

Tasracing Integrity Unit

171 Westbury Road, Prospect 7250

All mail addressed to: PO Box 1329, Launceston 7250

T: (03) 6777 1900

E: operations@tasracingintegrity.com.au W: tasracingintegrity.com.au

- X SIGNATURE REQUIRED.** To apply a digital signature to this form either:
 (1) Use the "Sign Document" tool **OR** (2) Select "Fill & Sign" from the menu

► **Payment Authorisation is on the last page of this form. Schedule of Fees available at: www.tasracingintegrity.com.au**

Lease of a Racehorse

General Information

- The Tasracing Integrity Unit (TIU) registers leases for racing purposes. The TIU is not a party to the leases it registers. The TIU's registration of a lease does not of itself create any proprietary rights.
- A lease is a private agreement between lessor and lessee which creates proprietary interests as between the parties to the lease. If any dispute arises concerning a lease it is a matter for the parties to settle themselves either in the courts or through mediation. The TIU has neither the jurisdiction, nor the competency to determine the private rights of parties in a lease dispute. The TIU's only role is to manage its ownership registration system, ensure compliance with the Rules of Racing and determine the eligibility of horses to race.
- Legal advice should be sought in the case of a dispute.
- Even though the Terms & Conditions state that the lessor can recover possession of the horse if the lease is breached, this right is not absolute and a court may intervene and grant relief from forfeiture to the lessee if it is just to do so. Legal advice should be sought about the courts' jurisdiction with respect to forfeiture before entering the lease.
- Insurance of the horse is the responsibility of the lessor.

Instructions

GENERALLY

- Please ensure that all details are correct and the form completed in full.
- **Any changes to address or other details must be reported immediately to the Registrar of Racehorses.**
- The horse must not be entered for a race until the lease is lodged and processed to the satisfaction of the Tasracing Integrity Unit, PO Box 1329, Launceston 7250.
- Lessee/s will appear in the racebook.

REGISTERED SYNDICATES

- When a Syndicate is involved in the lease utilise the SURNAME and GIVEN NAME boxes for the Syndicate Name – this is also necessary should the Syndicate be "Racing As". It is important to fill in the FULL details.
- **Syndicates please complete the NOTIFICATION OF ADDITIONAL HORSE SECTION on page 14.** Each Syndicate entering the ownership of this horse MUST complete this section and pay the current fee (Refer to AR Schedule 3 – SR 8).

PAYMENT

- Payment of the current lease application fee can be by either cash, cheque, money order or credit card.
Cheques and money orders to be payable to Tasracing.

Please note we only accept the following credit cards for payment – Bankcard, Visa Card or Mastercard.

Is there an existing lease? If so, it should be cancelled prior to this lease being lodged.

A new lease cannot be registered if a current lease exists. The owner(s) will know if there is a current lease.

OFFICE USE ONLY

DATE RECEIVED: DATE APPROVED: APPROVED BY:

Lease of a Racehorse

Lease Agreement

Lease of Racehorse named: () Suffix

Dam: Foaling Date:

- Rental can be nil, gross or net
- There can be 20 individual lessors and 20 individual lessees
- Lessees will appear in the racebook
- Horses can race in the ownership of a Company, Firm or Stud however the Company, Firm or Stud must be registered as a Syndicate
- If the rental percentage is zero (0) then stake payments can be split between lessees. The Manager must indicate here if this is to occur. Yes No
- Where no indication is made or there is a rental percentage stipulated, all stake money will be paid to the Manager for disbursement.

This Agreement dated between the following person/s hereinafter called the Lessor/s (owner/s) and the Lessee/s.

WHEREBY the Lessor agrees to lease and the Lessee agrees to take on the lease from the Lessor the racehorse described above agreeing to all conditions for a term:

Commencing On: Expiring On: At a rental of: * %

of the amount of gross/ net monies (not including trophies) receivable by the Lessee in the form of Prizemoney won by or awarded to in respect of the horse, excluding / including the amount (if any) of GST payable by the Lessee in respect of the prizemoney. Default is no GST.

*Some form of rental must be stated, if no rental payable insert NIL.

Special Clauses

Please show any additional requirements hereunder:

Location of Horse at the Time of the Declaration: (Must be completed)

ADDRESS:	SUBURB:	STATE:	POSTCODE:
<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>

Lease of a Racehorse

Lessor/s (Owners) – Please sign below in relevant areas to indicate that all Terms & Conditions contained in this Lease including any Special Clauses and the Australian Rules of Racing are hereby binding and agreed to by all Parties of the Lease:

Signature/s of Lessor/s (Owners):

	PRINT NAME:	OWNER SIGNATURE:	WITNESS NAME:	WITNESS SIGNATURE:
Owner 1.		X		X
Owner 2.		X		X
Owner 3.		X		X
Owner 4.		X		X
Owner 5.		X		X
Owner 6.		X		X
Owner 7.		X		X
Owner 8.		X		X
Owner 10.		X		X
Owner 11.		X		X
Owner 12.		X		X
Owner 13.		X		X
Owner 14.		X		X
Owner 15.		X		X
Owner 16.		X		X
Owner 17.		X		X
Owner 18.		X		X
Owner 19.		X		X
Owner 20.		X		X

Lease of a Racehorse

Lessee/s Details

Please note the total combined share percentage must equal 100.00%

Lease of Racehorse named:

Year of Foaling:

MANAGER (LESSEE 1)

The Manager (Lessee 1) shall be treated as the Manager (Subject to AR57).

TITLE: FIRST OR GIVEN NAMES:		SURNAME:		DATE OF BIRTH:	
<input type="text"/>		<input type="text"/>		<input type="text"/>	
PHONE NO.	MOBILE:	EMAIL:	SHARE %:		
<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>		
POSTAL ADDRESS:			SUBURB:	STATE:	POSTCODE:
<input type="text"/>			<input type="text"/>	<input type="text"/>	<input type="text"/>
ACCOUNT NAME:		BSB (6 DIGITS):		ACCOUNT NO.	
<input type="text"/>		<input type="text"/>		<input type="text"/>	

Declare your GST status – When do I supply an ABN?

If you are registering a horse in the name of a company, firm or stud, the company, firm or stud must be registered as a syndicate with a PRA, or the horse must be leased to an eligible party for racing purposes. Only under these circumstances can an owner's horse racing activities provided they are conducted as an enterprise and the enterprise is registered for goods and services tax the owner can quote the ABN of that enterprise. If an owner's horse racing activity is conducted as a private recreational pursuit or hobby, an ABN cannot be provided and you must declare yourself as a hobbyist. You can only quote an ABN if the ABN is for an enterprise that is racing horses as part of that enterprise. Individual members of a registered syndicate must not provide their own ABN. The syndicate must be registered for GST and provide an ABN. If your ABN or GST status change, it is your responsibility to advise RA by completing the Change of GST Status form.

Is this enterprise GST registered for racing purposes based on the information above?

Yes If yes, please supply ABN (subject to validation) No, I am a hobbyist

SIGNATURE:

DATE:

I/We declare that the names of the Lessee/s appearing on this Agreement are a true and accurate disclosure of all interested persons (Refer AR 62) and I/We have read the Terms & Conditions of this lease including the information and questions on pages 16 & 17 headed **Personal Information** and Owner **GST Declaration**.
By signing this document you are bound by the Australian Rules of Racing including all Local Rules.

LESSEE 2

TITLE: FIRST OR GIVEN NAMES:		SURNAME:		DATE OF BIRTH:	
<input type="text"/>		<input type="text"/>		<input type="text"/>	
PHONE NO.	MOBILE:	EMAIL:	SHARE %:		
<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>		
POSTAL ADDRESS:			SUBURB:	STATE:	POSTCODE:
<input type="text"/>			<input type="text"/>	<input type="text"/>	<input type="text"/>
ACCOUNT NAME:		BSB (6 DIGITS):		ACCOUNT NO.	
<input type="text"/>		<input type="text"/>		<input type="text"/>	

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Lease of a Racehorse

Please note the total combined share percentage must equal 100.00%

LESSEE 3

TITLE:	FIRST OR GIVEN NAMES:	SURNAME:	DATE OF BIRTH:
PHONE NO.	MOBILE:	EMAIL:	SHARE %:
POSTAL ADDRESS:	SUBURB:	STATE:	POSTCODE:
ACCOUNT NAME:	BSB (6 DIGITS):	ACCOUNT NO.	

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PHONE NO.	MOBILE:	EMAIL:	SHARE %:
POSTAL ADDRESS:	SUBURB:	STATE:	POSTCODE:
ACCOUNT NAME:	BSB (6 DIGITS):	ACCOUNT NO.	

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X

Lease of a Racehorse

Please note the total combined share percentage must equal 100.00%

LESSEE 5

TITLE:	FIRST OR GIVEN NAMES:	SURNAME:	DATE OF BIRTH:
PHONE NO.	MOBILE:	EMAIL:	SHARE %:
POSTAL ADDRESS:	SUBURB:	STATE:	POSTCODE:
ACCOUNT NAME:	BSB (6 DIGITS):	ACCOUNT NO.	

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POSTAL ADDRESS:	SUBURB:	STATE:	POSTCODE:
ACCOUNT NAME:	BSB (6 DIGITS):	ACCOUNT NO.	

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Lease of a Racehorse

Please note the total combined share percentage must equal 100.00%

LESSEE 7

TITLE:	FIRST OR GIVEN NAMES:	SURNAME:	DATE OF BIRTH:
PHONE NO.	MOBILE:	EMAIL:	SHARE %:
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ACCOUNT NAME:	BSB (6 DIGITS):	ACCOUNT NO.	

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TITLE:	FIRST OR GIVEN NAMES:	SURNAME:	DATE OF BIRTH:
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ACCOUNT NAME:	BSB (6 DIGITS):	ACCOUNT NO.	

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Lease of a Racehorse

Please note the total combined share percentage must equal 100.00%

LESSEE 9

TITLE:	FIRST OR GIVEN NAMES:	SURNAME:	DATE OF BIRTH:
PHONE NO.	MOBILE:	EMAIL:	SHARE %:
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TITLE:	FIRST OR GIVEN NAMES:	SURNAME:	DATE OF BIRTH:
PHONE NO.	MOBILE:	EMAIL:	SHARE %:
POSTAL ADDRESS:	SUBURB:	STATE:	POSTCODE:
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Lease of a Racehorse

Please note the total combined share percentage must equal 100.00%

LESSEE 11

TITLE:	FIRST OR GIVEN NAMES:	SURNAME:	DATE OF BIRTH:
PHONE NO.	MOBILE:	EMAIL:	SHARE %:
POSTAL ADDRESS:	SUBURB:	STATE:	POSTCODE:
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PHONE NO.	MOBILE:	EMAIL:	SHARE %:
POSTAL ADDRESS:	SUBURB:	STATE:	POSTCODE:
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SIGNATURE:

X

DATE:

I/We declare that the names of the Lessee/s appearing on this Agreement are a true and accurate disclosure of all interested persons (Refer AR 62) and I/We have read the Terms & Conditions of this lease including the information and questions on pages 16 & 17 headed **Personal Information** and Owner **GST Declaration**.
By signing this document you are bound by the Australian Rules of Racing including all Local Rules.

Lease of a Racehorse

Please note the total combined share percentage must equal 100.00%

LESSEE 15

TITLE:	FIRST OR GIVEN NAMES:	SURNAME:	DATE OF BIRTH:
PHONE NO.	MOBILE:	EMAIL:	SHARE %:
POSTAL ADDRESS:	SUBURB:	STATE:	POSTCODE:
ACCOUNT NAME:	BSB (6 DIGITS):	ACCOUNT NO.	

Declare your GST status – When do I supply an ABN?

If you are registering a horse in the name of a company, firm or stud, the company, firm or stud must be registered as a syndicate with a PRA, or the horse must be leased to an eligible party for racing purposes. Only under these circumstances can an owner's horse racing activities provided they are conducted as an enterprise and the enterprise is registered for goods and services tax the owner can quote the ABN of that enterprise. If an owner's horse racing activity is conducted as a private recreational pursuit or hobby, an ABN cannot be provided and you must declare yourself as a hobbyist. You can only quote an ABN if the ABN is for an enterprise that is racing horses as part of that enterprise. Individual members of a registered syndicate must not provide their own ABN. The syndicate must be registered for GST and provide an ABN. If your ABN or GST status change, it is your responsibility to advise RA by completing the Change of GST Status form.

Is this enterprise GST registered for racing purposes based on the information above?

Yes If yes, please supply ABN (subject to validation) No, I am a hobbyist

SIGNATURE:

DATE:

I/We declare that the names of the Lessee/s appearing on this Agreement are a true and accurate disclosure of all interested persons (Refer AR 62) and I/We have read the Terms & Conditions of this lease including the information and questions on pages 16 & 17 headed **Personal Information** and Owner **GST Declaration**.
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X

LESSEE 16

TITLE:	FIRST OR GIVEN NAMES:	SURNAME:	DATE OF BIRTH:
PHONE NO.	MOBILE:	EMAIL:	SHARE %:
POSTAL ADDRESS:	SUBURB:	STATE:	POSTCODE:
ACCOUNT NAME:	BSB (6 DIGITS):	ACCOUNT NO.	

Declare your GST status – When do I supply an ABN?

If you are registering a horse in the name of a company, firm or stud, the company, firm or stud must be registered as a syndicate with a PRA, or the horse must be leased to an eligible party for racing purposes. Only under these circumstances can an owner's horse racing activities provided they are conducted as an enterprise and the enterprise is registered for goods and services tax the owner can quote the ABN of that enterprise. If an owner's horse racing activity is conducted as a private recreational pursuit or hobby, an ABN cannot be provided and you must declare yourself as a hobbyist. You can only quote an ABN if the ABN is for an enterprise that is racing horses as part of that enterprise. Individual members of a registered syndicate must not provide their own ABN. The syndicate must be registered for GST and provide an ABN. If your ABN or GST status change, it is your responsibility to advise RA by completing the Change of GST Status form.

Is this enterprise GST registered for racing purposes based on the information above?

Yes If yes, please supply ABN (subject to validation) No, I am a hobbyist

SIGNATURE:

DATE:

I/We declare that the names of the Lessee/s appearing on this Agreement are a true and accurate disclosure of all interested persons (Refer AR 62) and I/We have read the Terms & Conditions of this lease including the information and questions on pages 16 & 17 headed **Personal Information** and Owner **GST Declaration**.
By signing this document you are bound by the Australian Rules of Racing including all Local Rules.

X

Lease of a Racehorse

Please note the total combined share percentage must equal 100.00%

LESSEE 17

TITLE:	FIRST OR GIVEN NAMES:	SURNAME:	DATE OF BIRTH:
PHONE NO.	MOBILE:	EMAIL:	SHARE %:
POSTAL ADDRESS:	SUBURB:	STATE:	POSTCODE:
ACCOUNT NAME:	BSB (6 DIGITS):	ACCOUNT NO.	

Declare your GST status – When do I supply an ABN?

If you are registering a horse in the name of a company, firm or stud, the company, firm or stud must be registered as a syndicate with a PRA, or the horse must be leased to an eligible party for racing purposes. Only under these circumstances can an owner's horse racing activities provided they are conducted as an enterprise and the enterprise is registered for goods and services tax the owner can quote the ABN of that enterprise. If an owner's horse racing activity is conducted as a private recreational pursuit or hobby, an ABN cannot be provided and you must declare yourself as a hobbyist. You can only quote an ABN if the ABN is for an enterprise that is racing horses as part of that enterprise. Individual members of a registered syndicate must not provide their own ABN. The syndicate must be registered for GST and provide an ABN. If your ABN or GST status change, it is your responsibility to advise RA by completing the Change of GST Status form.

Is this enterprise GST registered for racing purposes based on the information above?

Yes If yes, please supply ABN (subject to validation) No, I am a hobbyist

SIGNATURE:

DATE:

X

I/We declare that the names of the Lessee/s appearing on this Agreement are a true and accurate disclosure of all interested persons (Refer AR 62) and I/We have read the Terms & Conditions of this lease including the information and questions on pages 16 & 17 headed **Personal Information** and Owner **GST Declaration**.
By signing this document you are bound by the Australian Rules of Racing including all Local Rules.

LESSEE 18

TITLE:	FIRST OR GIVEN NAMES:	SURNAME:	DATE OF BIRTH:
PHONE NO.	MOBILE:	EMAIL:	SHARE %:
POSTAL ADDRESS:	SUBURB:	STATE:	POSTCODE:
ACCOUNT NAME:	BSB (6 DIGITS):	ACCOUNT NO.	

Declare your GST status – When do I supply an ABN?

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Is this enterprise GST registered for racing purposes based on the information above?

Yes If yes, please supply ABN (subject to validation) No, I am a hobbyist

SIGNATURE:

DATE:

X

I/We declare that the names of the Lessee/s appearing on this Agreement are a true and accurate disclosure of all interested persons (Refer AR 62) and I/We have read the Terms & Conditions of this lease including the information and questions on pages 16 & 17 headed **Personal Information** and Owner **GST Declaration**.
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Lease of a Racehorse

Please note the total combined share percentage must equal 100.00%

LESSEE 19

TITLE:	FIRST OR GIVEN NAMES:	SURNAME:	DATE OF BIRTH:
PHONE NO.	MOBILE:	EMAIL:	SHARE %:
POSTAL ADDRESS:	SUBURB:	STATE:	POSTCODE:
ACCOUNT NAME:	BSB (6 DIGITS):	ACCOUNT NO.	

Declare your GST status – When do I supply an ABN?

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Is this enterprise GST registered for racing purposes based on the information above?

Yes If yes, please supply ABN (subject to validation) No, I am a hobbyist

SIGNATURE:

DATE:

I/We declare that the names of the Lessee/s appearing on this Agreement are a true and accurate disclosure of all interested persons (Refer AR 62) and I/We have read the Terms & Conditions of this lease including the information and questions on pages 16 & 17 headed **Personal Information** and Owner **GST Declaration**.
By signing this document you are bound by the Australian Rules of Racing including all Local Rules.

X

LESSEE 20

TITLE:	FIRST OR GIVEN NAMES:	SURNAME:	DATE OF BIRTH:
PHONE NO.	MOBILE:	EMAIL:	SHARE %:
POSTAL ADDRESS:	SUBURB:	STATE:	POSTCODE:
ACCOUNT NAME:	BSB (6 DIGITS):	ACCOUNT NO.	

Declare your GST status – When do I supply an ABN?

If you are registering a horse in the name of a company, firm or stud, the company, firm or stud must be registered as a syndicate with a PRA, or the horse must be leased to an eligible party for racing purposes. Only under these circumstances can an owner's horse racing activities provided they are conducted as an enterprise and the enterprise is registered for goods and services tax the owner can quote the ABN of that enterprise. If an owner's horse racing activity is conducted as a private recreational pursuit or hobby, an ABN cannot be provided and you must declare yourself as a hobbyist. You can only quote an ABN if the ABN is for an enterprise that is racing horses as part of that enterprise. Individual members of a registered syndicate must not provide their own ABN. The syndicate must be registered for GST and provide an ABN. If your ABN or GST status change, it is your responsibility to advise RA by completing the Change of GST Status form.

Is this enterprise GST registered for racing purposes based on the information above?

Yes If yes, please supply ABN (subject to validation) No, I am a hobbyist

SIGNATURE:

DATE:

I/We declare that the names of the Lessee/s appearing on this Agreement are a true and accurate disclosure of all interested persons (Refer AR 62) and I/We have read the Terms & Conditions of this lease including the information and questions on pages 16 & 17 headed **Personal Information** and Owner **GST Declaration**.
By signing this document you are bound by the Australian Rules of Racing including all Local Rules.

X

Lease of a Racehorse

Additional Horse Form

FEE – Refer current schedule

SYNDICATES

Any combination of more than 20 owner entities must be registered as a syndicate with a principal racing authority. The name of the registered syndicate must be shown on the application and be signed by the Manager. Whilst it is quite in order for a horse to be registered in the ownership of a company, firm or stud (as defined in AR2) it cannot race in such ownership unless the company, firm or stud has been registered as a syndicate under the Australian Rules of Racing or the horse is leased to individuals. Each registered syndicate entering the ownership of this horse **MUST** complete the below and pay the subscribed fee.

SYNDICATE NAME:	REGISTERED MANAGER NAME:	SIGNATURE
		X
		X
		X
		X

LEASE DISPUTES

The Tasracing Integrity Unit receives numerous requests for advice in relation to disputes arising out of the leasing of racehorses. Disputes generally arise from the addition of special clauses which are often added to the lease without any real thought being given to the meaning and consequences of those clauses. The Tasracing Integrity Unit will not take sides in any such disputes and as their resolution through the Courts can often be an expensive and not always satisfactory procedure, everyone involved in leasing of a horse is urged to consider carefully the implications of any special clauses before they are inserted in the standard lease agreement. The existing forms make it clear that the Tasracing Integrity Unit accepts no responsibility for the due observance or non observance of the lease arrangements and if there are any disputes, the Tasracing Integrity Unit only has limited powers to intervene. Accordingly, the TIU urges everyone concerned to give more consideration in future to the wording and consequences of any of these clauses. It may be appropriate to provide, in case a dispute should arise, that the matter should first be referred to arbitration by a neutral person to be agreed upon in advance. Such provision should be incorporated in the lease itself or in a letter of agreement. In that event there should be provision as to the costs of the arbitration and whether either party is entitled to legal representation. Other problem areas arise in relation to the desire of many owners to nominate the trainer by whom a particular horse is to be trained and where and when it is to be spelled, etc. Here again the TIU urges everyone concerned to take far more care about these matters and to agree on all these matters in advance so that no misunderstandings arise later when it is often very difficult to do anything about them.

APPOINTMENT OF REPRESENTATIVE (OR RACING MANAGER)

- AR 2 "Manager" means a person registered with Racing Australia as the manager of a horse owned or leased by a natural person, a group of natural persons, or a Syndicate. Unless established otherwise: (a) the first named person appearing in the Certificate of Registration or other official ownership or leasing record held by Racing Australia will be deemed to be the manager (subject to AR63(1)); and (b) if a horse is owned or leased by more than one Syndicate, the first named person appearing in the Certificate of Registration or other official ownership or leasing record held by Racing Australia will be deemed to be the manager.
- AR 63(1)
- (1) The Manager may be removed or replaced from that position by written notice signed by the owners, lessees or Syndicate members representing more than 50% of the ownership of the horse.
 - (2) The Manager of a horse is of their own right (and without separate express authorisation by the owners, lessees or Syndicate members) entitled to: (a) enter, nominate, accept or scratch a horse from any race; (b) engage a jockey to ride a horse in any race; (c) receive any prize money or trophy won by a horse; (d) act for and represent the owners, lessees or Syndicate members in relation to the horse for the purpose of these Australian Rules, except that where a provision of the TOR Rules (and/or a term of the STA or the COA, if relevant) specifies a process, requirement, or course of action, that provision or term binds the manager in the event of any conflict or inconsistency with this subrule.
 - (3) The entry or nomination of a horse for any race must state the name of the Manager.
 - (4) The trainer of a horse who enters, nominates, accepts or scratches a horse is, absent proof of an agreement between the trainer and owners to the contrary, deemed to have done so with the authority of the manager and all other nominators.

Lease of a Racehorse

PRIVACY

The Registrar of Racehorses collects information about you when you submit this form to lease a racehorse. The Registrar will use that information to assess your application and if approved, your ongoing status as an owner. To do that, the Registrar may disclose your information to Principal Racing Authorities. On occasion, the Registrar may disclose names and contact details to racing organisations including race clubs and owners or breeders associations. However, this information will only be disclosed when the Registrar is of the opinion that such communication may be of interest or benefit to you. If you do not want to receive such communication, you may advise the Registrar of that fact at any time. You can gain access to and request changes be made to your information held by the Registrar at any time. You do not have to supply the information requested, but if the information is not provided the Registrar may refuse to accept your application.

PERSONAL INFORMATION

To assist in making ownership determinations, the Registrar must assess the fitness and propriety of each applicant. This assessment requires the collection of sensitive information. In order to protect each individual's privacy certain necessary information has not been requested on the application form, however, all applicants must read the following questions.

- (1) In the past 10 years, have you been convicted of, or is there a pending charge against you, for any offence involving:
 - (a) An indictable criminal offence or violence against a person or dishonest activity; or
 - (b) Offence under animal welfare or prevention of cruelty to animals legislation; or
 - (c) An undischarged bankrupt or taking advantage of laws relating to bankruptcy.
- (2) Have you ever been convicted under the Australian Rules of Racing or rules of any Principal Racing Authority?

If any applicant should answer "yes" to any of these questions, the applicant must notify the Registrar in writing prior to the lodgement of the application. Such notification must include full details of the conduct in question. The Registrar will advise in writing within seven days of having received such notification. That advice should be retained by the applicant as evidence that the appropriate notification has been made. You are advised that should it be established that an individual has neglected or failed to truthfully respond to questions 1(a), 1(b), 1(c) or 2, this application and any other application concerning the individual may be refused or cancelled at any time. If the notification has previously been advised to the Registrar, there is no need to do so again unless subsequent charges or convictions have been recorded against you since you submitted said notification to the Registrar. A Principal Racing Authority or the Stewards may punish any person who makes any false or misleading statement or declaration in respect of any matter in connection with the administration or control of racing under AR 229(1)(h). Inaccuracies or omissions may also lead to penalties and refusal or cancellation of the Registration of this horse (AR31).

ASSIGNMENT AND LICENCE

Due to the essential role that Racing Australia (RA) plays in administering, promoting and reporting on thoroughbred horse racing, as well as providing racing materials, RA must be able freely to use all intellectual property rights (including but not limited to copyright) that may subsist in the name, image, jockey silks and other indicia associated with this horse.

In order to allow RA to use these intellectual property rights without impediment, as a condition of the horse's registration, you agree that RA owns all right, title or interest (including but not limited to copyright, goodwill and reputation) in the name, image, jockey silks or other indicia associated with that horse, whether existing before or after you sign this form. To the extent that you own any such intellectual property rights by force of law, you must assign them to RA. You must also undertake to RA that you will not apply to register as a trademark any such indicia or do anything that will or may adversely affect or otherwise limit the ability of RA, the principal racing authorities or race clubs to administer, promote or report on thoroughbred racing (or authorise any other person to do so). You may request permission from RA to register a trade mark associated with the horse, and RA may accept or reject in its absolute discretion and subject to any conditions it deems necessary or desirable.

In exchange for the agreement, assignment and undertakings, upon registration of the horse RA will grant to you a non-exclusive, royalty-free and non-transferable licence to (a) use the name, image, jockey silks and other indicia associated with the horse where RA owns the intellectual property in such indicia for any purpose related to racing, training, promoting and otherwise dealing with the horse, including merchandising; and (b) sub-licence the same to any other person.

Owner GST Declaration

When do I supply an ABN?

If you are registering a horse in the name of a company, firm or stud, the company firm or stud must be registered as a syndicate with a PRA, or the horse must be leased to an eligible party for racing purposes.

Only under these circumstances can an owner's horse racing activities provided they are conducted as an enterprise and the enterprise is registered for goods and services tax the owner can quote the ABN of that enterprise.

If an owner's horse racing activity is conducted as a private recreational pursuit or hobby, an ABN cannot be provided and you must declare yourself as a hobbyist. You can only quote an ABN if the ABN is for an enterprise that is racing horses as part of that enterprise.

Individual members of a registered syndicate must not provide their own ABN. The syndicate must be registered for GST and provide an ABN. If your ABN or GST status change, it is your responsibility to advise your PRA by completing the Change of GST Status form.

Where the owner is GST registered, the following agreement is given:

- The recipient may issue tax invoices in respect of the specified supplies.
- The supplier may issue tax invoices in respect of those supplies.
- The supplier acknowledges that it is registered when it enters into the agreement and that it will notify the recipient if it ceases to be registered.
- The recipient acknowledges that it is registered when it enters into the agreement and that it will notify the supplier if it ceases to be registered.

Lease of a Racehorse

Rules of Racing

As a condition of acceptance of a Lease agreement, all owners noted on the form must familiarise themselves with and agree to be bound by the Australian Rules of Racing and the Local Rules, Regulations, By-Laws and Conditions as amended from time to time of the Principal Racing Authority in whose State or Territory I reside or in which the horse shall race. A copy of the rules (including Tasmanian Local Rules) can be found at <https://tasracing.com.au/integrity>. For Local Rules of Racing of other States please contact the relevant PRA.

Terms and Conditions

1. The Lessee hereby covenants and agrees with the Lessor that the Lessee will always during the continuance of this lease:

- (a) Pay to the Lessor, where applicable, the rental stated on this form at the said address or such other place in the said State as he shall from time to time direct within twenty-one days of the receipt by the Lessee of any monies won by the said horse.
- (b) Properly and skilfully train the said horse for racing purposes and provide all proper accommodation, stabling, food and clothing therefore in accordance with the standard usually supplied or provided in connection with the training of racehorses in the said State.
- (c) At all times provide all necessary veterinary services for the said horse together with any medicines required in connection therewith in accordance with the advice of a qualified Veterinary Surgeon.
- (d) Keep and maintain the said horse in good condition (whether actually racing or otherwise) and in the charge and care of careful and competent grooms and trainers.
- (e) Pay and discharge the costs expenses and fees of maintaining racing and spelling the said horse in terms of this agreement.
- (f) At all times enter and race the said horse in the name of the Lessee and in the name of no other person.
- (g) Permit the Lessor, his servants and agents with or without Veterinary Surgeons at all reasonable times to enter upon the premises in which the said horse may be to inspect the state and condition thereof and for this purpose advise him at any time on request of its whereabouts.
- (h) Take all and every such reasonable and usual precautions to prevent the said horse from being injured, becoming ill or destroyed provided nevertheless that the Lessee shall not be liable to the Lessor for any damage owing to injury to or illness or destruction of the said horse unless such injury illness or destructions shall have occurred through the neglect or default of the Lessee or any agent of the Lessee.
- (i) Forthwith to lodge this Lease with the Tasracing Integrity Unity in accordance with the Rules of Racing in that behalf.
- (j) Pay the registration fees of this Agreement to the Lessor on demand.
- (k) At the expiration or sooner determination of this Lease, at the Lessee's cost, deliver to the Lessor at his address as stated on this form or such other place as the Lessor shall appoint but at no greater cost the said horse in the same good state and condition as far as is reasonably possible as the same now is which delivery shall be made under the care of a competent groom.

2. That the Lessee will not at any time during the said term:

- (a) Without the prior consent in writing of the Lessor permit the said horse to be gelded or used for stud purposes or any other purpose than that of flat racing and training for the same and will not train for or race nor suffer or permit the said horse to be trained for or raced in any hurdle race or steeplechase and will not school or permit to be schooled the said horse over jumps of any kind whatsoever.
- (b) Race or suffer or permit to be raced the said horse at any race meeting or meetings other than those registered or approved by the Principal Racing Authority.
- (c) Do suffer or permit any act matter or thing whereby the said horse may be liable to disqualification under the Rules of Racing for the time being.
- (d) Take or remove the said horse out of the said State without the prior consent, in writing, of the Lessor.
- (e) Assign underlet or except for the purpose of the training thereof part with the possession and personal control training and management of the said horse.
- (f) Administer cause or permit to be administered any prescription animal remedy or prescription animal medicine except with the approval of a qualified Veterinary Surgeon.

3. It is hereby mutually agreed and declared by and between the Lessor and the Lessee as follows:

- (a) That if the Lessee shall make default in the due and punctual payments of any rental payable hereunder, or in the due and punctual observance and performance of any of the other covenants, conditions and stipulations herein contained, or if the Lessee of the said horse shall be warned off or disqualified by any Principal Racing Authority, or if any judgement be entered against the Lessee in any Court of Law or if execution be issued against the goods effects or lands of the Lessee, or in the event of the death of the Lessee or if the Lessee shall commit any act of bankruptcy, or the nomination of the said horse by the Lessee is refused by the Tasracing Integrity Unit, THEN in any such cases the Lessor may determine the Agreement, and it shall be lawful for the Lessor or any duly appointed agent of the Lessor within one month of any such matter coming to the knowledge of the Lessor or such agent of the Lessor without the necessity of making any formal or other demand to retake and recover possession of the said horse wheresoever the same may be, or is supposed to be located without being responsible or answerable for any damage or loss resulting therefrom or occasioned thereby. Thereupon this Agreement shall cease and determine but without prejudice to any remedy for the recovery of any monies which shall have already become due under this Agreement or of any damages for the breach of any of the covenants and agreements herein contained.
- (b) That in the event of the disqualification of the Lessor by any Principal Racing Authority the rights of the parties shall be subject to the provisions of Rule 263(6) of the Australian Rules of Racing.

Lease of a Racehorse

- (c) That in the event of the determination of this Agreement pursuant to the provisions of paragraph (a) of this clause the Lessee shall forthwith execute and deliver to the TIU all such transfers and other documents as may be necessary or be required by the TIU to record such determination and to revert the said horse in the Lessor and the Lessor is HEREBY CONSTITUTED AND APPOINTED as the Lessee's Attorney and agent for the purpose of executing all such transfers and other documents.
- (d) That in addition to and without prejudice to the provisions of paragraph (a) preceding if the Lessee shall at any time be disqualified by any Principal Racing Authority or Stewards thereof this Lease shall thereupon be determined and be absolutely void and the said horse shall be returned and delivered to the Lessor by the Lessee in manner hereinbefore provided but in such event the Lessor shall have the benefit of any entrance or other fees which shall have been paid by the Lessee in connection with the said horse to the intent that the same shall be absolutely forfeited to the Lessor.
- (e) That the said horse shall at all times be raced in accordance with the Rules of Racing for the time being in force and this Agreement shall be subject to and the parties hereto bound by such rules in all respects.
- (f) That the Lessee shall take the said horse hereunder with the benefit of all existing engagements, entrances and nominations (if any) but subject to the payment by the Lessee of all forfeits and liabilities in connection therewith.
- (g) That in the event of any dispute arising between the parties hereto concerning this Agreement or in relation to any matter arising thereunder the same shall be referred to arbitration under the provisions of the Arbitrations Act in force in the said State.
- (h) That nothing herein contained shall be held or construed to form or be a partnership between the parties.
- (i) That the Lessee or if more than one the Lessees may terminate this Agreement at any time upon giving one calendar month's notice, in writing, in that behalf to the Lessor and upon returning the said horse to the Lessor in manner hereinbefore provided and in conformity with the state and condition as hereinbefore mentioned.
- (j) That any notice required to be given by the Lessor to the Lessee hereunder may be verbal or in writing and if in writing may be delivered to the Lessee personally or sent by prepaid registered post to the Lessee at the address of the Lessee hereinbefore appearing and any notice required to be given by the Lessee to the Lessor shall be in writing and shall be delivered to the Lessor personally or sent by prepaid registered post addressed to the Lessor at the address of the Lessor hereinbefore appearing.
- (k) That the expression "Lessor" whenever herein appearing shall be deemed to mean and include the Lessor and the executors, administrators and assigns of the Lessor and where there is more than one Lessor shall include the Lessors and each of them and their respective executors, administrators and assigns and the expression "Lessee" shall be deemed to mean and include the Lessee and the executors, administrators and permitted assigns of the Lessee and where there is more than one Lessee shall mean and include the Lessees and each of them and their respective executors, administrators and permitted assigns and where there is more than one Lessee the covenants and agreements on the part of the Lessee shall be deemed to be several as well as joint.
- (l) It is compulsory for the Lessee to advise in writing both the Lessor and the TIU of any change of address.

NOTE

The Tasracing Integrity Unit (TIU) accepts no responsibility for the due observance of the Agreement or any clause therein. This Lease must be lodged with the TIU in accordance with the Australian Rules of Racing before the horse is entered to race. *Notice of cancellation must also be lodged in the same manner.*

Tasracing Integrity Unit

171 Westbury Road, Prospect 7250

All mail addressed to: PO Box 1329, Launceston 7250

T: (03) 6777 1900

E: operations@tasracingintegrity.com.au W: tasracingintegrity.com.au



X SIGNATURE REQUIRED. To apply a digital signature to this form either:
(1) Use the "Sign Document" tool **OR** (2) Select "Fill & Sign" from the menu

Payment Authorisation

Please complete and return this page with your completed form.

1. Credit Card Authorisation



CREDIT CARD TYPE: VISA Mastercard



CARD NUMBER:

 - - -

EXPIRY DATE:

 /

CCV:

NAME ON CARD:

CONTACT PHONE NUMBER:

AMOUNT:

CARD HOLDERS SIGNATURE:

X

I agree to Tasracing charging my credit card with the amount shown above.

Please contact me to obtain credit card details once application forms have been submitted and received.

2. Other Payment Options

If you are not able to make a payment via a debit or credit card, please contact us to make an alternative arrangement.



Telephone: (03) 6777 1900



Email: operations@tasracingintegrity.com.au



Mail: TIU Office, Prospect Government Offices, PO Box 1329, Launceston 7250



In person: TIU Office, Prospect Government Offices, 171 Westbury Road, Prospect, Tasmania 7250.

Personal Information Protection Statement

By completing and submitting this document you will be providing personal information to Tasracing Pty Ltd (**Tasracing**).

Tasracing will manage personal information you provide to it in accordance with the *Personal Information Protection Act 2004* (Tas), other relevant laws which apply to Tasracing from time to time, and Tasracing's Privacy Policy.

A copy of Tasracing's Privacy Policy can be obtained from Tasracing or accessed at the following link: tasracing.com.au/privacy-policy.

Your personal information may be disclosed to third parties where it is permitted by law (or otherwise with your consent), including law enforcement agencies, courts and other organisations which are authorised to collect it.

For the avoidance of doubt and without limiting Tasracing's rights to otherwise lawfully disclose information, you expressly acknowledge and agree that your personal information may be disclosed to, and used and disclosed for their purposes by, the Tasmanian Racing Integrity Commissioner, the Racing Integrity Committee, officers appointed under section 13 of the *Animal Welfare Act 1993* (Tas) and authorised officers within the meaning of the *Biosecurity Act 2019* (Tas) in the discharge of their duties, including for purposes in connection with the *Racing Regulation and Integrity Act 2024* (Tas).

Where you provide personal information which is "basic personal information" this may be disclosed to other public sector bodies where necessary, for the efficient storage and use of that information.

The personal information you provide in connection with this document will be used by Tasracing for the purpose of processing your application for a licence and/or registration and for associated purposes pursuant to the *Racing Regulation and Integrity Act 2024* (Tas), associated legislation, and the Rules of Racing as adopted by Tasracing from time to time.

If you do not provide to Tasracing the personal information requested by this document the main consequences for you is likely to be that Tasracing may not be able to process your application and/or your application may be considered invalid.

You have the right to access your personal information by request to Tasracing and you may be charged a fee for this service. If you consider any of the personal information held by Tasracing to be incorrect or not up-to-date, please contact Tasracing.

Tasracing can be contacted in one of the ways set out on its website (tasracing.com.au), including via phone (03 6212 9333), email (admin@tasracing.com.au) or mail (PO Box 730, Glenorchy TAS 7010).