at any time up until 30 minutes prior to the advertised start of the race; or
  - (ix) if a BIG6 bet, at any time up until the start of the race prior to the first race of the BIG6 or if the BIG6 involves the first race of the meeting covered by TAB, at any time up until 30 minutes prior to the advertised start of the race; or
  - (x) for a bet sold on a declared betting event, at any time up until 30 minutes prior to the advertised close of betting on the totalizator; or
  - (xi) if the bet was sold after the time periods in paragraphs (i) to (ix) at any time within 2 minutes after the betting ticket is issued and before the close of betting for the race or declared betting

event or after that time at any time during a period of grace for cancelling a bad sale as determined by the TAB from time to time. During high volume betting periods such as racing carnivals, TAB, with the approval of the regulator, may extend the 2 minute cancellation period specified above to allow cancellations for a longer period after the betting ticket is issued; or

- (xii) at any other lesser time determined by TAB.
- (c) A betting ticket that is reissued under this clause 2.6.5 is taken, for the purposes of clause 2.6.4, to be the betting ticket for the bet for which the original betting ticket was issued.

## **2.7 Telephone bets**

### **2.7.1 Method of making telephone bets**

- (a) A telephone bet may only be made to a telephone number at a TAB outlet (which has been approved by TAB for the purpose of receiving telephone bets) in which the person making the bet clearly states:
  - (i) the number of the betting account against which the bet is to be debited and (if required by the TAB operator accepting the bet) the PIN allocated to that account; and
  - (ii) the details specified in clause 2.6.1 in respect of the bet.
- (b) If in the opinion of the manager of the TAB outlet the person making the telephone bet speaks in an insulting, indecent or threatening manner, or conveys any false or misleading information or incomplete or unclear instructions, as determined by the manager, the manager may direct:
  - (i) that a telephone bet not be accepted; or
  - (ii) that a telephone bet (if accepted) be cancelled and the amount of the bet be refunded; or
  - (iii) that a person's betting account be closed and any money standing to the credit of the account be refunded to the person.

### **2.7.2 Records of telephone bets**

- (a) An operator at a TAB outlet who proposes to accept a telephone bet:
  - (i) must make a record by entry of the bet onto TAB's system, in the manner as TAB may determine from

time to time, of the details as are necessary to identify the person making the bet and to describe the particular bet made; and

- (ii) must repeat the details of the bet to the person to enable the person to correct any errors in the details. If the person does not make any corrections or the person indicates that he or she does not wish to have them repeated, the person is taken to have confirmed as correct the bet details in the record of TAB.
- (b) A telephone bet is taken not to have been accepted at a TAB outlet unless a record of the bet has been made in accordance with this clause.
- (c) The details of a telephone bet recorded in accordance with this clause are taken to be the details of the bet, even if those details differ in any respect from the details given by the person making the bet.
- (d) A record of each telephone bet made to a TAB outlet must be sent to TAB.
- (e) In addition to the other requirements of this clause, the manager of a TAB outlet must ensure that all telephone bets are tape recorded and the tape recording sent to TAB.
- (f) TAB must retain the tape recording for a period of at least 28 days from the date of the race or declared betting event to which the bet relates or, if a claim with respect to the bet is made during that period, until the claim is finally determined.

### **2.7.3 Cancellation of telephone bets**

If, before the close of betting and during the course of the same telephone call and before the making of any further bets, the person claims that the details of the telephone bet are not as specified by the person, the operator of the TAB outlet accepting the bet:

- (a) must correct the record of the bet on TAB's system in accordance with the claim; or
- (b) if it is not practicable for that to be done before the close of betting, must reject and cancel the bet and refund the amount of the bet to the betting account.

### **2.7.4 Telephone system delays and failures**

TAB is not liable to any person for any losses, damages, expenses or claims suffered or incurred by, or as a result of any delay, failure, malfunction or breakdown in any part of the telephone system (whether mechanical or human) which enables a telephone bet to be made.

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## **2.8 Device bets**

### **2.8.1 Method of making device bets**

- (a) A device bet may only be made to a TAB outlet (approved by TAB for the purpose of receiving device bets) in which the person making the bet clearly gives an instruction to TAB's system of:
  - (i) the number of the betting account against which the bet is to be debited and the PIN and/or password allocated to that account; and
  - (ii) the details specified in clause 2.6.1 in respect of the bet.
- (b) If in the opinion of the manager of a TAB outlet that the person's instructions are incomplete or unclear, the manager may direct:
  - (i) the device bet not be accepted; or
  - (ii) that a device bet (if accepted) be cancelled and the amount of the bet refunded.
- (c) If a person has been refused access to the means of making a device bet to TAB fixed odds betting, then TAB may refuse to accept a device bet from that person for a totalizator under these rules.
- (d) A device bet may be accepted at a TAB outlet even if any other bet to which the communication relates is not accepted.

### **2.8.2 Records of device bets**

- (a) The TAB outlet that proposes to accept a device bet must make a record by entry of the bet onto TAB's system, in the manner as TAB may determine from time to time, of the details as are necessary to identify the person making the bet and to describe the particular bet made.
- (b) A device bet is taken not to have been accepted at a TAB outlet unless a record of the bet has been made in accordance with this clause.
- (c) The details of a device bet recorded in accordance with this clause are taken to be the details of the bet, even if those details differ in any respect from the details given by the person making the bet.
- (d) A record of each device bet made to a TAB outlet must be sent to TAB.

### **2.8.3 Cancellation of device bets**

A device bet may not be cancelled after acceptance of the bet by the TAB outlet.

#### 2.8.4 Telephone and computer system delays and failures

TAB is not liable to any person for any losses, damages, expenses or claims suffered or incurred by, or as a result of any delay, failure, malfunction or breakdown in any part of the telephone or computer system (whether mechanical or human) which enables a device bet to be made.

### 2.9 Betting accounts

#### 2.9.1 Bets against funds in betting accounts

A person may only make a telephone or device bet against funds in a betting account, established by the person making the bet. The bet will not be accepted if the amount of the bet is greater than the amount of the cleared funds in the account.

#### 2.9.2 Establishment of betting account

- (a) A person may apply to TAB, or a racing club conducting an on-course totalizator, for the establishment of an account (“a betting account”).
- (b) An application:
  - (i) must specify the information, and be completed in the form and manner, as TAB, or racing club, may require; and
  - (ii) may be accompanied by:
    - A: a minimum deposit as determined by TAB from time to time which is to be credited to the account; or
    - B: by a guarantee for not less than the approved minimum amount from a financial institution or other security acceptable to TAB, or the racing club, and which security is in accordance with arrangements approved by the Minister under the Act.
- (c) If required by TAB, any deposit to a betting account made by way of cheque or otherwise will not be credited to the account until TAB, or the racing club, is satisfied that the deposit is cleared funds.
- (d) A person who establishes a betting account will be notified by TAB, or the racing club of the betting account number.
- (e) TAB, or the racing club, who receives a deposit for payment into a betting account must issue a receipt for the deposit to the person who made the deposit.

#### 2.9.3 Instructions in relation to betting accounts

- (a) A person who has established a betting account may give instructions in the manner as TAB, or the racing club, may approve (including by telephone or by a device), relating to the application or disposal of any amount standing to the credit of the account.
- (b) TAB, or the racing club, must comply with any reasonable instruction given to it by a person under this clause.

#### **2.9.4 Payment of TAB betting account guarantees**

- (a) Subject to any other arrangements that may be agreed between TAB and the person establishing the betting account in relation to the enforcement of any security, if TAB sends a statement relating to a betting account to the last known address of the person who has lodged a guarantee from a financial institution with TAB in respect of the account, the person must within 14 days of the date of the statement pay to TAB any money due to TAB by the person from the operation of the account.
- (b) TAB may take action in terms of recovery under the guarantee from the financial institution as is necessary to recover any money that remains due after the expiration of the 14 day period.

#### **2.9.5 Non-operation of TAB betting accounts and account fees**

- (a) TAB may close any betting account that is not transacted on for a period exceeding 3 months and, in that event, may transfer any amount standing to the credit of the account to a dormant account operated by TAB. In this case TAB will notify the holder of the account at the last address known to TAB that the account has been closed.
- (b) TAB may reopen a betting account that has been closed under this clause and re-credit to the account any amount credited to a dormant account as a result of the closure of the account.
- (c) TAB may impose and debit any betting account with the following fees:
  - (i) dormant account keeping fee;
  - (ii) a claim investigation fee;
  - (iii) an account administration fee for deposits to betting accounts;
  - (iv) a service fee for deposits to betting accounts made through persons other than TAB outlets. The fees will be as determined by TAB from time to time. TAB may waive any or all of the fees on a basis as it determines from time to time.

#### **2.9.6 Credits to TAB betting accounts**

If an amount has been incorrectly credited to a betting account or an incorrect amount has been credited to the account, TAB:

- (a) may adjust the account to the extent necessary to rectify the incorrect credit; and
- (b) if, as a result of such adjustment, the account is in debit, may recover from the holder of the account as a debt due, the amount of the deficiency in the account.

## **2.10 Betting vouchers**

2.10.1 TAB, or a racing club conducting an on-course totalizator, may issue betting vouchers and may authorise any other person to issue betting vouchers.

2.10.2 A betting voucher:

- (a) will be in the form as TAB, or the racing club, determines including:
  - (i) a gift certificate;
  - (ii) a stored value card or coupon for use in a self service terminal;
  - (iii) an on-course key ticket; or
  - (iv) any other similar or like instrument to any of the above; and
- (b) is valid for the period as is specified on the betting voucher provided that if no date is specified the voucher is valid for 12 months from the date of issue. Any unused value of a betting voucher after the expiry date for its validity will be retained by TAB and treated as unclaimed dividends; and
- (c) is to be regarded as cash equal to the value of the amount represented by the voucher.

2.10.3 Betting vouchers may be accepted at any TAB outlet:

- (a) for the making of cash bets; or
- (b) for the making of deposits to a betting account maintained with TAB; or
- (c) redeemed for cash up to the available amount.

## **2.11 Certificate as to records**

2.11.1 TAB may issue a certificate in relation to a bet stating that the details of the bet as contained in a record kept or held by TAB are as specified in the certificate.

2.11.2 In any proceedings or dispute, a certificate under this clause is evidence as to the matters stated in the certificate.

## **2.12 Removal of certain persons from TAB outlets**

The manager of a TAB outlet may direct a person to leave the TAB outlet if the manager is of the opinion that the person is creating a public annoyance. A direction has effect for the time (not extending beyond the day on which it is given) as the manager may specify in the direction.

## **2.13 Betting by minors**

A person under the age of 18 years must not bet on a totalizator.

# **3. RESULTS, DIVIDENDS AND REFUNDS**

## **3.1 Result of race or declared betting event**

3.1.1 A reference to the contestant or finisher placed first, second, third, fourth, fifth or sixth in a race is a reference to the horse or greyhound declared by the stewards to be the first, second, third, fourth, fifth or sixth finisher in the race;

3.1.2 A reference to the winning team or final score for the relevant footyTAB totalizators is as set out in clause 18.2.

## **3.2 Payment of dividends**

3.2.1 (a) A dividend or refund payable in respect of a bet will be available for collection or credited to the appropriate betting account as soon as is practicable after the race or declared betting event on which the bet was made.

(b) Immediately after the declaration of dividends, notice of the amounts will be exhibited in a place appointed for that purpose by TAB.

3.2.2 Where a totalizator is conducted by TAB, no dividend will be declared and paid except by order of TAB, in accordance with the decision of TAB as to the result of the race or event, and when TAB has ordered a dividend to be declared and paid on the race or event no investor on any other result on that race or event will be entitled to receive a dividend on that race or event.

3.2.3 TAB, or a racing club conducting a domestic totalizator (as the case may be), must not declare or pay a dividend on:

(a) a race or a combination of races except following a declaration of correct weight by the stewards; or

(b) a declared betting event except following the announcement of official or podium positions at the conclusion of the event by the relevant controlling body or committee under whose authority the event or contest is conducted.



- 3.2.4 TAB is not liable to any person for any losses, damages, expenses or claims suffered or incurred by or as a result of any error in the declaration of correct weight by the stewards or the advice to TAB of the contestant numbers of the finishers in the race.

### **3.3 Protests, objections and recontested events**

- 3.3.1 If a protest is lodged in accordance with the rules of racing before the declaration of correct weight in a race, a dividend for that race must not be declared or paid until the protest has been decided by the stewards. Before making a decision on a protest, the stewards (subject to the declaration of correct weight) may declare placings not affected by the protest. TAB, or a racing club conducting a domestic totalizator, may at its discretion make payment of dividends on the placings unaffected by the protest.
- 3.3.2 (a) If an objection or protest is lodged in accordance with the declared event rules governing the declared betting event, TAB will declare the result based on the official or podium positions of the event as per the adjudication of the relevant controlling body or committee. Subsequent disqualification, promotion of contestants, or any other change is irrelevant for the purpose of determining the result of a bet on a declared betting event.
- (b) Should any declared betting event be recontested or replayed for any reason whatsoever, the replay will be treated as a separate event and will have no effect on the result of the original contest. TAB may, at its discretion treat the replay as a future contest.

### **3.4 Calculation of dividends**

- 3.4.1 A dividend is calculated by TAB, or a racing club conducting a domestic totalizator, on a single unit of investment for the relevant totalizator (excluding Merged Pools). The dividend is calculated:
- (a) by dividing the relevant totalizator dividend pool (or part thereof where the pool is divided) by the number of units of investment on the successful winning contestant or combination. (For those totalizators where flexi bets are available, any amounts bet which are less than a single unit of investment are to be included in the calculation of the dividend payable on a single unit of investment by the division of the relevant totalizator dividend pool.)
- (b) having regard to any determinations made by TAB in respect of:
- (i) the Commission deductions before distribution of the balance of the relevant pool as dividends to investors who select the winning contestant or combination; and

- (ii) fractions and the rounding of any calculated amount of the dividend payable; and
- (iii) the minimum dividend provisions.

3.4.2 A dividend is calculated by TAB, on a single unit of investment for the relevant merged pool. The dividend is calculated:

- (a) by dividing the relevant merged dividend pool (or part thereof where the pool is divided) by the number of merged units of investment on the successful winning contestant or combination;
- (b) by dividing the merged dividend pool between the totalizators included in the merged pool based on the number of units of investment on the successful winning combinations for each totalizator within the merged pool. (For those totalizators where flexi bets are available, any amounts bet which are less than a single unit of investment are to be included in the calculation of the dividend payable on a single unit of investment by the division of the relevant merged pool.)
- (c) having regard to any determinations made by TAB in respect of:
  - (i) the Commission deductions for each totalizator included in the merged pool before distribution of the balance of the relevant pool as dividends to investors who select the winning contestant or combination; and
  - (ii) fractions and the rounding of any calculated amount of the dividend payable; and
  - (iii) the minimum dividend provisions.

3.4.3 The dividend payable by TAB, or the racing club, in respect of a bet will bear the same proportion to the dividend declared in respect of a single unit of investment as the amount of the bet bears to a single unit of investment.

3.4.4 Subject to the clauses regarding where the winning combination is not backed to the equivalent of a unit of investment in clause 6 (quinella totalizator), 7 (exacta totalizator), 8 (trifecta totalizator), 9 (first 4 totalizator), 10 (doubles totalizator), 11 (quaddie totalizator), 12 (treble totalizator), 13 (duet totalizator), 14 (BIG6 totalizator), 15 (trio totalizator) and 21 (FootyTab) the dividend calculated on a flexi bet will be the same proportion of the dividend declared for a unit of investment as the amount invested in the flexi bet on the relevant combination (as determined in accordance with clause 2.4.1 (Flexi bets)) bears to the single unit of investment.

### **3.5 Dividends and refunds to be paid on presentation of tickets**

- 3.5.1 Where a betting ticket is issued for a cash bet under clause 2.6.2 (betting tickets to be issued for cash bets) a dividend or refund must not be paid except on presentation of a ticket unless otherwise approved by TAB, or the racing club conducting the domestic totalizator.
- 3.5.2 TAB, or a racing club, is not required to entertain a claim in respect of the short payment of a dividend or refund after the investor has left the payout window at the place where the dividend or refund was paid.
- 3.5.3 A ticket held in respect of a race or declared betting event that has been postponed to another date is invalid except only for the purpose of claiming a refund or as provided for in these rules.
- 3.5.4 A person may claim a dividend or refund for up to 12 months after the race or declared betting event on which the bet was made.

### **3.6 Payment of dividends, refunds and betting account balances**

- 3.6.1 An amount to which a person is entitled:
  - (a) as a dividend or refund for a cash bet made at a TAB outlet or made on a racecourse with a racing club conducting a domestic totalizator; or
  - (b) as the credit balance of a betting account established by the person with TAB, or the racing club conducting an on- course totalizator, for the purpose of making telephone or device bets at a TAB outlet, must, on application made by the person, be paid to the person in cash or by cheque.
- 3.6.2 The amount may be paid at a TAB outlet or at any other place as may be designated by TAB (or the racing club conducting a domestic totalizator) for that purpose, and may be paid at the times as TAB, or the racing club, may approve for the purpose.
- 3.6.3 A dividend or refund to which a person is entitled in respect of a telephone or device bet that has been debited against a betting account must be paid to the person:
  - (a) in accordance with any reasonable written instructions received from the person; or
  - (b) in the absence of any instructions, by payment into the person's betting account.
- 3.6.4 If TAB is in doubt as to the identity of the person to whom an amount is due (whether as a dividend, refund or balance of a betting account):

- (a) TAB may, in the case of presentation of a ticket for a cash bet, investigate whether the person whom presents the ticket either placed the bet or is acting with the authority of the person who placed the bet and TAB may require a statutory declaration in the form and containing the information it may require; and
- (b) TAB may retain the amount and pay it to any person who establishes to TAB's satisfaction that he or she is the person to whom the amount is due; and
- (c) TAB is relieved from all further liability in respect of an amount paid by it to a person under this clause 3.6.4.

3.6.5 If a dividend or a refund to which a person is entitled is for an amount of less than 5 cents:

- (a) where the person has established a betting account with TAB, the dividend or refund will be paid by TAB depositing the amount of that dividend or refund into the person's betting account; and
- (b) where the person does not have a betting account with TAB:
  - (i) if the aggregate of all dividends or refunds to which the person is entitled on all betting tickets which that person presents for payment at the same time is 3 cents or more ("**aggregate amount**") the aggregate amount will be rounded up or down to the nearest 5 cents as determined by TAB and paid to the person in accordance with this clause 3.6.5; and
  - (ii) otherwise, the dividend or refund will be rounded down to zero.

### **3.7 Claims concerning dividends or refunds**

3.7.1 Within 14 days after a person becomes entitled to a dividend or refund for a bet or within such further time as TAB may allow, the person may lodge a written claim with TAB, or the racing club conducting a domestic totalizator as applicable, to the effect that the amount of the entitlement as calculated by TAB, or the racing club, is less than the actual amount to which the person is entitled.

3.7.2 After investigating the claim, TAB, or the racing club as applicable:

- (a) must notify the claimant of its decision; and
- (b) may pay such dividend or refund to the claimant as to TAB, or the racing club, appears just and reasonable; and
- (c) if the dividend that was calculated and declared did not include the claimant's investment, and that dividend exceeds, by more than

\$1000.00, the dividend that would have been declared had the dividend be recalculated to include the claimant's investment, then the dividend that applies for the purpose of the claim will be the recalculated dividend that includes the claimant's investment; and

- (d) such amounts that are paid to the claimant shall exclude any refund or credit given to the claimant in respect of the claimant's Investment under any other provision of these Rules.

### **3.8 Claims concerning records of telephone bets**

3.8.1 Within 14 days after making a telephone bet or within any further time as TAB may allow, a person may lodge a written claim with TAB to the effect:

- (a) that the details of the bet given by the person when making the bet were incorrectly recorded on entry into TAB's system; and
- (b) that the person has suffered loss as a result of the error.

3.8.2 If, after investigating the claim, TAB is satisfied:

- (a) that the claim is justified; and
- (b) that the error complained of was due to the negligence or wilful default of any officer, employee or agent of TAB; TAB will make any appropriate alteration to the record and will pay such dividend or refund to the claimant as to TAB appears just and reasonable.

3.8.3 Any election by the claimant not to have the details of a telephone bet repeated, as referred to in clause 2.7.2, will be taken into account in TAB 's investigation of the claim.

### **3.9 Lost, destroyed, mutilated and stolen ticket claims**

3.9.1 Claims for dividends or refunds in respect of lost, destroyed, mutilated or stolen betting tickets must be lodged within 14 days of the respective race meeting or declared betting event unless the claimant can provide a reason to the satisfaction of TAB for the delay in lodging the claim. Claims may be lodged at any TAB outlet. Where a claim is made:

- (a) TAB may charge the claimant a claim investigation fee, as determined by TAB from time to time, to investigate the claim; and
- (b) a statutory declaration from the claimant in the form and containing the information as TAB requires must accompany the claim; and
- (c) the claim will not be investigated prior to the occurrence of the respective race or declared betting event and the ticket becoming dividend or refund bearing unless:
  - (i) the ticket investment value exceeds \$100.00; or

- (ii) in the case of a claim for a stolen ticket, the claimant has reported the theft to the police; and
- (d) the claimant will receive written acknowledgment of receipt of their claim within 21 days of the claim being received by TAB; and
- (e) TAB may stop payment on the ticket pending the outcome of its investigation.

3.9.2 Following investigation by TAB of the claim for the lost, destroyed, mutilated or stolen betting ticket, if TAB is satisfied that the claimant is entitled to payment of a dividend or refund on the betting ticket then:

- (a) approved claims will be settled by:
  - (i) voucher payable at any TAB cash sales outlet, except for amounts greater than \$500 (Five Hundred Dollars);
  - (ii) cheque in favour of the claimant; or
  - (iii) deposit to the claimant's nominated betting account; and
- (b) TAB will immediately record the cancellation of the ticket.

### **3.10 Information to accompany claims**

A claim by a person under this clause 3 need not be investigated unless the claimant gives to TAB, or racing club conducting a domestic totalizator (as the case may be), the information, tickets and other documents as are in the claimant's possession, as may be necessary to facilitate investigation of the claim.

### **3.11 Review of decisions on a claim**

3.11.1 A person who is dissatisfied with the TAB's or racing club's decision on a claim under this clause may request TAB, or racing club, as applicable to review its decision.

3.11.2 TAB or racing club will deal with a request for review in the same way as if it were a claim, except that the person who deals with the request must not be:

- (a) the person who dealt with the original claim; or
- (b) a person who is under the supervision of the person who dealt with the original claim.

3.11.3 This clause does not authorise more than one request for review to be made in relation to any one claim.

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## 4. RACING EVENT TOTALIZATORS - GENERAL RULES

### 4.1 Commission deduction

Money invested on a totalizator conducted by TAB, or a racing club, on one or more racing events will be subject to a Commission deduction.

### 4.2 Refunds

#### 4.2.1 Termination of totalizator pool

If any totalizator for a race event is terminated under these rules, the whole amount invested on the race must be refunded to the investors. For merged pools, if one or more totalizators included in the merged pool is terminated, the investment pool for that totalisator must be refunded to the investors and excluded from the merged pool. If only one totalizator remains in the merged pool, dividends will be calculated according to the rules for that totalizator.

#### 4.2.2 Non-starters

(a) If:

- (i) a contestant on which money has been invested does not become a starter in a race (including a re-run race); or
- (ii) a combination of contestants on which money has been invested includes a contestant that does not become a starter in a race (including a re-run race); the money invested on the contestant or the combination (as the case may be) must be refunded to the investors.

(b) Subclause (a) applies unless:

- (i) the money is invested on a doubles totalizator and the relevant ticket is not presented in accordance with clause 10.3.4(a)(i) so that clause 10.3.4(a)(ii) applies; or
- (ii) the money is invested on a quaddie totalizator and the relevant ticket is not presented in accordance with clause 11.3.4(a)(i) so that clause 11.3.4(a)(ii) applies;
- (iii) the money is invested on a treble totalizator and the relevant ticket is not presented in accordance with clause 12.3.4(a)(i) so that clause 12.3.4(a)(ii) applies;
- (iv) the money is invested on a parlay bet and clause 19 applies; or

- (v) The money is invested on a BIG6 totalizator and the relevant ticket is not presented in accordance with clause 14.3.4(a)(i) so that clause 14.3.4(a)(ii) applies.

#### 4.2.3 Abandonment, postpone, walkovers etc

(a) If a race is:

- (i) abandoned; or
- (ii) postponed until another day; or
- (iii) declared a no-race; or
- (iv) a walkover, the whole amount invested on the race must be refunded to the investors.

(b) The amount invested referred to in Rule 4.2.3(a)(iv):

- (i) shall not in respect of quinella include any amount in the quinella jackpot pool for that quinella totalizator, which shall be carried forward and paid into the quinella jackpot pool for the quinella totalizator conducted on the succeeding quinella race;
- (ii) shall not in respect of exacta include any amount in the exacta jackpot pool for that exacta totalizator, which shall be carried forward and paid into the exacta jackpot pool for the exacta totalizator conducted on the succeeding exacta race;
- (iii) shall not in respect of duet include any amount in the duet jackpot pool for that duet totalizator, which shall be carried forward and paid into the duet jackpot pool for the duet totalizator conducted on the succeeding duet race;
- (iv) shall not in respect of trio include any amount in the trio jackpot pool for that trio totalizator, which shall be carried forward and paid into the trio jackpot pool for the trio totalizator conducted on the succeeding trio race;
- (v) shall not in respect of trifecta include any amount in the trifecta jackpot pool for that trifecta totalizator, which shall be carried forward and paid into the trifecta jackpot pool for the trifecta totalizator conducted on the succeeding trifecta race;
- (vi) shall not in respect of first 4 include any amount in the first 4 jackpot pool for that first 4 totalizator, which shall be carried forward and paid into the first 4 jackpot pool for the first 4 totalizator conducted on the succeeding first 4 race;



- (vii) shall not in respect of exact 2nd include any amount in the exact 2nd jackpot pool for that exact 2nd totalizator, which shall be carried forward and paid into the exact 2nd jackpot pool for the exact 2nd totalizator conducted on the succeeding exact 2nd race;
- (viii) shall not in respect of odds & evens include any amount in the odds & evens jackpot pool for that odds & evens totalizator, which shall be carried forward and paid into the odds & evens jackpot pool for the odds & evens totalizator conducted on the succeeding odds & evens race;

(c) Subclause (a) applies unless:

- (i) clause 10 applies in respect of a doubles totalizator;
- (ii) clause 11 applies in respect of a quaddie totalizator; or,
- (iii) clause 14 applies in respect of a BIG6 totalizator.

#### 4.2.4 **No contestant or combination backed**

If none of the contestants or combinations in respect of which dividends are payable are backed in the case of win and place totalizators, the dividend pool must be refunded to the investors.

### 4.3 **Application of minimum dividend provisions in certain cases**

TAB may determine from time to time that there is to be a minimum dividend for a racing event totalizator. If TAB has determined there will be a minimum dividend, the minimum dividend applies to all bets on a race totalizator unless a provision in Appendix 1 (Determination of Dividend — Minimums & Fractions) states that it does not apply in a particular case.

### 4.4 **Out of sequence races and re-runs of races**

4.4.1 If a race is run out of normal race number sequence or if a race is re-run, TAB, or the racing club conducting an on-course totalizator, may reopen the totalizator for the re-run.

4.4.2 The amount invested on the totalizator for the first run of the race must be dealt with in accordance with the result of the re-run or the out of sequence race.

### 4.5 **Pool Guarantee**

For the purpose of Trifecta, First 4, Treble, Quaddie or BIG6 totalizators or merged pools including one or more of these totalizators:

- (a) TAB may apply a pool guarantee at the sole discretion of TAB. In the case of BIG6, the pool guarantee shall apply to the major dividend pool, in accordance with clause 13.3.2.
- (b) Subject to 4.5(e), 8.2.2(b)(ii), 8.2.2(c)(ii), 9.3.2(b)(ii), 9.3.2(c)(ii), 9.3.2(d)(ii) if a pool guarantee is in place on a totalizator or merged pool where there are backed combinations; TAB is liable for that portion of the pool guarantee shortfall applicable to the backed combinations.
- (c) Subject to 4.5(e), if a pool guarantee is in place on a totalizator where there are unbacked combinations; TAB is not liable for that portion of the pool guarantee shortfall applicable to the unbacked combinations. For merged pools, this clause applies when there are unbacked combinations for all of the totalizators involved in the merged pool.
- (d) Subject to 4.5(e), if a pool guarantee is in place on a totalizator where there is less than a unit of investment on backed combinations; TAB is liable for the full unit of the pool guarantee shortfall applicable to the backed combinations. For merged pools, this clause applies when there is less than a unit of investment across any of the totalizators involved in the merged pool.
- (e) In the event that all bets from a guarantee pool are refunded to investors, the refunds will not include any part of a pool guarantee and TAB is not liable for any pool guarantee shortfall.
- (f) In the event all bets from one or more totalizators involved in a merged pool are refunded to investors but not all totalizators are refunded, the refunds will not include any part of a pool guarantee and TAB is not liable for any pool guarantee shortfall.

#### **4.6 Seeded Jackpots**

For the purpose of First 4, Treble, Quaddie or BIG6 totalizators:

- (a) TAB may include a seeded jackpot amount in a jackpot pool at the sole discretion of TAB;
- (b) Subject to 4.6(c), if a jackpot pool includes a seeded jackpot amount and there is no winner, the seeded jackpot amount remains in the jackpot pool and cannot be reclaimed by TAB;
- (c) In the event that all bets in a totalizator investment pool, which is subject to a seeded jackpot amount, are refunded to investors, TAB will reclaim the seeded jackpot amount (if any) from the associated jackpot pool, prior to any refunds.

#### **4.7 Pooling with Foreign Jurisdictions**

- (a) When the betting operator chooses to guest into a foreign jurisdiction (host) pool it will be responsible for transmitting all investments on international pooled bets to the operator in the

foreign jurisdiction for inclusion in the appropriate pools and to pay dividends to investors.

- (b) The betting rules of the operator in the foreign jurisdiction will apply for investments on international pooled bets and together with commission rates for international pooled bets can be viewed on the betting operator's website – [www.tab.com.au](http://www.tab.com.au) or at retail agencies upon request.

#### **4.8 Totalisator Cash Out**

TAB may facilitate functionality whereby a customer may cash out their Quaddie or Treble bet (placed with TAB) in part or in its entirety through an arrangement with a third party. TAB will make sufficient information available to customers, including terms and conditions relevant to the Quaddie or Treble cash out offer to enable customers to make an informed decision.

#### **4.9 Multiplier**

TAB may facilitate functionality whereby a customer may place a bet with TAB which includes a multiplier feature. This feature will only be available to TAB digital account customers. TAB will make sufficient information available to customers, including terms and conditions relevant to the multiplier feature to enable customers to make an informed decision.

#### **4.10 Merged Pool**

- (a) The Betting Operator will ensure that any digital displays (including displays on EBTs) of bet types which are merged are clearly identified as merged pools.
- (b) The Betting Operator will make sufficient information available to Investors, including any terms and conditions relevant to a merged pool (and the application of these rules) to enable Investors to make an informed decision.

### **5. WIN AND PLACE TOTALIZATORS**

#### **5.1 Opening and termination of win and place totalizator pools**

5.1.1 The win pool of a win and place totalizator:

- (a) must not be opened to accept bets for a race if the number of contestants in the race is less than 2; and
- (b) must be terminated if the number of contestants in the race falls below 2 at any time or if there are no finishers in the race.

5.1.2 The place pool of a win and place totalizator:

- (a) must not be opened for a race if the number of contestants in the race is less than 5; and

- (b) must be terminated if the number of contestants in the race falls below 5 at any time or if there are no finishers in the race.

## **5.2 Win pool dividends**

### **5.2.1 Distribution of win pool dividend**

- (a) Money invested on a win and place totalizator with a view to successfully predicting the contestant that places first in a race (less any other amounts deducted in accordance with the definition of 'dividend pool' in clause 1.5) is to be paid into a win dividend pool.
- (b) The win dividend pool is (except to the extent otherwise provided in these rules) to be divided among the investors on the finisher that placed first in the race.

### **5.2.2 Dead-heat for first place**

If there is a dead-heat for first place in the race:

- (a) the win dividend pool is to be divided into as many equal parts as there are backed finishers in the dead-heat; and
- (b) a part is allotted to each backed finisher; and
- (c) each part is to be divided among the investors on the finisher to which the part is allotted.

## **5.3 Place pool 2 dividend races**

### **5.3.1 Application of rule**

- (a) This clause 5.3 applies if the number of entries in a race received at the deadline for scratchings prescribed by the controlling body or a race club responsible for the conduct of the relevant race meeting is less than 8.
- (b) This clause is subject to clauses 4.3 (application of minimum dividend provisions in certain cases) and 5.5 (deficiency in place pool).

### **5.3.2 Distribution of place pool dividend for 2 dividend race**

- (a) Money invested on a win and place totalizator with a view to successfully predicting the contestant that places first or second in a race (and less any amounts deducted in accordance with the definition of 'dividend pool' in clause 1.5) is to be paid into a place dividend pool
- (b) The place dividend pool is (except to the extent otherwise provided in these rules) to be divided into 2 equal parts, of which:
  - (i) one part is to be divided among the investors on the first placed finisher in the race; and

- (ii) the second part is to be divided among the investors on the second placed finisher in the race.

### 5.3.3 Unbacked winners or placegetters in a 2 dividend race

- (a) If the first placed finisher is not backed, the whole of the place dividend pool is to be divided among the investors on the second placed finisher in the race.
- (b) If the second placed finisher is not backed, the whole of the place dividend pool is to be divided among the investors on the first placed finisher in the race.

### 5.3.4 Dead-heat for first place in a 2 dividend race

- (a) If there is a dead-heat for first place in a 2 dividend race:
  - (i) the place dividend pool is to be divided into as many equal parts as there are backed finishers in the dead-heat; and
  - (ii) a part is allotted to each backed finisher; and
  - (iii) each part is to be divided among the investors on the finisher to which the part is allotted.
- (b) This clause 5.3.4 applies to a dead-heat for second place in a 2 dividend race in the event that the place dividend pool is to be divided among the investors on the second placed finisher in accordance with clause 5.3.5.

### 5.3.5 Dead-heat for second place in a 2 dividend race where first place is backed

If the first placed finisher is backed and 2 or more backed finishers dead-heat for second place in a 2 dividend race:

- (a) the place dividend pool is to be divided into 2 equal parts:
  - (i) one part is to be divided amount the investors of the first placed finisher; and
  - (ii) the second part is to be divided into as many equal parts as there are backed finishers in the dead-heat for second place;
- (b) a part is allotted to each backed finisher that placed second in the race; and
- (c) each part is to be divided among the investors on the finisher to which the part is allotted.

## **5.4 Place pool 3 dividend races**

### **5.4.1 Application of rule**

- (a) This clause 5.4 applies if the number of entries in a race received at the deadline for scratchings prescribed by the controlling body or a race club responsible for the conduct of the relevant race meeting is 8 or more;
- (b) This clause is subject to clauses 4.3 (application of minimum dividend provisions in certain cases) and 5.5 (deficiency in place pool).

### **5.4.2 Distribution of place pool dividends for a 3 dividend race**

Money invested on a win and place totalizator with a view to successfully predicting the contestant that places first, second or third in a race (less any other amounts deducted in accordance with the definition of 'dividend pool' in clause 1.5) is to be paid into a place dividend pool.

The place dividend pool is (except to the extent otherwise provided in these rules) to be divided into 3 equal parts, of which:

- (a) one part is to be divided among the investors on the first placed finisher; and
- (b) the second part is to be divided among the investors on the second placed finisher; and
- (c) the third part is to be divided among the investors on the third placed finisher.

### **5.4.3 Unbacked winners or placegetters in a 3 dividend race**

If a first, second or third placed finisher is not backed:

- (a) the whole of the place dividend pool is to be divided into as many equal parts as there are backed finishers who place first, second or third; and
- (b) a part is allotted to each backed finisher; and
- (c) each part is to be divided among the investors on the finisher to which the part is allotted.

### **5.4.4 Dead-heat for first place between 2 finishers in a 3 dividend race**

- (a) If 2 finishers dead-heat for first place in a 3 dividend race and both are backed:
  - (i) two-thirds of the place dividend pool is to be divided into 2 equal parts; and

- (ii) each part is to be divided among the investors on each backed finisher in the dead-heat; and
  - (iii) one third of the place dividend pool is to be divided among the investors on the third placed finisher.
- (b) If 2 finishers dead-heat for first place in a 3 dividend race but 1 only is backed:
  - (i) the whole of the place dividend pool is to be divided into 2 equal parts; and
  - (ii) one part is to be divided among the investors on the backed finisher in the dead-heat; and
  - (iii) the second part to be divided among the investors on the third placed finisher.
- (c) If 2 finishers dead-heat for first place in a 3 dividend race but neither is backed, the whole of the place dividend pool is to be divided among the investors on the third placed finisher.

**5.4.5 Dead-heat for first place between 3 or more finishers in a 3 dividend race**

If 3 or more finishers dead-heat for first place in a 3 dividend race:

- (a) the place dividend pool is to be divided into as many equal parts as there are backed finishers in the dead-heat; and
- (b) a part is allotted to each backed finisher; and
- (c) each part is to be divided among the investors on the finisher to which the part is allotted.

**5.4.6 Dead-heat for second place in a 3 dividend race where first place is backed**

- (a) If the first placed finisher is backed and 2 or more backed finishers dead-heat for second place in a 3 dividend race:
  - (i) one third of the place dividend pool is to be divided among the investors on the first placed finisher; and
  - (ii) two-thirds of the place dividend pool is to be divided into as many equal parts as there are backed finishers in the dead-heat; and
  - (iii) a part is allotted to each backed finisher in the dead-heat for second in the race; and
  - (iv) each part is to be divided among the investors on the finisher to which the part is allotted.

- (b) If 2 or more finishers dead-heat for second place but 1 only of those finishers is backed:
  - (i) the whole of the place dividend pool is to be divided into 2 equal parts; and
  - (ii) one part is to be divided among the investors on the first placed finisher; and
  - (iii) the second part is to be divided amongst the investors on the backed second placed finisher in the dead-heat.

**5.4.7 Dead-heat for third place in a 3 dividend race where first and second place are backed**

- (a) If the first and second placed finishers are backed, and 2 or more backed finishers dead-heat for third place in a 3 dividend race:
  - (i) one third of the place dividend pool is to be divided among the investors on the first placed finisher; and
  - (ii) one third of the place dividend pool is to be divided among the investors on the second placed finisher;
  - (iii) one-third of the place dividend pool is to be divided into as many equal parts as there are backed finishers in the dead-heat; and
  - (iv) a part is allotted to each backed finisher in the dead-heat; and
  - (v) each part is to be divided among the investors on the finisher to which the part is allotted.
- (b) If 2 or more finishers dead-heat for third place but none of the finishers is backed:
  - (i) the whole of the place dividend pool is to be divided into 2 equal parts; and
  - (ii) one part is to be divided among the investors on the first placed finisher; and
  - (iii) the second part is to be divided among the investors on the second placed finisher.

**5.5 Deficiency in place pool**

**5.5.1 Dividend where deficiency in one part of place pool**

- (a) If:



- (i) the place dividend pool is divided in accordance with clause 5.3 (place pool 2 dividend races) or clause 5.4 (place pool 3 dividend races); and
  - (ii) in not more than one part (in this clause referred to as the ‘deficient part’) of the place dividend pool there is insufficient money to enable a dividend equal to the unit of investment to be declared in respect of that part; and
  - (iii) the amount of the deficiency is greater than the amount deducted as Commission;
- (b) then, there must, before any dividend is declared, be deducted:
- (i) from the part, other than the deficient part; or
  - (ii) if there are 2 or more parts that are not deficient parts, from those parts in proportion to the amounts standing in those parts, an amount sufficient to enable a dividend equal to the unit of investment to be declared in respect of the deficient part, less the Commission.
- (c) The amount so deducted is to be added to the deficient part so that, if the Commission were also added to the deficient parts, there would be produced in each of the deficient parts an amount not greater than the amount required in each of those parts to declare a dividend equal to the unit of investment.

#### 5.5.2 Dividend where deficiency in 2 or more parts of place pool

- (a) If:
- (i) the place dividend pool has been divided in accordance with clause 5.3 (place pool 2 dividend races) or clause 5.4 (place pool 3 dividend races); and
  - (ii) in each of 2 or more parts (in this clause referred to as the “**deficient parts**”) of the place dividend pool there is insufficient money to enable dividends equal to the unit of investment to be declared in respect of those parts; and
  - (iii) the aggregate of the amounts of those deficiencies is greater than the amount deducted as Commission,
- (b) then, there must, before any dividend is declared, be deducted:
- (i) from the part, other than the deficient parts; or

- (ii) if there are 2 or more parts that are not deficient parts, from those parts in proportion to the amounts standing in those parts, an amount equal to the aggregate of the amounts of the deficiencies in the deficient parts, less the Commission.
- (c) The amount so deducted is to be added to the deficient parts so that, if the Commission were also added to the deficient parts, there would be produced in each of the deficient parts an amount not greater than the amount required in each of those parts to declare a dividend equal to the unit of investment.

## **6. QUINELLA TOTALIZATORS**

### **6.1 Opening and termination of quinella totalizator pool**

#### **6.1.1 A quinella totalizator:**

- (a) must not be opened to accept bets for a race if the number of contestants in the race is less than 3; and
- (b) must be terminated if the number of contestants in the race falls below 3 at any time or if there are no finishers in the race.

### **6.2 Quinella pool dividends**

#### **6.2.1 Investment pool, jackpot pool and quinella dividend pool**

- (a) All money invested on a quinella totalizator is to be paid into an investment pool for that quinella totalizator.
- (b) For each quinella totalizator there is to be a jackpot pool into which must be paid any amounts which, under clause 6.2.2 or clause 6.2.6 are required to be carried forward to the jackpot pool of that quinella totalizator.
- (c) For each quinella totalizator there is to be a quinella dividend pool into which is to be paid:
  - (i) the money invested in the investment pool for the quinella totalizator under clause 6.2.1(a) (less any other amounts deducted in accordance with the definition of 'dividend pool' in clause 1.5); and
  - (ii) any amount in the jackpot pool for that quinella totalizator.

#### **6.2.2 Distribution of quinella dividend**

- (a) If there are 2 or more finishers in a quinella race, the quinella dividend pool is (except to the extent otherwise provided in these rules) to be divided among the investors on the combination comprising the first and second placed finisher in a race.

- (b) If one winner only is declared, and no second or third placing is declared:
  - (i) the jackpot pool for that quinella race is carried forward to the jackpot pool for the quinella totalizator conducted on the succeeding quinella race; and
  - (ii) the remainder of the quinella dividend pool after carrying forward the jackpot pool in accordance with clause 6.2.2(b)(i) is to be divided among the investors on the combination of the winner and any other contestant in the event irrespective of order.

#### **6.2.3 Dead-heat for first place between 2 finishers**

- (a) If 2 finishers dead-heat for first place, the quinella dividend pool is to be divided among the investors on the combination comprising those finishers.
- (b) If the combination referred to in clause 6.2.3(a) is not backed, the quinella dividend pool is to be carried forward in accordance with clause 6.2.6(b).

#### **6.2.4 Dead-heat for first place between 3 or more finishers**

If 3 or more finishers dead-heat for first place:

- (a) the quinella dividend pool is to be divided into as many equal parts as there are combinations comprising 2 of those finishers in the dead-heat for first place; and
- (b) a part is allotted to each combination; and
- (c) for each backed combination, the part is to be divided among the investors on the combination to which the part is allotted; and
- (d) for each unbacked combination the part is to be carried forward in accordance with clause 6.2.6(b).

#### **6.2.5 Dead-heat for second place**

If 2 or more finishers dead-heat for second place:

- (a) the quinella dividend pool is to be divided into as many equal parts as there are combinations comprising the first placed finisher and a finisher in the dead-heat for second place; and
- (b) a part is allotted to each combination; and
- (c) for each backed combination, the part is to be divided among the investors on the combination to which the part is allotted; and
- (d) for each unbacked combination the part is to be carried forward in accordance with clause 6.2.6(b).

**6.2.6 Winning combination not backed or not backed to equivalent\_of unit of investment**

Notwithstanding anything else in these rules, where the total of all amounts invested in a quinella totalizator on a combination in respect of which a dividend is to be distributed among investors under this clause ("winning quinella combination") is less than a unit of investment for that quinella totalizator or if a winning quinella combination is not backed:

- (a) only the amount of the quinella dividend pool determined in accordance with the following formula will be distributed among the investors on the winning quinella combination:

$$da = di \times \frac{ai}{ui}$$

where:

*da* is the total amount of the quinella dividend pool which is to be distributed among the investors on the winning quinella combination;

*di* is the total amount which would be distributed to investors on the winning quinella combination under clause 6.2 if the total of all amounts invested in the quinella totalizator on the winning quinella combination was not less than a unit of investment for that quinella totalizator so that this clause 6.2.6 did not apply. Where the winning quinella combination is not backed, *di* excludes any amount in the jackpot pool for that quinella totalizator under clause 6.2.1(c)(ii);

*ai* is the total of all amounts (if any) invested in the quinella totalizator on the winning quinella combination; and

*ui* is the unit of investment for the quinella totalizator; and

- (b) there is to be carried forward and paid into the quinella jackpot pool for the quinella totalizator conducted on the succeeding quinella race an amount calculated in accordance with the following formula:

$$cf = di - da$$

where:

*cf* is the amount carried forward and paid into the quinella jackpot pool for the quinella totalizator conducted on the succeeding quinella race;

*di* has the meaning given to that term in clause 6.2.6(a) and

*da* is the total amount of the quinella dividend pool which is to be distributed among the investors on the winning quinella

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combination as determined in accordance with clause 6.2.6(a).

## **7. EXACTA TOTALIZATORS**

### **7.1 Opening and termination of exacta totalizator pool**

7.1.1 An exacta totalizator:

- (a) must not be opened to accept bets for a race if the number of contestants in the race is less than 2; and
- (b) must be terminated if the number of contestants in the race falls below 2 at any time or if there are no finishers in the race.

### **7.2 Exacta pool dividends**

#### **7.2.1 Investment pool, jackpot pool and exacta dividend pool**

- (a) All money invested on an exacta totalizator is to be paid into an investment pool for that exacta totalizator.
- (b) For each exacta totalizator there is to be a jackpot pool into which must be paid any amounts which, under clause 7.2.2 or clause 7.2.6 are required to be carried forward to the jackpot pool of that exacta totalizator.
- (c) For each exacta totalizator there is to be an exacta dividend pool into which is to be paid:
  - (i) the money invested in the investment pool for the exacta totalizator under clause 7.2.1(a) (less any other amounts deducted in accordance with the definition of 'dividend pool' in clause 1.5); and
  - (ii) any amount in the jackpot pool for that exacta totalizator.

#### **7.2.2 Distribution of exacta dividend**

- (a) If there are 2 or more finishers in an exacta race, the exacta dividend pool is (except to the extent otherwise provided in these rules) to be divided among the investors on the combination comprising the first and second placed finisher in the race, in the correct order.
- (b) If one winner only is declared, and no second or third placing is declared:
  - (i) the jackpot pool for that exacta race is carried forward to the jackpot pool for the exacta totalizator conducted on the succeeding exacta race; and

- (ii) the remainder of the exacta dividend pool after carrying forward the jackpot pool in accordance with clause 7.2.2(b)(i) is to be divided among the investors on the combination of the winner and any other contestant in the event irrespective of order.

#### **7.2.3 Dead-heat for first place between 2 finishers**

- (a) If 2 finishers dead-heat for first place:
  - (i) the exacta dividend pool is to be divided into as many equal parts as there are combinations comprising the finishers in the dead-heat for first place; and
  - (ii) a part is allotted to each combination; and
  - (iii) for each backed combination, the part is to be divided among the investors on the combination to which the part is allotted; and
  - (iv) for each unbacked combination the part is to be carried forward in accordance with clause 7.2.6(b).

#### **7.2.4 Dead-heat for first place between 3 or more finishers**

If 3 or more finishers dead-heat for first place:

- (a) the exacta dividend pool is to be divided into as many equal parts as there are combinations comprising 2 of those finishers in the dead-heat for first place; and
- (b) a part is allotted to each combination; and
- (c) for each backed combination, the part is to be divided among the investors on the combination to which the part is allotted; and
- (d) for each unbacked combination the part is to be carried forward in accordance with clause 7.2.6(b).

#### **7.2.5 Dead-heat for second place**

- (a) If 2 or more finishers dead-heat for second place:
  - (i) the exacta dividend pool is to be divided into as many equal parts as there are combinations comprising, in the correct order, the first placed finisher and a finisher in the dead-heat for second place; and
  - (ii) a part is allotted to each combination; and

- (iii) for each backed combination, the part is to be divided among the investors on the combination to which the part is allotted; and
- (iv) for each unbacked combination the part is to be carried forward in accordance with clause 7.2.6(b).

### **7.2.6 Winning combination not backed or not backed to equivalent of unit of investment**

Notwithstanding anything else in these rules, where the total of all amounts invested in an exacta totalizator on a combination in respect of which a dividend is to be distributed among investors under this clause ("winning exacta combination") is less than a unit of investment for that exacta totalizator or if a winning exacta combination is not backed:

- (a) only the amount of the exacta dividend pool determined in accordance with the following formula will be distributed among the investors on the winning exacta combination:

$$da = di \times \frac{ai}{ui}$$

where:

da is the total amount of the exacta dividend pool which is to be distributed among the investors on the winning exacta combination;

*di* is the total amount which would be distributed to investors on the winning exacta combination under clause 7.2 if the total of all amounts invested in the exacta totalizator on the winning exacta combination was not less than a unit of investment for that exacta totalizator so that this clause 7.2.6 did not apply. Where the winning exacta combination is not backed, *di* excludes any amount in the jackpot pool for that exacta totalizator under clause 7.2.1(c)(ii);

*ai* is the total of all amounts (if any) invested in the exacta totalizator on the winning exacta combination; and

*ui* is the unit of investment for the exacta totalizator; and

- (b) there is to be carried forward and paid into the exacta jackpot pool for the exacta totalizator conducted on the succeeding exacta race an amount calculated in accordance with the following formula:

$$cf = di - da$$

where:

*cf* is the amount carried forward and paid into the exacta jackpot pool for the exacta totalizator conducted on the succeeding exacta race;

*di* has the meaning given to that term in clause 7.2.6(a) and

*da* is the total amount of the exacta dividend pool which is to be distributed among the investors on the winning exacta combination as determined in accordance with clause 7.2.6(a).

## **8. TRIFECTA TOTALIZATORS**

### **8.1 Opening and termination of trifecta totalizator pool**

8.1.1 A trifecta totalizator:

- (a) must not be opened to accept bets for a race if the number of contestants in the race is less than 3; and
- (b) must be terminated if the number of contestants in the race falls below 3 at any time or if there are no finishers in the race.

### **8.2 Trifecta pool dividends**

8.2.1 **Investment pool, jackpot pool and trifecta dividend pool**

- (a) All money invested on a trifecta totalizator is to be paid into an investment pool for that trifecta totalizator.
- (b) For each trifecta totalizator there is to be a jackpot pool into which must be paid any amounts which, under clause 8.2.2 or clause 8.2.7 are required to be carried forward to the jackpot pool of that trifecta totalizator.
- (c) For each trifecta totalizator there is to be a trifecta dividend pool into which is to be paid:
  - (i) the money invested in the investment pool for the trifecta totalizator under clause 8.2.1(a) (less any other amounts deducted in accordance with the definition of 'dividend pool' in clause 1.5); and
  - (ii) any amount in the jackpot pool for that trifecta totalizator; and
  - (iii) the pool guarantee shortfall (if any) for that trifecta totalizator.

8.2.2 **Distribution of trifecta dividend**

- (a) If there are 3 or more finishers in a trifecta race, the trifecta dividend pool is (except to the extent otherwise provided in these rules) to be divided among the investors who select the combination



comprising the first 3 placed finishers in the race in the correct order.

- (b) Where there are 2 finishers only in a trifecta race then:
  - (i) the jackpot pool for that trifecta race is carried forward to the jackpot pool for the trifecta totalizator conducted on the succeeding trifecta race; and
  - (ii) the remainder of the trifecta dividend pool after carrying forward the jackpot pool in accordance with clause 8.2.2(b)(i), and excluding any pool guarantee shortfall, is to be divided among the investors who select a combination comprising the first 2 placed finishers in the race in the correct order, together with any other starter.
  
- (c) Where there is one finisher only in a trifecta race then:
  - (i) the jackpot pool for that trifecta race is carried forward to the jackpot pool for the trifecta totalizator conducted on the succeeding trifecta race; and
  - (ii) the remainder of the trifecta dividend pool after carrying forward the jackpot pool in accordance with clause 8.2.2(c)(i), and excluding any pool guarantee shortfall, is to be divided amongst the investors who select a combination comprising, in the correct order, the one finisher in the race together with any other starters.

### 8.2.3 **Dead-heat for first place between 2 finishers**

- (a) If 2 finishers dead-heat for first place:
  - (i) the trifecta dividend pool is to be divided into as many equal parts as there are combinations comprising the finishers in the dead-heat for first place and the third placed finisher in the correct order; and
  - (ii) a part is allotted to each combination; and
  - (iii) for each backed combination, the part is to be divided among the investors on the combination to which the part is allotted; and
  - (iv) for each unbacked combination the part is to be carried forward in accordance with clause 8.2.7(b)
  
- (b) If 2 finishers dead-heat for first place and there is also a dead-heat for third place:

- (i) the trifecta dividend pool is to be divided into as many equal parts as there are combinations comprising the finishers in the dead-heat for first place and one of the finishers in the dead-heat for third place in the correct order; and
- (ii) a part is allotted to each combination; and
- (iii) for each backed combination, the part is to be divided among the investors on the combination to which the part is allotted; and
- (iv) for each unbacked combination the part is to be carried forward in accordance with clause 8.2.7(b).

#### **8.2.4 Dead-heat for first place between 3 or more finishers**

If 3 or more finishers dead-heat for first place:

- (a) the trifecta dividend pool is to be divided into as many equal parts as there are combinations comprising 3 of the finishers in the dead-heat for first place; and
- (b) a part is allotted to each combination; and
- (c) for each backed combination the part is to be divided among the investors on the combination to which the part is allotted; and
- (d) for each unbacked combination the part is to be carried forward in accordance with 8.2.7(b).

#### **8.2.5 Dead-heat for second place**

If 2 or more finishers dead-heat for second place:

- (a) the trifecta dividend pool is to be divided into as many equal parts as there are combinations comprising, in the correct order, the first placed finisher and 2 of the finishers in the dead-heat for second place; and
- (b) a part is allotted to each combination; and
- (c) for each backed combination, the part is to be divided among the investors on the combination to which the part is allotted; and
- (d) for each unbacked combination the part is to be carried forward in accordance with 8.2.7(b).

#### **8.2.6 Dead-heat for third place**

- (a) If 2 or more finishers dead-heat for third place:
  - (i) the trifecta dividend pool is to be divided into as many equal parts as there are combinations

comprising, in the correct order, the first placed finisher, the second placed finisher and one of the finishers in the dead-heat for third place; and

- (ii) a part is allotted to each combination; and
  - (iii) for each backed combination, the part is to be divided among the investors on the combination to which the part is allotted; and
  - (iv) for each unbacked combination the part is to be carried forward in accordance with 8.2.7(b).
- (b) This clause does not apply if there is a dead-heat for first place.

**8.2.7 Winning combination not backed or not backed to equivalent of unit of investment**

Notwithstanding anything else in these rules, where the total of all amounts invested in a triffecta totalizator on a combination in respect of which a dividend is to be distributed among investors under this clause ("winning triffecta combination') is less than a unit of investment for that triffecta totalizator or if a winning triffecta combination is not backed:

- (a) only the amount of the triffecta dividend pool determined in accordance with the following formula will be distributed among the investors on the winning triffecta combination:

$$da = di \times \frac{ai}{ui}$$

where:

*da* is the total amount of the triffecta dividend pool which is to be distributed among the investors on the winning triffecta combination;

*di* is the total amount which would be distributed to investors on the winning triffecta combination under clause 8.2 if the total of all amounts invested in the triffecta totalizator on the winning triffecta combination was not less than a unit of investment for that triffecta totalizator so that this clause 8.2.7 did not apply. Where the winning triffecta combination is not backed, *di* excludes any amount in the jackpot pool for that triffecta totalizator under clause 8.2.1(c)(ii) and excludes any pool guarantee shortfall for that triffecta totalizator under clause 8.2.1(c)(iii);

*ai* is the total of all amounts (if any) invested in the triffecta totalizator on the winning triffecta combination; and

*ui* is the unit of investment for the triffecta totalizator; and

- (b) there is to be carried forward and paid into the trifecta jackpot pool for the trifecta totalizator conducted on the succeeding trifecta race an amount calculated in accordance with the following formula:

$$cf = di - da$$

where:

*cf* is the amount carried forward and paid into the trifecta jackpot pool for the trifecta totalizator conducted on the succeeding trifecta race;

*di* has the meaning given to that term in clause 8.2.7(a) and

*da* is the total amount of the trifecta dividend pool which is to be distributed among the investors on the winning trifecta combination as determined in accordance with clause 8.2.7(a).

## 9. FIRST 4 TOTALIZATORS

### 9.1 First 4 race

TAB may, by order in writing, declare a race to be a first 4 race.

### 9.2 Opening and termination of first 4 totalizators

A first 4 totalizator:

- (a) must not be opened for a race if the number of contestants in the race is less than 4; and
- (b) must be terminated if the number of contestants in the race falls below 4 at any time or if there are no finishers in the race.

### 9.3 First 4 pool dividends

#### 9.3.1 Investment pool, jackpot pool and first 4 dividend pool

- (a) All money invested on a first 4 totalizator is to be paid into an investment pool for that first 4 totalizator.
- (b) For each first 4 totalizator there is to be a jackpot pool into which must be paid:
  - (i) any amounts which, under clause 9.3.2 or clause 9.3.4, are required to be carried forward to the jackpot pool of that first 4 totalizator; and
  - (ii) the seeded jackpot amount (if any) for that first 4 totalizator.
- (c) For each first 4 totalizator there is to be a dividend pool into which is to be paid:

- (i) money invested in the investment pool for the first 4 totalizator under clause 9.3.1(a) (less any other amounts deducted in accordance with the definition of 'dividend pool' in clause 1.5); and,
- (ii) any amount in the jackpot pool for that first 4 totalizator; and
- (iii) the pool guarantee shortfall (if any) for that first 4 totalizator.

### 9.3.2 Distribution of first 4 dividend pool

- (a) If there are 4 or more finishers in a first 4 race, the first 4 dividend pool is (except to the extent otherwise provided in these rules) to be divided among the investors who select the combination comprising the first 4 placed finishers in the race in the correct order.
- (b) Where there are 3 finishers only in a first 4 race then:
  - (i) the jackpot pool for that first 4 race is carried forward to the jackpot pool for the first 4 totalizator conducted on the succeeding first 4 race; and
  - (ii) the remainder of the dividend pool after carrying forward the jackpot pool in accordance with clause 9.3.2(b)(i), and excluding any pool guarantee shortfall, is to be divided among the investors who select a combination comprising the first 3 placed finishers in the race in the correct order, together with any other starter.
- (c) Where there are 2 finishers only in a first 4 race then:
  - (i) the jackpot pool for that first 4 race is carried forward to the jackpot pool for the first 4 totalizator conducted on the succeeding first 4 race; and
  - (ii) the remainder of the dividend pool after carrying forward the jackpot pool in accordance with clause 9.3.2(c)(i), and excluding any pool guarantee shortfall, is to be divided among the investors who select a combination comprising the first 2 placed finishers in the race in the correct order, together with any other 2 starters.
- (d) Where there is one finisher only in a first 4 race then:
  - (i) the jackpot pool for that first 4 race is carried forward to the jackpot pool for the first 4 totalizator conducted on the succeeding first 4 race; and

- (ii) the remainder of the dividend pool after carrying forward the jackpot pool in accordance with clause 9.3.2(d)(i), and excluding any pool guarantee shortfall, is to be divided among the investors who select a combination comprising, in the correct order, the one finisher in the race together with any other starters.

### 9.3.3 Dead-heats

- (a) Subject to sub-clause (b), if 2 or more finishers in a first 4 race dead-heat for any of the first 4 places:
  - (i) each of those finishers is taken to have filled that place and each subsequent place up to the number of subsequent places corresponding to one less than the number of finishers involved in the dead-heat; and
  - (ii) the first 4 dividend pool is to be divided into as many equal parts as there are combinations in respect of which a dividend is to be distributed under clause 9.3.2; and
  - (iii) a part is allotted to each combination; and
  - (iv) for each backed combination, the part is to be divided among the investors on that backed combination to which the part is allotted; and
  - (v) for each unbacked combination the part is to be carried forward in accordance with clause 9.3.4(a) or 9.3.4(b).
- (b) Where a dead-heat occurs within any of the first 4 places which results in there being more than 12 winning combinations in a first 4, for the purpose of the declaration of dividends:
  - (i) that placing and any subsequent placing in that first 4 shall not be taken into account; and
  - (ii) the dividend pool is to be divided into as many equal parts as there are combinations for the placings that are being taken into account in respect of which a dividend is to be distributed under clause 9.3.2; and
  - (iii) a part is allotted to each combination; and
  - (iv) for each backed combination, the part is to be divided among the investors on that backed combination to which the part is allotted; and

- (v) for each unbacked combination the part is to be carried forward in accordance with clause 9.3.4(a) or 9.3.4(b).

**9.3.4 Winning combination not backed or not backed to equivalent of unit of investment**

Notwithstanding anything else in these rules, where the total of all amounts invested in a first 4 totalizator on a combination in respect of which a dividend is to be distributed among investors under this clause ("winning first 4 combination") is less than a unit of investment for that first 4 totalizator or if a winning first 4 combination is not backed:

- (a) only the amount of the first 4 dividend pool determined in accordance with the following formula will be distributed among the investors on the winning first 4 combination:

$$da = di \times \frac{ai}{ui}$$

where:

*da* is the total amount of the dividend pool which is to be distributed among the investors on the winning first 4 combination;

*di* is the total amount which would be distributed to investors on the winning first 4 combination under clause 9.3.4 if the total of all amounts invested in the first 4 totalizator on the winning first 4 combination was not less than a unit of investment for that first 4 totalizator so that this clause 9.3.4 did not apply. Where the winning first 4 combination is not backed, *di* excludes any amount in the jackpot pool for that first 4 totalizator under clause 9.3.1(c)(ii) and excludes any pool guarantee shortfall for that first 4 totalizator under clause 9.3.1(c)(iii);

*ai* is the total of all amounts (if any) invested in the first 4 totalizator on the winning first 4 combination; and

*ui* is the unit of investment for the first 4 totalizator; and

- (b) there is to be carried forward and paid into the jackpot pool for the first 4 totalizator conducted on the succeeding first 4 race an amount calculated in accordance with the following formula:

$$cf = di - da$$

where:

*cf* is the amount carried forward and paid into the jackpot pool for the first 4 totalizator conducted on the succeeding first 4 race;

*di* has the meaning given to that term in clause 9.3.4; and

*da* is the total amount of the dividend pool which is to be distributed among the investors on the winning first 4 combination as determined in accordance with clause 9.3.4.

## **10. DOUBLES TOTALIZATORS**

### **10.1 Doubles Races**

TAB, or a racing club conducting a domestic totalizator, may by order in writing, declare a combination of 2 races to be a double.

### **10.2 Opening and termination of doubles totalizator pool**

A doubles totalizator:

- (a) must not be opened to accept bets if the number of contestants in either leg of the double is less than 2; and
- (b) must be terminated if the number of contestants in each leg of the double falls below 2 at any time or if there are no finishers in each leg of the double.

### **10.3 Doubles pool dividends**

#### **10.3.1 Investment pool, jackpot pool and doubles dividend pool**

- (a) All money invested on a doubles totalizator is to be paid into an investment pool for that doubles totalizator.
- (b) For each doubles totalizator there is to be a jackpot pool into which must be paid any amounts which, under clause 10.3.7 are required to be carried forward to the jackpot pool of that doubles totalizator.
- (c) For each doubles totalizator there is to be a doubles dividend pool into which is to be paid:
  - (i) the money invested in the investment pool for the doubles totalizator under clause 10.3.1(a) (less any other amounts deducted in accordance with the definition of 'dividend pool' in clause 1.5); and
  - (ii) any amount in the jackpot pool for that doubles totalizator.

#### **10.3.2 Distribution of double dividend pool**

The double dividend pool is to be divided among the investors who select the combination comprising the first placed finishers in the 2 races of the double.

#### **10.3.3 Dead-heats**



If, as a result of a dead-heat in any race to which the double relates, investors on 2 or more combinations of finishers become entitled to a dividend:

- (a) the doubles dividend pool is to be divided into as many equal parts as there are combinations; and
- (b) a part is allotted to each combination; and
- (c) for each backed combination, the part is to be divided among the investors on the combination to which the part is allotted; and
- (d) for each unbacked combination the part is to be carried forward in accordance with clause 10.3.7(b).

#### 10.3.4 **Non-starters and substitutes**

- (a) Any money invested on a combination in a double which includes a non-starter in any race of the double must either:
  - (i) if the relevant ticket is presented to TAB before investments have ceased to be accepted on the first leg, be refunded to the investor; or
  - (ii) if the money is not so refunded be invested in accordance with subclause (b).
- (b) If a contestant selected in a bet on a double does not become a starter in a race (including a re-run race) the bet is deemed to be invested on a substitute selection as determined under subclause (c).
- (c) Where TAB receives double bets on a contestant that is a non-starter in any race in a double, the double bets made on that non-starter will be deemed to be invested on the contestant in that same race ("the substitute") which has the greatest amount of money invested on it on TAB's win totalizator pool.
- (d) The substitute will be declared by TAB when the win dividend is declared payable on the race.
- (e) Where two or more contestants have equal win investments under the rule in sub-clause (c), the contestant with the lower contestant number will be deemed to be the substitute selection for that race.
- (f) For the purposes of this clause, any determination made by TAB as to the contestant to be substituted for a contestant which is a non-starter in a race in a double will be final and conclusive.

#### 10.3.5 **First leg abandoned, postponed or out of sequence**

- (a) If a first leg is abandoned, postponed to another date, declared a no-race, run out of normal race number sequence or is a walkover (whether or not it may be re-run later in a program) the doubles

dividend pool is to be divided among the investors on the winner of the second leg.

- (b) If, as the result of a dead-heat, investors on 2 or more placed finishers become entitled to a dividend under this clause:
  - (i) the doubles dividend pool is to be divided into as many equal parts as there are finishers in the dead-heat; and
  - (ii) a part is allotted to each finisher;
  - (iii) for each backed combination, the part is to be divided among the investors on the finisher to which the part is allotted; and
  - (iv) for each unbacked combination the part is to be carried forward in accordance with clause 10.3.7(b).

#### 10.3.6 **Second leg abandoned or postponed**

- (a) If a second leg is abandoned, postponed to another date, declared a no-race, run out of normal race number sequence or is a walkover (whether or not it may be re-run later in a program) the doubles dividend pool is to be divided among the investors on the winner of the first leg.
- (b) If, as the result of a dead-heat, investors on 2 or more placed finishers become entitled to a dividend under this clause:
  - (i) the doubles dividend pool is to be divided into as many equal parts as there are finishers in the dead-heat; and
  - (ii) a part is allotted to each finisher;
  - (iii) for each backed combination, the part is to be divided among the investors on the finisher to which the part is allotted; and
  - (iv) for each unbacked combination the part is to be carried forward in accordance with clause 10.3.7(b).

#### 10.3.7 **Winning combination not backed or not backed to equivalent of unit of investment**

Notwithstanding anything else in these rules, where the total of all amounts invested in a doubles totalizator on a combination in respect of which a dividend is to be distributed among investors under this clause ("winning doubles combination") is less than a unit of investment for that doubles totalizator or if a winning doubles combination is not backed:

- (a) only the amount of the doubles dividend pool determined in accordance with the following formula will be distributed among the investors on the winning doubles combination:

$$da = di \times \frac{ai}{ui}$$

where:

*da* is the total amount of the doubles dividend pool which is to be distributed among the investors on the winning doubles combination;

*di* is the total amount which would be distributed to investors on the winning doubles combination under clause 10.3 if the total of all amounts invested in the doubles totalizator on the winning doubles combination was not less than a unit of investment for that doubles totalizator so that this clause 10.3.7 did not apply. Where the winning doubles combination is not backed, *di* excludes any amount in the jackpot pool for that doubles totalizator under clause 10.3.1(c)(ii);

*ai* is the total of all amounts (if any) invested in the doubles totalizator on the winning doubles combination; and

*ui* is the unit of investment for the doubles totalizator; and

- (b) there is to be carried forward and paid into the doubles jackpot pool for the doubles totalizator conducted on the succeeding double an amount calculated in accordance with the following formula:

$$cf = di - da$$

where:

*cf* is the amount carried forward and paid into the doubles jackpot pool for the doubles totalizator conducted on the succeeding doubles race;

*di* has the meaning given to that term in clause 10.3.7(a) and

*da* is the total amount of the doubles dividend pool which is to be distributed among the investors on the winning doubles combination as determined in accordance with clause 10.3.7(a).

## 11. QUADDIE TOTALIZATOR

### 11.1 Quaddie

TAB may, by order in writing, declare a combination of 4 races at a race meeting to be a quaddie.

## 11.2 Opening and termination of quaddie totalizator pool

A quaddie totalizator:

- (a) must not be opened to accept bets if the number of contestants in any race of the quaddie is less than 2; and
- (b) must be terminated if the number of contestants in each race of the quaddie falls below 2 at any time or if there are no finishers in each race of the quaddie.

## 11.3 Quaddie pool dividends

### 11.3.1 Investment pool, jackpot pool and quaddie dividend pool

- (a) All money invested on a quaddie totalizator is to be paid into an investment pool for that quaddie totalizator.
- (b) For each quaddie totalizator there is to be a jackpot pool into which must be paid;
  - (i) any amounts which, under clause 11.3.6, are required to be carried forward to the jackpot pool of that quaddie totalizator; and
  - (ii) the seeded jackpot amount (if any) for that quaddie totalizator.
- (c) For each quaddie totalizator there is to be a dividend pool into which is to be paid:
  - (i) money invested in the investment pool for the quaddie totalizator under clause 11.3.1(a) (less any other amounts deducted in accordance with the definition of 'dividend pool' in clause 1.5); and
  - (ii) any amount in the jackpot pool for that quaddie totalizator; and
  - (iii) the pool guarantee shortfall (if any) for that quaddie totalizator.

### 11.3.2 Distribution of quaddie dividend pool

The quaddie dividend pool is to be divided among the investors who select the combination comprising the first placed finishers in the 4 races of the quaddie.

### 11.3.3 Dead Heats

- (a) Subject to sub-clause (b), if, as a result of a dead heat in any race to which the quaddie relates, investors on 2 or more combinations of finishers become entitled to a dividend:

- (i) the quaddie dividend pool is to be divided into as many equal parts as there are combinations; and
  - (ii) a part is allotted to each combination; and
  - (iii) for each backed combination, the part is to be divided among the investors on that backed combination to which the part is allotted; and
  - (iv) for each unbacked combination the part is carried forward in accordance with clause 11.3.6.
- (b) Where as a result of a dead heat in any race to which the quaddie relates there are more than eight winning combinations, for the purpose of the calculation of dividends:
  - (i) that race and any subsequent race in that quaddie shall not be taken into account;
  - (ii) the quaddie dividend pool is to be divided into as many equal parts as there are combinations;
  - (iii) a part is allotted to each combination;
  - (iv) for each backed combination, the part is to be divided among the investors on that backed combination to which the part is allotted; and
  - (v) for each unbacked combination, the part is carried forward in accordance with clause 11.3.6.

#### 11.3.4 Non-starters and substitutes

- (a) Any money invested on a combination in a quaddie which includes a non-starter in any race of the quaddie must either:
  - (i) if the relevant ticket is presented to TAB before investments have ceased to be accepted on the first race of the quaddie, be refunded to the investor; or
  - (ii) if the money is not so refunded be invested in accordance with subclause (b).
- (b) If a contestant selected in a bet on a quaddie does not become a starter in a race (including a re-run race) the bet is deemed to be invested on a substitute selection as determined under subclause (c).
- (c) Where TAB receives quaddie bets on a contestant that is a non-starter in any race in a quaddie, the quaddie bets made on that non-starter will be deemed to be invested on the contestant in that same race ("the substitute") which has the greatest amount of money invested on it on TAB's win totalizator pool.

- (d) The substitute will be declared by TAB when the win dividend is declared payable on the race.
- (e) Where two or more contestants have equal win investments under the rule in clause 11.3.4(c) the contestant with the lower contestant number will be deemed to be the substitute selection for that race.
- (f) For the purposes of clause 11.3.4, any determination made by TAB as to the contestant to be substituted for a contestant which is a non-starter in a race in a quaddie will be final and conclusive.

**11.3.5 Races abandoned, postponed or out of sequence**

- (a) Where any race in a quaddie is abandoned, postponed until another day, declared a no-race, run out of normal race number sequence or is a walkover (whether or not it may be re-run later in a program), all selections on that race will be deemed to be first placed finishers and the quaddie dividend pool will be divided on that basis.
- (b) Where all races in the quaddie are abandoned or postponed until another day, all bets will be refunded.
- (c) The bets referred to in Rule 11.3.5(b) shall not include any amount in the quaddie jackpot pool for that quaddie totalizator, which shall be carried forward and paid into the quaddie jackpot pool for the quaddie totalizator conducted on the succeeding quaddie.

**11.3.6 Winning combination not backed or not backed to equivalent of unit of investment**

Notwithstanding anything else in these rules, where the total of all amounts invested in a quaddie totalizator on a combination in respect of which a dividend is to be distributed among investors under this clause ("winning quaddie combination") is less than a unit of investment for that quaddie totalizator or if a winning quaddie combination is not backed:

- (a) only the amount of the quaddie dividend pool determined in accordance with the following formula will be distributed among the investors on the winning quaddie combination:

$$da = di \times \frac{ai}{ui}$$

where:

*da* is the total amount of the dividend pool which is to be distributed among the investors on the winning quaddie combination;

*di* is the total amount which would be distributed to investors on the winning quaddie combination under this clause if the total of all amounts invested in the quaddie totalizator on the winning quaddie combination was not less than a unit of investment for that quaddie totalizator so that this clause

11.3.6 did not apply. Where the winning quaddie combination is not backed, *di* excludes any amount in the jackpot pool for that quaddie totalizator under clause 11.3.1(c)(ii) and excludes any pool guarantee shortfall for that quaddie totalizator under clause 11.3.1(c)(iii);

*ai* is the total of all amounts (if any) invested in the quaddie totalizator on the winning quaddie combination; and

*ui* is the unit of investment for the quaddie totalizator; and

- (b) there is to be carried forward and paid into the jackpot pool for the quaddie totalizator conducted on the succeeding quaddie race an amount calculated in accordance with the following formula:

$$cf = di - da$$

where:

*cf* is the amount carried forward and paid into the jackpot pool for the quaddie totalizator conducted on the succeeding quaddie race;

*di* has the meaning given to that term in clause 11.3.6(a); and

*da* is the total amount of the dividend pool which is to be distributed among the investors on the winning quaddie combination as determined in accordance with clause 11.3.6(a).

## **12. TREBLE TOTALIZATOR**

### **12.1 Treble**

TAB may, by order in writing, declare a combination of three races at a race meeting to be a treble.

### **12.2 Opening and termination of treble totalizator pool**

A treble totalizator:

- (a) must not be opened to accept bets if the number of contestants in any race of the treble is less than 2; and
- (b) must be terminated if the number of contestants in each race of the treble falls below 2 at any time or if there are no finishers in each race of the treble.

### **12.3 Treble pool dividends**

#### **12.3.1 Investment pool, jackpot pool and treble dividend pool**

- (a) All money invested on a treble totalizator is to be paid into an investment pool for that treble totalizator.

- (b) For each treble totalizator there is to be a jackpot pool into which must be paid;
  - (i) any amounts which, under clause 12.3.6, are required to be carried forward to the jackpot pool of that treble totalizator; and
  - (ii) the seeded jackpot amount (if any) for that treble totalizator.
- (c) For each treble totalizator there is to be a dividend pool into which is to be paid:
  - (i) money invested in the investment pool for the treble totalizator under clause 12.3.1(a) (less any other amounts deducted in accordance with the definition of 'dividend pool' in clause 1.5); and
  - (ii) any amount in the jackpot pool for that treble totalizator; and
  - (iii) the pool guarantee shortfall (if any) for that treble totalizator.

#### 12.3.2 Distribution of treble dividend pool

The treble dividend pool is to be divided among the investors who select the combination comprising the first placed finishers in the 3 races of the treble.

#### 12.3.3 Dead Heats

- (a) Subject to sub-clause (b), if, as a result of a dead heat in any race to which the treble relates, investors on 2 or more combinations of finishers become entitled to a dividend:
  - (i) the treble dividend pool is to be divided into as many equal parts as there are combinations; and
  - (ii) a part is allotted to each combination; and
  - (iii) for each backed combination, the part is to be divided among the investors on that backed combination to which the part is allotted; and
  - (iv) for each unbacked combination the part is carried forward in accordance with clause 12.3.6.
- (b) Where as a result of a dead heat in any race to which the treble relates there are more than eight winning combinations, for the purpose of the calculation of dividends:
  - (i) that race and any subsequent race in that treble shall not be taken into account;



- (ii) the treble dividend pool is to be divided into as many equal parts as there are combinations;
- (iii) a part is allotted to each combination;
- (iv) for each backed combination, the part is to be divided among the investors on that backed combination to which the part is allotted; and
- (v) for each unbacked combination, the part is carried forward in accordance with clause 12.3.6.

#### 12.3.4 Non-starters and substitutes

- (a) Any money invested on a combination in a treble which includes a non-starter in any race of the treble must either:
  - (i) if the relevant ticket is presented to TAB before investments have ceased to be accepted on the first race of the treble, be refunded to the investor; or
  - (ii) if the money is not so refunded be invested in accordance with subclause (b).
- (b) If a contestant selected in a bet on a treble does not become a starter in a race (including a re-run race) the bet is deemed to be invested on a substitute selection as determined under subclause (c).
- (c) Where TAB receives treble bets on a contestant that is a non-starter in any race in a treble, the treble bets made on that non-starter will be deemed to be invested on the contestant in that same race ("the substitute") which has the greatest amount of money invested on it on TAB's win totalizator pool.
- (d) The substitute will be declared by TAB when the win dividend is declared payable on the race.
- (e) Where two or more contestants have equal win investments under the rule in clause 12.3.4(c) the contestant with the lower contestant number will be deemed to be the substitute selection for that race.
- (f) For the purposes of clause 12.3.4, any determination made by TAB as to the contestant to be substituted for a contestant which is a non-starter in a race in a treble will be final and conclusive.

#### 12.3.5 Races abandoned, postponed or out of sequence

- (a) Where any race in a treble is abandoned, postponed until another day, declared a no-race, run out of normal race number sequence or is a walkover (whether or not it may be re-run later in a program), all selections on that race will be deemed to be first placed finishers and the treble dividend pool will be divided on that basis.

- (b) Where all races in the treble are abandoned or postponed until another day, all bets will be refunded.
- (c) The bets referred to in Rule 12.3.5(b) shall not include any amount in the treble jackpot pool for that treble totalizator, which shall be carried forward and paid into the treble jackpot pool for the treble totalizator conducted on the succeeding treble.

**12.3.6 Winning combination not backed or not backed to equivalent of unit of investment**

Notwithstanding anything else in these rules, where the total of all amounts invested in a treble totalizator on a combination in respect of which a dividend is to be distributed among investors under this clause ("winning treble combination") is less than a unit of investment for that treble totalizator or if a winning treble combination is not backed:

- (a) only the amount of the treble dividend pool determined in accordance with the following formula will be distributed among the investors on the winning treble combination:

$$da = di \times \frac{ai}{ui}$$

where:

*da* is the total amount of the dividend pool which is to be distributed among the investors on the winning treble combination;

*di* is the total amount which would be distributed to investors on the winning treble combination under this clause if the total of all amounts invested in the treble totalizator on the winning treble combination was not less than a unit of investment for that treble totalizator so that this clause 12.3.6 did not apply. Where the winning treble combination is not backed, *di* excludes any amount in the jackpot pool for that treble totalizator under clause 12.3.1(c)(ii) and excludes any pool guarantee shortfall for that treble totalizator under clause 12.3.1(c)(iii);

*ai* is the total of all amounts (if any) invested in the treble totalizator on the winning treble combination; and

*ui* is the unit of investment for the treble totalizator; and

- (b) there is to be carried forward and paid into the jackpot pool for the treble totalizator conducted on the succeeding treble race an amount calculated in accordance with the following formula:

$$cf = di - da$$

where:

*cf* is the amount carried forward and paid into the jackpot pool for the treble totalizator conducted on the succeeding treble race;

*di* has the meaning given to that term in clause 12.3.6(a); and

*da* is the total amount of the dividend pool which is to be distributed among the investors on the winning treble combination as determined in accordance with clause 12.3.6(a).

## **13. DUET TOTALIZATOR**

### **13.1 Opening and termination of duet totalizator pool**

A duet totalizator:

- (a) must not be opened to accept bets for a race if the number of contestants in the race is less than 8; and
- (b) must be terminated if the number of contestants in the race falls below 8 prior to any late scratchings or below 5 at any time or if there are no finishers in the race.

### **13.2 Duet pool dividends**

#### **13.2.1 Investment pool, jackpot pool and duet dividend pool**

- (a) All money invested on a duet totalizator is to be paid into an investment pool for that duet totalizator.
- (b) For each duet totalizator there is to be a jackpot pool into which must be paid any amounts which, under clause 13.2.2 or clause 13.2.8 are required to be carried forward to the jackpot pool of that duet totalizator.
- (c) For each duet totalizator there is to be a duet dividend pool into which is to be paid:
  - (i) the money invested in the investment pool for the duet totalizator under clause 13.2.1(a) (less any other amounts deducted in accordance with the definition of 'dividend pool' in clause 1.5); and
  - (ii) any amount in the jackpot pool for that duet totalizator.

#### **13.2.2 Distribution of duet dividend pool**

- (a) The duet dividend pool is (except to the extent otherwise provided in these rules) to be divided among the investors on the combination comprising any two of the first, second and third placed finishers in a race.

- (b) If there are 3 or more finishers in a duet race, the whole of the duet dividend pool is (except to the extent otherwise provided in these rules) to be divided into three equal parts, of which:
- (i) one part is to be divided among the investors who select the winning combination comprising the first and second placed finishers in the race;
  - (ii) one part is to be divided among the investors who select the winning combination comprising the first and third placed finishers in the race; and
  - (iii) one part is to be divided among the investors who select the winning combination comprising the second and third placed finishers in the race.
- (c) Where there are 2 finishers only in a duet race then:
- (i) the jackpot pool for that duet race is carried forward to the jackpot pool for the duet totalizator conducted on the succeeding duet race; and
  - (ii) the remainder of the duet dividend pool after carrying forward the jackpot pool in accordance with clause 13.2.2(c)(i) is to be divided among the investors who select the winning combination comprising the first and second placed finishers in the race.
- (d) Where there is one finisher only in a duet race then:
- (i) the jackpot pool for that duet race is carried forward to the jackpot pool for the duet totalizator conducted on the succeeding duet race; and
  - (ii) the remainder of the duet dividend pool after carrying forward the jackpot pool in accordance with clause 13.2.2(d)(i) is to be divided among the investors who select the winning combination comprising the first placed finisher in the race and any other starter.

### 13.2.3 **Dead-heat for first place between 2 finishers**

- (a) If 2 finishers dead-heat for first place and there is no dead-heat for third place:
- (i) the whole of the duet dividend pool is to be divided into as many equal parts as there are winning combinations of:
    - (A) the 2 finishers in the dead-heat for first place; and

- (B) one of the finishers in the dead-heat for first place and the third place finisher; and
    - (C) the other finisher in the dead-heat for first place and the third place finisher; and
  - (ii) a part is to be allotted to each winning combination; and
  - (iii) for each backed winning combination, the part is to be divided among the investors on the winning combination to which the part is allotted; and
  - (iv) for each unbacked winning combination the part is to be carried forward in accordance with clause 13.2.8(b).
- (b) If 2 finishers dead-heat for first place and 2 or more finishers dead-heat for third place:
- (i) the whole of the duet dividend pool is to be divided into as many equal parts as there are winning combinations of:
    - (A) the 2 finishers in the dead-heat for first place;
    - (B) one of the finishers in the dead-heat for first place and a finisher in the dead- heat for third place; and
    - (C) the other finisher in the dead heat for first place and a finisher in the dead- heat for third place; and
  - (ii) a part is to allotted to each winning combination; and
  - (iii) a part allotted to the winning combination referred to in 13.2.3(a)(i)(B) or 13.2.3(a)(i)(C) above is to be further divided into as many equal parts as there are individual winning combinations to which that part applies and allotted to that individual winning combination; and
  - (iv) for each backed winning combination or backed individual winning combination, the part is to be divided among the investors on the winning combination or individual winning combination to which the part is allotted; and
  - (v) for each unbacked winning combination or unbacked individual winning combination the part is

to be carried forward in accordance with clause 13.2.8(b).

#### 13.2.4 **Dead-heat for first place between 3 or more finishers**

If 3 or more finishers dead-heat for first place:

- (a) the whole of the duet dividend pool is to be divided into as many equal parts as there are winning combinations comprising 2 of those finishers in the dead-heat for first place; and
- (b) a part is to be allotted to each winning combination; and
- (c) for each backed winning combination, the part is to be divided among the investors on the winning combination to which the part is allotted; and
- (d) for each unbacked winning combination the part is to be carried forward in accordance with clause 13.2.8(b).

#### 13.2.5 **Dead-heat for second place between 2 finishers**

If 2 finishers dead-heat for second place:

- (a) the whole of the duet dividend pool is to be divided into as many equal parts as there are winning combinations of:
  - (A) the first placed finisher and a finisher in the dead-heat for second place;
  - (B) the first placed finisher and the other finisher in the dead-heat for second place; and
  - (C) the 2 finishers in the dead-heat for second place; and
- (b) a part is to be allotted to each winning combination; and
- (c) for each backed winning combination, the part is to be divided among the investors on the winning combination to which the part is allotted; and
- (d) for each unbacked winning combination the part is to be carried forward in accordance with clause 13.2.8(b).

#### 13.2.6 **Dead-heat for second place between 3 or more finishers**

- (a) If 3 or more finishers dead-heat for second place:
  - (i) two thirds of the duet dividend pool is to be divided into as many equal parts as there are winning combinations comprising the first placed finisher and a finisher in the dead-heat for second place; and

- (ii) one third of the duet dividend pool is to be divided into as many equal parts as there are winning combinations comprising any two of the finishers in the dead-heat for second place; and
- (iii) a part is to be allotted to each winning combination; and
- (iv) for each backed winning combination, the part is to be divided among the investors on the winning combination to which the part is allotted; and
- (v) for each unbacked winning combination the part is to be carried forward in accordance with clause 13.2.8(b).

#### **13.2.7 Dead-heat for third place between 2 or more finishers**

If 2 or more finishers dead-heat for third place:

- (a) the whole of the duet dividend pool is to be divided into as many equal parts as there are winning combinations of:
  - (i) the first placed finisher and the second placed finisher;
  - (ii) the first placed finisher and a finisher in the dead-heat for third place; and
  - (iii) the second placed finisher and a finisher in the dead-heat for third place; and
- (b) a part is to be allotted to each winning combination; and
- (c) a part allotted to the winning combination referred to in (a)(ii) or (a)(iii) is to be further divided into as many equal parts as there are individual winning combinations to which that part applies and allotted to that individual winning combination; and
- (d) for each backed winning combination or backed individual winning combination, the part is to be divided among the investors on the winning combination or winning individual combination to which the part is allotted; and
- (e) for each unbacked winning combination or unbacked individual winning combination the part is to be carried forward in accordance with clause 13.2.8(b).

#### **13.2.8 Winning combination not backed or not backed to equivalent of unit of investment**

Notwithstanding anything else in these rules, where the total of all amounts invested in a duet totalizator on a combination in respect of which a dividend is to be distributed among investors under this clause

(“winning duet combination”) is less than a unit of investment for that duet totalizator or if a winning duet combination is not backed:

- (a) only the amount of the duet dividend pool determined in accordance with the following formula will be distributed among the investors on the winning duet combination:

$$da = di \times \frac{ai}{ui}$$

where:

*da* is the total amount of the duet dividend pool which is to be distributed among the investors on the winning duet combination;

*di* is the total amount which would be distributed to investors on the winning duet combination under clause 13.2 if the total of all amounts invested in the duet totalizator on the winning duet combination was not less than a unit of investment for that duet totalizator so that this clause 13.2.8 did not apply. Where the winning duet combination is not backed, *di* excludes any amount in the jackpot pool for that duet totalizator under clause 13.2.1(c)(ii);

*ai* is the total of all amounts (if any) invested in the duet totalizator on the winning duet combination; and

*ui* is the unit of investment for the duet totalizator; and

- (b) there is to be carried forward and paid into the duet jackpot pool for the duet totalizator conducted on the succeeding duet race an amount calculated in accordance with the following formula:

$$cf = di - da$$

where:

*cf* is the amount carried forward and paid into the duet jackpot pool for the duet totalizator conducted on the succeeding duet race;

*di* has the meaning given to that term in clause 13.2.8(a) and

*da* is the total amount of the duet dividend pool which is to be distributed among the investors on the winning duet combination as determined in accordance with clause 13.2.8(a).

### **13.3 Deficiency in duet totalizator pool**

#### **13.3.1 Dividend where deficiency in one part of the duet totalizator pool**



- (a) If:
- (i) the duet dividend pool is divided in accordance with 13.2; and
  - (ii) in not more than one part (in this clause referred to as the “deficient part”) of the duet dividend pool there is insufficient money to enable a dividend equal to the unit of investment to be declared in respect of that part; and
  - (iii) the amount of the deficiency is greater than the amount deducted as Commission; then, there must, before any dividend is declared, be deducted:
  - (iv) from the part, other than the deficient part; or
  - (v) if there are 2 or more parts that are not deficient parts, from those parts in proportion to the amounts standing in those parts; an amount sufficient to enable a dividend equal to the unit of investment to be declared in respect of the deficient part, less the Commission.
- (b) The amount so deducted is to be added to the deficient part so that, if the Commission were also added to the deficient part, there would be produced in the deficient part an amount not greater than the amount required in that part to declare a dividend equal to the unit of investment.

**13.3.2 Dividend where deficiency in 2 or more parts of the duet totalizator pool**

- (a) If:
- (i) the duet dividend pool is divided in accordance with 13.2; and
  - (ii) in each of 2 or more parts (in this clause referred to as the “**deficient part**”) of the duet dividend pool there is insufficient money to enable dividends equal to the unit of investment to be declared in respect of those parts; and
  - (iii) the aggregate of the amounts of those deficiencies is greater than the amount deducted as Commission; then, there must, before any dividend is declared, be deducted:
  - (iv) from the part, other than the deficient parts; or
  - (v) if there are 2 or more parts that are not deficient parts, from those parts in proportion to the amounts standing in those parts, an amount equal to the

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aggregate of the amounts of the deficiencies in the deficient parts, less the Commission.

- (b) The amount so deducted is to be added to the deficient part so that, if the Commission were also added to the deficient parts, there would be produced in each of the deficient parts an amount not greater than the amount required in each of those parts to declare a dividend equal to the unit of investment.

## **14. BIG6**

### **14.1 BIG6 Totalizator**

TAB may by order in writing declare a combination of 6 races to be a BIG6.

### **14.2 Opening and termination of BIG6 totalizator pool**

A BIG6 totalizator:

- (a) Must not be opened to accept bets if the number of contestants in any race of the BIG6 is less than 2; and
- (b) Must be terminated if the number of contestants in each race of the BIG6 falls below 2 at any time or if there are no finishers in each leg of the BIG6.

### **14.3 BIG6 pool dividends**

#### **14.3.1 Investment pool, jackpot pool and BIG6 dividend pool**

- (a) All money invested on a BIG6 totalizator is to be paid into an investment pool for that BIG6 totalizator.
- (b) For each BIG6 totalizator, there is to be a jackpot pool in which must be paid:
  - (i) any amounts, which under clause 14.3.6 are required to be carried forward to the jackpot pool of that BIG6 totalizator; and
  - (ii) the seeded jackpot amount (if any) for that BIG6 totalizator.
- (c) For each BIG 6 totalizator, there is to be a dividend pool into which is to be paid
  - (i) money invested in the investment pool for the BIG6 totalizator under clause 14.3.1(a) (less any amounts deducted as Commission), subject to clause 22 is to be paid into a BIG6 dividend pool (less any other amounts deducted in accordance with the definition of 'dividend pool' in clause 1.5); and

- (ii) any amount in the jackpot pool for that BIG6 totalizator; and
- (iii) the pool guarantee shortfall (if any) for that BIG6 totalizator.

#### 14.3.2 Calculation and Distribution of BIG6 dividend pool

##### 14.3.2.1 Distribution of BIG6 dividend pool

Notwithstanding the provisions of 14.3.2.2, the following shall apply: The BIG6 dividend pool is to be divided among investors in accordance with the percentages listed below:

- (a) 90% of the amount in the dividend pool in accordance with clause 14.3.1(c)(i) plus 100% of the jackpot pool in accordance with clause 14.3.1(c)(ii) plus 100% of the pool guarantee shortfall (if any) in accordance with clause 14.3.1(c)(iii) shall be the major dividend pool;
- (b) 10% of the amount in the dividend pool in accordance with clause 14.3.1(c)(i) shall be the supplementary dividend pool.

##### 14.3.2.2 BIG6 Pool Dividend Calculations

- (a) The major dividend pool is to be divided among the investors who select a combination comprising the first placed finishers in the 6 races of the BIG6.
- (b) The supplementary dividend pool is to be divided among the investors who select a combination comprising the first placed finishers in the first 5 scheduled races of the BIG6, and a losing selection in the remaining race of the BIG6.

#### 14.3.3 Dead Heats

- (a) Where as a result of a dead heat in any race to which the BIG6 relates, investors on 2 or more combinations of first placed finishers become entitled to a major dividend:
  - (i) the major dividend pool is to be divided into as many equal parts as there are combinations; and
  - (ii) each part so determined shall be treated separately and allotted to each combination; and
  - (iii) for each backed combination, the major dividend pool part shall be divided among the investors on that backed combination to which the part is allotted; and

- (iv) each unbacked combination part is carried forward to the BIG6 jackpot pool conducted on the succeeding BIG6 and in accordance with clause 14.3.6.
- (b) Where as the result of a dead heat in any event in a BIG6, investors on two or more combinations of first placed finishers become entitled to a supplementary dividend, the supplementary dividend shall be calculated by dividing the supplementary dividend pool as described in Rule 14.3.2.1(b) equally amongst the Investors on each backed combination.

#### 14.3.4 Non starters and substitutes

- (a) Any money invested on a combination in a BIG6 which includes a non starter in any race of the BIG6 must either:
  - (i) if the relevant ticket is presented to TAB before investments have ceased to be accepted on the first race of the BIG6, be refunded to the investor; or,
  - (ii) If the money is not so refunded, be invested in accordance with subclause 14.3.4(b).
- (b) If a contestant selected in a bet on a BIG6 does not become a starter in a race (including a re-run race), the bet is deemed to be invested on a substitute selection as determined under subclause 14.3.4(c).
- (c) Where TAB receives BIG6 bets on a contestant that is a non-starter in any race in a BIG6, the BIG6 bets made on that non-starter will be deemed to be invested on the contestant in that same race (“the substitute”) which has the greatest amount of money invested on it on that same race in TAB’s BIG6 totalizator pool.
- (d) The substitute will be declared by TAB when the win dividend is declared payable on the race.
- (e) Where two or more contestants have equal BIG6 pool investments under the rule in clause 14.3.4(c), the contestant with the lower contestant number will be deemed to be the substitute selection for that race.
- (f) For the purposes of this clause 14.3.4(c), any determination made by the TAB as to the contestant to be substituted for a contestant which is a non-starter in a race in a BIG6 will be final and conclusive.

#### 14.3.5 Races abandoned, postponed or out of sequence

- (a) Where any race in a BIG6 is abandoned, postponed until another day, declared a no race, run out of normal race number sequence or is a walkover (whether or not it may be re-run later in the

program), all selections on that race will be deemed to be first placed finishers and the BIG6 dividend pool will be divided on that basis.

- (b) If three or more races in a BIG6 are abandoned or postponed until another day, all bets will be refunded.
- (c) If any events selected to form part of a BIG6 are abandoned selling must cease.
- (d) If one or two races in a BIG6 are cancelled, postponed, or abandoned, 100% of the BIG6 pool shall be available for major dividends and all selections in the affected BIG6 events shall be deemed to be winners.
- (e) If the start time of the scheduled first leg of the BIG6 is delayed or that event is run out of order, the betting close time of the BIG6 shall be the betting close time of the first BIG6 event run for that BIG6.
- (f) The bets referred to in Rule 14.3.5(b) shall not include any amount in the BIG6 jackpot pool for that BIG6 totalizator, which shall be carried forward and paid into the BIG6 jackpot pool for the BIG6 totalizator conducted on the succeeding BIG6.

**14.3.6 Winning combination not backed or not backed to equivalent of unit of investment**

Notwithstanding anything else in the rules, where the total of all amounts invested in a BIG6 totalizator on a combination in respect of which a dividend is to be distributed among investors under this clause (“winning BIG6 combination”) is less than a unit of Investment for that BIG6 totalizator or if a winning BIG6 combination is not backed:

- (a) only the amount of the BIG6 dividend pool for a major or supplementary dividend as the case may be determined in accordance with the following formula, will be distributed amongst the investors on the winning BIG6 combination for the relevant major or supplementary dividend:

$$da = di \times \frac{ai}{ui}$$

where:

*da* is the amount of the relevant BIG6 major or supplementary dividend pool which is to be distributed among the investors on the winning BIG6 combination for the major or supplementary dividend, as the case may be;

*di* is the total amount which would be distributed to Investors on the winning BIG6 combination for each Dividend level if the total of BIG6 Investments for each Dividend level in respect of which a dividend is to be paid was not less than a unit of investment. Where the winning BIG6 combination for the major or supplementary dividend as the case may be is

not backed, *di* excludes any amount in the jackpot pool for that BIG6 totalizator under clause 14.3.1(c)(ii) and excludes any pool guarantee shortfall for that BIG6 totalizator under clause 14.3.1(c)(iii);

*ai* is in respect to a major or supplementary dividend pool, as the case may be, the total of all amounts (if any) invested in the BIG6 totalizator on the winning BIG6 combination for the relevant major or supplementary dividend.

*ui* is the unit of investment for the BIG6 totalizator; and

- (b) there is to be carried forward and paid into the jackpot pool for the BIG6 totalizator conducted on the succeeding BIG6 declared by TAB under clause 14.1 an amount calculated in accordance with the following formula:

$$cf = di - da$$

where:

*cf* is the amount transferred to the BIG6 jackpot pool on the succeeding BIG6;

*di* has the same meaning as in sub-rule (a) above;

*da* has the same meaning as in sub-rule (a) above.

### **13.3.7 Application of minimum dividend**

Subsection (3) of Appendix 1, Determination of Dividend – Minimums and Fractions, does not apply in respect to dividends under these rules for BIG6 pools.

## **15. TRIO TOTALIZATOR**

### **15.1 Opening and termination of trio totalizator pool**

15.1.1 A trio totalizator:

- (a) must not be opened to accept bets for a race if the number of contestants in the race is less than 4; and
- (b) must be terminated if the number of contestants in the race falls below 4 at any time or if there are no finishers in the race.

### **15.2 Trio pool dividends**

#### **15.2.1 Investment pool, jackpot pool and trio dividend pool**

- (a) All money invested on a trio totalizator is to be paid into an investment pool for that trio totalizator.

- (b) For each trio totalizator there is to be a jackpot pool into which must be paid any amounts which, under clause 15.2.2 or clause 15.2.5 are required to be carried forward to the jackpot pool of that trio totalizator.
- (c) For each trio totalizator there is to be a trio dividend pool into which is to be paid:
  - (i) the money invested in the investment pool for the trio totalizator under clause 8.2.1(a) (less any other amounts deducted in accordance with the definition of 'dividend pool' in clause 1.5); and
  - (ii) any amount in the jackpot pool for that trio totalizator.

#### 15.2.2 Distribution of trio dividend

- (a) If there are 3 or more finishers in a trio race, the trio dividend pool is (except to the extent otherwise provided in these rules) to be divided among the investors who select the combination comprising the first 3 placed finishers in the race regardless of order.
- (b) Where there are 2 finishers only in a trio race then:
  - (i) the jackpot pool for that trio race is carried forward to the jackpot pool for the trio totalizator conducted on the succeeding trio race; and
  - (ii) the remainder of the trio dividend pool after carrying forward the jackpot pool in accordance with clause 15.2.2(b)(i) is to be divided among the investors who select a combination comprising the first 2 placed finishers in the race together with any other starter, regardless of order.
- (c) Where there is one finisher only in a trio race then:
  - (i) the jackpot pool for that trio race is carried forward to the jackpot pool for the trio totalizator conducted on the succeeding trio race; and
  - (ii) the remainder of the trio dividend pool after carrying forward the jackpot pool in accordance with clause 15.2.2(c)(i) is to be divided amongst the investors who select a combination comprising, regardless of order, the one finisher in the race together with any other starters.

#### 15.2.3 Dead-heat for second place

- (a) If 3 or more finishers dead-heat for second place:

- (i) the trio dividend pool is to be divided into as many equal parts as there are combinations comprising, regardless of order, the first placed finisher and 2 of the finishers in the dead-heat for second place; and
- (ii) a part is allotted to each combination; and
- (iii) for each backed combination, the part is to be divided among the investors on the combination to which the part is allotted; and
- (iv) for each unbacked combination the part is to be carried forward in accordance with 15.2.5(b).

#### 15.2.4 **Dead-heat for third place**

- (a) If 2 or more finishers dead-heat for third place:
  - (i) the trio dividend pool is to be divided into as many equal parts as there are combinations comprising, regardless of, the first placed finisher, the second placed finisher and one of the finishers in the dead-heat for third place; and
  - (ii) a part is allotted to each combination; and
  - (iii) for each backed combination, the part is to be divided among the investors on the combination to which the part is allotted; and
  - (iv) for each unbacked combination the part is to be carried forward in accordance with 15.2.5(b).

#### 15.2.5 **Winning combination not backed or not backed to equivalent of unit of investment**

Notwithstanding anything else in these rules, where the total of all amounts invested in a trio totalizator on a combination in respect of which a dividend is to be distributed among investors under this clause ("**winning trio combination**") is less than a unit of investment for that trio totalizator or if a winning trio combination is not backed:

- (a) only the amount of the trio dividend pool determined in accordance with the following formula will be distributed among the investors on the winning trio combination:

$$da = di \times \frac{ai}{ui}$$

where:

*da* is the total amount of the trio dividend pool which is to be distributed among the investors on the winning trio combination;



*di* is the total amount which would be distributed to investors on the winning trio combination under clause 15.2 if the total of all amounts invested in the trio totalizator on the winning trio combination was not less than a unit of investment for that trio totalizator so that this clause 15.2.5 did not apply. Where the winning trio combination is not backed, *di* excludes any amount in the jackpot pool for that trio totalizator under clause 15.2.1(c)(ii);

*ai* is the total of all amounts (if any) invested in the trio totalizator on the winning trio combination; and

*ui* is the unit of investment for the trio totalizator; and

- (b) there is to be carried forward and paid into the trio jackpot pool for the trio totalizator conducted on the succeeding trio race an amount calculated in accordance with the following formula:

$$cf = di - da$$

where:

*cf* is the amount carried forward and paid into the trio jackpot pool for the trio totalizator conducted on the succeeding trio race;

*di* has the meaning given to that term in clause 15.2.5(a) and

*da* is the total amount of the trio dividend pool which is to be distributed among the investors on the winning trio combination as determined in accordance with clause (a).

## 16. EXACT 2<sup>ND</sup> TOTALIZATOR

### 16.1 Opening and termination of exact 2nd totalizator pool

An exact 2nd totalizator:

- (a) must not be opened to accept bets for a race if the number of contestants in the race is less than 3; and
- (b) must be terminated if the number of contestants in the race falls below 3 at any time or if there are no finishers in the race.

### 16.2 Exact 2nd dividends

#### 16.2.1 Investment pool, jackpot pool and exact 2nd dividend pool

- (a) All money invested on an exact 2nd totalizator is to be paid into an investment pool for that exact 2nd totalizator.
- (b) For each exact 2nd totalizator there is to be a jackpot pool into which must be paid any amounts which, under clause 16.2.2(b)(i),

16.2.3, 16.2.4(a)(iv) or 16.2.5(a)(iv) are required to be carried forward to the jackpot pool of that exact 2nd totalizator.

- (c) For each exact 2nd totalizator there is to be an exact 2nd dividend pool into which is to be paid:
  - (i) the money invested in the investment pool for the exact 2nd totalizator under clause 16.2.1(a) (less any other amounts deducted in accordance with the definition of 'dividend pool' in clause 1.5); and
  - (ii) any amount in the jackpot pool for that exact 2nd totalizator.

#### **16.2.2 Distribution of exact 2nd dividend pool**

- (a) If there are 2 or more finishers in an exact 2nd race, the exact 2nd dividend pool is (except to the extent otherwise provided in these rules) to be divided among the investors who selected the second placed finisher in the race.
- (b) If there is 1 finisher only in an exact 2nd race:
  - (i) the jackpot pool for that exact 2nd race is carried forward to the jackpot pool for the exact 2nd totalizator conducted on the succeeding exact 2nd race; and
  - (ii) the remainder of the exact 2nd dividend pool is to be refunded to investors.

#### **16.2.3 Unbacked exact 2nd finisher**

If only 1 finisher places second in an exact 2nd race and that finisher is not backed, the exact 2nd dividend pool is carried forward to the jackpot pool for the exact 2nd totalizator conducted on the succeeding exact 2nd race.

#### **16.2.4 Dead-heat for second place**

- (a) If 2 or more finishers dead-heat for second place:
  - (i) the exact 2nd dividend pool is to be divided into as many equal parts as there are finishers in the dead-heat for second place; and
  - (ii) a part is allotted to each finisher; and
  - (iii) for each backed finisher, the part is to be divided among the investors on the finisher to which the part is allotted; and
  - (iv) for each unbacked finisher, the part is to be carried forward to the jackpot pool for the exact 2nd

totalizator conducted on the succeeding exact 2nd race.

#### 16.2.5 Dead-heat for first place

- (a) If 2 or more finishers dead-heat for first place:
  - (i) the exact 2nd dividend pool is to be divided into as many equal parts as there are finishers in the dead-heat for first place; and
  - (ii) a part is allotted to each finisher; and
  - (iii) for each backed finisher, the part is to be divided among the investors on the finisher to which the part is allotted; and
  - (iv) for each unbacked finisher, the part is to be carried forward to the jackpot pool for the exact 2nd totalizator conducted on the succeeding exact 2nd race.

### 17. ODDS & EVENS TOTALIZATOR

#### 17.1 Opening and closing of an odds & evens totalizator

An odds & evens totalizator:

- (a) must not be opened to accept bets for a race unless there are at least 2 contestants with odd contestant numbers and at least 2 contestants with even contestant numbers; and
- (b) must be terminated if there are no longer 2 contestants with odd contestant numbers and 2 contestants with even contestant numbers.

#### 17.2 Odds & evens pool dividends

##### 17.2.1 Investment pool, jackpot pool and odds & evens dividend pool

- (a) All money invested on an odds & evens totalizator is to be paid into an investment pool for that odds & evens totalizator
- (b) For each odds & evens totalizator there is to be a jackpot pool into which must be paid any amounts which, under clause 17.2.2(b)(i), 17.2.3, clause 17.2.5(d) or clause 17.2.6(d) are required to be carried forward to the jackpot pool of that odds & evens totalizator.
- (c) For each odds & evens totalizator there is to be an odds & evens dividend pool into which is to be paid:
  - (i) the money invested in the investment pool for the odds & evens totalizator under clause 17.2.1(a)

(less any other amounts deducted in accordance with the definition of 'dividend pool' in clause 1.5); and

- (ii) any amount in the jackpot pool for that odds & evens totalizator.

#### 17.2.2 Distribution of odds & evens dividend pool

- (a) If there are 2 or more finishers in an odds & evens race, the odds & evens dividend pool is (except to the extent otherwise provided in these rules) to be divided among the investors who correctly select the contingency that the contestant numbers of the first two place getters in the race:
  - (i) Are both odd numbers ("**odds contingency**");
  - (ii) Are both even numbers ("**evens contingency**"); or
  - (iii) Are an even number and an odd number ("**split contingency**"),  
  
(each, an "**odds & evens contingency**").
- (b) If there is only 1 finisher in an odds & evens race:
  - (i) the jackpot pool for that odds & evens race is carried forward to the jackpot pool for the odds & evens totalizator conducted on the succeeding odds & evens race; and
  - (ii) the remainder of odds & evens dividend pool is to be refunded to investors.

#### 17.2.3 Unbacked winning odds & evens contingency

If there is only 1 winning odds & evens contingency and that contingency is not backed, the odds and evens dividend pool is carried forward to the jackpot pool for the odds and evens totalizator conducted on the succeeding odds and evens race.

#### 17.2.4 Dead-heat for first place between 2 finishers

If 2 finishers dead-heat for first place, the dividend pool is to be divided among investors who selected the winning odds & evens contingency of those 2 finishers.

#### 17.2.5 Dead-heat for first place between 3 or more finishers

If 3 or more finishers dead-heat for first place:

- (a) the dividend pool is to be divided into as many parts as there are winning odds & evens contingencies (having regard to the finishers that finished in the dead-heat); and

- (b) a part is allotted to each winning odds & evens contingency; and
- (c) for each backed winning odds & evens contingency, the part is to be divided among the investors on the combination to which the part is allotted; and
- (d) for each unbacked winning odds & evens contingency, the part is to be carried forward to the jackpot pool for the odds & evens totalizator conducted on the succeeding odds & evens race.

#### 17.2.6 Dead-heat for second place between 2 or more finishers

Provided there is no dead-heat for first place, if 2 or more finishers dead-heat for second place:

- (a) the dividend pool is to be divided into as many parts as there are winning odds & evens contingencies (having regard to both the winner of the race and the finishers that finished in the dead-heat); and
- (b) a part is allotted to each winning odds & evens contingency; and
- (c) for each backed winning odds & evens contingency, the part is to be divided among the investors on the combination to which the part is allotted; and
- (d) for each unbacked winning odds & evens contingency, the part is to be carried forward to the jackpot pool for the odds & evens totalizator conducted on the succeeding odds & evens race.

## 18. MERGED POOL

### 18.1 Merged Pool

TAB may, by order or in writing, declare a merged pool, combining totalizators on the same races, or combinations of races.

For the purposes of these rules, the merged pool is to be applied to:

- Trio merged with trifecta
- Quinella merged with odds & evens

### 18.2 Opening and termination of merged pools

- (a) A merged pool totalizator must not be opened if the number of contestants for the race is less than the minimum required for any of the totalizators included in the merged pool; and must be terminated if the number of contestants in the race falls below the minimum required for all of the totalizators included in the merged pool at any time or, if there are not enough finishers in the race, for all of the totalizators included in the merged pool.

- (b) If any of the totalizators included in the merged pool are terminated as a result of clause (a), that investment pool shall be removed from the merged pool.
- (c) If all but one of the totalizators in the merged pool is removed, the remaining totalizator shall operate stand-alone according to the totalizator rules for that totalizator and the merged pool shall no longer operate.
- (d) In the event that, for reasons beyond the reasonable control of the TAB, the software used to process the merged pool is unavailable, TAB will de-merge the merged pool and calculate dividends for each totalizator previously in the merged pool as a standalone pool.

### 18.3 Merged pool dividends

#### 18.3.1 Investment pool, jackpot pool and merged dividend pool

- (a) All money invested on a merged pool is to be paid into an investment pool for that merged pool.
- (b) For each merged pool there is to be a merged dividend pool into which is to be paid:
  - (i) money invested in the investment pool for the merged pool under clause 18.3.1 (less any other amounts deducted in accordance with the definition of 'dividend pool' in clause 1.5); and,
  - (ii) the pool guarantee shortfall (if any) for that merged pool totalizator.

#### 18.3.2 Distribution of merged dividend pool

- (a) If there are enough finishers in a merged pool, the merged dividend pool is (except to the extent otherwise provided in these rules) to be divided among the dividend pools for each totalizator within the merged pool in proportion to each totalizator's net investment on the combination(s) comprising the winning combination for the totalizator with the lowest number of potential outcomes ("**winning merged pool combination**").
- (b) In the event that there is no investment in the winning merged pool combination in any of the totalizators included in the merged pool, the merged pool will be distributed to the jackpot pools for each totalizator in proportion to the total investment in the merged pool which is attributable to that totalizator.

#### 18.3.3 Multiple merged pool winning combinations

In the event there are multiple winning merged pool combinations, due to reduced finishers, dead heats, or for any other reason:

- (a) the merged dividend pool is to be divided into as many equal parts as there are combinations in respect of which a dividend is to be distributed under clause 18.3.2; and
- (b) each part is divided across each totalizator within the merged pool based on the winning investment on the winning merged pool combination for each totalizator, and
- (c) for each backed combination, the part is to be divided among the investors on that backed combination to which the part is allotted; and
  - (i) for each unbacked combination of the anchor totalizator the part is to be carried forward in accordance with clause 9.3.4(a) or 18.3.5(b) and:
  - (ii) for each unbacked combination of the other totalizators in the merged pool, the part is incorporated into the parts for the backed totalizators in the merged pool.

#### 18.3.4 Distribution of individual totalizator dividend pool

The individual totalizator dividend pool is distributed according to the relevant totalizator rules for that totalizator. For each individual totalizator dividend pool there is to be a jackpot pool into which must be paid:

- (i) any amounts which, under the relevant totalizator rules, are required to be carried forward to the jackpot pool of that totalizator; and
- (ii) the seeded jackpot amount (if any) for that totalizator.

#### 18.3.5 Winning combination not backed or not backed to equivalent of unit of investment

Notwithstanding anything else in these rules, where the total of all amounts invested for one or more totalizator within a merged pool on the winning merged pool combination is less than a unit of investment for that totalizator in a merged pool or if a winning merged pool combination is not backed:

- (a) only the amount of the individual dividend pool for that totalizator determined in accordance with the following formula will be distributed among the investors on the winning combination for that totalizator:

$$da = di \times \frac{ai}{ui}$$

where:

*da* is the total amount of the individual dividend pool for that totalizator which is to be distributed among the investors on the winning combination for that totalizator;

*di* is the total amount which would be distributed to investors on the winning combination for that totalizator under clause 18.3.5 if the total of all amounts invested in the individual totalizator on the winning combination for that totalizator was not less than a unit of investment for that individual totalizator so that this clause 18.3.5 did not apply. Where the winning combination for that totalizator is not backed, *di* excludes any amount in the jackpot pool for that individual totalizator under clause 18.3.4(i) and excludes any pool guarantee shortfall for that individual totalizator under clause 18.3.1(b)(ii);

*ai* is the total of all amounts (if any) invested in the individual totalizator on the winning combination for that totalizator; and

*ui* is the unit of investment for the individual totalizator; and

- (b) there is to be carried forward and paid into the jackpot pool for the individual totalizator conducted on the succeeding race an amount calculated in accordance with the following formula:

$$cf = di - da$$

where:

*cf* is the amount carried forward and paid into the jackpot pool for the individual totalizator conducted on the succeeding individual totalizator race;

*di* has the meaning given to that term in clause 18.3.5(a); and

*da* is the total amount of the individual totalizator dividend pool which is to be distributed among the investors on the winning combination for that totalizator as determined in accordance with clause 18.3.5(a).

## **19. PARLAY BETTING**

### **19.1 Establishment of parlay betting records**

On the request of a person, TAB, or on-course totalizator, may establish a parlay betting record to enable the person to make parlay cash bets, telephone bets or device bets.

### **19.2 Races to which parlay bets relate**

19.2.1 A parlay bet may be made in respect of:



- (a) races on which a win and place totalizator or quinella totalizator is operating; or
- (b) any other race totalizators as determined by TAB from time to time.

19.2.2 At the time of placing a parlay investment, the investor will determine the formula number that is to be applied to that bet, which must be a whole number, not less than 1 and not greater than the total number of races in the bet.

19.2.3 The maximum number of races in respect of which any one parlay bet may be made is to be as determined by TAB, or racing club conducting an on-course totalizator as applicable.

19.2.4 TAB, or racing club (as applicable) may limit the races in respect of which any one parlay bet may be made to races at the same race meeting or in any other manner as they may determine.

### 19.3 Dividends and refunds on parlay bets

19.3.1 Money to the credit of a parlay betting record must be transmitted to the win and place totalizator, or quinella totalizator (or other class of totalizator on which the bet is required) for the next race to which the parlay bet relates.

19.3.2 Any dividend or refund for a parlay bet must be collected by TAB, or racing club, and credited to the parlay betting record for the bet.

19.3.3 After a dividend is paid in accordance with these rules on the second or any subsequent race or event to which a parlay bet relates, the amount to be credited to the parlay betting record for the bet is to be calculated as follows:

$$A = \frac{C \times D}{U}$$

where:

“A” represents the amount to be credited;

“C” represents the amount credited to the parlay betting record in respect of the previous race to which the parlay bet relates;

“D” represents the dividend declared for the minimum unit of investment in respect of the second or subsequent race;

“U” represents the minimum bet for that race.

19.3.4 In calculating the amount to be credited pursuant to clause 19.3.3 to a parlay betting record:

- (a) fractions of cents will be disregarded; and

- (b) minimum dividend provisions apply to the calculation of the amount to be credited in the same way as they apply to the calculated amount referred to in those provisions.

19.3.5 The balance standing to the credit of a parlay betting record after the last race to which the parlay bet relates:

- (a) in the case of a parlay cash betting record, must be paid to the person concerned as if the bet were a cash bet; or
- (b) in the case of a parlay telephone or device betting record, must be paid into the betting account of the person concerned.

19.3.6 Any money that is paid as a dividend or refund in accordance with the Act, and that remains unallocated after the calculation of the amounts payable under this clause 19.3, is to be allocated in accordance with Part 6 of the Act.

#### **19.4 Races postponed or run out of sequence**

In the event that a race to which a parlay bet relates is postponed or is run out of the sequence, TAB, or racing club conducting an on-course totalizator, must treat the race for the purposes of the parlay bet as an abandoned race.

### **20. WAGERING ON USA RACING EVENTS**

#### **20.1 Application**

20.1.1 This clause applies to totalizators conducted by TAB on events scheduled to be held at a race meeting on any racecourse in the United States of America (“a USA racing event”) and does not apply to any totalizator conducted by TAB on any other event.

20.1.2 In relation to any totalizator conducted by TAB on a USA racing event, this clause prevails over any other provision of these rules to the extent of any inconsistency.

#### **20.2 Definitions for USA racing events**

In this clause:

“**coupled entry**” means a single wagering interest involving 2 or more contestants entered in the same USA racing event and joined for TAB totalizator betting purposes either:

- (a) because of common ties as to ownership or training; or
- (b) as a field entry in circumstances where TAB has not exercised its discretion under clause 20.3.3 to ignore field entries,

so that a wager on 1 contestant joined in a coupled entry is a wager on all contestants joined in the same coupled entry on the basis set out in these rules;

**“field entry”** means two or more horses coupled for the purposes of USA totalizator betting on a USA racing event as a result of the number of contestants (counting for this purpose horses in a coupled entry as a result of common ties as to ownership or training as a single contestant) exceeding the stated capacity of the relevant USA totalizator;

**“official USA order of finish”** means that when satisfied that the order of finish is correct, that all timely objections have been addressed, and that the race has been properly run in accordance with the rules and regulations of the applicable authority, the stewards will order that the official USA order of finish be confirmed and the official sign posted for the race;

**“single wagering interest”** means any one contestant in a race, or two or more contestants bracketed as a single TAB totalizator number as for a coupled entry;

**“timely objections”** means a claim of interference or other foul by a jockey, driver, trainer or owner of a horse who has reasonable grounds to believe that his or her horse was interfered with or impeded or otherwise hindered during the running of the race, or that any riding or driving rule was violated by any other jockey, driver or horse during the running of the race. Such objections must be made immediately with the clerk of scales, the stewards or their delegate before official USA order of finish has been declared. The stewards may thereupon hold an inquiry into the running of the race.

### **20.3 Declaration of placings**

- 20.3.1 In this clause a reference to the first, second, third, fourth, fifth or sixth placed finisher in a race is a reference to the contestant declared by stewards in the official USA order of finish to be the first, second, third, fourth, fifth or sixth placed finisher in the race except as provided for in a race where field entries apply.
- 20.3.2 If more than one contestant in a coupled entry is placed or dead- heats in a USA racing event, only the highest placed finisher of the contestants in that coupled entry will be counted as a placing for the purposes of TAB totalizator betting and the other contestants in that coupled entry will be disregarded for the purposes of determining other placings in that USA racing event.
- 20.3.3 TAB at its discretion may ignore field entries and treat each contestant in field entries as a separate TAB totalizator betting contingency.
- 20.3.4 Except where field entries are required, the decision of the stewards as to the official USA order of finish is final for TAB betting purposes. Where field entries apply, TAB may subject to clause 20.3.2, declare dividends based on the actual finishing order across the line.
- 20.3.5 No rulings of the stewards or controlling body regarding the order of finish or any award of prize money after the result of

the race has been declared official will affect TAB totalizator payout.

- 20.3.6 The scratching or withdrawal of one or more contestants from a coupled entry will have no effect on any wagers made on a coupled entry provided that at least one contestant in the coupled entry is declared a starter in the race.

## **20.4 Bracketed contestants**

- 20.4.1 This clause applies to win and place, quinella, exacta, trio, trifecta, exact 2nd and doubles totalizators conducted on USA racing events.
- 20.4.2 If there are contestants in a coupled entry in a USA racing event, TAB may create a sufficient number of brackets to cause each of the couplings to constitute a single totalizator number.
- 20.4.3 For the purpose of apportionment of dividends, a placegetter identified on the totalizator by a bracket number as a result of a coupled entry, is to be treated as a single wagering interest.
- 20.4.4 In a USA racing event to which clause 20.4.2 applies, where two or more finishers in the coupled entry are placed or dead-heat, they are to be treated as a single finisher and only the highest placed finisher of the contestants in that coupled entry is to be counted for the purposes of TAB totalizator betting and the other contestants in that coupled entry will be disregarded for the purposes of determining other placings in that USA Racing Event.

## **21. FOOTYTAB**

### **21.1 Commission deduction**

Money invested on a totalizator conducted by TAB on one or more declared betting events will be subject to a Commission deduction and to the deduction of other amounts deducted in accordance with the definition of 'dividend pool' in clause 1.5. The commission for a footyTAB totalizator is subject to clause 22.

### **21.2 Definitions for footyTAB**

In this clause 21,

**“away team”** means the team that appears last in the match description published by the controlling body (e.g. home team vs. away team);

**“Double and Xtra Double”** consists of a schedule of two matches in which fifteen possible margins between the number of points scored by the two teams in each match are offered;

**“final score”** means the number of points scored by each team at the conclusion of normal time for a match, and will not take into account any extra time played to negate a draw;

**“forfeit”** means the term applied to an individual or team failing to either compete in or complete the contest;

**“game”** means a match, or a schedule of matches nominated by TAB for the purpose of investments and which is known as either “Pick The Winners”, “Pick the Margins”, “Pick The Score”, “Double”, “Xtra Double”, “Half/Full Double”, “Half/Full Xtra Double”, “Quad”, “Quarter Quad”, “Tip 8”, “Tip 7” or “Win”;

**“Half/Full Double and Half/Full Xtra Double”** consist of a schedule of two halves of a match in which fifteen possible margins between the number of points scored by the two teams are offered for each of the halves of that match;

**“home team”** means the team that appears first in the match description published by the controlling body (e.g. home team vs. away team);

**“leading team”** means the team that has a progressive score in excess of the opposing team;

**“losing team”** means in respect of Pick The Score, the team acquiring the lower number of points scored in each match;

**“match”** means a contest between two sporting teams where one is designated the home team and the other the away team;

**“Pick the Margins”** consists of a schedule of matches in which five possible margins between the number of points scored by the two teams in normal time in each match are offered;

**“Pick The Score”** consists of a match in which final score options are offered;

**“Pick The Winners”** consists of a schedule of matches in which one team in each match is allotted a points start;

**“points”** will also mean goals where the word “goals” is used to describe the scoring in any particular sport;

**“points start”** means the number to be added to the team’s final score for the purposes of assessing the winning team;

**“Quad”** consists of a schedule of four matches in which fifteen possible margins between the number of points scored by the two teams in each match are offered;

**“Quarter Quad”** consists of a schedule of four quarters of a match in which fifteen possible margins between the number of points scored by the two teams are offered for each of the quarters of that match;

**“score range”** means a defined range of points as shown in Appendix 3 from which the investor may make a selection for Pick the Margins, Win, Double,

Xtra Double, Half/Full Double, Half/Full Xtra Double, Quad and Quarter Quad games;

“**Tip 7**” consists of a schedule of seven matches in which a home team and away team selection in each match is offered;

“**Tip 8**” consists of a schedule of eight matches in which a home team and away team selection in each match is offered;

“**Win**” consists of a match in which ten possible margins between the number of points scored by the two teams for the match are offered;

“**winning margin**” means the difference between the progressive scores of the two teams in a match at quarter time, half time, three quarter time, or the final score, as the case may be;

“**winning team**” - means:

- (a) in respect of Pick The Winners, the team acquiring the higher number of points after the addition of the points start to the number of points scored in each match; or
- (b) in respect of Pick the Margins, the team, or teams in the case of a drawn result, with the winning margin in each match; or
- (c) in respect of Pick The Score, the team acquiring the higher number of points scored in each match; or
- (d) in respect of Win, Double, Xtra Double and Quad the team, or teams in the case of a drawn result, with the winning margin in each match; or
- (e) in respect of Half/Full Double and Half/Full Xtra Double, the team, or teams in the case of a drawn result, with the winning margin at half time in the match and the winning margin at the conclusion of the match; or
- (f) in respect of Quarter Quad, the team, or teams in the case of a drawn result, with the winning margin at each respective quarter of the match and the winning margin at the conclusion of the match; or
- (g) in respect of Tip 7 or Tip 8, the team, or teams in the case of a drawn result, which is declared to be the winner of the match.

### **21.3 Games, investments, refunds and results**

21.3.1 The object of the game is to select the winning teams in each of the matches which are included in that game or in the case of Pick the Score, to select the final score for the home team and away team respectively.

21.3.2 To invest on the game, the investor is required to forecast the result of each of the matches in that game, marking each forecast on an entry form so that the minimum number of forecasts made by an investor corresponds with the number of

matches in the game or in the case of "Pick the Score", a minimum of one final score.

- 21.3.3 TAB may include in any game the matches it considers appropriate.
- 21.3.4 TAB may appoint any persons it deems necessary to assess the points start and winning margins to be allotted for the purpose of the games.
- 21.3.5 (a) Where a match in a Pick the Winners, Pick the Margins or Pick The Score is abandoned or postponed to another date, the result of the game will be declared and the dividend calculated on those matches completed; provided however that if a match is subsequently completed prior to midnight on the date on which the last match for that round was originally scheduled, then the result of the game may be declared on that day.
- (b) A Pick the Winners, Pick the Margins or Pick The Score game will be terminated and refunds will be made to all investors where:
- (i) all the matches in the game are abandoned or postponed to another date; or
  - (ii) in respect of Pick the Winners or Pick the Margins, less than three matches in the game are completed prior to midnight on the date on which the last match for that round was originally scheduled.
- 21.3.6 Where any match in a Quad, Tip 8 or Tip 7 game is cancelled, postponed or abandoned, regardless of whether the match is replayed, all selections on that match shall be deemed to be selections on the winning team, and the Quad, Tip 8 or Tip 7 pools shall be divided in accordance with clauses 21.3.25, 21.3.27 and 21.3.28 respectively.
- 21.3.7 Where all matches in a Quad, Tip 8 or Tip 7 game are cancelled, postponed or abandoned, regardless of whether the matches are re-played, all investments on the game shall be refunded. However, the investments refunded will not include any money carried from a previous Quad, Tip 8 or Tip 7 game and any such money shall be added to and form part of a subsequent Quad, Tip 8 or Tip 7 game pool.
- 21.3.8 Where the first match in a Double or Xtra Double game is cancelled, postponed or abandoned, regardless of whether the match is re-played, a dividend shall be determined on the result of the second match in the game whereby the dividend pool will be divided among investors in the following order of priority:
- (a) investors selecting any selection in the first match of that game and the winning team in the second match of that game;

- (b) investors selecting any selection in the first match of that game and the team which is declared the winner together with the score range or ranges nearest to the winning team in the second match of that game.

21.3.9 Where the second match in a Double or Xtra Double game is cancelled, postponed or abandoned, regardless of whether the match is replayed, a dividend shall be determined on the result of the first match in the game whereby the dividend pool will be divided among investors in the following order of priority:

- (a) investors selecting any selection in the second match of that game and the winning team in the first match of that game;
- (b) investors selecting any selection in the second match of that game and the team which is declared the winner together with the score range or ranges nearest to the winning team in the first match of that game.

21.3.10 Where both matches of a Double or Xtra Double game are cancelled, postponed or abandoned, regardless of whether any match is replayed, all investments on that Double or Xtra Double game shall be refunded to the investors.

21.3.11 Where the match of a Win game is cancelled, postponed or abandoned, regardless of whether the match is replayed, all investments on that Win game shall be refunded to the investors.

21.3.12 Where the match of a Quarter Quad, Half/Full Double or Half/Full Xtra Double game is cancelled, postponed or abandoned, regardless of whether the match is replayed, all investments on that Quarter Quad, Half/Full Double or Half/Full Xtra Double game shall be refunded to the investors.

21.3.13 In the event of one of the teams in a match forfeiting the match, the opposing team will be deemed the winning team encompassing all of the winning margins offered for that team. In the case of "Pick the Score" investors will be eligible for a refund in accordance with these rules.

21.3.14 Subject to this clause 16, the relevant dividend pool for the game is to be divided among those investors selecting the winning team in all matches, halves or quarters in the game, as the case may be, or in the case of "Pick the Score", the final scores for both the home team and the away team.

21.3.15 For the purposes of clause 16, a draw is not a score range for the purpose of conducting countbacks for Double, Xtra Double, Half/Full Double, Half/Full Xtra Double, Quad and Quarter Quad.

21.3.16 Where, as the result of a draw in the match in a Win game, investors on two selections become entitled to a dividend:



- (a) the dividend pool shall be divided into two equal parts; and
- (b) each part will be treated separately; and
- (c) dividends shall be calculated by dividing each part amongst the investors on each backed selection.

21.3.17 Where, in a match a draw occurs, both competitors shall be deemed as winners for the purposes of determining which selections are the winning team. Subject to clause 21.3.18, where as a result of a draw in any match in a Tip 8 or Tip 7 game investors on two or more combinations become entitled to a dividend:

- (a) the dividend pool shall be divided into as many equal parts as there are backed combinations; and
- (b) each part will be treated separately; and
- (c) dividends shall be calculated by dividing each part amongst the investors on each backed combination.

21.3.18 Where draws occur in more than four matches, resulting in there being more than sixteen potential winning combinations in a Tip 8 or Tip 7 game, for the purpose of declaration of dividends the dividend pool shall be divided equally amongst the investors on each backed combination.

21.3.19 In the event no investor selects the winning team in all matches in "Pick the Winners", the dividend pool will be divided among investors who select the winning team in the most number of matches in the game.

21.3.20 In the event no investor selects the winning team in all matches in "Pick the Margins", the relevant dividend pool will continue to carry forward to the next round of betting until:

- (a) the dividend pool can be divided among those investors selecting the winning team in all matches in the game; or
- (b) TAB determines a schedule of matches to be the last of the season whereby payout may be divided among those investors selecting the most number of winning matches in the game.

21.3.21 In the event no investor selects the final score, not being a drawn match, in respect of Pick the Score, the dividend pool will be divided among investors in the following order of priority:

- (a) Investors selecting the winning team's score and the losing team's score plus or minus one point.
- (b) Investors selecting the winning team's score plus or minus one point and the losing team's score.

- (c) Investors selecting the winning team's score plus or minus one point and the losing team's score plus or minus one point.
- (d) Investors selecting the winning team's score and the losing team's score plus or minus two points.
- (e) Investors selecting the winning team's score plus or minus two points and the losing team's score.
- (f) Investors selecting the winning team's score plus or minus one point and the losing team's score plus or minus two points.
- (g) Investors selecting the winning team's score plus or minus two points and the losing team's score plus or minus one point.
- (h) Investors selecting the winning team's score plus or minus two points and the losing team's score plus or minus two points.
- (i) Investors selecting the winning team's score and the losing team's score plus or minus three points.
- (j) Investors selecting the winning team's score plus or minus three points and the losing team's score.
- (k) Investors selecting the winning team's score plus or minus one point and the losing team's score plus or minus three points.
- (l) Investors selecting the winning team's score plus or minus two points and the losing team's score plus or minus three points.
- (m) Investors selecting the winning team's score plus or minus three points and the losing team's score plus or minus one point.
- (n) Investors selecting the winning team's score plus or minus three points and the losing team's score plus or minus two points.
- (o) Investors selecting the winning team's score plus or minus three points and the losing team's score plus or minus three points.
- (p) Investors selecting the winning team's score and any score for the losing team.
- (q) Investors selecting any score for the winning team and the losing team's score.
- (r) Investors selecting any score for either team.

21.3.22 In the event no investor selects the final score of a drawn match in respect of Pick the Score, the dividend pool will be divided among investors in the following order of priority:

- (a) Investors selecting a drawn result being the home team's score plus or minus one point and the away team's score plus or minus one point.

- (b) Investors selecting a drawn result being the home team's score plus or minus two points and the away team's score plus or minus two points.
- (c) Investors selecting a drawn result being the home team's score plus or minus three points and the away team's score plus or minus three points.
- (d) Investors selecting the home team's score and the away team's score plus or minus one point.
- (e) Investors selecting the home team's score plus or minus one point and the away team's score.
- (f) Investors selecting the home team's score plus or minus one point and the away team's score plus or minus one point, not being a drawn result selection.
- (g) Investors selecting the home team's score and the away team's score plus or minus two points.
- (h) Investors selecting the home team's score plus or minus two points and the away team's score.
- (i) Investors selecting the home team's score plus or minus one point and the away team's score plus or minus two points.
- (j) Investors selecting the home team's score plus or minus two points and the away team's score plus or minus one point.
- (k) Investors selecting the home team's score plus or minus two points and the away team's score plus or minus two points, not being a drawn result selection.
- (l) Investors selecting the home team's score and the away team's score plus or minus three points.
- (m) Investors selecting the home team's score plus or minus three points and the away team's score.
- (n) Investors selecting the home team's score plus or minus one point and the away team's score plus or minus three points.
- (o) Investors selecting the home team's score plus or minus two points and the away team's score plus or minus three points.
- (p) Investors selecting the home team's score plus or minus three points and the away team's score plus or minus one point.
- (q) Investors selecting the home team's score plus or minus three points and the away team's score plus or minus two points.

- (r) Investors selecting the home team's score plus or minus three points and the away team's score plus or minus three points, not being a drawn result selection.
- (s) Investors selecting the home team's score and any score for the away team.
- (t) Investors selecting any score for the home team and the away team's score.
- (u) Investors selecting any score for either team.

21.3.23 Subsection (3) of the minimum dividend provisions set out in Appendix 1 does not apply in respect to dividends under these rules for declared betting events.

21.3.24 In the event no investor selects the winner in a Win game, the dividend pool will be refunded to investors.

21.3.25 In the event no investor selects the winning team in all matches in a Quad game, the dividend pool will carry forward to the next round of betting until:

- (a) the dividend pool can be divided among those investors selecting the winning team in all matches in the game; or
- (b) TAB determines the dividend pool shall not carry forward to the next round of betting whereby the dividend pool will be divided among investors in the following order of priority:
  - (i) investors selecting the winning teams in any three matches in the game and the team which is declared the winner of the other match in the game irrespective of score range;
  - (ii) investors selecting the winning teams in any two matches in the game and the teams which are declared the winners of the other two matches in the game irrespective of score range;
  - (iii) investors selecting the winning team in any match of the game and the teams which are declared the winners of the other three matches in the game irrespective of score range;
  - (iv) investors selecting the teams which are declared the winners in each of the four matches in the game, irrespective of score range;

and if none of these alternative combinations has been selected, the dividend pool shall be refunded to the investors.

21.3.26 In the event no investor selects the winning team in all four quarters of a Quarter Quad game, the dividend pool will carry forward to the next round of betting until:

- (a) the dividend pool can be divided among those investors selecting the winning team in all four quarters of the match in a game; or
- (b) TAB determines the dividend pool shall not carry forward to the next round of betting whereby the dividend pool will be divided among investors in the following order of priority:
  - (i) investors selecting the winning team at the end of each of the first three quarters of the match, and the team that is declared the winner at the end of the fourth quarter in the match, irrespective of score range;
  - (ii) investors selecting the winning team at the end of each of the first three quarters of the match, and any selection in the fourth quarter in the match;
  - (iii) investors selecting the winning team at the end of each of the first two quarters of the match, the team that is leading at the end of the third quarter of the match, irrespective of score range, and the team that is declared the winner at the end of the fourth quarter in the match, irrespective of score range;
  - (iv) investors selecting the winning team at the end of the first quarter of the match, the teams that are leading at the end of the second and third quarters of the match, irrespective of score range, and the team that is declared the winner at the end of the fourth quarter in the match, irrespective of score range;

and if none of these alternative combinations has been selected, the dividend pool shall be refunded to the investors.

21.3.27 In the event no investor selects the winning team in all matches in a Tip 8 game, the dividend pool will carry forward to the next round of betting until:

- (a) the dividend pool can be divided among those investors selecting the winning team in all matches in the game; or
- (b) TAB determines the dividend pool shall not carry forward to the next round of betting whereby the dividend pool will be divided among investors in the following order of priority:
  - (i) investors selecting the winning team in any seven matches;

- (ii) investors selecting the winning team in any six matches;
- (iii) investors selecting the winning team in any five matches;
- (iv) investors selecting the winning team in any four matches;
- (v) investors selecting the winning team in any three matches;
- (vi) investors selecting the winning team in any two matches;
- (vii) investors selecting the winning team in any match;

and if none of these alternative combinations has been selected, the dividend pool shall be refunded to the investors. Any previously carried forward jackpot will carry forward to the next round of betting.

21.3.28 In the event no investor selects the winning team in all matches in a Tip 7 game, the dividend pool will carry forward to the next round of betting until:

- (a) the dividend pool can be divided among those investors selecting the winning team in all matches in the game; or
- (b) TAB determines the dividend pool shall not carry forward to the next round of betting whereby the dividend pool will be divided among investors in the following order of priority:
  - (i) investors selecting the winning team in any six matches;
  - (ii) investors selecting the winning team in any five matches;
  - (iii) investors selecting the winning team in any four matches;
  - (iv) investors selecting the winning team in any three matches;
  - (v) investors selecting the winning team in any two matches;
  - (vi) investors selecting the winning team in any match;

and if none of these alternative combinations has been selected, the dividend pool shall be refunded to the investors. Any previously carried forward jackpot will carry forward to the next round of betting.

21.3.29 In the event no investor selects the winning team in all matches in a Double or Xtra Double game, the dividend pool will carry forward to the next round of betting until:

- (a) the dividend pool can be divided among those investors selecting the winning team in all matches in the game; or
- (b) TAB determines the dividend pool shall not carry forward to the next round of betting whereby the dividend pool will be divided among investors in the following order of priority:
  - (i) investors selecting the team which is declared the winner and the score range or ranges closest to the winning team in the match that TAB specifies to be the first match of the game, and the winning team in the match that TAB specifies to be the second match of the game;
  - (ii) investors selecting the team which is declared the winner and the score range or ranges closest to the winning team in the match that TAB specifies to be the second match of the game, and the winning team in the match that TAB specifies to be the first match of the game;

and if none of these alternative combinations has been selected, the dividend pool shall be refunded to the investors. Any previously carried forward jackpot will carry forward to the next round of betting.

21.3.30 In the event no investor selects the winning team in both halves of a Half/Full Double or Half/Full Xtra Double game, the dividend pool will carry forward to the next round of betting until:

- (a) the dividend pool can be divided among those investors selecting the winning team in both halves of the match in a game; or
- (b) TAB determines the dividend pool shall not carry forward to the next round of betting whereby the dividend pool will be divided among investors in the following order of priority:
  - (i) investors selecting the team that is leading and the score range or ranges closest to the winning team in the first half of the match and the winning team in the second half of the match;
  - (ii) investors selecting the team that is leading and the score range or ranges closest to the winning team in the second half of the match and the winning team in the first half of the match;

and if none of these alternative combinations has been selected, the dividend pool shall be refunded to the investors.

Any previously carried forward jackpot will carry forward to the next round of betting.

21.3.31 (a) In the event of any match extending into extra time in accordance with the rules governing the particular contest, TAB will not take into account any points scored during that period for the purposes of determining the result of the match.

(b) TAB will not take into account any points scored during a penalty shootout for the purposes of determining the result of the match.

21.3.32 In the event of any match being replayed for any reason clause 3.3.2(b) applies.

21.3.33 **Winning Combination not backed to equivalent of unit of investment.**

(a) Subject to clause 21.3.33(b), where the total of all amounts invested in a Pick the Margins totalizator on a combination in respect of which a dividend is to be distributed among investors under this clause ("**winning Pick the Margins combination**") is less than a unit of investment for that Pick the Margins totalizator and TAB has declared there is a Pick the Margins totalizator scheduled on the next round of betting:

(i) only the amount of the Pick the Margins dividend pool determined in accordance with the following formula will be distributed among the investors on the winning Pick the Margins combination:

$$da = di \times \frac{ai}{ui}$$

where:

*da* is the total amount of the dividend pool which is to be distributed among the investors on the winning Pick the Margins combination;

*di* is the total amount which would be distributed to investors on the winning Pick the Margins combination under this clause if the total of all amounts invested in the Pick the Margins totalizator on the winning Pick the Margins combination was not less than a unit of investment for that Pick the Margins totalizator so that this clause 21.3.33 did not apply;

*ai* is the total of all amounts invested in the Pick the Margins totalizator on the winning Pick the Margins combination; and

*ui* is the unit of investment for the Pick the Margins totalizator; and



- (ii) there is to be carried forward and paid into the jackpot pool for the Pick the Margins totalizator conducted on the next round of betting declared by TAB an amount calculated in accordance with the following formula:

$$cf = di - da$$

where:

*cf* is the amount carried forward and paid into the jackpot pool for the Pick the Margins totalizator conducted on the next round of betting declared by TAB;

*di* has the meaning given to that term in clause 21.3.33 (a)(i); and

*da* is the total amount of the dividend pool which is to be distributed among the investors on the winning Pick the Margins combination as determined in accordance with clause 21.3.33(a)(i).

- (b) where the total of all amounts invested in a Pick the Margins totalizator on a combination in respect of which a dividend is to be distributed among investors under this clause (“**winning Pick the Margins combination**”) is less than a unit of investment for that Pick the Margins totalizator and there is no Pick the Margins totalizator scheduled on the next round of betting, the full dividend pool is to be distributed amongst the investors on the winning Pick the Margin combination.

## 22. COMMISSION DEDUCTIONS

### 22.1 Relevant maximum percentage of commission

- 22.1.1 The relevant maximum percentage of the Commission deducted is set out in the table below.

### 22.2 Commission Rate Table

- 22.2.1 The amounts prescribed in the table below are expressed as a percentage of the total amounts invested in the class or description of the totalizator concerned and, in accordance with Part 6 of the Act.

<u>Class/Description</u>	<u>Commission Rate</u> (when <u>not</u> hosting international pools)	<u>Commission Rate</u> (when hosting international pools)	<u>Commission Rate</u> (when <u>questing into Hong Kong</u> )

			<b><u>Jockey Club pools)</u></b>
Win	14.5%	14.5%	17.5%
Place	14.25%	14.25%	17.5%
Exact 2nd	14.5%	14.5%	N/A
Odds & Evens	7%	7%	N/A
Quinella	17.50%	25%	17.5%
Exacta	20%	25%	N/A
Trio	21%	25%	N/A
Trifecta	21%	25%	25%
Doubles	20%	25%	17.5%
First 4	22.5%	25%	N/A
Treble	20%	25%	N/A
Quaddie	20%	25%	N/A
Duet	14.5%	25%	17.5%
footyTab	25%	25%	N/A
BIG6	25%	25%	N/A

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## APPENDIX 1 - DETERMINATION OF DIVIDEND - MINIMUMS & FRACTIONS

(1) In this section:

“the calculated amount”, in relation to an event or contingency in relation to which a totalizator was used, means the amount which would, but for subsections (3), (5) and (6), be payable by way of dividend in respect of that event or contingency;

“the payable dividend”, in relation to an event or contingency in relation to which a totalizator was used, means the amount to be paid by way of dividend in respect of that event or contingency.

(2) Subject to subsections (3) and (5), the calculated amount in relation to an event or contingency in relation to which a totalizator was used shall, after any adjustment required to be made by subsection (6), be the payable dividend in relation to that event or contingency.

(3) Subject to subsection (4), where the calculated amount in respect of an event or contingency in relation to which a totalizator was used is:

- (a) equal to or less than the unit of investment for that event or contingency; or
- (b) more than that unit but less than the sum of that unit and 5 cents, the payable dividend shall be an amount equal to one hundred and four per centum of that unit (“**minimum dividend**”).

(4) Subsection (3) does not apply:

- (a) to an event or contingency in circumstances where:
  - (i) 2 or more starters fill a place (including first place) in the event or contingency; and
  - (ii) a pool or part of a pool (ascertained in respect of that place in accordance with this Act, the regulations or the rules) is required to be divided among the starters filling that place; or
- (b) if as a result of subsection (3) the dividend payable on a further contingency or contingencies would also be subject to subsection (3) and the total amount of dividends payable would exceed the total amount paid into the pool (less any amounts refundable); or
- (c) to a win and place, quinella, exacta, duet, trio, trifecta, first 4, doubles, quaddie, treble, exact 2nd or odds & evens totalizator if the total amount of the dividends payable in accordance with the rules for that type of totalizator would exceed the total amount paid into the totalizator (less any amounts refundable to investors); or
- (d) to the place pool of a win and place totalizator:

- (i) if the total money invested on any one of the placed contestants in respect of which a dividend is payable under clause 5.3 of the rules (place pool 2 dividend race) is more than 50% of the sum of the place pool and any amount deducted as Commission; or
  - (ii) if the total money invested on any one of the placed contestants in respect of which a dividend is payable under clause 5.4 of the rules (place pool 3 dividend race) is more than 40% of the sum of the place pool and any amount deducted as Commission; or
  - (e) to the duet pool of a duet totalizator if the total money invested on any combination in respect of which a dividend is payable under clause 12.2 of the rules is more than 40% of the sum of the duet pool and any amount deducted as Commission; or
  - (f) where the Rules provide that subsection (3) of the minimum dividend provisions does not apply.
- (5) In any circumstances referred to in subsection (4), where the calculated amount in respect of an event or contingency in relation to which a totalizator was used is less than the unit of investment for that event or contingency, the payable dividend in respect of that event or contingency shall, except in respect to BIG6 dividends, be an amount equal to that unit.
- (6) If, had this subsection not been enacted, the calculated amount would have been, by reason of the operation of subsection (2), the payable dividend in relation to any event or contingency, then:
- (a) where the unit of investment for that event or contingency is fifty cents or one dollar and the calculated amount includes a number of cents that comes within a description specified in the first column of the table to this subsection, that number shall be regarded as the number of cents specified opposite that description in the second column of that table; or
  - (b) where the unit of investment for that event or contingency is any other amount and the calculated amount includes a fraction of a dollar, that fraction shall be dealt with as prescribed by the rules under this Act, and the calculated amount shall be adjusted accordingly.

**TABLE**

<b>First Column</b>	<b>Second Column</b>
Less than 5	Nil
5 or more but less than 10	5
10 or more but less than 15	10
15 or more but less than 20	15
20 or more but less than 25	20
25 or more but less than 30	25
30 or more but less than 35	30

35 or more but less than 40	35
40 or more but less than 45	40
45 or more but less than 50	45
50 or more but less than 55	50
55 or more but less than 60	55
60 or more but less than 65	60
65 or more but less than 70	65
70 or more but less than 75	70
75 or more but less than 80	75
80 or more but less than 85	80
85 or more but less than 90	85
90 or more but less than 95	90
95 or more	95

- (7) Where by reason of subsection (3) there is insufficient money for payment of the dividends in respect of the event or contingency in respect of which a totalizator was used, the deficiency shall be paid by TAB.

## **APPENDIX 2 - BAD SALES**

### **Determination under clause 2.6.5(b)(iii)**

Adjustment for late cancellation of bets (bad sales) made in accordance with rule 2.6.5 "Cancellation for errors on betting tickets" actioned after close of betting and transmission of final collations to TAB and up to the declaration of "all clear" or "correct weight", will be accepted on the condition that such bad sales are not less than the following amounts for any one bet:

Win and Place - \$200.00

Quinella, Exacta, Duet & Doubles - \$ 50.00

Trio, Trifecta, First 4, Quaddie, Treble, BIG6, FootyTAB Exact 2nd and Odds & Evens — No Limit

**APPENDIX 3- SELECTION NUMBERS AND SCORE RANGES FOR DECLARED EVENTS TOTALIZATOR**

**NRL PICK THE MARGINS**

<b>SELECTIONS</b>	<b>HOME TEAM TO WIN/LEAD BY</b>	<b>SELECTIONS</b>	<b>AWAY TEAM TO WIN BY</b>
1	Score Range 1 - 12	4	Score Range 1 - 12
2	Score Range 13+	5	Score Range 13+
3	DRAWN GAME/TIED SCORES		

**AFL WIN**

<b>SELECTIONS</b>	<b>HOME TEAM TO WIN/LEAD BY</b>	<b>SELECTIONS</b>	<b>AWAY TEAM TO WIN BY</b>
1	Score Range 0 - 12	6	Score Range 0 - 12
2	Score Range 13 - 24	7	Score Range 13 - 24
3	Score Range 25 - 42	8	Score Range 25 - 42
4	Score Range 43 - 60	9	Score Range 43 - 60
5	Score Range 61+	10	Score Range 61+

**AFL DOUBLE, AFL XTRA DOUBLE, AFL HALF/FULL DOUBLE, AFL HALF/FULL XTRA DOUBLE, AFL QUAD AND AFL QUARTER QUAD**

<b>SELECTIONS</b>	<b>HOME TEAM TO WIN/LEAD BY</b>	<b>SELECTIONS</b>	<b>AWAY TEAM TO WIN BY</b>
1	Score Range 0 - 12	9	Score Range 0 - 12
2	Score Range 13 - 24	10	Score Range 13 - 24
3	Score Range 25 - 36	11	Score Range 25 - 36
4	Score Range 37 - 48	12	Score Range 37 - 48
5	Score Range 49 - 60	13	Score Range 49 - 60

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6	Score Range 61 - 72	14	Score Range 61 - 72
7	Score Range 73+	15	Score Range 73+
8	DRAWN GAME/TIED SCORES	16	

Reference number:(n2020-3082)