

[EXECUTIVE ORDER NO. 320, January 27, 1941]

**REGULATING THE MAINTENANCE AND OPERATION OF RACE
TRACKS AND HORSE RACING**

By virtue of the powers vested in me under Commonwealth Act Numbered Six hundred one, entitled "An Act to regulate the establishment, maintenance and operation of places of amusement in chartered cities, municipalities and municipal districts," the following rules and regulations are hereby promulgated to govern the maintenance and operation of race tracks and horse racing:

1. *Board on Races.*—There is hereby created a Board on Races to consist of a Chairman and two members, who shall not be appointed by the President for such term and at such rate of compensation as he may determine and shall be removable at his pleasure. For administrative purposes, the Board on Races is hereby placed under the Department of Interior.

2. *Powers and duties.*—The Board on Races shall subject to the approval of the Secretary of Interior, have the power to prescribe additional rules and regulations, not inconsistent herewith to govern the operation of race tracks and the conduct of horse racing. It shall be its duty to enforce the laws, rules and regulations relating to horse races; to require that race tracks be properly constructed and maintained; that adequate sanitary accommodations be provided in the tracks, grandstand, stables and other structures of racing clubs; that there be an equipped emergency clinic for the care and treatment of injuries and ailments of jockeys and track personnel; it shall prohibit the use of improper devices, drugs, stimulants or other means, so as to artificially enhance the speed of horses or materially harm their condition; it shall have supervision over all race track or racing club officials or employees authorized or required to be appointed under this Order; and it shall exercise such other powers and perform such duties, as may hereafter be prescribed by law or regulations.

3. *Horse racing; license required.*—It shall be unlawful for any person, race track, racing club, or any other entity to hold or conduct any horse racing, wherein betting in any form is allowed, unless duly licensed therefor by the Board on Races. Every license issued shall specify the person, race track, racing club, or entity to which the same is issued, the place, enclosure, or track where the races are to be held, and the days upon which the same will be permitted. Such license may be suspended or revoked by the Board on Races for any just cause.

4. *Jockeys, starters, etc.; license required.*—No person, race track, racing club, nor any other entity holding horse racing shall employ any jockey, handicapper, starter, weigher or any other official performing duties directly connected with the running of races, unless such person or track official has been duly licensed by the Board on Races. Such license shall be obtained from the Board yearly and shall, however, be subject to withdrawal or revocation in any case where the Board shall have reason

to believe that any of the aforesaid persons is incompetent, or is guilty of any dishonest or fraudulent practice, or has violated any law, rule or regulation on horse racing.

5. *Automatic electric totalizator.*—No person, race track, racing club, nor any other entity holding horse racing whose total betting on any race day exceeds fifty thousand pesos, shall be allowed to hold races, unless such person, race track, racing club or entity is provided with an automatic, electrically operated public indicator system and ticket selling machines, by means of which every ticket purchased on every horse in any race, shall be automatically and instantaneously recorded by electrical impulse on prominently displayed bulletin board, each figure, letter or symbol of which shall be readable from distance.

6. *Official starters.*—Every person, race track, racing club or any other entity holding horse racing shall appoint official starters for the races. The stewards of the day shall designate a starter from among those appointed by the club to officiate in each race.

7. *Stewards; judges.*—There shall be at least three stewards for each racing day, who may also act as the judges of finish. They shall have the necessary powers to supervise the conduct of the races, and to enforce the rules and regulations applicable on all questions and matters arising during the racing day. It shall be their duty to see, before allowing the program of races to begin, that a license therefor has been duly secured; to determine and decide the win, place, and show horses in each race; to render the decision in all events in the order the winning horses shall have crossed the tape line, and in case of closely contested events as shown by the photo-finish picture, which in all such cases shall be taken; to apply and to enforce the penalties provided against offending jockeys, trainers, horse owners, track employees or other persons, who in any way perform duties connected with the races; and to perform such other duties as may be prescribed by the Board on Races.

8. *Handicappers.*—Every person, race track, racing club or any other entity holding horse racing shall have a Committee of Handicappers to consist of at least three members. It shall be the duty of the Committee of Handicappers to keep a complete and up-to-date record of all registered horses, their owners, color, height and such other characteristics as will aid in their proper identification; the particular group or class to which each horse belongs, together with the weight each carried in the previous races participated in. The handicappers shall prepare the program of races, taking into consideration past performances and condition of each horse, and shall so group and so handicap them as to nearly as it is practicable equalize the winning chances of all the entries in each race, all in accordance with such rules and regulations as the Board on Races may prescribe.

9. *Field inspectors.*—The Board on Races shall appoint not more than six field inspectors during each racing day to watch the events of the day. They shall be assigned various places throughout the race track. It shall be their duty to carefully observe and detect anomalies and irregularities of any nature that may be committed during the progress of a race, or at the starting or finishing of a race; and to detect any fraudulent or dishonest deals, transactions or acts that may be committed in the race tracks. They shall report immediately any such anomalies, irregularities or fraudulent or dishonest acts, which they may discover, to the

stewards of the day, who shall promptly take such action as the circumstances may warrant. Their salaries or compensation, which shall be fixed by the Board, shall be paid by the person, race track, racing club or entity concerned from the special fund provided in paragraph 18 hereof.

10. *Track auditors.*—For the purpose of supervising and verifying the accuracy of reports of any person, race track, racing club, or any other entity holding races, with respect to the totalizator receipts or the total amount of wager made on each racing event, the dividends awarded for winning horses, whether win, place, or show on each even, and other matters referring to financial computations or statements, the Board on Races shall appoint such number of auditing officers as may be necessary to be placed in the offices and tracks of the person, race track, racing club or entity concerned. It shall be the duty of said auditing officers to report to the Board any irregularities or erroneous computations, which they may discover in connection with reports or the dividends awarded on each racing event. Their salaries or rate of compensation, which shall be fixed by the Board, shall be paid by the person, race track, racing club, or entity concerned from the special fund provided in paragraph 18 hereof.

11. *Jockeys; qualification.*—No person, race track, racing club, nor any other entity holding horse racing shall allow a person to ride as jockey, unless such person possesses the qualifications to be prescribed by the Board on Races. The Board may, however, permit gentlemen or lady riders without license in special events.

12. *Jockeys to be held in assigned enclosure*—Before the start of the races in any day, all the jockeys that are registered to ride during that day, shall be quartered in an assigned enclosure of the race track apart from the public. They shall not be allowed to communicate with any person or persons in the race track, except with authorized officials or representatives of the person, race track, racing club, or any other entity holding horse racing concerned or the officials of the Board on Races. They shall be allowed to come out of the enclosure only at the time of riding in a race, and shall be kept there until after they have run their last race of the day.

13. *When two or more horses of one owner are entered in same race; "field" entry.*—When two or more horses belonging to one owner or are trained or cared for in one stable are entered in the same race, such horses shall be considered as an "entry" only and paired in the betting as one horse, so that if any of the said horses wins, the holders of tickets for the "entry" shall be entitled to the dividend. No horse may participate in a race unless it carries a number and tickets are offered for sale on such a horse. The handicappers at their discretion may group two or more horses participating in a race in a "field", when such horses belong to different owners or are cared for or trained in different stables. Such horses shall be grouped in the betting as one horse and when any of such horses wins, all holders of the "field" tickets shall be paid the dividend corresponding to the "field."

14. *Wager and dividends.*—The face-value of totalizator tickets for wager may be fifty centavos, one peso, two pesos or five pesos, whether for win, place, or show. The face-value of said tickets, as the case may be, shall be the basis for the computation of dividends, and such dividends shall be paid after eliminating fractions of ten centavos: for example, if the resulting dividend is P10.98, the dividend that shall be paid will be only P10.90. If no ticket has been sold on a winning horse, whether for win, place, or show, the dividends corresponding to such