

# LEGISLATIVE SCRUTINY COMMITTEE

## Question Taken on Notice

**Date:** 24 March 2026

**Agency:** Department of Tourism and Hospitality

**Subject:** Racing and Wagering Amendment Bill 2026

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### **QUESTION 1:**

The Schedule to the Bill seeks to omit the phrase 'any complainant and' from section 226(3). Can you explain the effect of this amendment?

### **ANSWER:**

This amendment has been made on the back of the insertion of new section 225A, and relates to the investigation of a licensee for a possible breach of the Act or where other grounds for disciplinary action may exist. It is generally not done on the basis of a complaint received therefore the reference to the complainant at s226(3) has been removed. The investigation of a complaint and a breach have been separated although it should be noted that an investigation of a breach, could arise from a complaint received although the complainant would not necessarily be informed of that. The other person under investigation reference is there to cover off a person that may have entered into an agreement under Part 6 Division 4 with the licensee.

### **QUESTION 2:**

What data was relied on to establish the two year timeframe for complaints?

### **ANSWER:**

The 2-year timeframe was introduced to provide certainty to parties. In 2023-24 there were 4 complaints lodged outside the 2 year period that were not accepted by the Commission.