

Passed by both Houses



New South Wales

Casino Control Amendment Bill 2009

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I certify that this public bill, which originated in the Legislative Assembly, has finally passed the Legislative Council and the Legislative Assembly of New South Wales.

*Clerk of the Legislative Assembly.
Legislative Assembly,
Sydney, , 2009*



New South Wales

Casino Control Amendment Bill 2009

Act No , 2009

An Act to amend the *Casino Control Act 1992* to make further provision with respect to the casino established under that Act and the control of its operations; and for other purposes.

I have examined this bill and find it to correspond in all respects with the bill as finally passed by both Houses.

Assistant Speaker of the Legislative Assembly.

The Legislature of New South Wales enacts:

1 Name of Act

This Act is the *Casino Control Amendment Act 2009*.

2 Commencement

This Act commences on the date of assent to this Act.

Schedule 1 Amendment of Casino Control Act 1992 No 15

[1] Section 3 Definitions

Insert “(including tokens depicted in an electronic form)” after “tokens” in the definition of *chips* in section 3 (1).

[2] Section 19 Authority to define casino premises

Omit “and may be redefined by the Authority from time to time as the Authority thinks fit” from section 19 (1).

[3] Section 19 (2) and (2A)

Omit section 19 (2). Insert instead:

(2) The boundaries of a casino may be redefined by the Authority:

- (a) on its own initiative, or
- (b) on the application of the casino operator.

(2A) The Authority is not to redefine the boundaries of a casino on its own initiative unless it:

- (a) notifies the casino operator in writing of the proposed change and gives the casino operator at least 14 days to make submissions to the Authority on the proposal, and
- (b) takes any such submissions into consideration before deciding whether to redefine the boundaries.

[4] Section 31 Regular investigation of operator’s suitability etc

Omit “not exceeding 3 years” from section 31 (1).

Insert instead “not exceeding 5 years”.

[5] Section 43 Definitions

Insert “approved by the Authority under section 68” after “gaming equipment” in the fifth dot point of paragraph (b) of the definition of *special employee* in section 43 (1).

[6] Section 55 Duration of licence

Omit “3 years” from section 55 (e). Insert instead “5 years”.

[7] Section 62 Information relating to licensees to be provided

Omit “7 days” from section 62 (1) (a) and (c) wherever occurring.

Insert instead “14 days”.

[8] Section 65 Casino layout to be as approved by Authority

Omit section 65 (2). Insert instead:

- (2) The Authority may approve plans, diagrams and specifications indicating the following:
 - (a) the situation within the casino of gaming facilities, counting rooms, cages and other facilities provided for operations in the casino,
 - (b) the facilities provided for persons conducting monitoring operations and surveillance operations in the casino.

[9] Section 65 (3)

Insert “on the application of the casino operator or” after “this section”.

[10] Section 66 Approval of games and rules for games

Omit section 66 (1). Insert instead:

- (1) The Authority may, by order in writing, approve the games that may be played in a casino and the rules for those games.
- (1A) Any such order as in force for the time being must be made publicly available on the Authority’s website.

[11] Section 72 Assistance to patrons

Omit “a brochure summarising” from section 72 (1) (c).

Insert instead “a summary of”.

[12] Section 75 Cheques and deposit accounts

Omit “20” from section 75 (6A) (a). Insert instead “30”.

[13] Sections 93 and 97

Omit “10 penalty units” wherever occurring. Insert instead “20 penalty units”.

[14] Section 125 Content of approved system

Omit the section.

[15] Section 126 Access to bank accounts

Omit section 126 (1). Insert instead:

- (1) It is a condition of a casino licence that the casino operator must:
 - (a) provide the Authority with the details of each bank or other financial institution (whether located in or outside Australia) at which an account is held by the casino

operator for use in connection with its operations under this Act, and

- (b) provide the Authority, as required, and in a form approved by the Authority, with a written authority addressed to any such bank or other financial institution authorising the bank or financial institution to comply with any requirements of an inspector exercising the powers conferred by this section.

[16] Section 126 (2)

Omit “that bank, building society or credit union”.

Insert instead “any such bank or other financial institution”.

[17] Section 141 Functions of Authority under this Act

Omit “directly supervise and” from section 141 (2) (j).

[18] Schedule 4 Savings and transitional provisions

Insert at the end of clause 1 (1):

Casino Control Amendment Act 2009

[19] Schedule 4, Part 9

Insert after Part 8:

**Part 9 Provisions consequent on enactment of
Casino Control Amendment Act 2009**

29 Casino licence review period

Section 31, as amended by the *Casino Control Amendment Act 2009*, extends to a casino licence in force immediately before the commencement of that amendment.

30 Duration of licences of casino employees

Section 55 (e), as amended by the *Casino Control Amendment Act 2009*, extends to a licence in force under Part 4 of this Act immediately before the commencement of that amendment.

31 Approval of casino layout

An approval in force under section 65 immediately before the amendment to that section by the *Casino Control Amendment Act 2009* is, on the commencement of that amendment, taken to be an approval in force under that section as so amended.

32 Approval of games and rules for games

An order in force under section 66 immediately before the amendment to that section by the *Casino Control Amendment Act 2009* is, on the commencement of that amendment, taken to be an order in force under that section as so amended.