

(Includes all amendments up to 22 September 2020)

GAMING AND WAGERING COMMISSION ACT 1987

RACING AND WAGERING WESTERN AUSTRALIA – DIRECTIONS

The directions in the schedule are given by the Gaming and Wagering Commission pursuant to section 109G of the Gaming and Wagering Commission Act 1987 to the Board of Directors of Racing and Wagering Western Australia, and shall have effect until varied by subsequent directions so given.

Dated: 24 February 2004

Sealed by the Gaming and Wagering Commission in the presence of:

Mr Barry Sargeant	Chairman
Ms Mary McComish	Member
Ms Judith McGowan	Member
Mrs Wendy Silver	Member
Ms Margaret Nadebaum	Member
Mr George Davies	Member

SCHEDULE

Gaming and Wagering Commission
Reference: GWC/1

Date of Issue: 24 February 2004

1. INTERPRETATION, VARIATION AND PUBLICATION.

1.1 In these directions –

“authorised officer” means –

- (a) a member of the Commission;
- (b) the Chief Casino Officer, a government inspector or any other person appointed for the purpose of section 9(1) of the Casino Control Act 1984;
- (c) a person appointed under section 21(1) of the Gaming and Wagering Commission Act 1987; or
- (d) a person to whom a duty or power is delegated under section 21(2) of the Gaming and Wagering Commission Act 1987, but only to the extent of the performance of the duty or the exercise of the power.

“Board” means the board of directors of RWWA established under section 7 of the Racing and Wagering Western Australia Act 2003.

“Commission” means the Gaming and Wagering Commission of Western Australia established under section 4 of the Gaming and Wagering Commission Act 1987.

“gambling” means gaming or wagering.

“gambling operations” means the business of RWWA referred to in section 50(1)(b) of the Racing and Wagering Western Australia Act 2003.

“RWWA” means the body corporate called Racing and Wagering Western Australia that is established by section 4 of the Racing and Wagering Western Australia Act 2003.

- 1.2 In these directions, a reference to an Annexure is a reference to the Annexure to these directions the title of which is specified and which is marked in the manner indicated in relation thereto in the reference.
- 1.3 The Board is hereby directed to take all such measures as may be necessary in relation to any gambling operations to ensure that these directions are brought to the notice of, and not contravened by, any person who is, in relation to those gambling operations, a person to whom the definition of the expression “Racing and Wagering Western Australia” applies.

2. INFORMATION AS TO WAGERING OPERATIONS

- 2.1 The Board shall cause to be furnished to the Commission, at such times as the Commission may in writing require, reports relating to the gambling operations conducted by, on behalf of or with the consent of, the Board.
- 2.2 A report furnished pursuant to direction 3.2 shall contain such information as is stated to be required by the Commission in relation to matters specified by the Commission at the time of its requirement, and where in the opinion of the Chairperson any such report is deficient in information required to be provided he may require the Board to furnish to the Commission information to supply the deficiency within a time nominated by him and the Board shall cause the information so required to be furnished within the nominated time accordingly.

3. COMMISSION TO BE NOTIFIED

- 3.1 Upon detection of any illegal act, breach of the Rules of Wagering or directions issued by the Commission, the Board shall cause the Commission to be notified as soon as is practicable.
- 3.2 Upon the receipt of any complaint in relation to the gambling operations, the Board shall cause the Commission to be notified as soon as is practicable.
- 3.3 The Board shall supply an up to date copy of the RWWA organisational structure chart including the key responsibilities of all positions.

4. COMPUTER OPERATIONS AND PROCEDURES

- 4.1 The Board shall at all times ensure to the satisfaction of the Commission that, in relation to the computer system by means of which the gambling operations are conducted, the respective computer processors and the disc units are physically secured and procedures are implemented to restrict access to the computer to authorised persons only, and otherwise as may be necessary, as to prevent unauthorised access.
- 4.2 The Board will provide independent verification that any new products have been fully tested and comply with the relevant provisions of the Racing and Wagering Western Australia Act and regulations, the Gaming and Wagering Commission Act, the Betting Control Act and regulations and the approved Rules of Wagering, prior to implementation.
- 4.3 The Board shall report to the Commission details of all major security breaches that have an adverse impact on security, privacy and continuity of the cloud-based storage locations, as soon as practicable after the breach occurs.
- 4.4 The Board shall provide a report to the Commission on any vulnerability assessments performed on the wagering system.

[Direction 4.2 amended by RWWA DA01 on 24/04/2012. Direction 4.3 and 4.4 inserted by RWWA DA04 on 22 September 2020]

5. RWWA STAFF CO-OPERATION

- 5.1 An Authorised Officer shall at all times be permitted to check, examine or intervene in any transaction, exchange or happening relating to gambling operations for the purpose of ensuring that the provisions of the Gaming and Wagering Commission Act, these directions and the regulations are being observed.
- 5.2 The Board shall afford any Authorised Officer such facilities as he may reasonably require for the performance of his functions in relation to the gambling operations.
- 5.3 The Board shall instruct its staff to co-operate at all times with an Authorised Officer in all matters which in the opinion of that person may relate directly or indirectly to the gambling operations.

6. RWWA TO COMPLY

- 6.1 The Board shall at all times ensure to the satisfaction of the Commission that, in relation to the presentation of tickets or claims, transactions are conducted in compliance with the requirements of regulation 42 of the *Racing and Wagering Western Australia Regulations 2003*.

[Direction 6 & 6.1 inserted by RWWA DA02 on 28 June 2016]

- 6.2 The Board shall ensure that all gambling operations comply with the requirements of the National Consumer Protection Framework for Online Wagering in Australia, as stated in the 'National Policy Statement' of 26 November 2018 and any subsequent

variations, in accordance with the timeframes stipulated in the National Policy Statement.

A transitional period will apply to Measure 6 (voluntary opt-out pre-commitment scheme) and therefore compliance with this measure is not required until 26 November 2019.

[Direction 6.2 inserted by RWWA DA03 on 28 May 2019]