

NORTHERN TERRITORY OF AUSTRALIA
RACING AND GAMING AUTHORITY ACT 1993

No. 49 of 1993

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NORTHERN TERRITORY OF AUSTRALIA

No. 49 of 1993

AN ACT

to establish the Racing and Gaming Authority
and for related purposes

[Assented to 27 September 1993]

BE it enacted by the Legislative Assembly of the Northern Territory of Australia, with the assent as provided by the *Northern Territory (Self-Government) Act 1978* of the Commonwealth, as follows:

PART 1 - PRELIMINARY

1. SHORT TITLE

This Act may be cited as the *Racing and Gaming Authority Act 1993*.

2. COMMENCEMENT

This Act shall come into operation on a date to be fixed by the Administrator by notice in the *Gazette*.

3. DEFINITIONS

In this Act, unless the contrary intention appears -

"Authority" means the Racing and Gaming Authority established by section 4;

"Chief Executive Officer" means the Chief Executive Officer appointed under section 6;

"employee" means an employee of the Authority;

"Gaming Control Commission" means the Gaming Control Commission established by the *Gaming Control Act*;

Racing and Gaming Authority

"Racing Commission" means the Racing Commission established by the *Racing and Betting Act*.

PART 2 - RACING AND GAMING AUTHORITY

4. RACING AND GAMING AUTHORITY

(1) There is established by this Act an authority to be known as the Racing and Gaming Authority.

(2) The Authority -

(a) is a body corporate with perpetual succession;

(b) shall have a common seal; and

(c) is capable, in its corporate name, of acquiring, holding and disposing of real (including leasehold) and personal property and of suing and being sued.

(3) All courts, judges and persons acting judicially shall take judicial notice of the common seal of the Authority affixed to a document and shall assume that it was duly affixed.

(4) The Authority is a prescribed statutory corporation within the meaning and for the purposes of the *Financial Administration and Audit Act*.

5. COMPOSITION OF AUTHORITY

The Authority shall consist of the Chief Executive Officer.

6. CHIEF EXECUTIVE OFFICER

(1) The Minister may appoint a person to be the Chief Executive Officer of the Authority.

(2) The Chief Executive Officer shall be employed on such terms and conditions as are determined by the Administrator.

(3) The Minister may, at any time, terminate the appointment of a person under subsection (1).

7. COSTS AND EXPENSES OF CHIEF EXECUTIVE OFFICER

The remuneration, allowances and expenses paid to the Chief Executive Officer shall be met from the revenue of the Racing Commission.

Racing and Gaming Authority

8. STAFF OF AUTHORITY

In addition to employees employed under the *Public Sector Employment and Management Act* by the Authority, the Authority may employ, on such terms and conditions as it thinks fit, such persons as it thinks necessary for the purposes of this Act, the *Gaming Control Act*, the *Racing and Betting Act* and the *Totalizator Administration and Betting Act*.

9. MONEY PROPERTY OF TERRITORY

The money of, and all debts and other money owing to, the Authority are the property of the Territory and -

- (a) are and shall be held;
- (b) may be recovered; and
- (c) may be applied,

by and in the name of the Authority on behalf of the Territory.

10. RULES

The Authority may make rules -

- (a) providing for the custody of its property and the form and use of its common seal; and
- (b) prescribing the duties of employees.

11. ANNUAL REPORT

The Authority shall include in a report of its operations in a financial year, prepared under section 68 of the *Financial Administration and Audit Act*, a report of -

- (a) the operations of the Racing Commission during that financial year, together with financial statements of the Commission in respect of the year in such form as the Treasurer approves as if the Commission were a prescribed statutory corporation for the purposes of that section; and
 - (b) the operations of the Gaming Control Commission during that financial year.
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