

DRAFT

Legal Notice No.

REPUBLIC OF TRINIDAD AND TOBAGO

THE GAMBLING (GAMING AND BETTING) CONTROL ACT, 2021

**THE GAMBLING (GAMING AND BETTING) CONTROL
(CONDUCT OF BETTING)
REGULATIONS, 2024**

	PART I PRELIMINARY
Citation	1. These Regulations may be cited as the Gambling (Gaming and Betting) Control (Conduct of Betting) Regulations 2024.
Interpretation Ch. 15:01 Act No.8 of 2022	2. In these Regulations- “Act” means the Gambling (Gaming and Betting Control) Act; “agent” means a person authorised by the holder of a Betting Operator’s Licence, Bookmaker’s License, or Promoter’s License to act on his behalf; “bet” means a bet on a horse or dog or any animal in a race or on any sporting event, whether by cash or credit placed in any manner whatsoever at a licensed betting shop and includes all laid-off, winning, losing, refunded, telephone, cellular text, internet, electronic and cancelled bets; “Betting office weekly return” means a return which complies with the requirements of regulation 8; “Computerised betting system” means a record-keeping system which involves the use of electronic computer equipment and computer

	<p>software, utilised by a licensee or his agent for the purpose of recording details of bets and which automatically or manually or in any other manner whatsoever generates records in relations to bets;</p> <p>“Laid off bet” means a bet played by one licensee with another which comprises part or the whole of an initial bet;</p> <p>“Levy” has the meaning assigned to it under the section 36(1) of the Gambling and Betting Act Chap. 11:19;</p> <p>“Licensee” means the holder of a Betting Operator’s Licence or Bookmaker’s Licence;</p> <p>“punter” means a person who places a bet.</p> <p>“runner ” means a human, dog, horse or any other participant or any other animal entered in a race.</p>
	<p>PART II</p> <p>GENERAL</p>
<p>Duty to supply information</p>	<p>3. (1) A licensee shall no later sixty (60) days before the first working day of each calendar year, submit in writing to the Commission-</p> <ul style="list-style-type: none"> (a) the procedures, terms and conditions which govern the licensee`s betting transactions to be approved by the Commission; (b) the name, a specimen signature and identification of the key person of the betting shop; (c) the name, a specimen signature and identification of an agent of the licensee, if any, together with the written consent of the agent; and (d) a specimen ticket that is proposed to be used in the upcoming year made in duplicate for each type of ticket proposed to be used. <p>(2) A licensee’s changes to the procedures and practices specified in sub-regulation (1)(a), shall not become effective unless the Commission</p>

	receives forty-eight hours prior notice in writing.
Duty to display information	<p>4. (1) A licensee shall display in a prominent place at the betting shop-</p> <p>(a) the procedures, terms and conditions referred to in regulation 3(1)(a), which govern the licensee`s betting transaction; and</p> <p>(b) the relevant provision of any legislation requiring payment of any tax on betting transactions together with the penalties for breach.</p> <p>(c) the license(s) issued by the Commission for conducting operations on the premises.</p> <p>(d) Any other information required by the Commission.</p> <p>(2) Any change made to the procedures and practices by the licensee pursuant to regulation 3(2) shall be displayed in a prominent position in the betting shop at least forty-eight hours prior to such change becoming effective.</p> <p>(3) A licensee shall comply with any prescribed restrictions with respect to the exhibition of other written material or signs of any description in the licensed premises as ordered by the Commission from time to time.</p>
Computerised Record Keeping	<p>5. (1) A licensee or his agent shall use a computerised betting system authorised by the Commission. Such a system shall be compatible with the monitoring system/infrastructure in use by the Commission. Any variation to an authorised computerised betting system must receive the prior approval of the Commission in writing.</p> <p>(2) A licensee or his agent shall not use any computerised betting system or any variation to an authorised computerised betting system unless an application for approval has been made to the Commission in writing and until such system or variation has been approved by the Commission in writing.</p>

- (3) Upon receipt of a written application from a licensee or an agent, the Commission may authorise a licensee, for a period of not more than five days and for the purpose of testing the system, to use a computerised betting system or a variation to an authorised computerised betting system that is the subject of the application to the Commission.
- (4) Upon receipt of an application in writing under sub-regulation (1) the Commission may:
- (a) refuse or approve, with or without conditions or modifications, such system or variation;
 - (b) request from the licensee for additional information.
- (5) Any costs incurred by the licensee or his agent in meeting the requirements contemplated in sub-regulation (1) or (2), shall be paid by the licensee or his agent
- (6) All transactions disclosed in a licensee's or his agent's computerised betting system are deemed to be part of the business carried on at the licensed premises.
- (7) A licensee or agent shall not use any manual betting and or record-keeping system.
- (8) Any licences or agent shall not-
- (a) utilise an authorised computerised betting system which is not true, correct, or accurate in all respects; or
 - (b) utilise an approved authorised computerised betting system in conjunction with an authorised computerised betting system which has not been approved in terms of this regulation, commits an offence.

	<p>(c) tamper, modify or adjust or in any way interfere with an authorised computerised betting system after it has been approved and registered in accordance with this regulation, commits an offence.</p>
<p>Conduct of Betting</p>	<p>6. (1) In the conduct of a betting transaction, a licensee or his agent shall ensure that all betting tickets are printed by an authorised computerised betting system shall-</p> <ul style="list-style-type: none"> (a) be made in duplicate; (b) bear consecutive numbers be issued in consecutive order; (c) contained- <ul style="list-style-type: none"> (i) the licensee’s trade name, if any; (ii) serial number (iii) serial number of the machine; (iv) date and time of issue; (v) teller terminal identification number; (vii) number of the runner in the event upon which the bet was placed; (viii) type of bet; (ix) amount of the bet in dollars and cents; (x) total tax paid on the bet in dollars and cents; (xi) total amount paid inclusive of tax in dollars and cents; and (xii) name of the racetrack or sporting event and the country in which it is located. <p>Handwritten tickets, with the approval of the Commission, may be used in cases where the computerised system has failed.</p> <p>(2) A licensee or his agent who-</p> <ul style="list-style-type: none"> (a) uses a betting ticket that does not comply with; or (b) otherwise fails to comply with, this regulation commits an offence.
<p>Record of Bets</p>	<p>7. A licensee or his agent who is conducting a betting transaction shall record all bets whether, in person or electronically, and shall-</p> <ul style="list-style-type: none"> (a) Give the original betting ticket to the punter; (b) Retain the duplicate betting ticket, which shall at no time be removed from the licensed premises until the expiration of six months from the date of the bet or one year in the case of a cancelled bet;

	<p>(c) Where a betting ticket is generated or stored on a computerised betting system, retain whether on hard drive, diskette, Compact Disc Rom or any other storage device or method, details of each bet until the expiration of two years from the date of the bet; and</p> <p>(d) Submit the digital copy to the Commission on a weekly basis.</p>
<p>Preparation of Weekly Returns</p>	<p>8. (1) When remitting the levy payable under section 8 of the Betting Levy Board Act, a licensee shall prepare and submit to the Commission and the Betting Levy Board, a true and correct return in a form prescribed by the Commission.</p> <p>(2) All the bets, laid-off bets, bets refunded, and bets cancelled shall be shown separately on the return.</p> <p>(3) Where a quarter ends during the week, a licensee shall submit one return for the days falling within the quarter which is ending and another return for the days falling within the quarter, which is commencing in respect of that week, on a form as prescribed by the Commission.</p> <p>(4) Where a licensee fails to submit a return on time, the licensee shall be liable to a penalty of one thousand dollars per day payable to the Commission for every day that the returns remain outstanding.</p> <p>(5) Every return must state the name of the person who prepared the return and must be signed by that person as being true and correct</p> <p>(6) Any person who knowingly prepares or submits a Weekly Return which contains information that is false commits an offence.</p>
<p>Detailed daily report</p>	<p>9. (1) Every return shall be accompanied by a detailed daily report in respect of each day of the period for which the return is submitted which shall list in chronological sequence all bets taken on a particular day.</p> <p>(2) Every detailed daily report must contain-</p> <p>(a) the name and address of the premises;</p> <p>(b) total number of bets taken during the period for which it was prepared;</p> <p>(c) total value of bets taken exclusive of tax during the period for which it was prepared;</p> <p>(d) total value of tax payable on bets taken during the period for which</p>

	<p>it was prepared;</p> <p>(e) total value of bets taken inclusive of tax during the period for which it was prepared; and</p> <p>(f) all bets cancelled or voided.</p> <p>(3) Any person who knowingly prepares or submits a weekly return which contains information that is false commits an offence.</p>
Cancelled Betting Ticket	<p>10. (1) For the avoidance of doubt, a betting ticket that has been cancelled shall be retained by the licensee or his agent for a period of one year and that transaction shall be included in the preparation of returns and daily reports.</p> <p>(2) A cancelled betting ticket shall, in addition to the other requirements of a betting ticket, contain:</p> <p>(a) date and time of cancellation or voiding of the betting ticket; and</p> <p>(b) signature of the licensee or licensee's agent authorising the cancellation as well as the signature of the punter cancelling the bet.</p>
Refunded on voided or cancelled bets	<p>11. (1) When a runner is scratched at the start of the race or a bet on a sporting event is voided, the portion of the bet relating to the scratched runner and the tax on the portion of the bet thereof shall be refunded.</p>
Licensee to refund taxes	<p>12. A licensee shall refund tax to a punter on any bet placed by him that is cancelled or refunded.</p>
Submission of returns electronically	<p>13. A person required to submit weekly returns, detailed daily reports or any other return to the Commission and the Betting Levy Board under these Regulations may submit such returns in electronic form provided that the-</p> <p>(a) the electronic form is a certified reproduction of the return that is required to be submitted;</p> <p>(b) the electronic form bears a certificate and declaration in writing signed by the person required to submit the return verifying that the electronic form is a certified copy of the physical return; and</p> <p>(c) the physical return shall be retained by the licensee for a period of six years from the date on which it was required to be submitted.</p>

