

11 November 2011

Ms Carol Perrett
Director
Investigations and Compliance
Office of Racing
Locked Bag 180
CITY EAST QLD 4002

By E-mail: Carol.Perrett@racing.qld.gov.au
Original by post

Dear Ms Perrett

RE: 2010 CONTROL BODY ASSESSMENT REPORT FOR RACING
QUEENSLAND LIMITED

Thank you for your letter of 17 October 2011 to Mr Malcolm Tuttle of this office, concerning the above matter.

In response to your recommendations contained in the Control Body Assessment Report 2010 for Racing Queensland Limited (RQL), I advise accordingly:

1. Correct the policies made under sections 81(k), 81(n) and 81(q) to reflect a commencement date of 3 September 2010

Policy 81(k) – Policy on the Standards Required for Licensed Venues, Including Venue Licensing Procedures

- Policy was made and came into effect on 1 July 2010.
- A formal submission was received on this policy.
- 3 September 2010 – RQL Board confirmed this policy continued to have effect.
- As the essence of the policy did not change, there was no need to adopt a new policy.
- RQL has inserted "This policy was reviewed in September 2010" and "Next review date will be September 2012".
- This updated policy has been placed on the RQL website.

Policy 81(n) – Policy for decision-making by stewards

- Policy was made and came into effect on 1 July 2010.
- A formal submission was received on this policy.
- A grammatical change was made to dot point 1 (page 1) of this policy.
- 3 September 2010 – RQL Board confirmed this policy continued to have effect.
- As the essence of the policy did not change, there was no need to adopt a new policy.

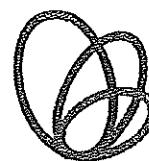
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OFFICE OF RACING

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RACING
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- RQL has inserted "This policy was reviewed in September 2010" and "Next review date will be September 2012".
- This updated policy has been placed on the RQL website.

Policy 81(q) – Drug and Alcohol Policy

- Policy was made and came into effect on 1 July 2010.
- September 2010 - The definition of 'Racing Animals' (page 4) was amended to include the words "and harness racing horses and greyhound dogs".
- A formal submission was made on this policy.
- 3 September 2010 – RQL Board confirmed this policy continued to have effect.
- As the essence of the policy did not change, there was no need to adopt a new policy.
- RQL has inserted "This policy was reviewed in September 2010" and "Next review date will be September 2012".
- This updated policy has been placed on the website.

2. ***Submit amended policies made under sections 81(e) and 81(h) for approval by the Board, and that such policies be entered into its minutes as having been made by the control body, with a commencement date not before the date of approval.***

At the RQL Board meeting of 3 September 2010, Ms Murray confirmed that three (3) formal submissions were received in relation to the below named policies:

- (a) Licensing Scheme Policy 81(c)
- (b) Policy for a Program for the Testing and Training of Racing Animals, including Holding Trials 81(e)
- (c) Policy for First Level Appeals 81(h)
- (d) Policy on the Formation, Management and Licensing of Clubs 81(i)
- (e) Policy on the Standards Required for Licensed Venues, Including Venue Licensing Procedures 81(k)
- (f) Policy for Decision Making by Stewards 81(n)
- (g) Drug and Alcohol Policy (Licence holders and Race Club Officials) 81(q)
- (h) Awareness of Duties Policy, Including Sexual Harassment, Bullying and Unlawful Discrimination in the Racing Industry 81(p)

The Board requested changes be made to the following four policies:

- (a) S81(q) – Drug and Alcohol Policy
 - (b) S81(c) – Licensing Scheme Policy
 - (c) S81(k) – Policy on the Standards required for Licensed Venues, Including Venue Licensing Procedures
 - (d) S81(n) – Policy for Decision Making by Stewards
- 3 September 2010 – RQL Board confirmed subject to recommended amendments, these policies would continue to have effect.
 - As the essence of these policies did not change, there was no need to adopt new policies.
 - RQL will insert "This policy was reviewed in September 2010" and "Next review date will be September 2012".

RQL notes your comments and recommendation and will submit amended policies made under sections 81(e), 81(h), 81(i) and 81(p) for approval by the Board at its 19 December 2011 Board meeting.

3. *Note that under Section 83(4) of the Act, any time the control body wishes to amend a policy, it must make a new policy*

This point is noted. New policies have been made when the essence of the policy has changed however, we understand that new policies are not required to be adopted when only grammatical or typographical changes have been made.

4. *Develop a new policy under Section 81(u) of the Act to provide for the disposal of any asset, other than land or intangible assets, by non-proprietary licensed clubs*

RQL currently has two (2) policies under S81(u):

1. 81(u)(1) – Disposal of land by non-proprietary licensed clubs
2. 81(u)(2) – Dealing with intangible assets by non-proprietary licensed clubs

As recommended, RQL will draft a policy in relation to the disposal of any asset, other than land or intangible assets, by non-proprietary licensed clubs.

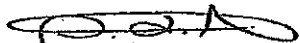
5. *Review its 'Code of Racing Policy Development' made under Section 81(a) of the Act to accommodate the needs of persons unable to make written submissions on draft policies for consultation*

RQL will review the 'Code of Racing Policy Development' and make the recommended change.

Please see attached RQL's Action Plan (Attachment 'A').

Should you wish to discuss this matter further, please do not hesitate to contact myself on (07) 3869 9712.

Yours faithfully



Shara Reid
Senior Corporate Counsel

Cc: Mr Malcolm Tuttle – RQL, Chief Executive Officer

Enc: