

First print



New South Wales

Casino Control Amendment (Cheques) Bill 1996

Explanatory note

This explanatory note relates to this Bill as introduced into Parliament.

Overview of Bill

The object of this Bill is to amend the *Casino Control Act 1992* to extend the time within which the Sydney Harbour Casino is required to bank certain cheques paid into a patron's deposit account held by the Casino. The Act is also amended to allow a patron to redeem a cheque by electronic funds transfer.

Outline of provisions

Clause 1 sets out the name (also called the short title) of the proposed Act.

Clause 2 provides that the proposed Act will commence on a day or days to be appointed by proclamation.

Clause 3 is a formal provision that gives effect to the Schedule of amendments to the *Casino Control Act 1992*.

Schedule 1 Amendments

Section 75 of the *Casino Control Act 1992* allows the Casino to establish a deposit account for a patron of the Casino to which may be credited cash and cheques (including travellers cheques). The Casino can then debit chip vouchers against the patron's deposit account. To prevent the extension of credit to patrons, the Casino is currently required to bank cheques (other than travellers cheques) within 1 working day and must not agree to the redemption of a cheque for the purpose of avoiding this requirement.

Proposed section 75 (6) (b) and (6A) (as inserted by **Schedule 1 [3]** and **[4]**) changes the requirement imposed on the Casino to bank cheques (other than travellers cheques) paid into a patron's deposit account so that:

- (a) cheques drawn on an account located outside Australia must be banked within 20 working days, and
- (b) cheques for \$5,000 or more that are drawn on an account located in Australia must be banked within 10 working days, and
- (c) all other cheques must be banked within 1 working day.

The requirement that the Casino must not agree to redeem cheques for the purpose of avoiding the banking requirement remains.

Schedule 1 [1] makes a consequential amendment.

Schedule 1 [2] inserts proposed section 76 (5A) to allow electronic funds transfer as an additional manner in which such cheques can be redeemed by a patron (currently this can be done by cash or cheque, including a traveller's cheque, or a combination of these).

Schedule 1 [5] amends Schedule 4 (Savings and transitional provisions) to provide that the new provisions will not apply to cheques accepted by the Casino before the commencement of the proposed amendments (except that electronic funds transfer redemption will be allowed for cheques that have already been accepted).

First print

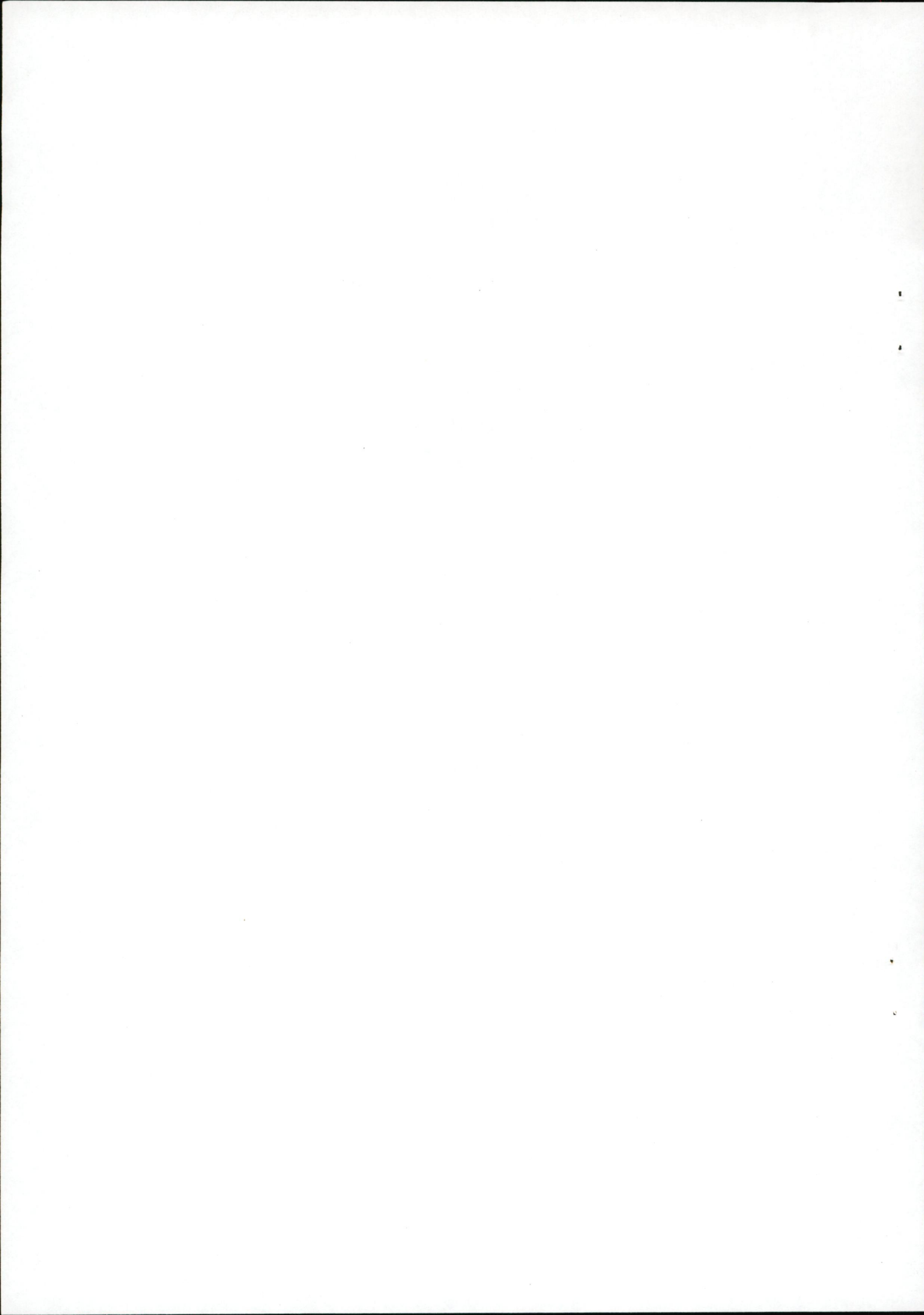


New South Wales

Casino Control Amendment (Cheques) Bill 1996

Contents

	Page
1 Name of Act	2
2 Commencement	2
3 Amendment of Casino Control Act 1992 No 15	2
 Schedule 1 Amendments	 3





New South Wales

Casino Control Amendment (Cheques) Bill 1996

No. , 1996

A Bill for

An Act to amend the *Casino Control Act 1992* to make further provision with respect to the banking and redemption of cheques accepted by the casino operator; and for other purposes.

The Legislature of New South Wales enacts:

1 Name of Act

This Act is the *Casino Control Amendment (Cheques) Act 1996*.

2 Commencement

This Act commences on a day or days to be appointed by proclamation. 5

3 Amendment of Casino Control Act 1992 No 15

The *Casino Control Act 1992* is amended as set out in Schedule 1.

Schedule 1 Amendments

(Section 3)

[1] Section 75 Cheques and deposit accounts

Omit the definition of *cheque* from section 75 (1). Insert instead:

cheque has the same meaning as in the *Cheques and Payment Orders Act 1986* of the Commonwealth, but does not include a traveller's cheque or a cheque that is undated or post-dated.

5

[2] Section 75 (5A)

Insert after section 75 (5):

10

(5A) For the purposes only of subsection (5), electronic funds transfer of an amount to an account operated by the casino operator is taken to be payment of that amount in money to the operator.

[3] Section 75 (6) (b)

15

Omit section 75 (6) (b). Insert instead:

(b) must bank a cheque accepted by the operator under this section within the period of time required by subsection (6A).

[4] Section 75 (6A)

20

Insert after section 75 (6):

(6A) A cheque must be banked:

(a) within 20 working days after it is accepted, if the cheque is drawn on an account maintained at a branch of the drawee bank that is located outside Australia or an external Territory, or

25

Casino Control Amendment (Cheques) Bill 1996

Schedule 1 Amendments

- (b) within 10 working days after it is accepted, if the cheque is for \$5,000 or more and is drawn on an account maintained at a branch of the drawee bank that is located in Australia or an external Territory, or 5
- (c) within 1 working day after it is accepted, in any other case.

[5] Schedule 4 Savings and transitional provisions

Insert after Part 2:

Part 3 Casino Control Amendment (Cheques) Act 1996 10

3 Banking and redemption of certain cheques received by casino operator

- (1) An amendment made by the *Casino Control Amendment (Cheques) Act 1996* does not apply to a cheque accepted by the casino operator before the commencement of the amendment, except as provided by subclause (2). 15
- (2) Section 75 (5A) extends to apply in respect of a cheque accepted by the casino operator before the commencement of that subsection, but only so as to authorise the redemption of a cheque by means of an electronic funds transfer made after that commencement. 20

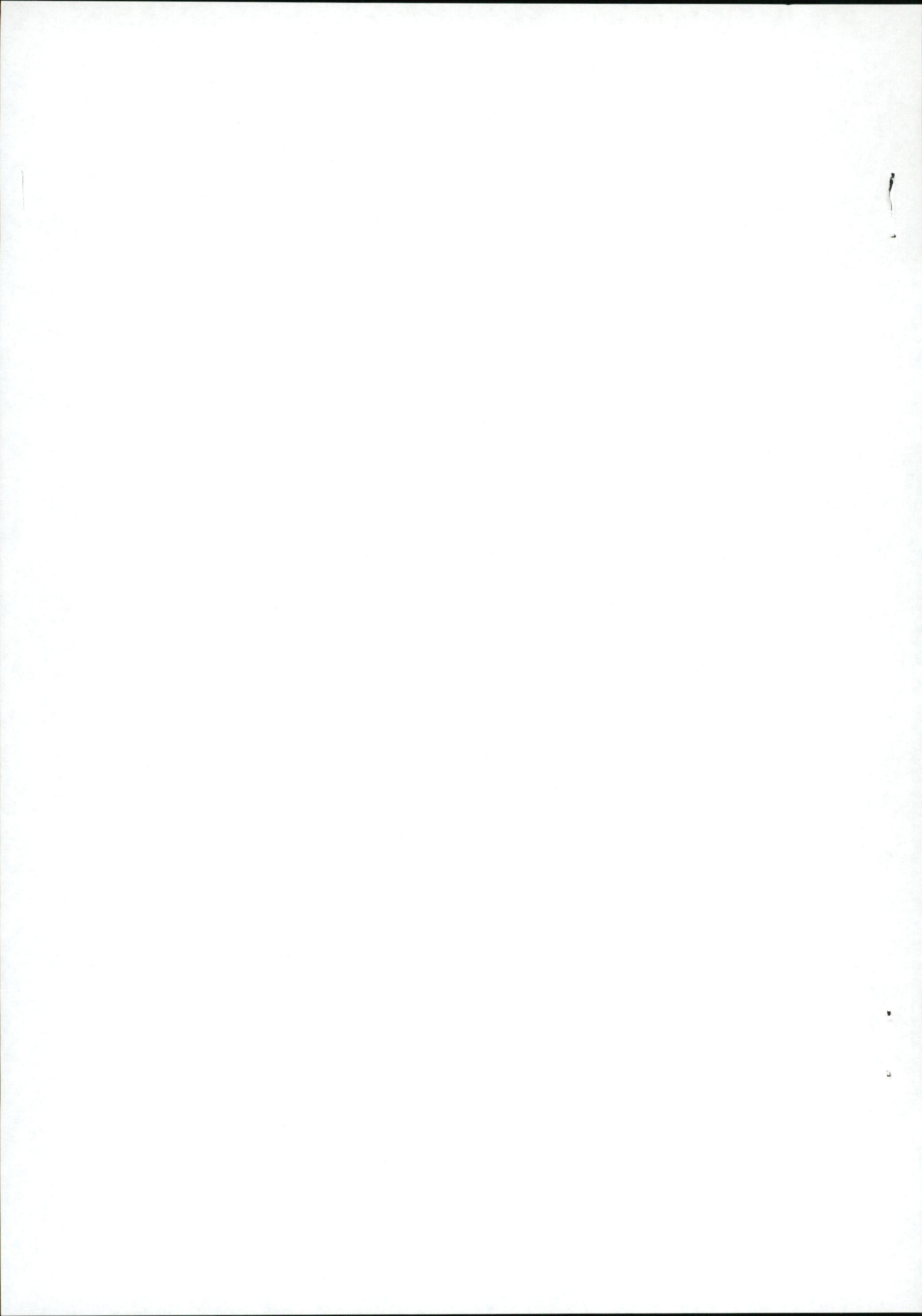


New South Wales

Casino Control Amendment (Cheques) Act 1996 No 10

Contents

	Page
1 Name of Act	2
2 Commencement	2
3 Amendment of Casino Control Act 1992 No 15	2
 Schedule 1 Amendments	 3





New South Wales

Casino Control Amendment (Cheques) Act 1996 No 10

Act No 10, 1996

An Act to amend the *Casino Control Act 1992* to make further provision with respect to the banking and redemption of cheques accepted by the casino operator; and for other purposes. [Assented to 5 June 1996]

The Legislature of New South Wales enacts:

1 Name of Act

This Act is the *Casino Control Amendment (Cheques) Act 1996*.

2 Commencement

This Act commences on a day or days to be appointed by proclamation.

3 Amendment of Casino Control Act 1992 No 15

The *Casino Control Act 1992* is amended as set out in Schedule 1.

Schedule 1 Amendments

(Section 3)

[1] Section 75 Cheques and deposit accounts

Omit the definition of *cheque* from section 75 (1). Insert instead:

cheque has the same meaning as in the *Cheques and Payment Orders Act 1986* of the Commonwealth, but does not include a traveller's cheque or a cheque that is undated or post-dated.

[2] Section 75 (5A)

Insert after section 75 (5):

(5A) For the purposes only of subsection (5), electronic funds transfer of an amount to an account operated by the casino operator is taken to be payment of that amount in money to the operator.

[3] Section 75 (6) (b)

Omit section 75 (6) (b). Insert instead:

(b) must bank a cheque accepted by the operator under this section within the period of time required by subsection (6A).

[4] Section 75 (6A)

Insert after section 75 (6):

(6A) A cheque must be banked:

(a) within 20 working days after it is accepted, if the cheque is drawn on an account maintained at a branch of the drawee bank that is located outside Australia or an external Territory, or

- (b) within 10 working days after it is accepted, if the cheque is for \$5,000 or more and is drawn on an account maintained at a branch of the drawee bank that is located in Australia or an external Territory, or
- (c) within 1 working day after it is accepted, in any other case.

[5] Schedule 4 Savings and transitional provisions

Insert after Part 2:

Part 3 Casino Control Amendment (Cheques) Act 1996

3 Banking and redemption of certain cheques received by casino operator

- (1) An amendment made by the *Casino Control Amendment (Cheques) Act 1996* does not apply to a cheque accepted by the casino operator before the commencement of the amendment, except as provided by subclause (2).
- (2) Section 75 (5A) extends to apply in respect of a cheque accepted by the casino operator before the commencement of that subsection, but only so as to authorise the redemption of a cheque by means of an electronic funds transfer made after that commencement.

[Minister's second reading speech made in—
Legislative Assembly on 15 May 1996
Legislative Council on 29 May 1996]

BY AUTHORITY