



16 July 2008

Mr Keith Bulloch
General Manager Regulator
Racing NSW
Level 7, 51 Druitt Street
SYDNEY NSW 2000

Dear Mr Bulloch

Re: Publication of NSW Race Fields by Australian Wagering Operators

I refer to your letters dated 8 July 2008 to each of UNITAB Limited (UNITAB), SA TAB Pty Ltd (SA TAB) and NT TAB Pty Ltd (NT TAB) (collectively referred to as UNITAB Wagering) in relation to legislation recently enacted by the Parliament of NSW which makes it an offence to publish NSW race fields without the prior approval of the relevant racing control body, which in the case of NSW thoroughbred racing is Racing NSW. Please note that this response is submitted on behalf of each of UNITAB, SA TAB and NT TAB.

UNITAB Wagering currently provides and proposes to continue to make available in the future, NSW thoroughbred race fields and other associated information as is required in its wagering operations, including but not limited to:

- on its website (www.tabonline.com.au);
- on radio broadcasts in Queensland, the Northern Territory and South Australia over its RadioTAB program;
- on electronic information display systems and in hard copy format in retail outlets; and
- generally as required in its wagering operations.

This information is currently provided through a commercial arrangement with Racing Information Services Australia Pty Limited (RISA), of which Racing NSW is a shareholder.

UNITAB Wagering is the principal source of funding for the racing industries in Queensland, South Australia and the Northern Territory. Through its arrangements with the Queensland and South Australian racing industries, UNITAB Wagering makes payments to the respective racing industries of 39% of race wagering revenue. In the Northern Territory, the Racing Industry is funded from the wagering taxes paid to the Northern Territory Government.



Considering the above, we are somewhat perplexed as to why the mutuality conventions which have, until the introduction of this legislation, been applied between the various TABs and their respective racing industry bodies, are not recognised by your application process. It is even more difficult to understand when this is considered in light of the fact that NSW thoroughbred racing information is currently provided to UNITAB Wagering via a commercial arrangement with RISA, being an organisation in which each of the principal racing authorities (including Racing NSW) are shareholders.

We therefore consider that a direct contribution to NSW Racing from UNITAB Wagering is not required, and request that pursuant to regulation 15 of the Racing Administration Regulation 2005, NSW Racing recommend to the Minister that the publication of NSW thoroughbred race fields by UNITAB Wagering be authorised by the Minister.

If UNITAB Wagering is not able to procure and subsequently publish NSW thoroughbred race fields, it should be noted that the respective State racing bodies and Northern Territory Government have an obligation to secure such information for UNITAB Wagering under the various product supply and racing distribution agreements.

Yours faithfully

A handwritten signature in black ink, appearing to be "Barrie Fletton", written over a horizontal line.

Barrie Fletton
Chief Executive

cc Qld Racing
 SA Racing
 NT Government
 RISA
 NSW Racing Minister

NSW Race Fields/001

UNITAB Limited ABN 84 085 691 738
240 Sandgate Road, Albion, Queensland, 4010, Australia
PO Box 248, Albion, Queensland, 4010, Australia
Tel: 61 7 3837 1500 Fax: 61 7 3256 2373
www.TABonline.com.au
A Tatts Group Company

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