



Racing Queensland Board trading as Racing Queensland
ABN 80 730 390 733

QTIS terms and conditions for 2016 foals for the Racing Season
2018/2019

Agreed terms

1 Definitions and interpretation

1.1 Definitions

In this document:

Term	Definition
Black Type Races	any race that is run at Group, Listed or Restricted Listed level as defined by the Australian Rules of Racing.
Breeder	means the person named as the Breeder in the studbook.
Breeder's Bonus	means the payments outlined in Schedule 1 payable to the Breeder.
Business Day	means a day that is not a Saturday, Sunday or public holiday in Brisbane.
Eligibility A Horse	has the meaning outlined in clause 2.1.
Eligibility A Final Payment	means a payment of \$550 (GST inclusive) to Racing Queensland made on or before 29 June 2018.
Eligibility A First Payment	means a payment of \$385 (GST inclusive) to Racing Queensland made on or before 31 October 2017.
Eligibility A Late First Payment	means a payment of \$990 (GST inclusive) to Racing Queensland made after 31 October 2017 and required if the Eligibility A First Payment was not made.
Eligibility B Horse	has the meaning outlined in clause 2.2.
Eligibility B Final Payment	means a payment of \$1,100 (GST inclusive) to Racing Queensland made on or before 29 June 2018.
Eligibility B First Payment	means a payment of \$770 (GST inclusive) to Racing Queensland made on or before 31 October 2017.
Eligibility B Late First Payment	means a payment of \$1,980 (GST inclusive) to Racing Queensland made after 31 October 2017 and required if the Eligibility B First Payment was not made.
Free Racing	means no starters fee, nomination fee, acceptance fee or riding fee is payable to Racing Queensland, regardless of the finishing position.
Full Payment	means a payment of \$1,540 (GST inclusive) for an Eligibility A Horse or a payment of \$3,080 (GST inclusive) for an Eligibility B Horse to Racing Queensland made on or before 29 June 2018 where no other payments have been made in relation to the relevant horse.
Late Entry Payment	means a payment of \$5,000 (GST inclusive) for an Eligibility A Horse or a payment of \$7,500 (GST inclusive) for an Eligibility B Horse to Racing Queensland made on or before 31 July 2018 where no

Term	Definition
	other payments have been made in relation to the relevant horse.
Owner	means the lawful owner of the horse who may also be the Breeder.
QTIS	means the Queensland Thoroughbred Incentive Scheme.
QTIS Bonus	means the payments outlined in Schedule 1 payable to the Owner.
QTIS Horse	means a horse less than 6 years of age that is either an Eligibility A Horse in accordance with clause 2.1 or an Eligibility B Horse in accordance with clause 2.2.
QTIS Race	means one of the QTIS Races
QTIS Races	means: <ul style="list-style-type: none"> (a) all of the 2-year-old or 3-year-old races sanctioned by RQ and conducted in Queensland during the Racing Season except for Black Type Races or races where the standard prizemoney is \$75,000 or greater unless RQ elects to include those races; and (b) any other race which is selected by RQ to be a QTIS Race and is conducted in Queensland during the Racing Season.
Racing Season	means the season of racing in Queensland that commences on 1 August 2018 and concludes on 31 July 2019.
RQ	means the Racing Queensland Board ABN 80 730 390 733 (trading as Racing Queensland) and, where relevant, includes RQ's managers, employees, contractors, invitees, and any person authorised by RQ.

1.2 Interpretation

In this document:

- (a) a singular word includes the plural and vice versa;
- (b) a reference to a person includes a corporation, trust, partnership, unincorporated body, government and local authority or agency, or other entity whether or not it comprises a separate legal entity;
- (c) references to '\$A', 'dollar', '\$' and to any amount not otherwise designated is to be construed as a reference to Australian currency; and
- (d) if any day appointed or specified by this document for the payment of any money or the doing of any act, matter or thing falls on a day which is not a Business Day in Brisbane, then the day so appointed or specified is deemed to be the next day which is a Business Day.

2 Eligibility

2.1 Eligibility A – Queensland Sired

- (a) A horse is an Eligibility A Horse if:
 - (i) it was the progeny of a stallion that was standing in Queensland at the time of conception; and
 - (ii) the horse has been nominated with QTIS in the prescribed form; and
 - (iii) either 2.1(b)(i), 2.1(b)(ii), 2.1(b)(iii) or 2.1(b)(iv) has been satisfied.
- (b) The following payments have been made in respect of the relevant horse:
 - (i) the Eligibility A First Payment was made on or before 31 October 2017 and the Eligibility A Final Payment was made on or before 29 June 2018; or
 - (ii) the Eligibility A Late First Payment was made after 31 October 2017 but on or before 29 June 2018, and the Eligibility A Final Payment was made on or before 29 June 2018; or
 - (iii) the Full Payment was made on or before 29 June 2018; or
 - (iv) the Late Entry Payment was made on or before 31 July 2018.

2.2 Eligibility B – Breedback

- (a) A horse is an Eligibility B Horse if:
 - (i) it is the foal of a dam that has been covered by a Queensland domiciled stallion at any time in the year the foal was born;
 - (ii) the horse has been nominated with QTIS in the prescribed form; and
 - (iii) either 2.2(b)(i), 2.2(b)(ii), 2.2(b)(iii) or 2.2(b)(iv) has been satisfied.
- (b) The following payments have been made in respect of the relevant horse:
 - (i) the Eligibility B First Payment was made on or before 31 October 2017 and the Eligibility B Final Payment was made on or before 29 June 2018; or
 - (ii) the Eligibility B Late First Payment was made after 31 October 2017 but on or before 29 June 2018, and the Eligibility B Final Payment was made on or before 29 June 2018; or
 - (iii) the Full Payment was made on or before 29 June 2018; or
 - (iv) the Late Entry Payment was made on or before 31 July 2018.

2.3 Responsibility for payments

- (a) Where a person nominates a horse with QTIS in the prescribed form, that person is responsible for ensuring the required payments referred to in clause 2.1(b) or 2.2(b) are paid within the required timeframes.

- (b) Notwithstanding that RQ may send payment reminders to the person who nominated the horse, RQ is not responsible for sending the payment reminders.
- (c) RQ will not be liable for any claims arising whatsoever (including direct or consequential loss) suffered or sustained in connection with a person failing to make the required payments referred to in clause 2.1(b) or 2.2(b) within the required timeframes.

2.4 Eligibility ceases

A horse's eligibility for all QTIS Bonuses and Breeder's Bonuses ceases when it turns 6 years of age.

3 Breeder's Bonus

3.1 Eligibility A Horses Breeder's Bonus

The Breeder's Bonus will be paid in accordance with clause 3.2 below if an Eligibility A Horse wins a QTIS Race for which a QTIS Bonus is applicable. This is applicable to 2YO, 3YO and 4YO horses.

3.2 Eligibility A Horse Bonus

- (a) Subject to 3.2(b), if an Eligibility A Horse wins a QTIS Race the Breeder's Bonus is payable to the Breeder or the Owner if the eligibility requirements outlined in clause 2.1 are satisfied.
- (b) If a Breeder or Owner sells a horse without having made all of the required payments referred to in clause 2.1(b) respectively then the first subsequent Owner of the horse who completes all of the required payments referred to in clause 2.1(b) will be eligible to receive the Breeder's Bonus for that horse, so long as the first subsequent Owner:
 - (i) makes the payments required within the required timeframe/s; and
 - (ii) nominates the horse with QTIS in the prescribed form.

3.3 No Breeder's Bonus for Eligibility B Horses

The Breeder's Bonus is not payable if an Eligibility B Horse wins a QTIS Race.

4 Free racing

Except for Black Type Races, all QTIS Horses are eligible for Free Racing throughout the Racing Season.

5 QTIS Bonus

5.1 QTIS Bonuses

QTIS Bonuses will be paid to the Owners of QTIS Horses which place first, second and third in QTIS Races in accordance with Schedule 1.

5.2 Fillies and Mares Bonus

- (a) If a QTIS Horse:

- (i) is a 2-year-old or 3-year-old filly or a mare aged four years or older; and
- (ii) places first, second or third in a QTIS Race,

a 50% increase will be applied to any QTIS Bonus applicable under Schedule 1 for that QTIS Horse.

6 Other

6.1 Terms and conditions

RQ may change any part of these terms and conditions at any time and at RQ's absolute discretion.

6.2 Ineligible nomination

If RQ determines in its absolute discretion that a nomination does not comply with these terms and conditions or is not otherwise eligible, it may reject the nomination and refund any payments made with the nomination less an administration fee of \$350 (plus GST).

6.3 Goods and Services Tax

- (a) In this clause, a reference to "Recipient" is reference to a Breeder entitled to be paid a Breeder's Bonus and/or an Owner entitled to be paid a QTIS Bonus.
- (b) If the Recipient is GST registered, the Recipient agrees to the terms below in respect of GST on any amount payable:
 - (i) The Recipient (the Supplier) acknowledges that the Recipient is registered for GST purposes and will promptly notify RQ in writing if they cease to be registered for GST purposes;
 - (ii) The Recipient, (the Supplier) warrants that the ABN provided to RQ is correct and acknowledges that RQ relies on this ABN being correct;
 - (iii) The Recipient (the Supplier) will not issue tax invoices in relation to any amount payable to the Recipient by RQ;
 - (iv) RQ (the Recipient) may issue tax invoices in respect of amounts (supplies) that it has to pay me;
 - (v) The Recipient (the Supplier) understands that RQ is registered for GST purposes and that it will notify RQ in writing immediately if it ceases to be GST registered or it is otherwise unable to satisfy the requirements allowing RQ to issue Recipient Created Tax Invoices (RCTI);
 - (vi) The Recipient (the Supplier) indemnifies RQ for any liability in respect of tax, over claimed credits, penalties or interest as a result of RQ issuing a RCTI in circumstances where the Recipient has failed to promptly notify RQ that the Recipient is no longer registered for GST; and
 - (vii) The Recipient understands and agrees that RQ may set off the value of any liability, obligation or other amounts that the Recipient owes to RQ against any amounts due and owing or directed to the Recipient, including amounts payable through the Central Prize Money System administered by RQ.

Schedule 1

QTIS and Breeder's Bonuses

	Metropolitan Racing									
	Saturday & Public Holidays		Mid Week		Provincial Racing			Country Racing		
	Owner	Breeder	Owner	Breeder		Owner	Breeder		Owner	Breeder
1st	\$24,500	\$1,470	\$7,000	\$420	1st	\$8,500	\$510	1st	\$3,500	\$210
2nd	\$7,000	N/A	\$2,000	N/A	2nd	\$2,300	N/A	2nd	\$1,000	N/A
3rd	\$3,500	N/A	\$1,000	N/A	3rd	\$1,200	N/A	3rd	\$5,000	N/A
Total	\$35,000	\$1,470	\$10,000	\$420	Total	\$12,000	\$510	Total	\$5,000	\$210