

立法會
Legislative Council

LC Paper No. LS 117/02-03

**Paper for the House Committee Meeting
on 30 May 2003**

**Legal Service Division Report on
Proposed resolution under section 3(4) of the
Betting Duty Ordinance (Cap. 108)**

The Secretary for Financial Services and the Treasury ("the Secretary") has given notice to move a motion at the Legislative Council meeting of 11 June 2003 to amend section 3(3)(b) of the Betting Duty Ordinance (Cap. 108) ("the Ordinance"). The effect of the amendment is that the percentage of payout for exotic horse racing bets would be lowered from 76% to 75%. The proposed amendment is connected with the proposed amendment to section 6(1)(b) of the Ordinance which gives legal effect to the proposal in paragraph 93 of 2003-04 Budget Speech to increase the duty on exotic horse racing bets from 19% to 20%.

2. At present, 76% of the turnover on exotic horse racing bets goes to payouts under section 3(3)(b) of the Ordinance, 19% to betting duty and the remaining 5% to the Hong Kong Jockey Club's commission. Section 3(4) of the Ordinance provides that the percentage specified under subsection (3)(b) may be amended by resolution of the Legislative Council. The Secretary has give notice to move another motion (reported vide LC Paper No. LS116/02-3) to increase the betting duty on exotic horse racing bets from 19% to 20%, by this motion he proposes to reduce the payout rate from 76% to 75%.

3. Upon approval by the Legislative Council, the resolution will come into effect on 1 August 2003.

4. The proposed resolution is legally in order.

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