

CLAUSE NOTES

Gaming Control Amendment (Future Gaming Market) Bill 2021

PART 1 - PRELIMINARY (Commence Royal Assent)

- Clause 1 **Short Title**
This Act may be cited as the *Gaming Control Amendment (Future Gaming Market) Act 2021*.
- Clause 2 **Commencement**
Parts 1 and 2 will commence on the day on which the Act receives Royal Assent. These provisions are required to enable the transition to the new model and will also move simulated racing events from a casino game to a new endorsement on a Tasmanian Gaming Licence.
- Part 3 will commence on 1 July 2022. As part of the transitional arrangements, existing hotel and club gaming licence holders will be required to satisfy the Tasmanian Liquor and Gaming Commission of their capacity to meet this requirement prior to being granted a venue licence under the new model.
- Part 4 will commence on 1 July 2023 when the new gaming market structure will take effect following cessation of the Deed of Agreement that provides exclusive rights.

PART 2 - GAMING CONTROL ACT 1993 AMENDED (Commence Royal Assent)

- Clause 3 **Principal Act**
In this Part, the *Gaming Control Act 1993* is referred to as the Principal Act.
- Clause 4 **Section 3 amended (Interpretation)**
Introduces new definitions for *simulated racing event* and *simulated racing event endorsement* and includes these in other definitions as necessary. This will allow simulated racing events to be conducted under a Tasmanian gaming licence in hotels, clubs and totalizator outlets in accordance with section 76UA.
- Clause 5 **Section 4E inserted**
Section 4E - Location of gaming equipment taken to be in casino or licensed premises
Inserts provisions that will allow for components of gaming equipment, used by persons in a casino or hotel/club venue, to be located off-site. This future proofs requirements relating to gaming equipment location and will ensure that arrangements such as cloud based storage or server based gaming can be considered by the Commission.
- Clause 6 **Section 11 amended (Authority conferred by casino licence)**
Amends existing provisions to remove the ability for simulated racing events (SDS Racing Game) from being conducted as a casino game.
- Simulated racing events will instead be permitted to operate in totalizator outlets or totalizator agencies in hotels and clubs in Tasmania by the totalizator operator under the authority of a Tasmanian gaming licence with a simulated racing event endorsement (section 76UA).

- Clause 7 **Section 36 amended (Application for a licensed premises gaming licence)**
 Extends the objection period in relation to the grant of a licence and the period in which a person can request the Commission make available notice information and any community interest submissions made in respect of a venue application from 14 to 28 days.
- Clause 8 **Section 65 amended (Provision of information relating to special employee)**
 Removes the requirement for a licensed operator or licensed provider to notify the Commission when a special employee commences or ceases the exercise of his or her duties.
- Clause 9 **Section 76I amended (Determination of Application)**
 Inserts provisions requiring that the Commission, in determining an application for a Tasmanian gaming licence, must not endorse a simulated racing event endorsement on the licence unless a totalizator endorsement is also endorsed on the licence.
- Clause 10 **Section 76O amended (Application for new gaming endorsement)**
 Inserts provisions requiring that any person applying for a simulated racing event endorsement must hold, or concurrently apply for, a totalizator endorsement on their Tasmanian gaming licence.
- Clause 11 **Section 76P substituted (Investigation, processing and determination of application for new gaming endorsement)**
 Existing section 76P is repealed and substituted with a new section which retains current provisions as subsection (1) and inserts subsection (2) that requires a simulated racing endorsement on a Tasmanian Gaming Licence must also be accompanied by a totalizator endorsement.
- Clause 12 **Section 76UA inserted (Authority of Tasmanian gaming licence with simulated racing event endorsement)**
 Inserts provisions that authorise a holder of a Tasmanian gaming licence endorsed with a simulated racing event endorsement to conduct simulated racing events in totalizator agencies and totalizator outlets. Simulated racing events will not be permitted to be conducted online.
- Clause 13 **Section 76ZN amended (Complaints about licensed providers)**
 Amends existing provisions to include correct references for the Commission's powers when conducting an inquiry.
- Clause 14 **Section 76ZT amended (Power to withhold a prize)**
 Amends existing provisions to include correct references for the Commission's powers when conducting an inquiry.
- Clause 15 **Section 76ZZF amended (Approval of games)**
 Amends the existing provision to allow the Commission to apply conditions to approvals of games conducted under the authority of a Tasmanian gaming licence. Allows such approvals to be amended by the Commission at any time, with the amendment, or revocation, of an approval, to take effect when written notice is given or at a later date specified in the notice.
- Clause 16 **Section 76ZZG amended (Approval of gaming equipment)**
 Amends the existing provision to remove ability of the Commission to accept a certificate for the approval of gaming equipment as this is now obsolete. Inserts a new provision allowing the Commission to amend an approval under this

section as it sees fit, with such approval taking effect when written notice from the Commission is given, or on a later date specified in the notice. Subsections (9), (10), (11), (13) and (14) have been omitted and consolidated under new general gaming standards provisions in section 112PA.

- Clause 17 **Section 76ZZGA repealed**
This section has been repealed as its provision are now included under section 76ZZG.
- Clause 18 **Section 76ZZI amended (Approval of control system)**
Amends the existing provision by omitting subsections (3), (4), (5), (7) and (8) as these provisions have been consolidated under new general gaming standards provisions in section 112PA.
- Clause 19 **Section 77V amended (Approval of certain contracts by Commission)**
Amends existing provisions to capture any contract prescribed as a 'relevant contract'.

New provisions are inserted to allow conditions to be prescribed in Regulations that will apply to all, or a specified group, of relevant contracts. Where there is an inconsistency between a relevant contract and a prescribed condition, the relevant contract condition would be void and unenforceable to the extent of the inconsistency. This will be able to be applied to any existing relevant contract approved by the Commission as well as any new relevant contract approvals.
- Clause 20 **Section 103 amended (Approval of games played in casino)**
Amends existing provisions to allow the Commission to repeal, revoke, amend, alter or vary an existing game approved to be played in a casino.
- Clause 21 **Section 148A amended (Annual Tasmanian gaming licence fee)**
Inserts provisions which set the licence fee for a Tasmanian gaming licence that is endorsed with a simulated racing event endorsement to be 300 000 fee units and exclude the holder of the current totalizator endorsement from the simulated racing event endorsement licence fee.
- Clause 22 **Section 150A amended (Taxation in respect of Tasmanian gaming licence)**
Inserts provisions for the tax on simulated racing event gaming to be 15 per cent of monthly gross profits, payable monthly.

The existing provision under subsection (9) is amended to clarify that the holder of a Tasmanian gaming licence with a sports betting, race wagering, betting exchange or totalizator endorsement is only liable for point of consumption tax, under Division 1A of part 9, in relation to the gaming business conducted in respect to those endorsements.
- Clause 23 **Section 150AB amended (Set off for goods and services tax in respect of Tasmanian gaming licence)**
Excludes a Tasmanian gaming licence holder from setting off any goods and services tax paid during the month in respect to a simulated racing event endorsement against tax payable under section 150A.
- Clause 24 **Section 151 amended (Community support levy)**

Removes requirements related to study of social and economic impact of gambling which are replaced by new section 152. Other amendments being made to section 151 will be substituted (as per Clause 158 of this Bill) on 1 July 2023.

- Clause 25 **Section 152 inserted (Review of social and economic impact of gambling)**
Amends existing provisions to extend the time period for undertaking an independent social and economic impact study into gambling from every three years to every five years.
- Clause 26 **Section 155 amended (possession of gaming equipment)**
Amends existing provisions to enable the Commission to determine the person or class of persons that it considers appropriate to be in possession of gaming equipment. The current provisions are considered to be too prescriptive and inflexible.
- Clause 27 **Section 172A amended (Infringement notices)**
Amends existing provisions to allow for inspectors and authorised persons to issue minor infringement notices along with police officers.
- Clause 28 **Schedule 5 amended (Further transitional and savings provisions)**
New transitional provisions are being included to ensure an effective transition to the new gaming market structure.

Part 7 - Transitional provisions consequent on *Gaming Control Amendment (Future Gaming Market) Act 2021*

1. Interpretation

Defines the relevant dates for transition and the old and new legislative schemes.

2. Approvals in relation to gaming equipment during lead-up period

Allows the Commission to issue the necessary approvals to the holders of a licensed premises gaming licence and persons listed on the Roll of Manufacturers, Suppliers and Testers of gaming equipment that will enable venues to purchase or obtain gaming machines during the 12 month lead-up period in preparation for the new legislative scheme.

3. Authorisation in relation to electronic monitoring system during lead-up period

Provides a person, with written authorisation of the Commission, authority to supply and install necessary monitoring systems and other gaming equipment into venues and undertake any other necessary monitoring operator activities during the lead-up period to enable the monitoring operator to establish its system infrastructure and enter into contracts, where required, with licence holders prior to 1 July 2023.

4. Continuation of licensed premises gaming licence during lead-up period

Provides for existing licensed premises gaming licences that are due to expire during the lead-up period to continue to be valid until the 1 July 2023 changeover day where the licence holder has applied to the Commission for a venue licence under the new legislative scheme.

5. Application for venue licence by holder of licensed premises gaming licence

Provides for existing licensed premises gaming licence holders to apply to the Commission for a venue licence under the new legislative scheme. The assessment of applications by the Commission excludes a number of sections of the Principal Act as they relate to areas of the venue licence application process

that would not apply to an existing licence holder or aspects of the licensed premises which have previously been assessed and are not changing. The focus of the venue licence assessment will be on the probity and financial capability of the applicant in the context of the new model.

6. Additional matter that may be considered in determining licensed premises gaming licence application

Provides the Commission power to refuse to grant a licensed premises gaming licence that contains the authority to possess gaming machines under the current provisions if, in the opinion of the Commission, the granting of such authority will result in the number of gaming machines endorsed on licences in the State to exceed the future cap of 2 350 on the changeover day.

7. Regulations

Allows for Regulations of a savings and transitional nature to be made that will effect and facilitate the transition from the old legislative scheme to the new legislative scheme.

PART 3 - GAMING CONTROL ACT 1993 FURTHER AMENDED (Commence 1 July 2022)

Clause 29 Principal Act

In this Part, the *Gaming Control Act 1993* is referred to as the Principal Act.

Clause 30 Section 38 Amended (Matters to be considered in determining application)

Amends existing provisions to ensure that applicants for a venue licence will have the capacity to manage their increased financial responsibilities under the new licensing arrangements (the requirement to pay tax, increased licence fees and the Community Support Levy). As a transitional measure, existing licensed premises gaming licence holders are required to apply for a venue licence and satisfy the enhanced provisions prior to 1 July 2023.

**PART 4 - GAMING CONTROL ACT 1993 FURTHER FURTHER AMENDED
(Commence 1 July 2023)**

Clause 31 In this Part, the *Gaming Control Act 1993* is referred to as the Principal Act.

Clause 32 **Section 2A inserted (Object of Act)**

Inserts a new section into the Principal Act to specify its high level regulatory objectives being to provide for the licensing, supervision and control of gambling in Tasmania, and, in particular, to:

- a) ensure that gambling is conducted in a fair, honest and transparent way and is free from criminal influence; and
- b) protect people, particularly people who are vulnerable, from being -
 - i. harmed by gambling; or
 - ii. exploited by gaming operators; and
- c) ensure that the returns from gambling are shared appropriately amongst the gaming industry, consumers and the State.

Clause 33 **Section 3 amended (Interpretation)**

Includes new definitions and makes changes to existing definitions. Key amendments include the:

- introduction of two casino licence types - *general casino* and *high-roller casino*.
- definition of a *fully automated table game (FATG) machine* to differentiate from existing table gaming equipment.
- definition for *machine type* and *machine game* inserted to capture both gaming machines and FATG machines.
- definition for *gaming machine authorities* inserted. Gaming machine authorities will be endorsed on a venue licence to regulate the number operating in each venue and the hotel and club sector in total.
- definition for *monitoring licence operations*, *monitoring operator* and *monitoring operator's licence* inserted to reflect the introduction of a separate monitoring operator to monitor the hotel and club electronic gaming machine network.
- replacement of licensed premises gaming licence with new terminology of *venue licence*.

Clause 34 **Section 4 amended (Meaning of "associate")**

Amends existing provisions that define a person who is an associate of an applicant for a licence to include references to the new monitoring operator.

Clause 35 **Section 4E amended (Location of gaming equipment taken to be in casino or licensed premises)**

Amends an existing provision of the Principal Act to allow for the change in terminology from "*licensed premises gaming licence*" to "*venue licence*".

Clause 36 **Sections 6 and 7 substituted**

Existing provisions under sections 6 and 7 that approve and execute the 2003 Deed and establish that the Principal Act prevails over the Deed are repealed and substituted by a new provision that ends the 2003 Deed between the State and Federal Group on 30 June 2023, with no compensation payable.

Clause 37

Part 3: Heading amended

The existing heading under Part 3 is amended by omitting “Gaming” and substituting “Keno”, reflecting that the current gaming operator licence will be removed and a new keno operator licence will be introduced.

Clause 38

Sections 9, 10, 11, 12, 13, 14, 15 and 16 substituted

Existing provisions under sections 9, 10, 11, 12, 13, 14, 15 and 16 which confer authority and grant licences under the existing gaming licence structure are repealed and substituted by new provisions that reflect the new licensing model.

This reflects the move from *licensed premises gaming licence*, *gaming operator licence* and *casino licence* to the new licence names, including *keno licence*, *venue licence*, *general casino licence* and *high-roller casino licence*.

9. Conduct of keno by keno operators declared lawful

New provision inserted, consistent with existing provisions, which declares the conduct of the game of keno lawful when conducted in accordance with the Principal Act.

10. Authority conferred by general casino licence

New provision inserted, consistent with existing provisions that outlines the authority conferred by a general casino licence under the Principal Act.

11. Authority conferred by high-roller casino licence

New provision inserted that outlines the authority conferred by a high-roller casino licence under the Principal Act. The provisions of a high-roller casino licence are consistent with a general casino licence but restrict participation in gaming in the casino to people who are not Tasmanian residents and only allow table gaming to be conducted.

12. Authority conferred by keno operator's licence

New provision inserted, consistent with existing provisions that outlines the authority conferred by a keno operator's licence under the Principal Act.

13. Offence to breach licence conditions

New provision inserted requiring that the holder of a casino licence or a keno operator's licence must comply with the conditions to which the licence is subject, with penalty of a fine up to 2 500 penalty units.

13A. Granting of general casino licence

New provision inserted requiring that, on the 2023 commencement day, the Commission must grant two general casino licences to the existing casino licence holders for the current casino premises. No other general casino licences can be issued unless the Minister has made a call for applications under section 22. Each general casino must be licensed separately and cannot be at the same premises as a holder of a high-roller casino licence.

13B. Granting of high-roller casino licence

New provision inserted to allow for the granting of two 'high-roller, non-residential' casino licences - one in the Northern Division and one in the Southern Division of the State. Each high-roller casino must be separately licensed and cannot be at the same premises as a general casino.

13C. Granting of keno operator's licence

New provision inserted requiring that, on the 2023 commencement day, the Commission must grant a keno operator's licence to the existing gaming

operator's licence holder and no other keno licences can be issued unless the Minister has made a call for applications under section 22.

Section 14 Amendments of conditions

The existing provision is amended to require a prescribed fee to be paid when an amendment to the conditions of a casino licence or keno operator's licence is proposed by the licensed operator.

Section 15 Commission to define casino and keno operator premises

Replaces "*gaming operator*" with "*keno operator*" reflecting that the gaming operator licence will cease and a keno operator licence will be introduced.

Section 16 Duration of licence

Existing provision amended to specify that a casino licence and keno operator's licence will remain in force for 20 years, unless cancelled or surrendered.

Section 16A inserted

16A. Renewal of casino licence or keno operator's licence

New provisions inserted which enable the holder of a casino licence or keno operator's licence to apply to renew their licence up to five years, but no less than two years, prior to the expiry of the licence. The renewal will take effect from the day on which the existing licence was due to expire (20 years' from first issue). Requiring a renewal application at least two years prior to the licence expiring provides sufficient time for a new casino or keno operator to be engaged should an existing licence holder choose not to renew.

Clause 39

Section 17 amended (Mortgage, &c., of licence)

Amends the existing provision to replace *gaming operator* with *keno operator*, reflecting that the current gaming operator licence will cease and a keno operator licence will be introduced.

Clause 40

Section 18 amended (Financial accommodation)

Amends the existing provision to replace *gaming operator* with *keno operator*, reflecting that the current gaming operator licence will cease and a keno operator licence will be introduced.

Clause 41

Section 19 amended (Licensing under the *Liquor Licensing Act 1990*)

Amends the existing provision to change the area applicable to the holder of a liquor licence of a casino from the premises or part of the premises "*that contains the casino*" to "*where gaming is conducted*". This enables a person other than the casino operator, or an employee of the casino operator, to be the holder of a liquor license in an area of the casino complex where gaming is not conducted (eg a restaurant).

Clause 42

Section 21 amended (Surrender of licence)

Amends the existing provision to replace *gaming operator* with *keno operator*, reflecting that the current gaming operator licence will cease and a keno operator licence will be introduced.

Clause 43

Sections 22 and 23 substituted

Repeals section 22 and 23 of the Principal Act and the following sections are substituted:

22. Action to be taken if casino licence or keno operator's licence cancelled, &c.
Amends existing provisions to allow the Minister (previously the Commission), if satisfied that it is in the public interest to do so, to call for applications for a casino

licence or a keno operator's licence. The Minister can only do this if a licence of that kind has been cancelled or surrendered, or is due to expire within the next 2 years and the licence holder has not made an application to renew the licence under section 16A(1) or the application under 16A(1) has been refused.

22A. Application for casino or keno operator's licence

Inserts a new section to provide for applications to be made, in accordance with the Commission's requirements, for a casino or keno licence.

Initially, only applications for a high-roller casino licence will be required as section 13A and section 13C (Clause 38 of this Bill) provide for the existing casino licence holders and keno operator (currently the gaming operator) to be granted general casino licences and a keno licence respectively on the commencement of the new arrangements.

Section 23 Matters to be considered in determining application

Amends the existing provision to include additional guidelines that the Commission must consider in granting an application for a casino licence or keno operator's licence. This includes that the size, layout and facilities of the applicant's premises are suitable and security arrangements adequate.

Includes changes in terminology from *gaming operator* to *keno operator*.

Clause 44

Section 24 amended (Investigation of application)

Change in terminology from *gaming operator* to *keno operator*, reflecting that the current gaming operator licence will cease and a keno operator licence will be introduced.

Clause 45

Section 25 amended (Commission may require further information, &c.)

Change in terminology from *gaming operator* to *keno operator*, reflecting that the current gaming operator licence will cease and a keno operator licence will be introduced.

Clause 46

Section 26 amended (Cost of investigations to be paid by applicant)

Change in terminology from *gaming operator* to *keno operator*, reflecting that the current gaming operator licence will cease and a keno operator licence will be introduced.

Clause 47

Section 27 amended (Updating of application)

Change in terminology from *gaming operator* to *keno operator*, reflecting that the current gaming operator licence will cease and a keno operator licence will be introduced.

Clause 48

Section 28 amended (Determination of application)

Change in terminology from *gaming operator* to *keno operator*, reflecting that the current gaming operator licence will cease and a keno operator licence will be introduced.

Clause 49

Section 29 substituted

Section 29 of the Principal Act is repealed and substituted with:

Section 29 Licence cannot be granted without Minister's approval

Apart from the initial general casino licences and keno operator's licence (provided for in sections 13A(2) and 13C(2) of the Principal Act), the

Commission must not grant a casino licence or a keno operator's licence without the Minister's approval (consistent with the current provision).

As there is no Deed, capital investment or other commitments associated with the granting of a licence, the level of oversight required is amended to remove the requirement for the Minister to seek Parliament's approval to grant a casino licence.

- Clause 50 **Section 29A amended (New licence cannot take effect until former licence expires)**
Change in terminology from *gaming operator* to *keno operator*, reflecting that the current gaming operator licence will cease and a keno operator licence will be introduced.
- Clause 51 **Section 30 amended (Change in situation of licensed operator)**
Amends the requirements for major changes to the situation of a casino and keno licence holder to include that Commission and Ministerial approval is required where a 'major change' involves a person becoming a major shareholder of the licence holder (someone that holds more than 10 per cent of the issued shares in a body corporate).
- Clause 52 **Part 4: Heading amended**
The heading of Part 4 of the Principal Act is amended to allow for the change in terminology from "*Licensed Premises Operators*" to "*Venue Operators*".
- Clause 53 **Part 4: Heading amended**
Amends Part 4 of the Principal Act to add a reference to "*Monitoring Operators*" to the heading, reflecting introduction of a monitoring operator's licence.
- Clause 54 **Part 4, Division I substituted**
Division I of Part 4 of the Principal Act is repealed and substituted with:
Division I - General
31. Gaming in certain licensed premises declared lawful
Moves and amends an existing provision of the Principal Act to allow for the change in terminology from "*licensed premises gaming licence*" to "*venue licence*".
32. Authority conferred by venue licence
Inserts a new section to authorise the holder of a venue licence, subject to the Principal Act and any conditions of the licence, to undertake all functions related to the conduct of gaming in venues.
As venue licence holders will be responsible for EGM gaming operations in their venues, the functions authorised to be undertaken by the licence holder are amended to include the ability to: purchase or obtain gaming equipment from a person listed on the Roll, manufacturers and/or suppliers; accept wagers and make payments for games of keno; operate the approved number of EGMs endorsed on their licence; possess and sell or dispose of gaming equipment; and do all things necessarily incidental to carry on gaming.
33. Authority conferred by monitoring operator's licence
Inserts a new section to authorise the holder of a monitoring operator's licence, subject to the Principal Act and any conditions of the licence, to undertake functions related to the monitoring of gaming machines in venues, including to: operate an electronic monitoring system; possess gaming machines and other

gaming equipment; install, service, repair or maintain gaming equipment through the services of licensed technicians; provide core and regulated monitoring functions; and do all things necessarily incidental to the authority of a monitoring operator's licence.

34. Authority conferred by a special employee's licence

Moves an existing section of the Principal Act ensuring employees working in the gaming industry that carry out prescribed duties will continue to be required to hold a special employee's licence (including undertaking the Responsible Conduct of Gambling course). Changes reflect new employer names (venue operator, keno operator and monitoring operator).

35. Authority conferred by a technician's licence

Moves an existing section of the Principal Act authorising the holder of a technician's licence, subject to the Principal Act and any conditions, to service, repair or maintain gaming equipment and carry out duties as prescribed in regulations.

Clause 55

Part 4, Division 2: Heading amended

Omits "*licenced premises gaming*" from the heading and substitutes "*venue*" to reflect the change in terminology.

Clause 56

Section 35A amended (Interpretation)

Omits "*licensed premises gaming*" from the definition of *operate* and substitutes "*venue*" to reflect the change in terminology.

Clause 57

Section 36 amended (Application for **licensed premises gaming licence)**

Amends existing provisions to enable an applicant for a venue licence to specify the number of gaming machine authorities (if any) that they wish to have endorsed on their licence and/or whether they wish to accept wagers and make payments for the game of keno.

Venue licences will be endorsed with the specific number of "*gaming machine authorities*" indicating the number of EGMs that the licence holder is authorised to operate at the venue.

Provides for the keno operator (previously the gaming operator) to comment on the suitability of the premises of the applicant (where relevant) and any other matter relating to the venue licence application, consistent with current provisions.

A reference to gaming machine authorities has been included in the community interest test provisions, with provisions relating to when the community interest test is required or how it is to be applied unchanged.

Clause 173 of this Bill allows Regulations to be made in relation to the basis for allocating gaming machine authorities to new and existing venue licence holders, as well as any conditions or restrictions on the endorsement of gaming machine authorities on venue licences by the Commission.

Clause 58

Section 37 amended (Grounds for objection)

Omits "*licenced premises gaming*" and substitutes "*venue*" to reflect the change in terminology.

Amends subsection 37(1)(d) to include references to “*gaming machine authorities*”.

Clause 59 **Section 38 amended (Matters to be considered in determining application)**
Omits “*licensed premises gaming*” and substitutes “*venue*” to reflect the change in terminology.

Amends subsection 38(1)(c) to include references to “*gaming machine authorities*”.

Clause 60 **Section 39 amended (Investigation of application)**
Omits “*licensed premises gaming*” and substitutes “*venue*” to reflect the change in terminology.

Clause 61 **Section 40 amended (Commission may require further information, &c.)**
Omits “*licensed premises gaming*” and substitutes “*venue*” to reflect the change in terminology.

Clause 62 **Section 40A inserted (Cost of investigation to be paid by applicant)**
Inserts provisions that allow the Commission to recover reasonable costs incurred by the Commission when investigating and inquiring into an application for a venue licence.

Clause 63 **Section 41 amended (Updating of application)**
Omits “*licensed premises gaming*” and substitutes “*venue*” to reflect the change in terminology.

Clause 64 **Section 42 substituted**
Repeals section 42 of the Principal Act and substitutes the following:
42. Determination of application
Inserts provisions of the requirements on the Commission when determining of a venue licence application. Key requirements include:

- The Commission must ensure that any limitations on the issuing of EGM authorities are adhered to, including:
 - The state-wide cap of 2 350 EGM authorities available for hotels and clubs;
 - Individual venue caps on EGM authorities - 30 for hotels, 40 for clubs; and
 - Any direction issued by the Minister under section 127 of the Principal Act.
- Where a venue licence is surrendered or cancelled (eg the venue is sold), the EGM authorities associated with that venue licence will be held for a period of up to six months, for reallocation to any new venue licence issued for that premises. If the six month period expires, the EGM authorities will be eligible for reallocation.
- The Commission will be required to specify on the venue licence: whether the venue can operate keno, the gaming areas at the venue and the number of EGM authorities endorsed on the licence (the number of EGMs that can be operated at the venue).
- Venue licences will be granted for a period of 20 years.

- Clause 65 **Section 43 amended (Transfer of licensed premises gaming licence)**
Omits "*licensed premises gaming*" and substitutes "*venue*" to reflect the change in terminology.
- Amends the period of time that a substitute licensee, such as a guardian, administrator or official receiver, can be taken to be the holder of a licence from six months to 12 months. The Commission will be permitted to extend this period if it considers it appropriate to do so. Requires that any person endorsed on the licence must comply with any direction given by the Commission with a fine not exceeding 1 000 penalty units for non-compliance.
- Clause 66 **Section 43A amended (Surrender of licensed premises gaming licence)**
Omits "*licensed premises gaming*" and substitutes "*venue*" to reflect the change in terminology.
- Clause 67 **Section 43B substituted**
Repeals section 43B of the Principal Act and substitutes the following:
- 43B. Renewal of venue licence**
Inserts provisions regarding the renewal of a venue licence. Venue licence holders will be able to apply for a renewal of their venue licence up to five years prior to the expiry of the current licence. Licence renewals will be for a further 20-year period, effective from the date the renewal application is determined by the Commission, or on a day on which the current licence was due to expire (whichever date is earlier).
- Clause 68 **Section 44 amended (Amendment of licensed premises gaming licence and conditions)**
Omits "*licensed premises gaming*" and substitutes "*venue*" and omits "*gaming operator*" to reflect the change in terminology. Provides for a venue licence to be amended to authorise the acceptance of wagers and the making of payments for the game of keno.
- Clause 69 **Section 45 amended (Notification of certain applications concerning liquor licence)**
Omits "*licensed premises gaming*" and substitutes "*venue*" to reflect the change in terminology.
- Provides for a venue licence to be suspended for a period of up to six months where the liquor licence is surrendered. The venue licence can be reinstated once a new liquor licence is granted or alternatively the venue licence will be cancelled if an application for a new liquor licence has not been made within six months or the application is refused.
- Clause 70 **Section 46 amended (Modification of gaming areas)**
Omits "*licensed premises gaming*" and substitutes "*venue*" to reflect the change in terminology.
- Clause 71 **Section 48 substituted**
Substitutes section 48 of the Principal Act to reflect that venue licences require the number of EGMs each venue may operate to be endorsed (as gaming machine authorities) on the licence and provides the ability to transfer, increase and decrease gaming machine authorities endorsed on a venue licence.
- 48. Provisional licence**

Provides for a provisional venue licence to be issued to a new venue licence holder where there is a change to the venue operator, allowing the provisional licence applicant to continue operating gaming activities at the venue while the application is determined. Provisional licenses cannot be issued if gaming machines have not operated at the premises in the six months immediately before the application for a venue licence was made to align with community interest test provisions.

Requires the Commission, where it grants a provisional venue licence, to ensure that the same number (or fewer) of gaming machine authorities are endorsed on the provisional licence as were endorsed on the venue licence immediately in force before the provisional licence was issued.

The period a provisional licence can be issued for is extended from 90 days to 180 days to allow greater time for the necessary inquiries and investigations to be completed by the Commission. The Commission may extend this period.

48A. Transfer of gaming machine authority

Inserts provisions for the transfer of gaming machine authorities. In general, gaming machine authorities will not be transferrable, however where venue licence holders are the same person or considered to be associated persons, they will be permitted to apply to the Commission for approval to transfer gaming machine authorities between their venues.

The ability to undertake such transfers will be subject to a number of requirements, including: community interest test (where required); individual venue and statewide gaming machine authority caps; and any direction given by the Minister.

48B. Increase in number of gaming machine authorities held in respect of licence

Inserts provisions for a venue licence holder to apply for additional gaming machine authorities. The ability for the Commission to approve an increase to the number of gaming machine authorities on a venue licence will be subject to a number of requirements, including: individual venue and statewide gaming machine authority caps; and any direction given by the Minister.

48C. Reduction in number of gaming machine authorities held in respect of licence

Provisions inserted to provide venue licence holders the ability to apply to the Commission to relinquish gaming machine authorities at any time. These authorities will become available for reallocation by the Commission, subject to individual venue and statewide gaming machine authority caps any direction given by the Minister.

Provides for situations where a venue licence holder wishes to relinquish EGM authorities but they are not the venue owner (it is a leased premises). The provisions apply to situations where the lease was entered into prior to commencement of this section as it is considered that leases entered into after the commencement of this section will address the right to reduce gaming machine authorities.

Where this section applies, a request to reduce the number of EGM authorities on a venue licence can only be exercised if the lease does not contemplate a reduction in gaming machines and either the owner of the venue agrees to a

reduction or the Commission determines that it is fair and equitable to reduce the number of gaming machine authorities.

Clause 72

Part 4, Division 2A inserted

Inserts the following Division after section 48C of the Principal Act to reflect the introduction of a licensed monitoring operator that will be responsible for monitoring EGM operations in hotel and club venues.

Division 2A - Monitoring operator's licence

48D Interpretation of Division

Inserts a new definition for the initial monitoring operator's licence that will be granted under the Principal Act. The initial monitoring operator licence will be granted by the Minister following the completion of a public tender process.

48E Functions of a monitoring operator

Inserts provisions which establish that the monitoring operator must carry out core and regulated monitoring functions and those functions will be established in Regulations following tender of the monitoring operator licence.

48F. Monitoring operators to be licensed

Inserts provisions which prevent anyone other than a monitoring operator from performing core monitoring functions and limits the ability to undertake regulated monitoring functions to the monitoring operator, with the exception of a person listed on the Roll who will be permitted to undertake regulated monitoring functions if they have a contract or agreement with the monitoring operator to perform such functions.

48G. Minister may invite tender applications for initial monitoring operator's licence

Inserts provisions that enable the Minister to call for tender applications for the initial monitoring operator's licence, with the Minister able to select the most suitable tenderer. The Minister will have the ability to cause all such investigations and enquiries considered necessary to be carried out to enable the tender application to be properly considered.

If a suitable tenderer is selected, the Minister is to direct the Commission to issue the initial monitoring operator's licence and advise the Commission of any terms and conditions to be included in the licence.

48H. Application for subsequent monitoring operator's licence

Inserts provisions to allow the Minister to call for applications for a monitoring operator's licence if a licence of that kind has been cancelled or surrendered, or is due to expire within the next 2 years and the licence holder has not made an application to renew the licence under section 48U or the application under 48U has been refused.

48I. Matters to be considered in determining application

Inserts provisions which outline the matters the Commission must consider in determining an application for a subsequent monitoring operator's licence. These include the: suitability of the applicant and each associate of the applicant; suitability of the applicant's premises to conduct monitoring operations; electronic monitoring system complies with the Commissions standards set in section 112PA; and security arrangements are adequate.

48J. Investigation of application

Inserts provisions requiring the Commission to cause all investigations and inquiries to be carried out that it considers necessary for consideration of the application for a monitoring operator's licence. This includes referring the application to the Commissioner of Police who must inquire into and report any matters concerning the application to the Commission.

48K. Commission may require further information, &c.

Inserts provisions to allow the Commission to request any further information that the Commission considers relevant to the application from a monitoring operator licence applicant or an associate of the applicant. The Commission may refuse to consider an application if this information is not provided.

48L. Cost of investigations to be paid by applicant

Inserts provisions requiring a monitoring operator licence applicant to pay any reasonable costs incurred by the Commission in assessing an application.

48M. Updating of application

Inserts provisions requiring an applicant for a monitoring operator's licence to provide the Commission or the Minister (for the initial monitoring operator licence tender application) with any updates or changes to the application, as soon as is practicable.

48N. Determination of application

Inserts provisions requiring that the Commission must not grant a monitoring operator's licence unless the Minister has approved the granting and advised the Commission of any terms and conditions to be applied.

48O. Issue of monitoring operator's licence

Inserts provisions for the issuing of a monitoring operator's licence by the Commission where such licence has been granted by the Minister or the Commission. The licence issued by the Commission will be subject to any terms and conditions specified by the Minister (if any) and such other terms and conditions considered appropriate by the Commission or required under the Principal Act. This includes, but is not limited to, restrictions on the use of electronic monitoring system information and compliance with the *Personal Information Protection Act 2004*.

48P. Surrender of licence

Inserts a new provision allowing a monitoring operator to surrender a monitoring operator's licence by giving notice to the Commission, however the surrender only takes effect if the Commission consents to the surrender.

48Q. Change in situation of monitoring operator

Inserts provisions requiring the holder of a monitoring operator's licence to advise the Commission of any major change to its situation (eg a change that may result in a person becoming an associate) and to ensure where possible that the change does not occur before the Commission has approved it.

Where the change will result in a person becoming a major shareholder of the monitoring operator (someone that holds more than 10 per cent of the issued shares in its body corporate) the Commission must not approve the change unless the Minister has also given written consent to the change.

48R. Commission to define monitoring operator's premises

Inserts a new provision requiring that the boundaries of the monitoring operator's premises will be specified in the conditions of the monitoring operator's licence.

48S. New licence cannot take effect until former licence expires

Inserts a new provision which determines that an application for a new monitoring operator's licence that has been made because an existing licence is due to expire, cannot take effect until the existing monitoring operator's licence expires.

48T. Duration of monitoring operator's licence

Inserts a new provision specifying that the term of a monitoring operator's licence will be 20 years, unless sooner cancelled or surrendered.

48U. Renewal of monitoring operator's licence

Inserts provisions that enable the holder of a monitoring operator's licence to apply for renewal of its licence up to five years prior, but no later than two years before, the expiry of the current licence.

48V. Suspension or cancellation of monitoring operator's licence in extraordinary circumstances

Inserts provisions enabling the Minister to cancel or suspend a monitoring operator's licence if the Minister is satisfied that the conduct of the monitoring operator may materially jeopardise the integrity of the monitoring operations, or that failing to suspend or cancel the licence may result in the public interest being adversely affected in a material way.

As the monitoring operator's functions are critical to the ongoing conduct of EGMs in hotel and club venues provisions have been inserted that enable the Minister to 'step-in' and authorise a person, or engage a substitute licensee, to perform the functions of the monitoring operator.

If the Minister enters into an agreement with a substitute licensee, they are considered to be the holder of a monitoring operator licence for a period of six months. Provisions have been included to enable the substitute licensee, with the Ministers approval, to enter into arrangements with the former licensee to make available such assets and staff that are reasonably necessary to perform the functions of the monitoring operator.

The Minister may extend the six month time frame that the substitute licensee is considered to be the holder of the monitoring operator's licence if required.

48W. Amendment of conditions

Inserts provisions to allow the conditions of a monitor operator's licence to be amended, in writing, by the Commission or at the request of the licence holder. Where an amendment is proposed by the monitoring operator, it is to be accompanied by the prescribed fee.

48X. Rights associated with, and control of, electronic monitoring system information

Inserts provisions that ensure that all rights associated with electronic monitoring system information obtained by the monitoring operator in the course of undertaking its role will be vested in the Crown. The monitoring operator will also be subject to confidentiality requirements in order to provide a level of comfort to venue operators that information collected by the monitoring operator will not be shared or used inappropriately and without the consent of the Minister or as authorised under the Principal Act.

48Y. Approval of electronic monitoring systems

Inserts provisions enabling the Commission to assess and approve an electronic monitoring system. This will ensure the monitoring operator's system is suitable for conducting monitoring operations and gaming machines will not be permitted to be connected to the monitoring system unless it has been approved by the Commission.

48Z. Regulations

Inserts provisions to allow for Regulations to be made in relation to monitoring operations. Regulations will be made in relation to number of aspects of monitoring operations following the completion of the public tender for the monitoring operator's licence. These include the functions and powers of the monitoring operator; the operation of, and costs associated with, core and regulated monitoring functions; and any directions made by the Minister.

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|-----------|---|
| Clause 73 | Section 49 amended (Interpretation)
Omits " <i>gaming operator</i> " and substitutes " <i>keno operator or a monitoring operator</i> " to reflect the change in terminology and the introduction of a monitoring operator. |
| Clause 74 | Section 50 amended (Special employees to be licensed)
Amends an existing provision by removing the requirement for special employees to be trained in the use of gaming equipment before being able to obtain a special employee licence. The onus for ensuring staff are competent to operate gaming equipment will now be the responsibility of the relevant keno, casino or venue licence holder. This amendment does not change the existing requirement for special employees to undertake a Responsible Conduct of Gambling course. |
| Clause 75 | Section 51 amended (Application for special employee's licence)
Amends existing provisions to remove the requirement for an application for a special employee's licence to include a competency certificate as the relevant keno, casino or venue licence holder will be responsible for ensuring that the special employee is competent to operate gaming equipment before undertaking such functions. |
| Clause 76 | Section 57 amended (Identification)
Omits " <i>gaming operator</i> " and substitutes " <i>casino operator</i> " and " <i>keno operator or a monitoring operator</i> " to reflect the change in terminology and the introduction of a monitoring operator. |
| Clause 77 | Section 60 amended (Renewal of employee's special licence)
Amends existing provisions to allow the Commission to extend the period of time before a special employee can apply to renew their licence, providing the Commission with greater flexibility to undertake special employee licence renewals prior to the licence expiring. |
| Clause 78 | Section 64 amended (Termination of employment on suspension or cancellation of licence)
Omits " <i>gaming operator</i> " and substitutes " <i>casino operator</i> " and " <i>keno operator or a monitoring operator</i> " to reflect the change in terminology and the introduction of a monitoring operator. |
| Clause 79 | Section 67 amended (Only licensed technicians to repair, &c., gaming equipment) |

Omits “*gaming operator*” and substitutes “*casino operator*” and “*keno operator or a monitoring operator*” to reflect the change in terminology and the introduction of a monitoring operator.

- Clause 80 **Section 68 amended (Application of Division 3)**
This is a consequential amendment that removes an obsolete provision - section 51(1)(c).
- Clause 81 **Section 69A amended (Interpretation of Division)**
Inserts new definitions for “*ancillary gaming services*” and “*ancillary gaming services provider*”. As provided for under section 3, ancillary gaming services will be prescribed in Regulations. This provides flexibility to capture a gaming service in the future that may not exist today.
- Clause 82 **Section 69B inserted**
69B. Authority conferred by listing on Roll
This is an existing provision (currently section 34) that has been moved and amended to make the provisions less specific. New provisions enable a person on the Roll to enter into arrangements with licence holders to provide ancillary gaming services. The Commission will be able to specify the activities each Roll listing is authorised to carry out, where previously this could only be achieved through the conditions attached to each Roll listing.
- Clause 83 **Section 71 amended (Application to be listed on Roll)**
Amends existing provisions to remove obsolete requirements as well as adding a requirement that anyone that provides ancillary gaming services must be listed on the Roll.
- Clause 84 **Section 75 amended (Listing on Roll subject to conditions)**
Amends an existing provision to require that a person listed on the Roll must comply with any conditions specified in respect of their listing.
- Clause 85 **Section 75B (Expiry and renewal of listing on the Roll)**
Obsolete provisions from previous amendments have been removed.
- Clause 86 **Section 75C amended (Variation of listing on Roll)**
Amends an existing provision by removing subsection (4) which allows for the Commission to waive all or part of the prescribed fee for a variation to the listing on Roll. The ability for the Commission to waive any fees has been consolidated into one section (section 173A of the Principal Act).
- Clause 87 **Section 76 substituted**
Section 76 of the Principal Act is repealed and substituted with the following:

76. Payments, &c., to venue operator unlawful
Amends existing provision by adding a “*casino operator*”, “*keno operator*”, “*monitoring operator*” and “*ancillary gaming service provider*” to the list of licence holders that a person on the Roll, or their employees or associates, must not make a payment to, or provide a benefit to, unless authorised to do so under the Principal Act and make it unlawful for such operators to receive any such payment of benefit.
- Clause 88 **Section 76N amended (Form of gaming endorsement)**

Amends an existing provision to allow for a change in terminology from “*licensed premises gaming*” to “*venue*”.

- Clause 89 **Section 76ZB amended (Variation of Tasmanian gaming licence, &c.)**
Amends an existing provision to remove the subsection which allows the Commission to waive all or part of the prescribed fee as this provision has been moved to section 173A of the Principal Act.
- Clause 90 **Section 76ZZM amended (Commission to act in accordance with 2003 Deed and agreements between Crown and licence holder)**
Amends existing provision by removing the reference to the 2003 Deed.
- Clause 91 **Section 77O amended (Variation of foreign games permit and conditions)**
Amends an existing provision by removing subsection (4) which allows for the Commission to waive all or part of the prescribed fee for a variation on a foreign games permit. The ability for the Commission to waive any fees has been combined into section 173A.
- Clause 92 **Section 77V amended (Approval of certain contracts by Commission)**
Amends an existing provision to capture relevant contracts between a venue operator and the new keno operator and monitoring operator. A provision has been added which allows for a relevant contract type to be prescribed in Regulations to provide for any contract arrangement which is not already catered for but may occur in the future.

Additional requirements added which determine that parties to a relevant contract that has been approved by the Commission must comply with any conditions imposed by the Commission on the approval.
- Clause 93 **Section 79 amended (Approval of keno rules)**
Amends an existing provision by omitting “*licenced premises gaming*” and substituting “*venue*” and changes the reference of “*gaming operator*” to “*licenced operator*” to reflect the change in terminology.
- Clause 94 **Section 80 amended (Approval of machines types and machine games)**
Amends an existing provision to capture the approval of Fully Automated Table Game (FATG) machines and the games that operate on them. Requires a prescribed fee to be paid for applications under this section and provides the Commission the ability to approve the rules under which electronic gaming machines (EGMs) and FATG machines are to be operated. Includes a requirement that a venue operator, casino operator or monitoring operator must not allow EGMs or FATG machines to be installed and/or operated unless in accordance with the rules, with penalties for non-compliance.
- Clause 95 **Section 81 amended (Approval of other gaming equipment)**
Amends an existing provision that allows for the Commission to approve gaming equipment (other than EGMs and FATGs). Requires a prescribed fee to be paid for applications under this section and enables the Commission to require rules under which the gaming equipment is to be operated. Requires that a venue operator, casino operator or monitoring operator must not allow gaming equipment to be operated in a venue unless the equipment is operated in accordance with the rules, with penalties for non-compliance.

- Clause 96 **Section 82 amended (Purchase of gaming equipment from person not listed on Roll)**
Amends existing provision by inserting “*venue operator or monitoring operator*” after “*operator*” to allow for a change in terminology.
- Clause 97 **Section 83 amended (Withdrawal of approval)**
Amends existing provision to allow for the changes in terminology from “*gaming operator*” to “*casino operators, keno operators and monitoring operators*”. Inserts a reference to “*FATG machines*”.
- Clause 98 **Section 84 amended (Approval of jackpots and linked jackpot arrangements)**
Amends existing provision to set out the approval process and arrangements for jackpots and linked jackpots. Allows the Commission to approve jackpots and linked jackpot arrangements where they are not approved under section 80 or 81 of the Principal Act.
- Clause 99 **Sections 85 and 86 substituted**
Repeals sections 85 and 86 of the Principal Act and substitutes the following:

The provisions of existing section 85 (identification of machines) are being moved to Regulations to provide flexibility to adapt to possible future changes in the manner in which EGMs are identified.
- 85. Removal of jackpot prize pool from venue**
New provisions inserted to allow the Commission to make determinations and add conditions in relation to the removal or transfer of jackpots balances on gaming equipment. This may occur, for instance, when an EGM containing a jackpot amount is replaced by one that does not have a jackpot component or where a venue closes down and the funds from any jackpot is required to be returned to players.

Includes the ability to prescribe in Regulations a manner in which jackpot funds must be dealt with if for any reason it is not practicable to return them to players (such as transfer to the Community Support Fund).
- 86. Gaming prohibited on unprotected advices**
Amends existing provisions to allow for changes in terminology from “*gaming operator*” to “*casino operators, keno operators and monitoring operators*” and inserts references to “*FATG machines*”.
- Clause 100 **Section 87 amended (Unlawful interference with gaming equipment)**
Amends existing provisions to insert references to “*FATG machines*”.
- Clause 101 **Section 88 repealed**
This section is being repealed and the provisions moved to Regulations to provide flexibility for any changes that may be required in the future due to technology changes.
- Clause 102 **Section 89 substituted**
Section 89 of the Principal Act is repealed and substituted with the following:

89. Profits from gaming machines
The existing provisions of section 89 (access to gaming machines) are being repealed and will be prescribed in Regulations as required. New provisions have been inserted into section 89 (profits from gaming machines) to ensure that only

suitable persons approved by the Commission (the venue operator or an associate of the operator) are permitted to participate in any profits from gaming machines operated at the licenced premises.

- Clause 103 **Section 90 amended (Installation and storage of gaming equipment)**
Amends existing provisions relating to installation and storage of gaming equipment by moving the requirements to Regulations. Current provisions are considered too prescriptive and inflexible and not responsive to future changes.
- Clause 104 **Section 91 amended (The Commission's rules)**
Amends existing provision by inserting a reference to "*the use of gaming tokens*" and provides for "any other matter" relevant to the conduct of gaming or a gaming activities to be prescribed in Regulations.
- Clause 105 **Section 94 amended (Credit, &c.)**
Amends existing provisions to insert references to "*casino operator*" which was previously captured under the venue operator definition.
- Clause 106 **Section 95 amended (Gaming tokens)**
Amends existing provisions to insert references to "*casino operator*" which was previously captured under the venue operator definition and inserts "*gaming chips*" to ensure they are captured to ensure integrity of transactions.
- Clause 107 **Section 96 substituted**
Section 96 of the Principal Act is repealed and substituted with the following:

96. Electronic monitoring system to be in place
Repeals existing provisions of section 96 which related to the electronic monitoring system of a gaming operator. New provisions inserted requiring operators of EGMs, FATGs or Keno gaming equipment to ensure that such gaming equipment is not operated unless it is connected to a relevant electronic monitoring system approved by the Commission.
- Clause 108 **Section 97 amended (Malfunction of gaming machines)**
Amends existing provisions to allow for the change in terminology from "*gaming operator*" to "*casino operator*", "*keno operator*" and "*monitoring operator*" and amends references to "*a gaming machine*" to "*gaming equipment*". Amends subsection (3) so the procedures for addressing disputes and complaints are now dealt with under section 97A.
- Clause 109 **Section 97A inserted**
After section 97 of the Principal Act, the following section is inserted:

97A. Complaints regarding gaming and gaming equipment
Inserts a new complaints regime for gaming that is conducted at a casino or hotel or club venue. The new regime enables a person to lodge a complaint with the relevant casino operator, venue operator or the Commission if the person has reasonable belief that gaming equipment or the conduct of gaming is not operating or being conducted correctly. Under the new provisions the relevant casino or venue operator will have the ability to refer the complaint, where appropriate, to the keno operator or monitoring operator and for such operator to investigate and respond to the complaint.

The Commission will continue to have a role in overseeing the outcome of any complaint investigation. If requested, the Commission must conduct its own

investigation and make a determination on the outcome of a complaint where the complainant or venue operator is aggrieved by the result of an investigation that has been conducted by the casino operator, venue operator, monitoring operator or keno operator.

- Clause 110 **Section 98 amended (Defective gaming machines not allowed)**
Amends existing provisions to allow for the change in terminology from “*gaming operator*” to “*casino operator*”, “*keno operator*” and “*monitoring operator*” and amends references from “*a gaming machine*” to “*gaming equipment*”. Inserts a provision which determines that a person listed on the Roll who “*manufactures*” as well as “*supplies*” defective gaming equipment is guilty of an offence.
- Clause 111 **Section 99 amended (Removal of certain persons)**
Amends existing provisions by inserting a reference to “*FATG machine or gaming equipment*”.
- Clause 112 **Section 101 amended (Injunctions to prevent contraventions, &c.)**
Amends existing provisions to change references to “*gaming operator*” to “*casino operator, keno operator or monitoring operator*” to allow for the change in terminology and the new monitoring operator.
- Clause 113 **Section 101A amended (Interpretation of Division)**
Amends existing provisions by omitting the definitions of “*hotel*”, “*club*” and “*2003 commencement day*” and inserting the new definition for the “*2023 commencement day*”.
- Clause 114 **Section 101B substituted**
Section 101B of the Principal Act is repealed and substituted with:

101B. Gaming machines: limit on overall numbers
Repeals existing section 101B and substitutes the provision to effectively set a cap on the number of EGMs that can operate in the State to be a maximum of 2 350 in hotel and club venues and 1 180 installed in casinos.
- Clause 115 **Section 101C amended (Gaming machines: limits on numbers allowed in individual clubs and hotels)**
Amends existing provisions to limit the number of EGM authorities that can be endorsed on an individual venue licence to no more than 40 per licensed club and 30 per hotel. As one EGM authority is required for every EGM that is operated at a venue, the new EGM authority limits have the same effect as the current provisions which limit the number of EGMs that can operate in a hotel to 30 and a club to 40.
- Clause 116 **Section 101D inserted**
After section 101C of the Principal Act the following is inserted:

101D. Gaming machines: limit on common ownership of authorities
Inserts provisions that limit the maximum number of EGM authorities that any one venue operator or associated persons can hold to 587. This is approximately 25 per cent of the total EGM authorities available for venues in the State. This provision is designed to prevent an operator from dominating the Tasmanian market.
- Clause 117 **Section 102 substituted**

Section 102 of the Principal Act is repealed and substituted with the following:

102. Casino layout to be in accordance with prescribed requirements

Repeals existing prescriptive provisions of section 102 and replaces them with new provisions that allow for the requirements that relate to casino operations, including the facilities, layout, plans or specifications to be prescribed in Regulations.

Clause 118

Section 103 amended (Approval of games played in casino)

The changes ensure that EGMs, FATGs, keno and totalizator wagering are excluded from being approved in this section as such games are approved under separate provisions within the Principal Act.

Clause 119

Sections 105 and 106 inserted

After section 104 of the Principal Act the following is inserted:

105. Residential requirements for gaming in high-roller casinos

Inserts provisions to restrict Tasmanian residents from gambling in a high-roller casino.

106. Minimum bet amounts at high-roller casinos

Inserts provisions that require high-roller casino operators to ensure a person does not place wagers on games that are below the minimum bet amount for the game. Minimum bet amounts for wagers in a high-roller casino will be prescribed in Regulations.

Clause 120

Section 112 amended (Possession of certain things prohibited)

Amends existing provisions to change the reference of “*chips*” to “*gaming chips*”.

Clause 121

Section 112A amended (Interpretation of Division)

Amends existing provisions to change the references of “*licensed premises gaming*” to “*venue*” and “*casino*” to “*general casino*”. Inserts a reference to section 112G as an exception in the definition of a specified licence holder as the exclusion arrangements for high-roller casinos are provided for under section 112G.

Clause 122

Section 112G amended (Commissioner of Police may order person to be excluded)

Amends existing provisions to insert the definition of a “*specified licence holder*”. The definition in this section includes casino licence (which includes a high-roller casino), allowing the Commissioner of Police to also exclude someone from a high-roller casino where required.

Clause 123

Section 112I amended (List of excluded persons)

Amends existing provisions to change the reference to a “*gaming operator*” to “*monitoring operator*” to allow for the change in terminology and inserting a reference to “*a keno operator or an employee of the keno operator*”.

Clause 124

Section 112IA amended (Commission to keep and disseminate lists of excluded persons)

Amends existing provisions to change the reference from a “*gaming operator*” to “*keno operator*” to allow for the change in terminology.

Clause 125

Section 112IB amended (Direct marketing of gaming to excluded persons prohibited)

Amends existing provisions to change the reference from a “*gaming operator*” to “*keno operator*” to allow for the change in terminology.

- Clause 126 **Section 112N amended (Investigation of prescribed licence holders)**
Amends existing provisions to provide for the Commission to conduct an investigation at any time to determine whether a licence holder continues to be a suitable person to hold the prescribed licence under the Principal Act and the matters that the Commission may have regard to when conducting its investigation.
- Clause 127 **Section 112O amended (Investigation into associate or other person)**
Amends existing provisions to provide for the Commission to conduct an investigation at any time to determine whether a person continues to be suitable person to be an associate of a licence holder under the Principal Act and the matters that the Commission may have regard to when conducting its investigation.
- Clause 128 **Sections 112OA and 112OB inserted**
After section 112O of the Principal Act the following is inserted:
- 112OA. Costs of investigation**
Inserts provisions that will allow the Commission to recover reasonable costs associated with conducting an investigation of a prescribed licence holder or an associate of a prescribed licence holder if required.
- 112OB. Temporary transfer of prescribed licence to liquidator**
Inserts provisions that consolidate a number of existing provisions relating to the transfer of a prescribed licence to a liquidator and extends the period for which an administrator can be endorsed on a licence from six months to 12 months. This period can be extended by the Commission.
- If the Commission endorses an administrator on a licence, it may at the same time amend the licence and give directions in respect to the conduct of gaming and the administration of the business.
- Clause 129 **Section 112PA inserted**
After section 112P of the Principal Act, the following section is inserted:
- 112PA. General gaming standards**
Inserts provisions that consolidate a number of existing provisions which provide for the setting of gaming equipment related standards by the Commission, including the setting of standards and the requirement for licence holders to comply with any applicable standards.
- Clause 130 **Section 112Q amended (Approval to possess unapproved gaming equipment)**
Amends existing provisions to allow for a fee to be prescribed in Regulations for an application to possess unapproved gaming equipment.
- Clause 131 **Section 112S amended (Grounds for disciplinary action)**
Amends existing provisions so that grounds for disciplinary action will also apply to a person on the Roll where a gaming machine or FATG machine, game or gaming equipment is manufactured or supplied and, in the opinion of the Commission, the equipment is unauthorised, non-compliant with approved standards, unreliable or the testing of such equipment is unsatisfactory.

- Clause 132 **Section 112T amended (Disciplinary action)**
Amends existing provisions to allow for the change in terminology from “*gaming*” to “*keno operator*” and “*licenced premises gaming*” to “*venue*”. Amends the maximum fine for a venue licence from 500 to 10 000 penalty units.
- Clause 133 **Section 112U amended (Suspension of prescribed licence without opportunity to be heard)**
Amends existing provisions to enable the Commission to suspend a prescribed licence where it is satisfied that it is in the public interest to do so or the licence holder fails to pay a fee, tax, levy or other amount payable under the Principal Act.

As defined under section 3 of the Principal Act “public interest” means public interest or interest of the public having regard to the creation and maintenance of public confidence and trust in the credibility, integrity and stability of the conduct of gaming.
- Clause 134 **Section 117 amended (Offences by casino operators and venue operators in respect of minors)**
Amends existing provisions to insert references to “*casino operator*” to allow for the change in terminology.
- Clause 135 **Section 117A amended (Offences by special employees in respect of minors)**
Amends existing provisions to insert references to “*casino operator*” to allow for the change in terminology.
- Clause 136 **Section 121 repealed (casino and venue operators must erect warning notices)**
Repeals existing provisions as they will be moved to Regulations to provide flexibility and the ability to quickly react to any future issues.
- Clause 137 **Section 124 amended (Membership of Commission)**
Amends existing provisions to capture references to the new licence types of “*venue operator, keno operator and monitoring operator*” and inserts a definition for a “*gaming operator*” as all other references to gaming operator will be removed from the Principal Act.
- Clause 138 **Section 127 amended (Minister may give Commission directions)**
Amends existing provisions to make it clear that the Minister’s power to direct the Commission under this section also includes the ability to give a direction in respect to the endorsement of available EGM authorities on venue licences provided such direction is in the community interest.
- Clause 139 **Section 130 amended (Entry onto premises)**
Amends existing provisions by inserting a reference to a “*casino operator*” and omitting references to “*gaming operator*” and substituting “*keno operator*” or “*monitoring operator*” to reflect the change in terminology and the introduction of a monitoring operator.
- Clause 140 **Section 131 amended (Functions of inspectors)**
Amends existing provisions by omitting references to “*gaming operator*” and substituting “*keno operator*” and inserting a reference to “*monitoring operators*” to reflect the change in terminology and the introduction of a monitoring operator. Enables an inspector to investigate a complaint regarding the conduct of a game,

gaming or a gaming activity rather than just gaming that occurs at approved venues or on non-licensed premises.

- Clause 141 **Section 132 amended (Investigation of complaints)**
Amends existing provisions by inserting references to “*the casino operator*”, “*the keno operator*” and “*the monitoring operator*” and omitting references to “*gaming operator*” to reflect the change in terminology and the introduction of a monitoring operator.
- Subsection (3)(d) is amended to ensure that the internal controls or administrative and accounting procedures of all operators are captured.
- Clause 142 **Section 133 amended (Powers of inspectors)**
Amends existing provisions by inserting references to “*casino operator*”, “*keno operator*” and “*monitoring operator*” and omitting references to “*gaming operator*” to reflect the change in terminology and the introduction of a monitoring operator.
- Clause 143 **Section 135 amended (Offences relating to inspectors)**
Amends existing provisions by inserting references to “*keno operator*” and “*monitoring operator*” and omitting references to “*gaming operator*” to reflect the change in terminology and the introduction of a monitoring operator.
- Clause 144 **Section 136 amended (Calculations of gross profits)**
Amends existing provisions to standardise and simplify the calculation of gross profits on EGMs across all sectors, particularly in regard to the treatment of jackpots. The gross profit derived from EGMs during any period will be calculated by deducting the sum of all winnings paid from the total amount wagered in the period.
- There is no change to the manner in which keno gross profit is calculated, however it will be separated from the EGM gross profit calculation.
- Clause 145 **Section 137 amended (Controls and procedures to be implemented in casinos)**
Amends existing provisions to enable the specification that is to apply to the system of internal controls and administrative and accounting procedures for casinos to be prescribed in Regulations to provide greater flexibility.
- Clause 146 **Sections 138 and 138A substituted**
Repeals existing provisions relating to the controls and procedures that must be implemented by licensed premises gaming operator and substitutes:
- 137A. Controls and procedures to be implemented by venue operators**
Inserts provisions that require venue operators to implement a system of internal controls and administrative and accounting procedures established by the Commission and prescribed in Regulations.
- 138. Controls and procedures to be implemented by keno operator and monitoring operator**
Inserts provisions requiring that a keno operator or monitoring operator must not conduct keno or monitoring operations unless it has in place a system of internal controls and administrative and accounting procedures approved by the Commission, the specifications of which will be prescribed in Regulations.

- Clause 147 **Section 139 amended (Accounts at authorised deposit-taking institutions)**
Amends existing provisions by inserting references to “*keno operator*” and “*venue operator*” and omitting references to “*gaming operator*” to reflect the change in terminology and the introduction of a monitoring operator.
- Clause 148 **Section 140 amended (Accounting records)**
Amends existing provisions by inserting references to “*casino operator*”, “*keno operator*”, “*venue operator*”, and “*monitoring operator*” and omitting references to “*gaming operator*” to reflect the change in terminology and the introduction of a monitoring operator.
- Clause 149 **Section 141 amended (Records to be kept on the premises)**
Amends existing provisions by inserting references to “*casino operator*”, “*keno operator*”, “*venue operator*”, and “*monitoring operator*” and omitting references to “*gaming operator*” to reflect the change in terminology and the introduction of a monitoring operator.
- Clause 150 **Section 142 amended (Audit)**
Amends existing provisions by inserting references to “*keno operator*” and “*monitoring operator*” and omitting references to “*gaming operator*” to reflect the change in terminology and the introduction of a monitoring operator.
- Clause 151 **Section 143 amended (Submission of reports)**
Amends existing provisions by inserting references to “*keno operator*”, “*venue operator*”, and “*monitoring operator*” and omitting references to “*gaming operator*” to reflect the change in terminology and the introduction of a monitoring operator.
- Clause 152 **Section 144 amended (Returns to players)**
Amends existing provisions by inserting references to “*casino operator*”, “*venue operator*”, and “*monitoring operator*” and omitting references to “*gaming operator*” to reflect the change in terminology and the introduction of a monitoring operator.
- Clause 153 **Section 145 substituted**
Repeals existing section 145 as it relates to requirements on the gaming operator and substitutes it with:

145. Other returns by keno operator
Inserts provisions that require the keno operator to pay venue operators a contractually agreed percentage of the total amount wagered on keno in their venues.
- Clause 154 **Sections 146, 147 and 148 substituted**
Sections 146, 147 and 148 of the Principal Act are repealed and substituted:

146. General casino licence fee
Amends existing provisions so that the general casino licence holder will be required to pay a monthly licence fee as prescribed by Regulations. The general casino licence fee to be prescribed will be \$2 083 200 annually or \$86 800 monthly per casino, adjusted annually by CPI.

147. High-roller casino licence fee
Inserts provisions requiring the high-roller casino licence holder to pay a prescribed monthly licence fee on the first day of each month. The licence fee to

be prescribed in Regulations will be \$200 000 per annum or \$16 666.66 monthly and will be linked to fee units and therefore adjusted annually by CPI.

147A. Keno operator licence fee

Inserts provisions requiring the holder of a keno operator's licence to pay a prescribed monthly licence fee. The fee to be prescribed in Regulations will be \$500 000 annually or \$41 666.66 monthly and will be linked to fee units and therefore adjusted annually by CPI.

147B. Monitoring operator's licence fee

Inserts section 147B into the Principal Act requiring the holder of a monitoring operator's licence to pay a licence fee, as prescribed in Regulations, to the Commissioner of State Revenue. Any licence fee will be determined following the public tender for the licence.

148. Venue licence fee

Inserts provisions requiring venue licence holders to pay a prescribed annual licence fee for each gaming machine authority endorsed on the licence and also where the licence authorises the operation of keno.

Regulations will prescribe a sliding scale annual licence fee for each gaming machine authority endorsed on the venue's licence. The sliding scale licence fee will be between \$1 000 and \$2 500 per EGM authority and will be payable on a quarterly basis in advance. The licence fee will be linked to fee units.

The annual licence fee for conducting keno operations at a venue will be prescribed in Regulations and linked to fee units.

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| Clause 155 | <p>Section 148A amended (Annual Tasmanian gaming licence fee)
Amends existing provisions to require the annual Tasmanian gaming licence fee to be paid to the Commissioner of State Revenue rather than the Treasurer.</p> |
| Clause 156 | <p>Section 148AB amended (Fee to remain on Roll)
Amends existing provisions to require the fee to remain on the Roll to be paid to the Commissioner of State Revenue rather than the Treasurer.</p> |
| Clause 157 | <p>Sections 149 and 150 substituted
Sections 149 and 150 of the Principal Act are repealed and substituted:</p> <p>149. Unclaimed winnings
Amends existing provisions to change the date on which unclaimed winnings are paid to the 14th of each month instead of the seventh day, consistent with the 14 day period in which operators have to pay tax and CSL. Further amendments include a provision to allow for the current unclaimed monies calculation in relation to keno to be moved to Regulations.</p> <p>150. repealed
Existing provisions relating to obsolete licensed operator tax rates are repealed with new tax rate provisions inserted in the Principal Act.</p> |
| Clause 158 | <p>Section 150A amended (Taxation in respect of a Tasmanian gaming licence)
Amends existing provisions to remove "<i>special</i>" from references to "<i>jackpot special prize pool</i>" to provide for a change in terminology.</p> |
| Clause 159 | <p>Sections 150AH, 150AI, 150AJ and 150AK inserted</p> |

The following new tax provisions are inserted into the Principal Act:

150AH. Taxation in respect of high-roller casino licence

Inserts provisions requiring the holder of a high-roller casino licence to pay a sliding scale tax on annual gross profits derived from gaming at the high-roller casino. Tax is calculated on an annual financial year basis with an interim tax payment required six months after the start of the financial year. The interim payment amount will be offset against the annual tax amount payable at the end of the financial year.

Any annual gross loss for the financial year is permitted to be offset against any annual gross profits for the following financial year.

150AI. Taxation in respect of general casino licence

Inserts provisions requiring the holder of a general casino licence to pay various rates of tax on the monthly gross profits from all gaming that occurs at the casino by the 14th day of the following month to which the tax period relates.

150AJ. Taxation in respect of keno operator's licence

Inserts provisions requiring the holder of a keno operator's licence to pay tax on the monthly gross profits derived from keno sales in hotels and clubs by the 14th day of the following month to which the tax period relates.

150AK. Taxation in respect of venue licence

Inserts provisions requiring the holder of a venue licence to pay tax on the monthly gross profits from EGM gaming that occurs at the venue by the 14th day of the following month to which the tax period relates. A tax rate of 33.91 per cent applies for hotels and 32.91 per cent for clubs.

Clause 160

Section 150B amended (Revenue sharing)

Amends existing references from "Treasurer" to "Minister" and amends provisions to require any tax payable under a revenue sharing arrangement to be paid to the Commissioner of State Revenue rather than the Treasurer.

Clause 161

Section 151 substituted

Existing provisions relating to the Community Support Levy are repealed and substituted with the following provisions:

151. Community support levy

Inserts provisions requiring casino operators and venues operators to pay to the Commissioner of State Revenue a community support levy (CSL) from the gross profits derived from gaming machines in each month by the 14th day of the following month.

General casino licence holders will pay a three per cent CSL; venue licence holders will pay a four per cent CSL from gaming machines located in licensed clubs and five per cent CSL from those located in hotels.

151A. Community Support Fund

Inserts provisions which establish a Community Support Fund to receive CSL payments.

New provisions will allow for other funds, as prescribed in Regulations or as advanced by the Minister, to be paid into the Community Support Fund, enabling

additional funding over and above the amount prescribed by section 151 to be included in the Community Support Fund.

To provide greater flexibility and responsiveness, the distribution of money from the Community Support Fund will change from the current model of distribution percentages set in legislation to a model prescribed in Regulations.

- Clause 162 **Section 153 amended (Debt due to the Crown)**
Amends existing provisions so that all amounts due under Part 9 can be recovered by the Commissioner of State Revenue, rather than the Treasurer, as a debt due to the Crown.
- Clause 163 **Part 9, Division 2A repealed**
Repeals obsolete provisions regarding gaming machine rental.
- Clause 164 **Section 153A amended (Gaming and wagering guarantee)**
Amends existing provisions to clarify the amount of the gaming and wagering guarantee that is required to be provided by the holder of a Tasmanian gaming licence holder.
- Clause 165 **Section 153AB inserted**
After section 153A of the Principal Act, the following section is inserted:
- 153AB. High-roller casino guarantee**
Inserts new provisions requiring a high-roller licence holder to provide a “casino guarantee” which is a guarantee from an authorised deposit taking institution to the Tasmanian Liquor and Gaming Commission. If the licence holder enters receivership or owes money to the Crown under the Principal Act, the Commission may use the guarantee to satisfy those debts.
- A casino guarantee must be for the amount specified by the Commission, being an amount not less than the greater of either \$1 million or one per cent of the licence holder’s turnover or estimated turnover in respect of all gaming conducted during the turnover period.
- Clause 166 **Section 154 substituted**
Section 154 of the Principal Act is repealed and substituted with the following:
- 154. Manufacture, &c., of gaming equipment**
Amends existing provisions to include references to “casino operator”, “keno operator”, “venue operator”, “venue owner” and “monitoring operator” and omitting references to “gaming operator” to reflect the change in terminology and the introduction of a monitoring operator.
- New provisions prohibit the sale or supply of gaming equipment to a person that is not authorised under the Principal Act to be in possession of that equipment.
- Clause 167 **Section 159 substituted**
Section 159 of the Principal Act is repealed and substituted:
- 159. Conflict of interest and duty**
Amends existing provisions by inserting references to “casino operator”, “venue operator”, and “monitoring operator” and omitting references to “gaming operator”

to reflect the change in terminology and the introduction of a monitoring operator.

Clause 168

Section 161 substituted

Section 161 of the Principal Act is repealed and substituted:

161. Change in situation of licensee or person listed on the Roll

Amends existing provisions by inserting references to “*casino operator*”, “*venue operator*”, and “*monitoring operator*” and omitting references to “*gaming operator*” and “*licensed premises gaming operator*” to reflect the change in terminology and the introduction of a monitoring operator.

New provisions exempt the holder of a casino licence, keno licence and monitoring operator’s licence from this section of the Principal Act as such licence holders are captured by similar provisions in other sections of the Principal Act.

Clause 169

Section 162 amended (Destruction of finger prints, &c.)

Amends existing provisions by inserting a reference to a “*venue licence*”, “*monitoring operator*” and “*keno operator*” and omitting references to “*gaming operator*” and “*licensed premises gaming operator*” to reflect the change in terminology.

Clause 170

Section 165 amended (Inducements, cheating, &c.)

Amends existing provisions to change the reference of “*chips*” to “*gaming chips*”.

Clause 171

Section 172 substituted

Section 172 of the Principal Act is repealed and substituted:

172. Information gathering for law enforcement purposes

Amends existing provisions by inserting references to “*venue operator*”, and “*keno operator*” and omitting references to “*gaming operator*” to reflect the change in terminology.

Clause 172

Section 173A inserted

After section 173 of the Principal Act, the following section is inserted:

173A. Waiver of fees

Consolidates existing provisions from other sections of the Principal Act that allow the Commission to waive all or part of any fee or amount payable under the Principal Act as it considers appropriate.

Clause 173

Section 174 amended (Regulations)

Amends existing provisions to enable a range of additional matters relevant to the regulation of gaming to be prescribed in Regulations and the maximum fine for a contravention of, or failure to comply with, the Regulations is increased to 200 penalty units.

Clause 174

Schedule 1 repealed

Repeals Schedule 1 of the Principal Act, the 2003 Deed.

Clause 175

Schedule 5 amended (Further transitional and savings provisions)

Amends Schedule 5 of the Principal Act by inserting after clause 7 in Part 7 the following provisions as part of the transitional arrangements required immediately following the commencement of the new model on 1 July 2023:

Part 8 - Further transitional provisions consequent on *Gaming Control Amendment (Future Gaming Market) Act 2021*

1. Interpretation of Part

In this Part, *changeover day* means 1 July 2023 and *former Act* means this Principal Act as in force immediately before the changeover day.

2. Pending applications for licenced premises

Inserts transitional provisions to ensure that any application made for a licenced premises gaming licence which has not been determined before the changeover day, is automatically considered an application for a venue licence made under the Principal Act.

3. Issue of venue licence to holder of licensed premises gaming licence during the lead-up period

Inserts transitional provisions that require the Commission to grant a venue licence on the changeover day to a person that applies for and is granted a licensed premises gaming licence during the lead-up period. Applicants for a licensed premises gaming licence during the lead-up period will be subject to the same probity requirements that will apply for venue licences.

4. Transitional monitoring operator's licence

Inserts transitional provisions to allow for the existing holder of the gaming operator's licence to be granted a transitional monitoring operator's licence on changeover day, for a period not exceeding 12 months, allowing an organised transfer of venues from the current gaming operator's systems to the new monitoring operator's systems.

5. Standards

Inserts transitional provisions to ensure any standards set by the Commission under sections 76ZZG (Amendment of approval of gaming equipment) and 76ZZI (Approval of control system) of the Principal Act in force immediately before the changeover day are taken, on or after that day, to be standards set by the Commission under section 112PA (General gaming standards).

6. Directions, exemptions and approvals for casino operator

Inserts transitional provisions to ensure any directions, exemptions or approvals given by the Commission to a holder of a casino licence under the former Act is taken from the changeover day to continue to be in force under the Principal Act.

7. Directions, exemptions and approvals in respect of keno

Inserts transitional provisions to ensure any keno directions, exemptions or approvals given by the Commission to a person under the former act is taken from the changeover day to continue to be in force under the Principal Act.

8. Interpretation of continuing document

Inserts transitional provisions to ensure existing gaming equipment approval by the Commission under sections 80 and 81 under the former act is taken from the changeover day to continue to be in force under the Principal Act.

9. Limit on common ownership of authorities

Inserts transitional provisions to require venue operators who exceed the cap of 587 for the number of gaming machine authorities a person can possess, to apply to reduce the number of gaming machine authorities under section 48C.

10. Jackpot increments

Inserts transitional provisions to require casino licence holders to include any jackpot special prize pools held under the former licence in the gross profits for gaming machines for the previous month (under section 150AI).

Requires the gaming operator to transfer jackpot increments accrued on hotel and club EGMs to venue licence holders within 14 days of the changeover date. The gaming operator will be entitled to claim a deduction on its gross profit for the increment transfer, and venue licence holders will be required to include the transfer amount in their gross profits for gaming machines.

11 Community support levy

Inserts transitional provisions that will require any undistributed funds from the Community Support Levy to be payable into the Community Support Fund established in accordance with section 151A (Clause 161).

PART 5 - TT-LINE GAMING ACT 1993 AMENDED

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| Clause 176 | Principal Act
In this Part, the <i>TT-Line Gaming Act 1993</i> is referred to as the Principal Act. |
| Clause 177 | Section 3 amended (Interpretation)
Consequential amendment of existing provisions of the Principal Act to provide for corresponding changes to definitions in the <i>Gaming Control Act 1993</i> . |
| Clause 178 | Section 4 amended (Issue of gaming licences)
Removes reference to an obsolete provision in the <i>Gaming Control Act 1993</i> . |
| Clause 179 | Section 7 amended (Gaming on standard interstate ferry service)
Consequential amendment to an existing provision of the Principal Act to provide for change in terminology from “ <i>gaming control equipment</i> ” to “ <i>gaming equipment</i> ” |
| Clause 180 | Section 8 amended (Gaming on special interstate ferry services and cruises)
Consequential amendment to an existing provision of the Principal Act to provide for change in terminology from “ <i>gaming control equipment</i> ” to “ <i>gaming equipment</i> ” |
| Clause 181 | Section 16 amended (application of certain provisions of <i>Gaming Control Act 1993</i>)
Consequential amendment to existing provisions of the Principal Act to reflect changes to relevant sections within the <i>Gaming Control Act 1993</i> . |
| Clause 182 | Section 19A amended (Powers of Victorian Commission)
Consequential amendment to existing provision of the Principal Act to reflect a change in terminology from “ <i>Tasmanian Gaming Commission</i> ” to the “ <i>Tasmanian Liquor and Gaming Commission</i> ”. |
| Clause 183 | Section 24 amended (Taxation)
Consequential amendments to existing provisions of the Principal Act to require tax on gross profits to be paid to the “ <i>Commissioner of State Revenue</i> ” rather than the “ <i>Treasurer</i> ”. |

- Clause 184 **Section 25 amended (Revenue-sharing agreements)**
Consequential amendments to existing provisions of the Principal Act to reflect changes to references from “*Treasurer*” to “*Minister*” and “*Commissioner of State Revenue*”.
- Clause 185 **Section 30A amended (Transitional and savings provisions)**
Consequential amendment to existing provisions of the Principal Act to reflect changes to relevant sections of the *Gaming Control Act 1993*
- Clause 186 **Schedule 1 amended (Matters Relevant to Investigation by the Commission)**
Consequential amendment to existing provision of the Principal Act to reflect a change in terminology from “*gaming control equipment*” to “*gaming equipment*”.

PART 6 - REPEAL OF ACT

- Clause 187 **Repeal of Act**
The Act is repealed on the three hundred and sixty fifth day from the day on which the last of its uncommenced provisions commences.