

SUBSIDIARY LEGISLATION 78.01**RACECOURSE BETTING (USE OF TOTALISATOR)
RULES**

26th February, 1935

GOVERNMENT NOTICE 73 of 1935.

1. The title of these Rules is Racecourse Betting (Use of Totalisator) Rules. Title.
2. The licensee or the person authorized by him shall take all such steps as are necessary to secure that, so long as the totalisator is in use, it is in proper working order and is properly operated. Proper working order of totalisator.
3. The licensee shall, before receiving any bets in connection with any race, post in a conspicuous position on the track a notice showing the minimum stake (hereinafter referred to as the "betting unit") which will be accepted at the totalisator from persons betting on that race: Notice.

Provided that the terms on which the licensee invites persons to bet by means of the totalisator may include a condition entitling the licensee to retain any sum payable to a person winning a bet, unless the money won on the bet is claimed before such time, not being earlier than forty-eight hours after the conclusion of the race, or as the case may be, of the last of the races, in connection with which the bet was made, as may have been specified in the notice aforesaid.
4. The Minister responsible for the Police shall appoint a qualified accountant, who shall be charged with the duty of examining and certifying the accounts relating to the operation of the totalisator, and shall appoint also an experienced technician who shall act as technical adviser to the accountant and shall be charged with the duty of advising him as to the condition of the totalisator and all matters connected with the operation thereof. Minister to appoint accountant.
5. The totalisator shall not be operated at any time when neither the accountant nor an employee of the accountant authorised in that behalf by him in writing is present: Operation of totalisator.

Provided that in the case of absence of the accountant or of the employee of the accountant owing to unforeseen and unavoidable circumstances, it shall be lawful for the licensee to operate the totalisator after giving notice to the senior Police officer on duty at the racecourse, who will report the occurrence to the Government through the Commissioner of Police.
6. (1) The accountant and his technical adviser and their respective employees authorised in that behalf in writing may, at all reasonable times, enter the premises in which the totalisator is set up, and examine any part of the mechanism and test and watch the working thereof, and may require the licensee and any employee of his to give to them all such information, and to produce to them all such accounts, books, and other documents, as they deem necessary. Right of access.

for the purpose of ascertaining whether the provisions of these Rules are being complied with.

(2) Every person who -

- (a) obstructs the accountant or his technical adviser or any duly authorised employee of either of them in the exercise of any of the powers conferred on him by sub-rule (1); or
- (b) neglects or refuses to give to any such person as aforesaid any such information, or to produce to him any such document, as may have been called for by him in pursuance of sub-rule (1); or
- (c) knowingly gives to any such person as aforesaid any information which is false or misleading,

shall be guilty of an offence against these Rules.

Statement of
accounts.

7. The licensee shall, within seven days after the close of each month, submit to the accountant for examination by him a complete statement of accounts for that month in so far as they refer to the operation of the totalisator, giving all such information as he may require for the purpose of ascertaining whether the provisions of these Rules have been complied with.

Accountant to
examine the
statements of
accounts.

8. The accountant shall examine the statements of accounts so submitted to him and shall, as often as he thinks proper, consult with his technical adviser and carry out, or cause to be carried out, such inspections as either of them deem necessary for the purpose of ascertaining whether the provisions of these Rules are being complied with, and shall forthwith make a report to the President of Malta if he has reason to believe that the totalisator no longer complies with the prescribed conditions, or is not being kept in proper working order, or is not being properly operated, or if in his opinion any of the provisions of these Rules are not being complied with.

Accountant to
audit the accounts.

9. Without prejudice to his duties under the preceding rules, the accountant shall, as soon as may be after the close of each calendar year, audit the accounts of the licensee for the year in so far as they refer to the operation of the totalisator, and, if such be the fact, shall certify thereon that satisfactory statements of accounts have been submitted to him monthly in accordance with the provisions of rule 7 and have been examined by him, and that to the best of his information and belief, formed after consultation with his technical adviser, the accounts for the year are complete and accurate and the totalisator complies with the prescribed conditions and has throughout the year been maintained in proper working order and properly operated in accordance with the provisions of these Rules; and the licensee shall forthwith cause the accounts and certificate to be printed and shall transmit two copies thereof to the Minister responsible for the Police, who shall cause one of those copies to be deposited at the offices of the licensee for inspection at any time during office hours by any member of the public free of charge.