

立法會法案委員會文件

《2003 年博彩稅（修訂）條例草案》

足球博彩及獎券活動的牌照

目的

本文件旨在說明《2003 年博彩稅（修訂）條例草案》所建議的發牌架構和足球博彩及獎券活動的建議發牌條件。

足球博彩及獎券活動的經營牌照

2. 根據《2003 年博彩稅（修訂）條例草案》（條例草案）建議加入的第 6G 條，民政事務局局长可籍發牌批准某公司就足球比賽的結果或關乎足球比賽而可能發生的事情，經營博彩業務。同時，根據條例草案建議加入的第 6S 條，民政事務局局长可籍發牌批准某機構，舉辦獎券活動。

3. 根據條例草案建議加入的第 6G(3)條，足球博彩的經營牌照將包括關乎以下各項的發牌條件：

- (a) 可就何種類的比賽舉辦投注；
- (b) 接受投注的方式及形式；
- (c) 為接受投注而開設的處所、該等處所的數目及可進入該等處所的人；
- (d) 可接受何種人士投注；
- (e) 廣告及推廣活動的舉辦；
- (f) 向民政事務局局长提供的資料；以及
- (g) 針對關乎賭博問題採取的預防措施。

4. 根據條例草案建議加入的第 6S(3)條，獎券活動的經營牌照將包括上文第 3(d)至(g)項所列的發牌條件，此外，獎券活動的經營牌照更包括關乎下列事宜的條件：

- (a) 可舉辦的獎券活動的種類；
- (b) 獎券活動的開獎方式；以及
- (c) 獎券活動結果的公布方式。

監管持牌機構的章程

5. 我們建議把足球博彩及獎券活動的經營牌照分別發給兩間由香港賽馬會特別為經營有關活動成立的全資附屬公司，確保兩項業務在商業上可自行發展，以維持持牌機構打擊非法賭博經營者的競爭力，以及保持博彩稅的收入穩定。

6. 為確保香港賽馬會會為這兩家附屬公司承擔一定的責任，根據條例草案建議加入的第 6W 條，我們建議要求持牌機構在修改公司章程前徵求民政事務局局長批准，而該章程可包括董事會成員的組成。

主要的發牌條件

足球博彩的發牌條件

(a) 球賽種類

7. 我們建議所有主要的職業足球聯賽、國際足球錦標賽或賽事都可接受投注，但有香港球隊參與的賽事則屬例外。

這是由於我們擬通過監管來打擊的非法足球賭博活動，大多是涉及主要的職業足球聯賽，以及主要國際足球賽事。

8. 我們建議大體上禁止投注有香港球隊參與的賽事，理由如下：

- i) 由於相對主要的職業足球聯賽，本地賽事出現內定球賽賽果的可能性較高；以及
- ii) 現時市民對投注本地足球賽事沒有龐大而持續的需求，因此我們認為無須為打擊非法足球博彩而准許接受本地足球賽事的投注。

9. 我們亦建議若獲得民政事務局局長按個別情況批准，持牌機構可接受某些有香港球隊參與的足球賽事投注，這是由於我們需要保留酌情權，以容許當香港球隊能夠進入國際足球錦標賽的最後階段，而公眾對投注這些賽事又有龐大需求，並正循非法途徑滿足有關需求時，個別賽事可以接受投注。

(b) 投注項目

10. 我們建議准許持牌機構就可進行規範博彩的足球比賽結果或關乎足球比賽而可能發生的事情，接受固定賠率及彩池投注，而無須訂明個別博彩遊戲的細節，目的是讓持牌機構可因應市場不斷轉變的需求，靈活提供並更改個別投注種類，從而確保其競爭力不遜於非法經營者。

(c) 投注站的數目及地點

11. 我們建議設定投注站的數目上限，並且不時由民政事務局局長修訂，而開設新投注站則須事先徵求民政事務局局

長批准。根據目前批准開設香港賽馬會場外投注站的做法，民政事務局局長會在考慮所有有關因素（如公眾對某類博彩服務的需求、附近地區的非賭博活動是否猖獗、以及場外投注站對鄰近地區的影響）後，決定投注站的總數上限及地點。

(d) 接受投注的方法

12. 除投注站外，我們建議准許持牌機構利用電話、聯機媒體（包括互聯網）及其他電訊及電子設施接受投注。

(e) 賒帳投注

13. 我們建議不准許持牌機構接受賒帳投注，或接受以信用卡支付的投注，以免投注者沉迷賭博。

(f) 年齡限制

14. 為防止未成年人士參與賭博活動，我們建議規定持牌機構不得收受 18 歲以下人士的賭注，或接納 18 歲以下人士提出領取彩金的要求。持牌機構亦須採取合理措施，禁止 18 歲以下人士進入其轄下的投注場所。

(g) 宣傳推廣

15. 我們建議，持牌機構不得(i)於廣播事務管理局訂明的合家欣賞時段，在電視或電台宣傳推廣足球博彩活動；(ii)採用慫恿市民賭博的宣傳推廣手法；或(iii)以 18 歲以下人士為

宣傳推廣對象。這些措施的目的，是保障兒童和青少年免受賭博誘惑。

16. 此外，我們建議訂明民政事務局局長可在適當情況下發出宣傳推廣守則，以便針對足球博彩宣傳推廣活動的具體問題，訂定詳細指引，以及處理在發牌後這方面可能出現的具體關注事項。如條例草案建議加入的第 6X 條所訂明，若持牌機構沒有遵守有關守則，雖然本身不被視作違反任何發牌條件，但當局研究持牌機構有否違反發牌條件時會予以考慮。

(h) 與賭博有關問題的預防措施

17. 我們建議規定持牌機構須在其賭博場所內展示顯眼和清晰的標誌及其他告示，提醒投注者沉迷賭博可引致問題，以及提供資料，讓投注者知道如何就問題及病態賭博行為求助。

18. 我們亦建議訂明民政事務局局長可就與賭博有關問題的預防措施發出守則。

(i) 保障投注者的措施

19. 我們建議規定持牌機構在適當情況下，須在其轄下的博彩場所和網站提供博彩項目的主要資料。持牌機構亦須確保每項博彩遊戲派發的彩金全數按照相關的博彩規則派出。此外，除非法例有所規定，否則持牌機構不得披露贏得彩金人士的身分。

(j) 提供資料

20. 我們建議規定持牌機構須向民政事務局局長提交有關遵守發牌條件的特定資料。

21. 另外，我們亦建議規定持牌機構每年須向政府提交營辦足球博彩的審計帳目及與足球博彩有關的簿冊及帳目，以確保持牌機構在牌照有效期內，保持財政穩健。這有助確保持牌機構能與其他收受賭注者競爭，以及政府有穩定的博彩稅收入。這亦可讓政府評估持牌機構的運作成本，從而可在將來制訂合適的足球博彩稅稅率。

(k) 監管制度及規則

22. 我們建議規定持牌機構就經營足球博彩制訂合適的會計及監管制度，以確保足球博彩運作的效率、有審慎的風險管理，以及遵守有關的法例及發牌條件。持牌機構亦須每年向民政事務局局長匯報有關的監管制度及所作的重大修訂。

23. 我們亦建議規定持牌機構就一般投注的程序制訂規則，並把有關規則提交民政事務局局長作參考。

獎券活動的經營牌照

24. 我們建議把上述足球博彩的發牌條件，適當地納入六合彩獎券活動的經營牌照。

草擬的發牌條件

25. 最新近就足球博彩及獎券活動經營牌照草擬的條文已載於附件 A 及附件 B。

修改發牌條件

26. 根據條例草案建議加入的第 6Y 條，民政事務局局长可籍向持牌機構發出書面通知，修改該牌照的條件。民政事務局局长會給予牌照持有人合理機會作出申述及考慮該等申述（如有的話）。根據條例草案建議加入的第 6ZB 條，牌照持有人可就民政事務局局长修改發牌條件的決定向上訴委員會提出上訴。

針對違反發牌條件的情況施加懲罰

27. 若持牌機構不遵守牌照訂明的條件，我們建議民政事務局局长可在給予持牌機構合理機會作出申述後，施加罰款或撤銷牌照。我們亦建議准許持牌機構不滿民政事務局局长施加的懲罰時，向獨立上訴委員會提出上訴，有關委員會會由不少於五位由行政長官委任的非公職人員組成。有關的詳細條文已於條例草案建議加入的第 6Z 至 6ZE 條列明。

民政事務局

二零零三年六月

[DRAFT]

Licence for conducting football betting

**Issued under Section X of the Betting Duty Ordinance
Chapter 108, Laws of Hong Kong**

The Secretary for Home Affairs, in exercise of the powers conferred on him by section X of the Betting Duty Ordinance (Cap. 108, Laws of Hong Kong), hereby grants to the HKJC Football Betting Limited a licence to conduct betting on football matches from _____ to _____ (both dates inclusive), subject to the conditions attached.

The issue of this licence does not in any way exempt the licensee from compliance with any enactment in force in Hong Kong.

Date:

Secretary for Home Affairs

CONDITIONS

Interpretation

1. In these conditions –

“football betting” means football betting conducted under section X of the Ordinance

“Hong Kong teams” means the Hong Kong football teams; the teams formed wholly or partly by players of the football league organized by the Hong Kong Football Association; or teams in the football league organized by the Hong Kong Football Association irrespective of divisions

“licensee” means the HKJC Football Betting Limited

“the Ordinance” means the Betting Duty Ordinance (Cap. 108, Laws of Hong Kong)

“premises” means the premises mentioned in paragraph 10(1) on which the licensee may receive bets

“results” means the final results of the football matches as determined and published by the licensee in accordance with the betting rules prescribed by the licensee

2. Rules of Interpretation

- (1) Any word under these conditions shall be interpreted in the same way as it is interpreted under the Ordinance unless otherwise stated in the conditions.
- (2) Nothing in these conditions shall in any way limit or prejudice the effect of or any obligation of the licensee to comply with any other conditions imposed by the Secretary for Home Affairs at any times after the date of this licence.
- (3) For the purpose of interpreting these conditions, heading to any

condition shall be disregarded.

Operations

3. Types of football matches

- (1) Pari-mutuel and fixed-odds betting could only be conducted on football matches of major professional football leagues, international football tournaments or major football competitions.
- (2) No betting shall be conducted on football matches involving any Hong Kong team irrespective of where they are played, except with the written permission of the Secretary for Home Affairs.

4. Types of bets

- (1) The licensee may conduct pari-mutuel betting on the results of or any contingencies relating to the football matches allowed in paragraph 3(1). The amount of winnings shall be determined with regard to the results of or any contingencies relating to the relevant football matches, and the respective share of the bettors in the total amount of winnings available in accordance with the betting rules of the licensee.
- (2) The licensee may conduct fixed-odds betting on the results of or any contingencies relating to the football matches allowed in paragraph 3(1). The amount of winnings shall be determined with regard to the results of or contingencies related to the relevant football matches and shall be fixed at the time when the bet is laid with the licensee in accordance with the betting rules of the licensee.

5. Credit Betting

- (1) The licensee shall not offer any credit for the purpose of betting.
- (2) The licensee shall not accept any payment for bets by credit card.

6. Age restriction on bettors

- (1) The licensee shall not accept or offer to accept a bet from any

person below the age of 18, irrespective of whether that person is placing the bet on behalf of another person over the age of 18.

- (2) The licensee shall take reasonable measures to avoid, and prevent itself from, taking bets from any person below the age of 18.
- (3) The licensee shall take reasonable measures to avoid, and prevent itself from, accepting applications for opening of betting accounts from any person below the age of 18.
- (4) The licensee shall not accept the request for payment of winnings from any person below the age of 18 regardless of whether the bet was placed by that person or not.

7. Advertising

- (1) The licensee shall not advertise football betting to exhort the public to bet in any television or radio programme available for reception in Hong Kong between 4:00 p.m. and 8:30 p.m. each day, or at other times which are, in the opinion of the Broadcasting Authority (as stipulated under the relevant codes of practices issued by the Broadcasting Authority), regarded as television or radio programmes which target young persons under the age of 18.
- (2) The licensee shall not target persons below the age of 18 in advertisements on football betting.
- (3) Any advertisement on football betting shall not deliberately and unreasonably mislead or exaggerate one's likelihood of winning; or present football betting as an alternative to work or a way out of financial difficulties.
- (4) The Secretary for Home Affairs may issue Codes of Practice on this condition as and when necessary.

8. Preventive measures against problem and pathological gambling

- (1) The licensee shall display signs of reasonable size and clarity within its premises, other notices and on its website to inform patrons that excessive gambling could create problems and that

avenues are available for seeking help regarding problem or pathological gambling in case of need.

- (2) The Secretary for Home Affairs may issue Codes of Practice on this condition as and when necessary.

9. Consumer protection

- (1) The licensee shall display or make available for perusal the betting rules required under paragraph 14 and disseminate information on the bet types available, percentage of payouts in pari-mutuel betting, if offered, and costs of the bets on all premises listed in Annexes X and Y and on its website.
- (2) The licensee shall secure that all winnings in every game available for betting are paid in accordance with the betting rules prescribed by the licensee.
- (3) Save as is otherwise required by law the licensee shall not disclose the identity of any person who has won any winnings, or whom the licensee is aware is, or is likely to be, entitled to any share in or part of any such winnings without the prior consent of that person.

10. Number of outlets and locations

- (1) The licensee may receive bets at all the premises listed at Annexes X and Y to this licence, and at any such other premises as may be subsequently approved by the Secretary for Home Affairs.
- (2) The total number of premises listed at Annexes X and Y that football betting may be conducted shall be limited to a number to be determined by the Secretary for Home Affairs from time to time.
- (3) The licensee shall be responsible for security of the premises in Annexes X and Y and for providing sufficient guards to keep crowds under control and to maintain orderly queues.
- (4) The licensee shall comply with all the requirements in respect of the premises as stipulated by the Director of Buildings and the Director of Fire Services in the letters at Annex Z.

11. Other means of taking bets

The licensee may accept bets made by telephone, on-line medium (including Internet) and other telecommunication or electronic means.

12. Entry restriction

- (1) The licensee shall take reasonable measures to prevent admission of persons below 18 years of age to the premises in Annexes X and Y at any time when betting is conducted within such premises.
- (2) Subject to paragraph 12(1), the licensee shall take reasonable steps to remove a person below 18 years of age from the premises in Annexes X and Y on becoming aware of the situation.

Systems of control and rules

13. Requirement to maintain adequate accounting systems and systems of control

- (1) The licensee shall put in place adequate accounting systems and adequate systems of control, for the purposes of ensuring efficient running of football betting operations and prudent risk management, minimizing the risk of fraud, as well as enabling compliance with the Gambling Ordinance, Betting Duty Ordinance, and the conditions of this licence.
- (2) The licensee shall submit to the Secretary for Home Affairs (for reference) a report on the accounting systems and systems of control as mentioned in paragraph 13(1) on a yearly basis, and in a format agreed with the Secretary. The licensee shall also notify the Secretary for Home Affairs of any major changes to such systems as soon as practicable.

14. Betting Rules

The licensee shall prescribe a set of rules relating to the general procedure of the conduct of football betting and submit to the Secretary for Home Affairs the rules for reference and inform the Secretary of any

major changes to the rules as soon as practicable.

Information

15. Provision and inspection of information

In the event that the Secretary for Home Affairs reasonably believes that the licensee has breached a licensing condition or contravened the Ordinance, the licensee shall, upon request by the Secretary for Home Affairs in writing, provide the Secretary for Home Affairs at such times and in such form specified by him with such information as he may reasonably require relating to the compliance with the licensing conditions.

16.Accounts

The licensee shall deliver to the Secretary for Home Affairs and the Secretary for Financial Services and the Treasury the annual audited account within 3 months after the end of each financial year and provide the Secretary for Home Affairs and the Secretary for Financial Services and the Treasury at such time and in such form specified any supporting books and accounts related to audited accounts as they may reasonably require.

Warning, penalties and termination

17. Warnings

The Secretary for Home Affairs may issue a warning letter to the licensee if he is satisfied that the licensee has contravened any licensing condition and he may request the licensee to take reasonable remedial measures to rectify the contravention within a reasonable period of time.

18. Financial Penalties

The Secretary for Home Affairs may impose financial penalties on the licensee in accordance with the relevant provision(s) of the Ordinance.

19. Revocation of licence

- (1) The Secretary for Home Affairs may revoke the licence in accordance with the relevant provision(s) of the Ordinance.
- (2) The revocation of licence shall not render the bets accepted by the licensee before the termination of licence invalid.
- (3) The revocation of licence shall not affect the payment of winnings for bets placed at a time before the date of licence revocation.

20. Surrender of licence

- (1) The licensee shall have the right to surrender the licence by giving at least 6 months written notice to the Secretary for Home Affairs.
- (2) The surrender of licence shall not render the bets accepted by the licensee before the surrender of licence invalid.
- (3) The surrender of licence shall not affect the payment of winnings for bets placed at a time before the surrender of licence.

Miscellaneous

21. Validity of bets

Failure of the licensee to comply with the conditions herein shall not render a bet accepted by the licensee invalid.

22. Reporting of fraud and service interruption

The licensee shall inform Secretary for Home Affairs within a reasonable period of time the occurrence of any fraud related to operation of football betting and any interruption of service.

23. Remain in active operation

Subject to paragraphs 19, 20 and 24, the licensee shall ensure that it remains in active operation during the term of this licence.

24. Force Majeure

If the licensee shall be rendered unable to carry out the whole or any part of its obligation under this licence for any reason beyond its control, including, but not limited to, acts of God, acts of governmental authorities, strikes, war, declaration of war, riots or any other cause of such nature, reasonably unforeseeable non-availability of information material to the business, and that the licensee has exhausted its reasonable endeavours to overcome such inability, then the performance of the obligations of the licensee shall be excused during the continuance of any inability so caused, but such inability shall, so far as possible, be remedied with all reasonable effort with a view to resuming compliance with the licensing conditions herein.

Annexes

- Annex X - a list of the Off-Course Betting Branches
- Annex Y - the areas within the Shatin Racecourse and Happy Valley Racecourse where betting is conducted by the licensee
- Annex Z - requirements stipulated by the Director of Buildings and the Director of Fire Services on the premises

[DRAFT]

Licence for conducting lotteries

**Issued under Section X of the Betting Duty Ordinance
Chapter 108, Laws of Hong Kong**

The Secretary for Home Affairs, in exercise of the powers conferred on him by section X of the Betting Duty Ordinance (Cap. 108, Laws of Hong Kong), hereby grants to the HKJC Lotteries Limited to conduct lotteries from _____ to _____ (both dates inclusive), subject to the conditions attached.

The issue of this licence does not in any way exempt the licensee from compliance with any enactment in force in Hong Kong.

Date:

Secretary for Home Affairs

CONDITIONS

Interpretation

1. In these conditions –

“licensee” means the HKJC Lotteries Limited

“lottery” means the lottery conducted under section X of the Ordinance

“the Ordinance” means the Betting Duty Ordinance (Cap. 108, Laws of Hong Kong)

“premises” means the premises mentioned in paragraph 11(1) on which the licensee may accept entries for a lottery

2. Rules of Interpretation

- (1) Any word under these conditions shall be interpreted in the same way as it is interpreted under the Ordinance unless otherwise stated in the conditions.
- (2) Nothing in these conditions shall in any way limit or prejudice the effect of or any obligation of the licensee to comply with any other conditions imposed by the Secretary for Home Affairs at any times after the date of this licence.
- (3) For the purpose of interpreting these conditions, heading to any condition shall be disregarded.

Operations

3. Lottery

The licensee may conduct a lottery game known as “Mark Six” in the English language and “六合彩” in the Chinese language.

4. Drawing

The licensee shall ensure the security and proper operation of the

equipment, processes, and procedures used in connection with the drawing of the lottery.

5. Announcement of results

The licensee shall arrange the results of each drawing of the lottery to be displayed in its premises or to be announced through domestic television or radio channels in Chinese and English as soon as practicable.

6. Credit Betting

- (1) The licensee shall not offer any credit for the purpose of placing of entry.
- (2) The licensee shall not accept any payment for placing of entry by credit card.

7. Age restriction on participation

- (1) The licensee shall not accept or offer to accept the placing of entry by any person below 18 years of age, irrespective of whether that person is placing the entry on behalf of another person over the age of 18.
- (2) The licensee shall take reasonable measures to avoid, and prevent itself from allowing any person below the age of 18 to place entry.
- (3) The licensee shall take reasonable measures to avoid, and prevent itself from, accepting applications for opening of betting accounts from any person below the age of 18.
- (4) The licensee shall not accept the request for payment of prize from any person below the age of 18 regardless of whether the entry was placed by that person or not.

8. Advertising

- (1) The licensee shall not advertise lottery to exhort the public to participate in lottery in any television or radio programme available for reception in Hong Kong between 4:00 p.m. and 8:30

p.m. each day, or at other times which are, in the opinion of the Broadcasting Authority (as stipulated under the relevant codes of practices issued by the Broadcasting Authority), regarded as television or radio programmes which target young persons under the age of 18.

- (2) The licensee shall not target persons below the age of 18 in advertisements on lottery.
- (3) Any advertisement on lottery shall not deliberately and unreasonably mislead or exaggerate one's likelihood of winning; or present lottery as an alternative to work or a way out of financial difficulties.
- (4) The Secretary for Home Affairs may issue Codes of Practice on this condition as and when necessary.

9. Preventive measures against problem and pathological gambling

- (1) The licensee shall display signs of reasonable size and clarity within its premises, other notices and on its website to inform patrons that excessive gambling could create problems and that avenues are available for seeking help regarding problem or pathological gambling in case of need.
- (2) The Secretary for Home Affairs may issue Codes of Practice on this condition as and when necessary.

10. Consumer protection

- (1) The licensee shall display or make available for perusal the betting rules required under paragraph 15 and disseminate information on the bet types available, percentage of payouts, and costs for placing entry on all premises listed in Annexes X and Y and on its website.
- (2) The licensee shall secure that all prizes in every lottery are paid in accordance with the rules prescribed by the licensee.
- (3) The licensee shall ensure the accuracy of the announced results of the lottery.

- (4) Save as is otherwise required by law the licensee shall not disclose the identity of any person who has won any prize, or whom the licensee is aware is, or is likely to be, entitled to any share in or part of any such prizes without the prior consent of that person.

11. Number of outlets and locations

- (1) The licensee may accept the placing of entry at all the premises listed at Annexes X and Y to this licence, and at any such other premises as may be subsequently approved by the Secretary for Home Affairs.
- (2) The total number of premises listed at Annexes X and Y that entries could be placed shall be limited to a number to be determined by the Secretary for Home Affairs from time to time.
- (3) The licensee shall be responsible for security of the premises and for providing sufficient guards to keep crowds under control and to maintain orderly queues.
- (4) The licensee shall comply with all the requirements in respect of the premises as stipulated by the Director of Buildings and the Director of Fire Services in the letters at Annex Z.

12. Other means of accepting the placing of entry

The licensee may accept placing of entry by telephone, on-line medium (including Internet) and other telecommunication or electronic means.

13. Entry restriction

- (1) The licensee shall take reasonable measures to prevent admission of persons below the age of 18 to the premises in Annexes X and Y at any time when entry is accepted within such premises.
- (2) Subject to paragraph 13(1), the licensee shall take reasonable steps to remove a person below the age of 18 from the premises in Annexes X and Y on becoming aware of the situation.

Systems of control and rules

14. Requirement to maintain adequate accounting systems and systems of control

- (1) The licensee shall put in place adequate accounting systems and adequate systems of control relating to lottery operations, for the purposes of ensuring efficient running of operations and prudent risk management, minimizing the risk of fraud, as well as enabling compliance with the Gambling Ordinance, Betting Duty Ordinance, and the conditions of this licence.
- (2) The licensee shall submit to the Secretary for Home Affairs (for reference) a report on the accounting systems and systems of control on a yearly basis, in a format agreed with the Secretary. The licensee should also notify the Secretary for Home Affairs of any major changes to such systems, as and when appropriate.

15. Lottery Rules

The licensee shall prescribe a set of rules relating to the general procedure of the conduct of lottery and submit to the Secretary for Home Affairs a set of the rules for reference and inform the Secretary of any major changes to the rules as soon as practicable.

Information

16. Provision of information

In the event that the Secretary for Home Affairs reasonably believes that the licensee has breached a licensing condition or contravened the Ordinance, the licensee shall, upon request by the Secretary for Home Affairs in writing, provide the Secretary for Home Affairs at such times and in such form specified by him with such information as he may reasonably require relating to the compliance with the licensing conditions.

17. Accounts

The licensee shall deliver to the Secretary for Home Affairs and the Secretary for Financial Services and the Treasury the annual audited account within 3 months after the end of each financial year and provide the Secretary for Home Affairs and the Secretary for Financial Services and the Treasury at such time and in such form specified any supporting books and accounts related to audited accounts as they may reasonably require.

Warning, penalties and termination

18. Warnings

The Secretary for Home Affairs may issue a warning letter to the licensee if he is satisfied that the licensee has contravened any licensing condition and he may request the licensee to take reasonable remedial measures to rectify the contravention within a reasonable period of time.

19. Financial Penalties

The Secretary for Home Affairs could impose financial penalties on the licensee in accordance with the relevant provision(s) of the Ordinance.

20. Revocation of licence

- (1) The Secretary for Home Affairs could revoke the licence in accordance with the relevant provision(s) of the Ordinance.
- (2) The termination of licence shall not render any entry accepted by the licensee before the revocation of licence invalid.
- (3) The termination of licence shall not affect the distribution of prize for any entry accepted by the licensee before the termination of licence.

21. Surrender of licence

- (1) The licensee shall have the right to surrender the licence by giving at least 6 months written notice to the Secretary for Home Affairs.

- (2) The surrender of licence shall not render the entry accepted by the licensee before the surrender of licence invalid.
- (3) The surrender of licence shall not affect the distribution of prize for any entry accepted by the licensee at a time before the surrender of licence.

Miscellaneous

22. Validity of tickets

Failure of the licensee to comply with the conditions herein shall not render the entry accepted by the licensee invalid.

23. Reporting of fraud and service interruption

The licensee shall inform Secretary for Home Affairs within a reasonable period of time the occurrence of any fraud and major interruption of service.

24. Remain in active operation

Subject to paragraphs 20, 21 and 25, the licensee shall ensure that it remain in active operation during the term of this license.

25. Force Majeure

If the licensee shall be rendered unable to carry out the whole or any part of its obligation under this licence for any reason beyond its control, including, but not limited to, acts of God, acts of governmental authorities, strikes, war, declaration of war, riots or any other cause of such nature, reasonably unforeseeable non-availability of information material to the business, and that the licensee has exhausted its reasonable endeavours to overcome such inability, then the performance of the obligations of the licensee shall be excused during the continuance of any inability so caused, but such inability shall, so far as possible, be remedied with all reasonable effort with a view to resuming compliance with the licensing conditions herein.

Annexes

- Annex X - list of the Off-Course Betting Branches
- Annex Y - the betting areas within the Shatin Racecourse and Happy Valley Racecourse where lottery tickets are sold by the licensee
- Annex Z - requirements stipulated by the Director of Buildings and the Director of Fire Services on the premises