

CASINO CONTROL BILL

EXPLANATORY NOTE

This Bill makes provision for the licensing, supervision, and control of casinos. It is based broadly on the Report of the Committee of Inquiry into the Establishment of Casinos in New Zealand (the Sullivan Committee), which was submitted to the Government in January 1989. The recommendations of that Committee are summarised on pages (iii) to (v) of that report, and attention is drawn to those pages.

The Bill does not follow all of those recommendations, and the main points of coincidence and departure are summarised in this note.

1. The Committee recommended the establishment of a specialist supervisory body, which it called the Casino Supervisory Authority. *Part I* of the Bill follows this recommendation with the establishment of a Casino Control Authority.

2. The Committee recommended the establishment of a Casino Control Division as a Division of the Authority. *Part VI* provides for inspectors to be appointed by the Authority with much the same functions as the Committee envisaged for the Division.

3. The Committee recommended that casinos should have majority New Zealand shareholding. The Bill does not go that far. Instead, *clause 26 (g)* provides that the extent of New Zealand ownership should be taken into account when considering an application for a licence.

4. The Committee recommended that 2 licences should be granted initially, 1 for the North Island and 1 for the South Island. *Clause 21* implements that recommendation.

5. The Committee recommended a special regime for casinos in respect of goods and services tax. This is still under study, and the Bill includes no provisions in respect of tax.

6. The Committee recommended a community levy of 1 percent of the casino "win", to be distributed locally. The Bill makes no provision for such a levy.

7. The Committee recommended an adequate fee structure to cover the costs of the Authority and the proposed Casino Control Division. Instead, the Bill proposes that all such costs shall be met by a levy under *clause 62*.

8. The Committee recommended a substantial bond be required from licence holders as security for compliance with Government requirements. The Bill includes no such provision.

9. The Committee recommended that all gaming machines in New Zealand (whether or not in licensed casinos) be brought under the supervision of the

Authority. The Bill does not extend the jurisdiction of the Authority beyond licensed casinos.

10. The Committee recommended that persons seeking employment in casinos be subject to thorough investigation at their own cost. *Part III* of the Bill requires all such employees to hold certificates of approval granted by the Secretary for Internal Affairs.

11. The Committee recommended that the rules of casino games be public information. *Clause 49* of the Bill implements this recommendation.

12. The Committee recommended a ban on tipping of casino employees. *Clause 51* implements this recommendation.

13. The Committee recommended a prohibition against operators allowing credit to customers. *Clause 52* implements this recommendation.

14. The Committee recommended that, before a licence is granted, a social impact report should be obtained. *Clause 28* implements this recommendation.

In addition, the Committee made a number of recommendations relating to gambling generally. The Bill does not deal with those recommendations at this time.

Hon. Jonathan Hunt

CASINO CONTROL

ANALYSIS

Title

1. Short Title and commencement
2. Interpretation
3. Act to bind the Crown
4. Object of Act
5. Application of Gaming and Lotteries Act 1977

PART I

CASINO CONTROL AUTHORITY

6. Casino Control Authority established
7. Membership of Authority
8. Authority deemed to be Commission of Inquiry
9. Evidence in proceedings before Authority
10. Representation of parties
11. Employees of Authority
12. Employment of experts
13. Application of certain Acts to staff of Authority
14. Further provisions relating to Authority
15. Functions of the Authority
16. Annual report

Administration

17. Responsibilities of Secretary
18. Secretary may delegate powers and duties
19. Confidentiality

PART II

LICENSING OF CASINOS

20. Operation of casino requires licence
21. Authority to call initially for 2 casino licences
22. Casinos to be operated under initial licences within 3 years
23. No further licences for specified period
24. Application for casino licence
25. Investigations and reports
26. Matters to which Authority shall have regard in considering application
27. Further matters of which Authority must be satisfied
28. Social impact report

29. Grant of licences
30. Conditions of licence
31. Duration of licence
32. Renewal of licence
33. Variation of conditions of licence
34. Mortgage and assignment of casino licence
35. Licences not transferable
36. Surrender of licence

PART III

APPROVAL OF CASINO EMPLOYEES

37. Casino employees to be approved
38. Certain classes of employee exempt from approval requirement
39. Application for certificate of approval
40. Report and investigation of application
41. Consideration of application
42. Refusal of application
43. Issue of certificate of approval
44. Duration of certificate of approval
45. Surrender of certificate of approval
46. Commencement of duties before issue of certificate of approval

PART IV

OPERATION OF CASINOS

47. Hours of operation
48. Liquor licence
49. Authorised games
50. Levies and charges not permitted
51. Casino employees not to wager or solicit tips
52. Casino operator shall not accept credit wagers
53. Entry to and exclusion of entry from casino
54. Regulation of admission to casino
55. Assistance to customers in relation to rules of games
56. Directions as to operation of casino
57. Training courses for employees
58. Books, etc., to be kept on premises
59. Restriction on certain agreements
60. Review of agreements

61. Bank may be required to furnish particulars

PART V

LEVIES

62. Levies for administration purposes
63. Recovery of levies
64. Penalty for late payment

PART VI

INSPECTORS

65. Appointment of inspectors
66. Authority to act as inspector
67. Functions of inspectors
68. Investigation of complaints
69. Power of inspector to enter and remain in casino
70. Powers of inspectors
71. Power of seizure on licensed premises
72. Inspection of equipment and chips
73. Inspector to give receipt for equipment taken into possession

PART VII

SUPERVISION AND DISCIPLINING

74. Investigations into continuing suitability of casino licensee
75. Grounds for cancellation or suspension of casino licences
76. Cancellation, suspension, or variation of casino licence
77. Suspension or cancellation of certificate of approval

PART VIII

APPEALS

78. Appeals to High Court against decision of Authority

79. Appeals to High Court to be heard by Administrative Division

80. Further appeal to Court of Appeal

81. No review until right of appeal exercised

82. Appeals to Authority

PART IX

OFFENCES AND ENFORCEMENT

83. Conducting unauthorised games
84. Unlawfully conducting authorised games
85. Cheating
86. Being in possession of equipment, etc., for cheating
87. Offences involving counterfeit chips
88. Provisions relating to minors in casinos
89. Making false representation to licensees
90. Gambling by inspectors and authorised officers
91. Obstructing inspector

Arrest

92. Arrest without warrant for certain offences
93. Power to demand information
94. General penalty
95. Offences punishable on summary conviction
96. Forfeiture

PART X

MISCELLANEOUS PROVISIONS

97. Certified extracts to be evidence
98. Regulations
99. Ombudsmen Act 1975 amended Schedules

A BILL INTITULED

An Act—

(a) To authorise the establishment and operation of licensed casinos; and

(b) To promote the development of licensed casinos in a manner consistent with the promotion of tourism, employment, and economic development generally; and

(c) To provide for the regulation of casinos in the public interest

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BE IT ENACTED by the Parliament of New Zealand as follows:

1. Short Title and commencement—(1) This Act may be cited as the Casino Control Act 1989.

(2) This Act shall come into force on the 1st day of October 1989.

15

2. Interpretation—(1) In this Act, unless the context otherwise requires,—

“Authorised game” means a game prescribed under **section 49** of this Act to be a game authorised for the purposes of this Act:

5 “Authorised officer” means—

(a) Any member of the Authority:

(b) Any officer or employee of the Authority appointed under **section 11** of this Act:

10 (c) Any person appointed by the Authority under **section 12** of this Act:

(d) Any inspector:

(e) Any other employee of the Department of Internal Affairs engaged in duties relating to the responsibilities of the Secretary under this Act:

15 “Authority” means the Casino Control Authority established by **section 6** of this Act:

“Casino gross revenue” means the total of all sums, including cheques whether collected or not, actually received by a casino operator from the issue of chips and the conduct of gaming, less the total of all sums paid out as winnings in respect of gaming:

20 “Casino licence” means a licence issued under **section 29** of this Act:

25 “Casino premises”, in relation to any licensed casino, means the area defined as constituting the casino in the casino licence, which shall include any building or room in which games are conducted and played and in which money counting, surveillance, storage, and other activities related to the conduct and playing of games are carried on:

30 “Certificate of approval” means a certificate of approval as an employee in a casino issued under **section 43** of this Act:

35 “Chips” means any tokens used or capable of being used in a casino in the conduct of gaming in the place of money and approved for the purpose by the Authority:

40 “Department” means a Department specified in the First Schedule to the State Sector Act 1988:

“Inspector” means an inspector appointed under **section 65** of this Act; and includes any member of the Police:

45 “Junket” means a group of 6 or more persons entering New Zealand for the primary purpose of gambling in a casino where—

(a) The arrangements are made, at least in part, by a junket organiser; and

(b) The whole, or a substantial part, of the costs of transportation, food, and lodging for those persons is paid by or on behalf of the holder of the casino licence: 5

“Junket organiser” means a person who is engaged for pecuniary gain in the organisation of the entry into New Zealand of groups of persons for the primary purpose of gambling in casinos: 10

“Minister” means the Minister of Internal Affairs:

“Secretary” means the Secretary for Internal Affairs:

“Working day” means any day except—

(a) A Saturday, a Sunday, Good Friday, Easter Monday, Anzac Day, Labour Day, the Sovereign’s Birthday, and Waitangi Day; and 15

(b) A day in the period commencing with the 20th day of December in any year and ending with the 15th day of January in the following year.

(2) For the purposes of this Act, “game” includes any game of chance, prize competition, or lottery within the meaning of the Gaming and Lotteries Act 1977. 20

3. Act to bind the Crown—This Act binds the Crown.

4. Object of Act—(1) The object of this Act is to establish a system for the licensing, supervision, and control of casinos with the aims of ensuring— 25

(a) That gaming in casinos is conducted honestly; and

(b) That the management and operation of casinos remains free from criminal influence or exploitation.

(2) The Authority shall exercise its jurisdiction, powers, and discretions under this Act in the manner that is most likely to promote the object of this Act. 30

5. Application of Gaming and Lotteries Act 1977—

(1) Subject to subsection (2) of this section, the Gaming and Lotteries Act 1977 shall not apply in relation to any licensed casino. 35

(2) Part IX of the Gaming and Lotteries Act 1977 shall apply, with any necessary modifications, in respect of gaming in licensed casinos.

PART I

CASINO CONTROL AUTHORITY

6. Casino Control Authority established—(1) There is hereby established an authority to be known as the Casino
5 Control Authority.

(2) The Authority shall be a body corporate having perpetual succession and a common seal, with power to purchase, take, hold, transfer, and lease property, and to sue and be sued, and shall have all the rights, powers, and privileges of a natural
10 person.

(3) The common seal of the Authority shall be judicially noticed in all Courts and for all purposes.

7. Membership of Authority—(1) The Authority shall consist of—

15 (a) Six members appointed by the Governor-General on the recommendation of the Minister, being—

(i) A person who is, or has been, a barrister and solicitor of the High Court of New Zealand who has had not less than 5 years' legal experience as defined
20 in section 55 (1) of the Law Practitioners Act 1982; and

(ii) Five other persons who, in the opinion of the Minister, are qualified to be members of the Authority, having regard to the functions, powers, and responsibilities of the Authority, by virtue of their
25 knowledge, experience, or expertise; and

(b) The Secretary or the Secretary's nominee; and

(c) The Commissioner of Police or the Commissioner's nominee.

30 (2) The Minister shall appoint one of the members referred to in subsection (1) (a) of this section to be the chairperson of the Authority.

(3) The powers of the Authority shall not be affected by any vacancy in its membership, or by any deficiency in the
35 appointment of any member.

8. Authority deemed to be Commission of Inquiry—

(1) The Authority shall, within the scope of its jurisdiction, be deemed to be a Commission of Inquiry under the Commissions of Inquiry Act 1908, and, subject to the provisions of this Act
40 and of any regulations made under this Act, the provisions of that Act shall apply accordingly.

(2) For the purposes of this section, the power to issue summonses requiring the attendance of witnesses before the

Authority or the production of documents, or to do any other act preliminary or incidental to the hearing of any matter by the Authority may be exercised by the chairperson or the secretary of the Authority purporting to act by direction or with the authority of the chairperson. 5

(3) In addition to its powers under the Commissions of Inquiry Act 1908, the Authority may at any time, if it thinks fit, rehear any matter that has been determined by it.

9. Evidence in proceedings before Authority—(1) The Authority may receive as evidence any statement, document, information, or matter that in its opinion may assist it to deal effectually with any matter before it, whether or not the statement, document, or matter would be admissible in a Court of law. 10

(2) Subject to subsection (1) of this section, the Evidence Act 1908 shall apply to the Authority and to the members, and to all proceedings before the Authority, in the same manner as if the Authority were a Court within the meaning of that Act. 15

10. Representation of parties—Where under this Act any person is entitled to appear and be heard in relation to any matter in any proceedings before the Authority, that person may appear in person or by his or her counsel, solicitor, or agent, and shall have the right to produce evidence and to call, examine, and cross-examine witnesses. 20

11. Employees of Authority—(1) Subject to the succeeding provisions of this section, the Authority may from time to time appoint such officers and employees as it thinks necessary for the efficient performance and exercise of its functions and powers under this Act. 25

(2) Officers and employees appointed under subsection (1) of this section shall be employed on such terms and conditions of employment and shall be paid such salaries and allowances as the Authority may from time to time determine. 30

(3) Any determination under subsection (2) of this section shall take effect on such date (whether the date of the determination or any earlier or later date) as may be specified in the determination. 35

(4) If no date is so specified, the determination shall take effect on the date of the determination.

12. Employment of experts—(1) The Authority may, as and when the need arises, appoint any person who, in its 40

opinion, possesses expert knowledge or is otherwise able to assist in connection with the exercise by the Authority of its functions to make such inquiries or to conduct such research or to make such reports as may be necessary for the efficient performance by the Authority of its functions.

- 5 (2) The Authority shall pay persons appointed by it under this section, for services rendered by them, fees or commission or both at such rates as it thinks fit, and may separately reimburse them for expenses reasonably incurred in rendering
10 services for the Authority.

13. Application of certain Acts to staff of Authority—

- No person shall be deemed to be employed in the service of Her Majesty for the purposes of the State Sector Act 1988 or the Government Superannuation Fund Act 1956 by reason of
15 that person's appointment as an officer or employee of the Authority, or under section 12 of this Act.

14. Further provisions relating to Authority—The provisions of the **First Schedule** to this Act shall have effect in relation to the Authority and its affairs.

- 20 **15. Functions of the Authority—**The functions of the Authority shall be as follows:

- (a) To consider applications for, and to grant, casino licences under **Part II** of this Act:
- 25 (b) To determine the conditions of the licences to be issued under **Part II** of this Act:
- (c) To consider and determine appeals in relation to the issue, cancellation, and suspension of certificates of approval in accordance with **section 82** of this Act:
- 30 (d) To advise the Minister on matters relating to the administration of this Act and of regulations made under this Act:
- (e) To determine policy in relation to the supervision and inspection of casinos:
- 35 (f) To approve the games to be played in casinos and the rules under which such games are to be played:
- (g) To carry out such other functions as are conferred on the Authority by or under this Act or any other Act.

- 16. Annual report—**(1) The Authority shall, as soon as practicable after the end of each financial year, deliver to the
40 Minister a report of its proceedings and operations during that

year, together with a copy of its duly audited accounts for that year and the report of the Audit Office on those accounts.

(2) A copy of the annual report and of the accounts of the Authority, together with a copy of the report of the Audit Office on the accounts, shall be laid before the House of Representatives as soon as practicable after their receipt by the Minister. 5

Administration

17. Responsibilities of Secretary—The responsibilities of the Secretary under this Act shall be as follows: 10

- (a) To appoint under **section 65** of this Act such inspectors as may be necessary for the adequate supervision of the operation of licensed casinos:
- (b) To co-operate with the Authority and its officers and employees to ensure the proper functioning of this Act: 15
- (c) To consider applications for, and to grant, certificates of approval under **Part III** of this Act:
- (d) To carry out such other functions as are conferred on the Secretary by or under this Act. 20

18. Secretary may delegate powers and duties—(1) The Secretary may delegate to any inspector, or to the holder of any office, such of the Secretary's powers, duties, and discretions under this Act as the Secretary considers necessary.

(2) No person to whom any such powers, duties, or discretions have been delegated may subdelegate those powers, duties, or discretions except as approved by the Secretary. 25

(3) All delegations and subdelegations under this section shall be in writing, and shall state each power, duty, and discretion being delegated or subdelegated. 30

(4) Copies of all such delegations and subdelegations shall be kept by the Secretary, and shall be available for inspection during ordinary business hours.

(5) Every delegation or subdelegation made under this section shall be revocable at will, and no such delegation or subdelegation shall prevent the exercise of any power, duty, or discretion by the Secretary or person making the delegation or subdelegation. 35

(6) Subject to any general or special directions given or conditions attached by the Secretary or person making the delegation or subdelegation, the person to whom any powers, duties, or discretions are delegated or subdelegated may exercise those powers, duties, and discretions in the same 40

manner and with the same effect as if they had been conferred directly by this section and not by delegation or subdelegation.

(7) Until a delegation or subdelegation made under this section is revoked, it shall continue in force according to its
5 tenor.

(8) Where any person purports to act pursuant to a delegation or subdelegation made under this section, that person shall be presumed to be acting in accordance with the terms of the delegation or subdelegation in the absence of
10 proof to the contrary.

19. Confidentiality—No person shall, except in the performance of duties or the exercise of powers under this Act, directly or indirectly make a record of, or divulge to any person, any information with respect to the affairs of another
15 person acquired by him or her in the performance of those duties or the exercise of those powers.

PART II

LICENSING OF CASINOS

20. Operation of casino requires licence—No person
20 shall operate a casino otherwise than in accordance with a casino licence granted under this Part of this Act.

21. Authority to call initially for 2 casino licences only—As soon as practicable after the commencement of this Act, the Authority shall call for applications for—

25 (a) One casino licence (in this Part of this Act called the initial North Island licence) which shall authorise the operation of a casino or casinos at the place or places in the North Island specified in the licence; and

30 (b) One casino licence (in this Part of this Act called the initial South Island licence) which shall authorise the operation of a casino or casinos at the place or places in the South Island specified in the licence.

22. Casinos to be operated under initial licences within 3 years—(1) Subject to subsection (2) of this section but
35 notwithstanding any other provision of this Act, it shall be a condition of the initial North Island licence and of the initial South Island licence that the operation of each casino authorised by the licence shall commence within 3 years after the date on which the licence is granted; and, if the operation
40 of any such casino does not commence within that period, the licence shall lapse.

(2) The Authority may, by notice in the *Gazette* given within the period specified in subsection (1) of this section, extend that period for a further period not exceeding 12 months if it is satisfied that it is in the public interest to do so.

23. No further licences for specified period—(1) No further casino licence shall be granted in respect of any place in the North Island within 3 years after the date of the grant of the initial North Island licence or within any extension of that period made under section 22 (2) of this Act, and no further casino licence shall be granted in respect of any place in the South Island within 3 years after the date of the grant of the initial South Island licence or within any extension of that period made under that provision.

(2) No further casino licence shall be granted in respect of any place in the North Island within 3 years after the date on which the operation of the casino commences pursuant to the initial North Island licence, and no further casino licence shall be granted in respect of any place in the South Island within 3 years after the date on which the operation of the casino commences pursuant to the initial South Island licence.

(3) Nothing in this section shall prevent the authority, on the application of the holder of the initial North Island licence or of the initial South Island licence, from amending the licence at any time to authorise the holder to establish a casino at any other place in the North Island or (as the case may require) the South Island.

24. Application for casino licence—Every application for a casino licence shall be made to the Authority, and shall—

- (a) Be in the prescribed form and contain the prescribed particulars; and
- (b) Be accompanied by the prescribed fee.

25. Investigations and reports—(1) On receiving an application for a casino licence, the Authority shall cause to be carried out all such investigations and inquiries as the Authority considers necessary to enable it to consider the application properly.

(2) Without limiting the generality of subsection (1) of this section, the Authority shall refer a copy of the application to the Police, who shall investigate the application and report on it to the Authority.

(3) The applicant shall, on request by the Authority, supply to the Authority all such further information as the Authority

considers necessary to enable it to consider the application properly.

5 **26. Matters to which Authority shall have regard in considering application**—In considering an application for a casino licence, the Authority shall have regard to the following matters:

- (a) The standard and nature of the proposed casino, and the facilities to be provided in, or in conjunction with, the proposed casino:
- 10 (b) The likely impact of the use of the premises concerned as a casino on tourism, employment, and economic development generally in the place or region in which the premises are located:
- 15 (c) The adequacy generally of the resources and expertise of the applicant, having regard to the obligations of holders of casino licences under this Act:
- 20 (d) Whether the applicant has or is able to obtain—
 - (i) Financial resources that are adequate to ensure the financial viability of the casino; and
 - (ii) The services of persons who have sufficient experience in the management and operation of a casino:
- 25 (e) Whether the applicant has sufficient business ability to establish and maintain, or to maintain, as the case may be, a successful casino:
- 30 (f) Whether the applicant is of good repute, having regard to his or her character, honesty, and integrity, and is of sound and stable financial background:
- 30 (g) The extent to which the beneficial ownership of the casino will be vested in New Zealand citizens or persons ordinarily resident in New Zealand.

35 **27. Further matters of which Authority must be satisfied**—The Authority shall, before it grants a casino licence to any applicant, satisfy itself of the following matters:

- 35 (a) That the proposed licensee has a satisfactory ownership or corporate structure:
- 40 (b) That all persons, whether individuals or not, associated or connected, or to be associated or connected, in the opinion of the Authority, with the ownership, administration, or management of the operation of the proposed casino, or with the business of the proposed licensee, are suitable persons to be so

associated or connected, having regard to the following factors:

- (i) That each such person is of good repute, having regard to his or her character, honesty, and integrity:
- (ii) That each such person is of sound and stable financial background: 5
- (iii) That no such person connected or associated with the applicant has any business association with any person or body who, in the opinion of the Authority, is not of good repute, having regard to his or her character, honesty, and integrity, or has undesirable or unsatisfactory financial sources; 10
- (iv) That every director, partner, and executive officer, and the secretary, and any other officer or person determined by the Authority who is or is to be associated or connected with the ownership, administration, or management of the operations or business of the licensee, is a suitable person to be such director, partner, executive officer, secretary, or other officer: 15 20
- (v) Such other matters with respect to which the Authority determines it should be satisfied in the particular case.

28. Social impact report—(1) The Authority shall not grant a casino licence to any applicant until it has— 25

- (a) Received from the applicant a social impact report in relation to the proposal; and
- (b) Satisfied itself that the proposed casino will not have unduly negative social impacts on the place or the region in which it is proposed to be sited. 30

(2) Every social impact report prepared for the purposes of this section shall deal, to the satisfaction of the Authority, with the likely social impact of the proposed use of the premises as a casino having regard to demographic, cultural, racial, socio-economic, spiritual, religious, and environmental factors, and such other matters as the Authority may specify. 35

29. Grant of licences—(1) Having considered the matters specified in **section 26** of this Act, and having satisfied itself of the matters specified in **sections 27 and 28** of this Act, the Authority may grant or refuse to grant any application for a casino licence. 40

(2) Nothing in **section 21** of this Act shall require the Authority to grant an application for the initial North Island licence or the

initial South Island licence where, having considered the matters specified in **section 26** of this Act, it is not convinced of the merits of any proposal, or where it is unable to satisfy itself of the matters specified in **section 27** or **section 28** of this Act in respect of any proposal.

5 (3) Every casino licence shall be issued in the prescribed form.

(4) There shall be no appeal to any Court against a decision of the Authority to grant or to refuse to grant a casino licence or to impose or to refuse to impose any conditions under **section**
10 **30** of this Act.

30. Conditions of licence—(1) On granting a casino licence, the Authority may impose such conditions as it thinks fit, not being inconsistent with any of the provisions of this Act,
15 relating to—

(a) The completion and operation of the facilities that the applicant, in or in support of the application, has undertaken to provide in, or in conjunction with, the proposed casino; and

20 (b) The approval and supervision of operating procedures for the proposed casino, including (but not limited to) the matters specified in the **Second Schedule** to this Act.

(2) The Authority may require compliance with any such condition before the operation of the casino commences.

25 **31. Duration of licence**—Every casino licence shall authorise the operation of the casino for a period of 14 years commencing with the date on which the operation of the casino commences, and shall then expire, unless—

30 (a) The licensee sooner surrenders the licence under **section 36** of this Act; or

(b) The licence is sooner cancelled by the Authority under **section 76** of this Act; or

(c) In the case of the initial North Island licence or the initial South Island licence, the licence lapses under **section**
35 **22** of this Act; or

(d) The licence is renewed under **section 32** of this Act.

32. Renewal of licence—(1) The holder of a casino licence may, not earlier than 1 year before the date on which the licence is due to expire in accordance with **section 31** of this Act,
40 apply to the Authority for the renewal of the licence.

(2) Every application for the renewal of a casino licence shall—

- (a) Be in the prescribed form and contain the prescribed particulars; and
- (b) Be accompanied by the prescribed fee.
- (3) On receipt of an application for the renewal of a casino licence, the Authority shall satisfy itself of the matters specified in section 27 of this Act, and may consider such of the matters specified in section 26 of this Act as it considers appropriate. 5
- (4) Having considered the application in accordance with subsection (3) of this section, the Authority may grant, or refuse to grant, a renewal of the licence. 10
- (5) Every renewal granted under this section shall be for a period of 7 years.
- (6) Not earlier than 1 year before the expiry of any period of renewal granted under this section, the holder of the licence may apply for a further renewal of the licence in accordance with this section. 15

33. Variation of conditions of licence—(1) The Licensing Authority may at any time, on the application of the holder of a casino licence, vary any of the conditions of the licence in accordance with the terms of the application. 20

(2) Every application under this section shall—

- (a) Be in the prescribed form and contain the prescribed particulars; and
- (b) Be accompanied by the prescribed fee.
- (3) In considering an application under this section, the Authority may take into account such of the matters specified in section 26 of this Act as the Authority considers to be relevant to the application, and may grant or refuse to grant the application. 25
- (4) There shall be no appeal to any Court against a decision of the Authority to refuse to grant an application under this section. 30

34. Mortgage and assignment of casino licence—(1) The holder of a casino licence may mortgage, charge, or otherwise encumber a casino licence only with the prior written consent of the Authority, and only to a person (in this section called the mortgagee) approved by the Authority. 35

(2) Where, in the event of default, the mortgagee wishes to enforce the security under the mortgage, charge, or other encumbrance, the licence and the rights, benefits, and obligations under the licence shall be assigned only to a person (whether as purchaser, receiver, manager, or otherwise) approved by the Authority. 40

(3) Before giving its approval under **subsection (2)** of this section, the Authority shall cause to be undertaken such investigations as are necessary to satisfy itself that each proposed assignee, receiver, or manager is a suitable person to be associated or connected with the management and operations of the casino having regard to the matters specified in **section 27** of this Act in all respects as if the proposed assignee, receiver, or manager were a person similarly involved or connected with an application made under **section 24** of this Act.

(4) Upon a licence being assigned, the assignee shall become the licensee in respect of the licence in question, and the Authority shall cause the licence to be amended to show the name of the assignee, the date of the assignment, and such other particulars as may be prescribed; and the licence shall be made available to the Authority for the purpose of amendment accordingly.

35. Licences not transferable—Except as provided in **section 34** of this Act, no casino licence shall be transferable.

36. Surrender of licence—The holder of a casino licence may at any time surrender the licence to the Authority by notice in writing to that effect, together with the licence.

PART III

APPROVAL OF CASINO EMPLOYEES

37. Casino employees to be approved—(1) Subject to **section 38** of this Act, no person shall be employed in any capacity in a casino unless that person holds a certificate of approval issued in accordance with this Part of this Act.

(2) Any person engaged by the holder of a casino licence under a contract for services may be required to hold a certificate of approval if the Authority determines that the services to be provided by that person relate to the conduct of gaming or otherwise to the operation of the casino.

38. Certain classes of employee exempt from approval requirement—(1) It shall not be necessary for any person whose employment in a casino relates solely to—

(a) The preparation and service of food or drink; or

(b) The provision of entertainment—

to hold a certificate of approval.

(2) The Governor-General may from time to time, by Order in Council, make regulations specifying classes of persons, in

addition to those in **subsection (1)** of this section, who, by the nature of their employment in a casino, shall not be required to hold a certificate of approval.

39. Application for certificate of approval—(1) Every application for a certificate of approval shall be made to the Secretary, and shall— 5

- (a) Be in the prescribed form and contain the prescribed particulars; and
- (b) Be accompanied by the prescribed fee; and
- (c) Include or be accompanied by the written consent of the applicant to the taking of his or her photograph and finger prints, in such manner as the Secretary may require, for the purposes of the application. 10

(2) Any finger prints taken for the purposes of any such application shall be used only in the investigation of the application, and shall be destroyed when the investigation is completed. 15

40. Report and investigation of application—(1) On receiving an application for a certificate of approval, the Secretary shall— 20

- (a) Cause the photograph and the finger prints of the applicant to be taken; and
- (b) Refer a copy of the application, photograph, and finger prints, and any supporting documentation, to the Police. 25

(2) The Police shall inquire into and report to the Secretary upon the application.

41. Consideration of application—(1) In considering an application for a certificate of approval, the Secretary shall have regard to— 30

- (a) The character, reputation, and financial background of the applicant; and
- (b) Any relevant convictions recorded against the applicant; and
- (c) Any other relevant matters raised in the Police report submitted to the Authority under **section 40** of this Act. 35

(2) The Secretary shall not grant an application for a certificate of approval unless satisfied that the applicant is a suitable person to be employed in a casino. 40

42. Refusal of application—(1) Where the Secretary proposes to refuse to grant an application for a certificate of approval, the following provisions shall apply:

- 5 (a) The Secretary shall notify the applicant in writing of the proposed refusal, and of the Secretary's reasons for it:
- (b) The Secretary shall, in that notice, invite the applicant to make submissions to the Secretary on the matter, either in person or in writing, within 20 working days after the date on which the notice is given to the applicant, or within such further period as the Secretary may allow:
- 10 (c) If the applicant makes any submissions to the Secretary within the period so specified or allowed, the Secretary shall consider those submissions before finally determining whether or not to grant the application for the certificate of approval:
- 15 (d) If the Secretary decides to refuse the application, the Secretary shall inform the applicant of that decision and the reasons for it, and of the applicant's right to
- 20 appeal against the decision under **section 82** of this Act.

43. Issue of certificate of approval—Where the Secretary grants an application for a certificate of approval, the Secretary shall issue to the applicant a certificate in the form and
25 containing the particulars specified in regulations made under this Act.

44. Duration of certificate of approval—A certificate of approval shall remain in force until—

- 30 (a) The holder of the certificate surrenders it under **section 45** of this Act; or
- (b) The certificate is cancelled by the Secretary under **section 77** of this Act; or
- (c) The expiry of 12 months after the holder of the certificate ceases to be employed in a casino; or
- 35 (d) The holder of the certificate dies.

45. Surrender of certificate of approval—The holder of a certificate of approval may at any time surrender the certificate to the Secretary by notice in writing to that effect, together with the certificate.

40 **46. Commencement of duties before issue of certificate of approval**—Notwithstanding anything in **section**

37 of this Act, where an application for a certificate of approval has been made and the Secretary considers that—

(a) A decision in relation to the application may not be made for some time; and

(b) The operation of the casino will be seriously prejudiced or disadvantaged by delay in the employment of the applicant; and 5

(c) The commencement of the employment of the applicant will not prejudice the integrity of the operation of the casino,— 10

the Authority may permit the applicant to commence work in the casino before the determination of the application subject to such terms, conditions, and restrictions as the Authority considers appropriate in the particular case.

PART IV 15

OPERATION OF CASINOS

47. Hours of operation—(1) The Governor-General may from time to time, by Order in Council, make regulations specifying the days on which and the hours during which licensed casinos may operate. 20

(2) Notwithstanding subsection (1) of this section, no such regulations shall authorise a casino to be operated—

(a) At any time on Christmas Day or Good Friday; or

(b) At any time on Anzac Day between the hours of 3 o'clock in the morning and 1 o'clock in the afternoon. 25

48. Liquor licence—Notwithstanding anything in the Sale of Liquor Act 1989, any on-licence granted under that Act in respect of a licensed casino shall be deemed to authorise the sale of liquor for consumption in the casino at any time while the casino is being lawfully operated. 30

49. Authorised games—(1) The Authority may, from time to time, by notice in the *Gazette*, make rules prescribing games that may be conducted or played in a casino.

(2) Rules made under this section—

(a) Shall include— 35

(i) An account of the rules of the games; and

(ii) The specifications of any equipment to be used for the playing of the games; and

(b) May include—

(i) Provisions relating to maximum and minimum 40 bets; and

- (ii) Provisions relating to the issue and use of chips for the purposes of the games; and
- (iii) Provisions relating to the manner in which the games shall be conducted.

5 **50. Levies and charges not permitted**—(1) No deposit, charge, or levy, other than a commission or levy provided for in the rules of a game, shall be charged, taken, or made directly or indirectly, by a casino operator, on, from, to, or in respect of
10 in the casino.

(2) It is immaterial for the purposes of **subsection (1)** of this section that any such deposit, charge, or levy is or is claimed to be refundable.

15 **51. Casino employees not to wager or solicit tips**—No holder of a certificate of approval shall, in a casino in which he or she is employed or with which he or she is associated,—

- (a) Wager at any game; or
- (b) Solicit or accept any tip, gratuity, consideration, or other benefit from any player or customer in that casino.

20 **52. Casino operator shall not accept credit wagers**—No holder of a casino licence, or an agent or employee of a holder of a casino licence, shall, in connection with any gaming,—

- (a) Accept a credit wager from any person; or
- (b) Make a loan to any person; or
- 25 (c) Advance any thing of value to any person; or
- (d) Provide cash or chips to any person in respect of a credit card transaction; or
- (e) Extend credit in any form to any person; or
- 30 (f) Release or discharge in whole or in part a debt owing by any person,—

other than in accordance with regulations made under this Act, or in the absence of any such regulations, with the approval of the Authority.

35 **53. Entry to and exclusion of entry from casino**—The fact that a casino is licensed under this Act shall not entitle any person to enter or to remain on the casino premises as against the holder of the licence; and, subject to any right conferred by or under any other Act, every person shall leave the casino premises when required to do so by or on behalf of the holder
40 of the licence.

54. Regulation of admission to casino—The Governor-General may from time to time, by Order in Council, make regulations controlling or prohibiting the admission of persons to licensed casinos.

(2) Any such regulations may exclude from any licensed casino any specified class or classes of person, either absolutely or subject to such special conditions as may be prescribed in the regulations. 5

(3) Every person who commits a breach of any regulation made under this section may be removed from the casino premises by any employee of the holder of the licence or by any member of the Police, and also commits an offence and is liable on summary conviction to a fine not exceeding \$200. 10

55. Assistance to customers in relation to rules of games—The holder of a casino licence— 15

- (a) Shall, at the request of any customer, make available for examination a copy of the rules of gaming in respect of any particular game, as notified for the time being in the *Gazette*; and
- (b) Shall display prominently within the casino such advice or information concerning gaming rules, mode of payment of winning wagers, the odds of winning for each wager, and such other advice or information to the players, as may be directed by the Authority; and 20
- (c) Shall display at each gaming table or location related to the playing of a game a sign indicating the permissible minimum and maximum wagers pertaining to the game played at the table or location. 25

56. Directions as to operation of casino—(1) The Authority may, by notice in writing, give directions to the holder of a casino licence in the following circumstances: 30

- (a) Where a condition is in force in respect of any matter specified in the **Second** Schedule to this Act, it may give directions in respect of that matter:
- (b) In the event of any matter arising subsequent to the issue of the licence that is not dealt with in any existing condition, it may give directions in respect of that matter. 35

(2) Every such direction given by the Authority shall, within 20 working days, be published in the *Gazette*. 40

57. Training courses for employees—(1) The holder of a casino licence shall provide for persons employed or to be

employed in the conduct of games in the casino training courses in the conduct of those games.

(2) The content, format, and duration of such courses shall be from time to time approved by the Authority.

5 (3) The holder of the casino licence shall not employ any person in the conduct of any game unless the employee has completed the approved course of training relating to the conduct of the game concerned.

10 (4) The holder of the casino licence may, subject to such terms and conditions as the Authority may approve, conduct simulated games for training purposes.

58. Books, etc., to be kept on premises—(1) All books, records, and documents relating to the operation of the casino shall be kept by the holder of the casino licence in the casino
15 premises.

(2) The Authority may, on the application of the holder of a casino licence,—

(a) Exempt the holder from compliance with **subsection (1)** of this section either in respect of all books, records, and
20 documents, or some of them as specified by the holder for reasons considered by the Authority to be sufficient; or

(b) Approve generally or in particular cases the temporary removal of books, records, and documents to another
25 place or other places.

(3) Subject to **subsection (4)** of this section, and to any other enactment or rule of law relating to the retention or destruction of books, records, and documents, all books, records, and documents referred to in **subsection (1)** of this section shall be
30 retained by the holder of the licence for a period of 7 years after the completion of the last transaction to which they relate.

(4) The Authority may, on the application of the holder of the licence, approve—

35 (a) The retention of books, records, or documents in an alternative form or manner; or

(b) The destruction of any of the books, records, or documents not considered to be essential at any earlier time.

40 **59. Restriction on certain agreements—**(1) No holder of a casino licence shall, without the approval in writing of the Authority, enter into or be a party to any lease, contract, agreement, or arrangement, written or unwritten, with any

other person for that person to lease, let, lend, or otherwise provide any thing or to furnish any service in return for—

- (a) Any direct or indirect interest in, or percentage or share of, money gambled at the casino; or
- (b) Any direct or indirect interest in, or percentage or share of, the revenues, profits, or earnings from or of the casino.

(2) If the Authority considers that it is desirable or appropriate to do so in any particular case, it may, upon application made to it in that behalf, approve in writing a lease, contract, agreement, or arrangement referred to in **subsection (1)** of this section.

60. Review of agreements—(1) The holder of a casino licence shall, if directed by the Authority to do so, furnish to the Authority, within the time stipulated by it, such information as the Authority thinks fit with respect to any lease, contract, agreement, or arrangement (in this section referred to as the agreement) written or unwritten, with any other person relating to the casino.

(2) Without limiting the generality of **subsection (1)** of this section, matters concerning which the Authority may direct the furnishing to it of information include—

- (a) The names of persons entering into the agreement; and
- (b) The description of any property, goods, or other things or any services provided or to be provided; and
- (c) The value, type, or nature of any consideration; and
- (d) The operative period of the agreement.

(3) The holder of a casino licence shall, if directed by the Authority to do so, furnish to the Authority, within such time as may be stipulated by the Authority, a copy of the agreement if it is in writing.

(4) If the Authority, upon a review of any information or document furnished to it under this section, is of the opinion that the continuance of the agreement jeopardises the integrity of gaming having regard to the object of this Act, it may issue to the licensee who is the party to the agreement a notice in writing requiring the licensee to show cause why the agreement should not be terminated.

(5) The notice shall set out the grounds giving rise to its issue and shall stipulate a date, being not earlier than 20 working days after such issue, on or before which cause is required to be shown.

(6) Where the Authority issues a notice, it shall issue a copy to the other party to the agreement.

(7) The licensee to whom the notice is issued may respond in writing to the Authority to show cause at any time not later than the date stipulated in the notice in that respect.

5 (8) The other party may make such submissions to the Authority as he or she thinks fit at any time not later than that stipulated date.

(9) The Authority shall consider any answers given in reply to the notice to show cause, and any submissions made by the other party, and,—

10 (a) If, in its opinion, satisfactory answers are given or submissions made in reply to or in respect of the notice, the Authority shall take no further action in relation to the matter; or

15 (b) If, in its opinion, answers given or submissions made in reply to or in respect of the notice are not satisfactory or if no answers are given and no submissions made, the Authority may direct the termination of the agreement.

20 (10) The Authority's direction referred to in **subsection (9) (b)** of this section shall be given in writing to the parties to the agreement, and shall specify a date on which the agreement is terminated under this Act if not sooner terminated by the parties.

25 (11) The agreement in question, if not sooner terminated by the parties to the agreement, is terminated by force of this Act on the date specified in the direction in that behalf.

(12) The termination of the agreement by force of this Act does not affect the rights and obligations of the parties up to the time of such termination.

30 (13) No liability for breach of the agreement attaches to any party by reason only of its termination by force of this Act.

61. Bank may be required to furnish particulars—The manager or other principal officer of a bank in which the holder of a casino licence keeps and maintains an account in
35 relation to the operation of a casino shall, when so required in writing by the Authority, furnish to the Authority a statement of account and any other particulars required by the Authority to be so furnished, including copies of cheques or records relevant to the account; and no liability shall be incurred by the
40 bank or the manager or other principal officer in respect of any breach of trust or otherwise by reason only of the furnishing of any statement or particulars or copies pursuant to this section.

PART V

LEVIES

62. Levies for administration purposes—(1) Every holder of a casino licence shall pay to the Authority in each financial year a levy of an amount specified by the Authority in accordance with **subsection (4)** of this section. 5

(2) The Authority shall calculate the amount of the levies to be paid under this section so as to ensure that the costs of the Authority, and the costs of administering and enforcing this Act (including such costs incurred by the Secretary and by the Police), can be met fully out of the amounts paid by way of the levies. 10

(3) When the Authority has calculated the amount of the levies to be paid under this section in respect of any financial year, the Authority shall recommend to the Minister of Internal Affairs and the Minister of Finance that that amount be the amount of the levies for that year, and the Ministers may approve that amount or fix any other amount that they consider more appropriate having regard to the provisions of **subsection (2)** of this section. 15 20

(4) Within the period of 15 working days before the commencement of any financial year, the Authority shall, by notice in the *Gazette*, specify the amount of the levies to be paid under this section for that year, being the amount approved or fixed by the Ministers under **subsection (3)** of this section. 25

(5) Levies under this section shall be paid by quarterly instalments, and each instalment shall be paid before the commencement of the quarter to which it relates.

(6) When a casino licence is issued during a quarter, the first instalment of the levy payable under this section— 30

- (a) Shall be paid on or before the issue of the licence; and
- (b) Shall be reduced proportionately, according to the period of the quarter that has already elapsed.

63. Recovery of levies—Any sum due and owing by way of any levy imposed under **section 62** of this Act shall be recoverable in any court of competent jurisdiction as a debt due to the Crown. 35

64. Penalty for late payment—(1) If any sum due and owing by way of any levy imposed under **section 62** of this Act remains unpaid on the expiry of 1 month after the due date, a penalty at the rate of 5 percent of the amount owing shall be added to that amount. 40

(2) Thereafter on the expiry of each successive month while any part of that sum (including any amount added by way of penalty in accordance with this section) remains owing, a further penalty at the rate of 5 percent of the amount then
5 owing shall be added to that amount.

(3) Notwithstanding anything in **subsection (1)** or **subsection (2)** of this section, the Authority may, in any particular case, remit the whole or any part of any penalty or further penalty imposed under this section where it thinks it just to do so.

10

PART VI

INSPECTORS

65. Appointment of inspectors—The Secretary shall from time to time appoint such number of persons to be inspectors as may be required for the efficient performance of the
15 functions conferred on inspectors by **section 67** of this Act.

66. Authority to act as inspector—(1) The Secretary shall issue a warrant of appointment to every person appointed as an inspector under this Act.

(2) Every warrant of appointment shall—
20

- (a) Be in the prescribed form; and
 - (b) Bear the photograph and signature of the holder; and
 - (c) Contain such other particulars as may be prescribed.
- (3) Every warrant of appointment shall be sufficient evidence of the authority of the holder to exercise any of the powers
25 conferred on inspectors under this Act.

(4) Every inspector shall, before exercising any powers under this Act, produce his or her warrant of appointment on demand by any person who may be interested in or affected by the exercise of those powers by the inspector.

30 **67. Functions of inspectors**—The functions of inspectors under this Act shall be as follows:

- (a) To supervise the conduct of gaming in, and the operation of, each casino, and to inspect the gaming equipment and chips used in each casino, for the purpose of
35 ascertaining whether or not the holder of the casino licence is complying with the provisions of this Act, the conditions of the licence, and any directions issued by the Authority;
- (b) To supervise the counts in any casino;
- 40 (c) To assist in any other manner, where necessary, in the detection of offences committed against this Act in any casino;

- (d) To receive and investigate complaints, in accordance with **section 68** of this Act, from casino customers relating to the conduct of gaming in any casino:
- (e) To report to the Authority regarding the operation of any casino. 5

68. Investigation of complaints—(1) Upon receiving a complaint from a customer relating to the conduct of gaming in any casino, an inspector shall forthwith investigate the complaint.

(2) If, as a result of the investigation, the inspector is satisfied 10 that the conduct of any game in that casino has contravened—

- (a) Any condition of the licence imposed under **section 30** of this Act; or
- (b) Any rules of the game prescribed by the Authority under **section 49** of this Act; or 15
- (c) Any direction given by the Authority under **section 56** of this Act,—

or that any employee of the casino has acted in contravention of **section 51** of this Act, the inspector shall report the matter to the Authority in writing. 20

(3) Every complainant shall be informed of the results of the investigation of his or her complaint and as to any consequent action taken.

69. Power of inspector to enter and remain in casino—

(1) Any inspector may at any time when gaming or any count is being conducted in any casino, and at any other time when reasonable notice is given to the person who is for the time being in charge of the operations of any casino, enter and remain in the casino, or any part of the casino, for the purpose of exercising his or her powers under this Act. 25 30

(2) Without limiting the generality of **section 66 (4)** of this Act, any inspector who exercises the power conferred by **subsection (1)** of this section shall carry his or her warrant of appointment and shall produce that warrant whenever required to do so in the casino by any person appearing to be in charge of the casino or any part of it. 35

70. Powers of inspectors—(1) While exercising the power conferred by **section 69** of this Act, any inspector may, for the purpose of ascertaining whether or not the provisions of this Act, or the terms and conditions of the licence, or any 40 directions issued by the Authority, are being complied with,—

- (a) Require the production of any licence, or any record or other document that is required by this Act to be kept, and examine and make copies of the licence, record, or other document; and
 - 5 (b) Require the holder of the licence, or any employee or agent of that licensee, to provide any information or assistance reasonably required by the inspector relating to the duties of the licensee or of the employee or agent; and
 - 10 (c) Require the holder of the licence, or any employee or agent of that licensee, to produce and make available for inspection any gaming equipment or chips.
- (2) No person shall be required to answer any question asked by an inspector if the answer would or could tend to
15 incriminate that person, and that person shall be informed of that right before the inspector exercises the power to demand information conferred by this section.

71. Power of seizure on licensed premises—Any inspector may, while in a casino in the exercise of his or her
20 power under **section 69** of this Act, seize any equipment, device, or thing that there is reasonable ground for believing will be evidence of the commission of an offence against any of the provisions of **sections 83 to 87** of this Act.

72. Inspection of equipment and chips—(1) Any
25 inspector may inspect any gaming equipment or chips found on any casino premises to ensure compliance with the requirements of this Act.

(2) Where it is necessary in order that such inspection be properly carried out, the inspector may impound any such
30 equipment and retain possession of it for any period not exceeding 48 hours.

73. Inspector to give receipt for equipment taken into possession—(1) Upon taking possession of any equipment under **section 72 (2)** of this Act, the inspector shall forthwith serve
35 upon the holder of the licence concerned a notice giving particulars of the equipment and the date on which it was taken into the inspector's possession.

(2) After the expiry of 48 hours after any such notice has been served, the holder of the licence may apply to a District
40 Court Judge for an order directing the inspector to return any equipment specified in the order to the person from whom it

was received, or for such other order as the District Court Judge may think fit.

PART VII

SUPERVISION AND DISCIPLINING

74. Investigations into continuing suitability of casino licensee—The Authority may from time to time cause to be carried out all such investigations as it considers necessary to satisfy itself that all persons, whether individuals or not, associated or connected, or to be associated or connected, with the ownership, administration, or management of the operation of the casino, or with the business of the holder of the licence, continue to be suitable persons to be so associated or connected, having regard to the matters specified in **section 27** of this Act. 5 10

75. Grounds for cancellation or suspension of casino licences—For the purposes of this Part of this Act, a ground for cancellation or suspension of a casino licence arises in each of the following cases: 15

- (a) Where the holder of the licence is convicted of any offence against this Act: 20
- (b) Where the holder of the licence is convicted on indictment of any other offence:
- (c) Where the holder of the licence fails to comply with any term or condition of the licence:
- (d) Where any person, whether an individual or not, associated or connected with the ownership, administration, or management of the operation of the casino, or with the business of the holder of the licence, is not or ceases to be a suitable person to be so associated or connected, having regard to the matters specified in **section 27** of this Act: 25 30
- (e) Where the holder of the licence—
 - (i) Contravenes any of the provisions of **sections 34, 50, and 59** of this Act; or
 - (ii) Fails to comply with any of the provisions of **sections 55, 57, and 58** of this Act; or 35
 - (iii) Fails to comply with any direction given to the holder in writing by the authority pursuant to **section 56** of this Act:
- (f) Where the holder of the licence or any person referred to in **paragraph (d)** of this section, on being required under this Act to supply information to the Authority or to an inspector, refuses or fails to do so or supplies 40

information that is, to his or her knowledge, false or erroneous in any material particular:

- (g) Where the holder of the licence fails to discharge its financial commitments, or compounds with its creditors, or is otherwise the subject of a winding up (either voluntarily or pursuant to a Court order), or to the appointment of a liquidator, or to the appointment of a receiver or receiver and manager, or is made subject to statutory management under and in accordance with Part III of the Corporations (Investigation and Management) Act 1989.

76. Cancellation, suspension, or variation of casino licence—

(1) Any member of the Police or any inspector may at any time, in respect of any casino licence, apply to the Authority in accordance with this section for an order—

- (a) Varying or revoking any condition of the licence, or imposing any new condition; or
(b) Suspending the licence; or
(c) Cancelling the licence,—

on any ground specified in **section 75** of this Act.

(2) Every application for an order under this section shall—

- (a) Be made in the prescribed form and manner; and
(b) Contain the prescribed particulars.

(3) Where the Authority considers, whether on an application under this section or of its own motion, that a ground for the suspension or cancellation of a casino licence may have arisen, the Authority shall—

- (a) Notify the holder of the licence, and any other person known to have an interest in the licence, of each ground that appears to have arisen; and
(b) Fix the earliest practicable date for a public hearing of the application; and
(c) Give at least 20 working days' notice of the date, time, and place of the hearing to the holder of the licence, and to each other person interested in the matter.

(4) The applicant (if any), the holder of the licence, and any other person with leave of the Authority, shall be entitled to appear and be heard at the hearing, whether personally or by counsel, and to call, examine, and cross-examine witnesses.

(5) The Authority may adjourn any proceedings under this section for such period as it considers fit to give the holder of the licence an opportunity to remedy any matters that the Authority may require to be remedied within that period.

(6) If, at the conclusion of the proceedings, the Authority is satisfied that all matters in default have been remedied, and any other questions have been answered, to its satisfaction, the Authority shall notify the holder of the licence accordingly and take no further action. 5

(7) If the Authority is not so satisfied in respect of any such matter, but is of the opinion that the matter is not of such a serious and fundamental nature that the integrity of the operation of the casino is jeopardised or the public interest is otherwise adversely affected, it may issue to the holder of the licence a letter of censure; and that letter of censure shall form part of the records of the Authority and may be taken into account in any future proceedings relating to the licence, including its renewal. 10

(8) Subject to the preceding provisions of this section, if the Authority is satisfied on the conclusion of the proceedings that any of the grounds specified in **section 75** of this Act is established and that it is desirable to make an order under this section, it may, by order,— 15

- (a) Vary or revoke any condition of the licence; or 20
- (b) Impose any new condition; or
- (c) Suspend the licence for such period, not exceeding 6 months, as the Authority thinks fit; or
- (d) Cancel the licence.

(9) Where the Authority makes an order under this section, it shall specify in the order the date from which it is to have effect. 25

(10) Where the Authority makes an order under this section, it shall send a copy of the order to the holder of the licence, and notify the holder of the licence of the right of appeal conferred by **section 78** of this Act. 30

(11) The Authority may at any time revoke the suspension of any casino licence if it is satisfied that the matters for which the suspension was imposed have been remedied (where possible), and that it would be just to revoke the suspension. 35

77. Suspension or cancellation of certificate of approval—(1) Any member of the Police or any inspector may at any time apply to the Secretary in accordance with this section for an order—

- (a) Suspending a certificate of approval; or 40
- (b) Cancelling a certificate of approval.
- (2) Every application for an order under this section shall—
- (a) Be made in the prescribed form and manner; and
- (b) Contain the prescribed particulars.

(3) The grounds on which an application for an order under this section may be made are as follows:

- (a) That the certificate of approval was granted on the basis of information that was false or erroneous in any material particular:
 - (b) That the holder has been convicted, since the issue of the certificate, of an offence against this Act:
 - (c) That the holder has been convicted, since the issue of the certificate, of any other offence reflecting on his or her suitability to be employed in a casino:
 - (d) That the holder has acted in contravention of **section 51** of this Act:
 - (e) That the conduct of the holder, since the issue of the certificate, has been such as to show that he or she is not suitable to be employed in a casino.
- (4) The Secretary shall—
- (a) Send a copy of the application to the holder of the certificate; and
 - (b) Fix the earliest practicable date for a hearing of the application; and
 - (c) Give at least 10 working days' notice of the date, time, and place of the hearing to the applicant and to the holder of the certificate.
- (5) The applicant and the holder of the certificate shall be entitled to appear and be heard at the hearing, whether personally or by counsel, and to call, examine, and cross-examine witnesses.
- (6) If the Secretary is satisfied that any of the grounds specified in **subsection (3)** of this section is established and that it is desirable to make an order under this section, the Secretary may, by order,—
- (a) Suspend the certificate of approval for such period, not exceeding 6 months, as the Secretary thinks fit; or
 - (b) Cancel the certificate of approval.
- (7) Where the Secretary makes an order under this section, the Secretary shall specify in the order the date from which it is to have effect.
- (8) Where the Secretary makes an order under this section, the Secretary shall send a copy of the order to the holder of the certificate, and notify the holder of the right of appeal conferred by **section 82** of this Act.
- (9) The Secretary may at any time revoke the suspension of any certificate of approval if the Secretary is satisfied that the matters for which the suspension was imposed have been

remedied (where possible), and that it would be just to revoke the suspension.

PART VIII

APPEALS

78. Appeals to High Court against decision of Authority—(1) Where the Authority directs that any agreement be terminated under **section 60 (9) (b)** of this Act, any party to the agreement may appeal to the High Court against that direction on giving notice of appeal within 10 working days after receiving notice of the direction. 5 10

(2) Where the authority makes any order under **section 76 (8)** of this Act varying or revoking any condition of a casino licence, or imposing any new condition, or suspending or cancelling any such licence, the holder of the licence may appeal to the High Court against the order on giving notice of appeal within 10 working days after receiving notice of the order. 15

(3) Every notice of appeal under this section shall be in writing and shall be filed in the High Court.

(4) It shall not be necessary to state in the notice of appeal the grounds of the appeal. 20

(5) Either before or immediately after the filing of the notice of appeal, a copy of the notice shall be served on each of the other parties to the proceedings before the Authority, and a copy shall be left with the Authority. 25

(6) The licence shall, if the appeal is not finally determined on or before the expiry of the licence by effluxion of time, be deemed to be extended until the final determination of the appeal.

(7) As soon as possible after the receipt by the Authority of a copy of any notice of appeal, the Authority shall send to the office of the High Court in which the appeal has been filed— 30

(a) Any documents filed with the Authority, and any written submissions, statements, reports, and other papers relating to the decision appealed against; and 35

(b) Any copy of any notes made by the chairperson of the evidence given at the hearing; and

(c) Any exhibits in the custody of the Authority; and

(d) A copy of the decision appealed against.

(8) Every appeal shall be by way of rehearing; but where any question of fact is involved in any appeal, the evidence taken before the Authority bearing on the question shall, subject to 40

any special order and to the succeeding provisions of this section, be brought before the High Court as follows:

- 5 (a) As to any evidence given orally, by the production of a copy of the chairperson's note or of a written statement read by the witness while under oath, or of such other materials as the High Court may consider expedient:
- 10 (b) As to any evidence taken by affidavit and as to any exhibits, by the production of the affidavits and such of the exhibits as may have been forwarded to the Court by the Authority, and by the production by the parties to the appeal of such exhibits as are in their custody.
- 15 (9) The High Court may in its discretion rehear the whole or any part of the evidence, and shall rehear the evidence of any witness if the Court has reason to believe that any note of the evidence of that witness made by the chairperson of the Authority is or may be incomplete in any material particular.
- 20 (10) The High Court shall have full discretionary power to hear and receive further evidence on questions of fact, either by oral evidence or by affidavit.
- (11) If the appellant does not appear at the time appointed for hearing the appeal, the appeal shall be dismissed.
- 25 (12) If the appellant does not prosecute the appeal with due diligence, any other party to the appeal may apply to the High Court for the dismissal of the appeal.
- (13) On hearing the appeal, the High Court may confirm, modify, or reverse the decision appealed against, and the decision of the Court shall be final and binding on all parties.
- 30 (14) The Registrar of the High Court shall transmit to the Authority a memorandum of the decision of the Court, and such proceedings shall be had thereon as if the decision had been given by the Authority.
- 35 (15) The Registrar shall also return to the Authority any papers and exhibits forwarded by the Authority pursuant to subsection (7) of this section.

79. Appeals to High Court to be heard by Administrative Division—Every appeal to the High Court under section 78 of this Act shall be heard and determined by 40 the Administrative Division of the High Court; and accordingly all references to the High Court in any provisions of that section shall, unless the context otherwise requires, be read as references to the Administrative Division of the High Court.

80. Further appeal to Court of Appeal—(1) Any party to an appeal under **section 78** of this Act who is dissatisfied with the determination of the High Court on any point of law may, with leave of the High Court or (if that leave is declined) with special leave of the Court of Appeal, appeal to the Court of Appeal 5 against the determination.

(2) A party desiring to appeal to the Court of Appeal under this section shall, within 15 working days after being notified of the determination of the High Court, or within such further time as that Court may allow, give notice of the application for 10 leave to appeal in such manner as may be directed by rules of Court; and the High Court may grant leave accordingly if, in the opinion of that Court, the question of law involved in the appeal is one that, by reason of its general or public importance or for any other reason, ought to be submitted to the Court of 15 Appeal for decision.

(3) Where the High Court refuses leave to any party to appeal to the Court of Appeal under this section, that party may, within 15 working days after being notified of the refusal of the High Court or within such further time as the Court of 20 Appeal may allow, apply to the Court of Appeal, in such manner as may be directed by rules of Court, for special leave to appeal to that Court; and the Court of Appeal may grant leave accordingly if, in the opinion of that Court, the question of law involved in the appeal is one that, by reason of its 25 general or public importance or for any other reason, ought to be submitted to the Court of Appeal for decision.

(4) On any appeal to the Court of Appeal under this section, the Court of Appeal shall have the same power to adjudicate on the proceedings as the High Court had. 30

(5) The decision of the Court of Appeal on any appeal under this section shall be final; and the same judgment shall be entered in the High Court, and the same execution and other consequences and proceedings shall follow thereon, as if the decision of the Court of Appeal had been given in the High 35 Court.

(6) The decision of the Court of Appeal on any application to that Court for leave to appeal shall be final.

81. No review until right of appeal exercised—No person who has a right of appeal under **section 78** of this Act in 40 respect of any order of the Authority shall be entitled—

(a) To make an application for review of that decision under Part I of the Judicature Amendment Act 1972; or

- (b) To institute proceedings seeking any writ or order of, or in the nature of, mandamus, prohibition, or certiorari, or a declaration or injunction, in respect of that order,—
- 5 unless and until that party exercises that right of appeal and the appeal is finally determined.

82. Appeals to Authority—(1) Where the Secretary refuses to grant a certificate of approval under **section 42** of this Act, the applicant shall have a right of appeal to the Authority against
10 the decision of the Secretary.

(2) In every case where the Secretary suspends or cancels a certificate of approval under **section 77** of this Act, the holder of the certificate shall have a right of appeal to the Authority against the decision of the Secretary.

15 (3) Every appeal under this section shall be brought within 20 working days after notice of the Secretary's decision is received by the applicant or holder or such longer time as the Authority may authorise.

(4) On hearing the appeal, the Authority may—

- 20 (a) Confirm, vary, or reverse the decision appealed against; or
(b) In the case of an order suspending a certificate of approval, vary the period of the suspension; or
(c) Refer the matter back to the Secretary with directions to reconsider the whole or any specified part of the
25 matter.

(5) The certificate of approval shall remain in force until the final determination of the appeal.

PART IX

OFFENCES AND ENFORCEMENT

30 **83. Conducting unauthorised games**—Every person commits an offence and is liable to a fine not exceeding \$5,000 who, in any casino, conducts any game that is not an authorised game.

35 **84. Unlawfully conducting authorised games**—Every person commits an offence and is liable to a fine not exceeding \$2,000 who, in any casino, conducts any authorised game otherwise than in accordance with the rules as notified under **section 49** of this Act.

40 **85. Cheating**—(1) Every person commits the offence of cheating who, in any casino, knowingly contravenes the rules of any game with the intention of obtaining any pecuniary

advantage, directly or indirectly, for himself or herself or for any other person.

(2) Every person who is convicted on indictment of an offence of cheating is liable to imprisonment for a term not exceeding 1 year or to a fine not exceeding \$20,000. 5

86. Being in possession of equipment, etc., for cheating—(1) Every person commits an offence and is liable to a fine not exceeding \$2,000 who has in his or her possession any equipment, instrument, or device capable of being used for the purpose of an offence against **section 85** of this Act in 10 circumstances that show *prima facie* an intention to use the equipment, instrument, or device for that purpose.

(2) It is a defence to a charge under **subsection (1)** of this section if the person charged proves that he or she did not intend to use the equipment, instrument, or device for the 15 purpose of committing an offence against **section 85** of this Act.

87. Offences involving counterfeit chips—(1) Every person commits an offence and is liable on conviction upon indictment to imprisonment for a term not exceeding 3 years who— 20

(a) Makes or counterfeits any chip resembling any authorised chip with the intention that it be acted upon as genuine; or

(b) Has in his or her possession or under his or her control anything intended to be used to make or counterfeit 25 any chip resembling any authorised chip in circumstances that show *prima facie* an intention to use it for such a purpose.

(2) Every person commits an offence and is liable on conviction upon indictment to imprisonment for a term not exceeding 1 year who passes or attempts to pass any counterfeit chip knowing it to be counterfeit. 30

(3) Every person commits an offence and is liable on conviction upon indictment to imprisonment for a term not exceeding 1 year who has in his or her possession or under his 35 or her control any counterfeit chip knowing it to be counterfeit and intending to pass it as genuine.

(4) For the purposes of this section,—

“Authorised chip” means any chip authorised by the Authority for use in gaming in any casino: 40

“Counterfeit chip” includes any authorised chip that has been altered in any manner so as to resemble any other authorised chip.

88. Provisions relating to minors in casinos—(1) Every person commits an offence and is liable to a fine not exceeding \$500 who, being under the age of 20 years, is found on any casino premises.

5 (2) Every person commits an offence and is liable to a fine not exceeding \$1,000 who, being the holder of any casino licence or an employee or agent of that licensee, allows any person who is under the age of 20 years to enter or remain on the casino premises.

10 (3) It is a defence to a charge under **subsection (2)** of this section if the defendant proves that he or she believed on reasonable grounds that the person to whom the charge relates had attained the age of 20 years.

15 (4) It is a defence to a charge under **subsection (2)** of this section if the defendant satisfies the Court that, as soon as the defendant or any employee or agent of the licensee became aware of the situation, reasonable steps were taken to remove each person concerned from the casino premises.

89. Making false representation to licensees—Every person commits an offence and is liable to a fine not exceeding \$500 who falsely represents to the holder of a casino licence, or to an employee or agent of that licensee, that he or she has attained the age of 20 years with the intention of being permitted to enter or remain in the casino.

25 **90. Gambling by inspectors and authorised officers—**Every person commits an offence and is liable to a fine not exceeding \$2,000 who, being an inspector or an authorised officer, gambles in any casino otherwise than when and to the extent that it is necessary to do so in the course of his or her
30 official duties.

91. Obstructing inspector—Every person commits an offence and is liable to a fine not exceeding \$2,000 who intentionally obstructs any inspector acting in the execution of his or her duty.

35

Arrest

92. Arrest without warrant for certain offences—Any member of the Police may arrest without warrant any person whom he or she has good cause to suspect of having committed an offence against any of **sections 85 to 87** of this Act.

93. Power to demand information—(1) Any member of the Police or an inspector who has reasonable cause to suspect that any person has committed or is committing or is attempting to commit any offence against this Act may demand particulars of— 5

- (a) The name and address of that person; and
- (b) The date of birth of that person, where that person's age is or may be material to the suspected offence.

(2) If the member of the Police or inspector has reasonable ground to suppose that any such particulars are false, he or she may require the person to supply satisfactory evidence of those particulars. 10

(3) If any person, without reasonable excuse, refuses or fails to supply any particulars or evidence when required to do so by any member of the Police or inspector under this section, and persists in that refusal or failure after being cautioned by the member of the Police or inspector, that person may be arrested, without warrant, by any member of the Police. 15

(4) Every person commits an offence and is liable to a fine not exceeding \$500 who, having been required by any member of the Police or inspector to supply any particulars or evidence under this section, without reasonable excuse,— 20

- (a) Refuses or fails to supply the particulars or evidence; or
- (b) Supplies any particulars or evidence knowing that the particulars or evidence are false in a material respect. 25

94. General penalty—Every person who commits an offence against this Act or against any regulations made under this Act for which no penalty is provided elsewhere than in this section is liable on summary conviction to imprisonment for a term not exceeding 3 months or to a fine not exceeding \$2,000. 30

95. Offences punishable on summary conviction—(1) Every offence against this Act or against any regulations made under this Act, other than an offence against any of the provisions of sections 85 and 87 of this Act, shall be punishable on summary conviction. 35

(2) No prosecution for an offence against this Act or against any regulations made under this Act shall be commenced except on the information of a member of the Police.

96. Forfeiture—(1) On the conviction of any person of an offence against any of the provisions of this Act or of any regulations made under this Act, the Court in which the conviction is entered may, in addition to any other penalty that 40

may be imposed under this Act in respect of the offence, order that any equipment, thing, document, or money used in respect of the commission of the offence be forfeited to the Crown.

5 (2) Where any such order is made, the provisions of subsections (4) to (6) of section 199 of the Summary Proceedings Act 1957, so far as they are applicable and with any necessary modifications, shall apply.

10 (3) Subject to subsection (2) of this section, any equipment, thing, or document forfeited to the Crown under this section shall be delivered to the Secretary, and may be destroyed or otherwise disposed of in such manner as the Secretary thinks fit.

PART X

15

MISCELLANEOUS PROVISIONS

97. Certified extracts to be evidence—An extract of any register or record kept by the secretary of the Authority, or by the Secretary, for the purposes of this Act, and certified as such by the secretary of the Authority or (as the case may require) by the Secretary, shall be sufficient evidence of the matters stated in the extract.

98. Regulations—The Governor-General may from time to time, by Order in Council, make regulations for all or any of the following matters:

25 (a) Prescribing the procedure to be followed in respect of applications to the Authority:

(b) Prescribing the fees payable in respect of applications for, and the issue, variation, or renewal of, casino licences and certificates of approval:

30 (c) Prescribing the fees payable in respect of appeals to the Authority:

(d) Prescribing forms required for the purposes of this Act; and prescribing the particulars to be supplied by applicants:

35 (e) Providing for the keeping of registers and records for the purposes of this Act:

(f) Providing for records to be kept and returns to be made to any Department, and providing for the proper protection of any confidential information supplied for the purposes of any such record or return:

40 (g) Prescribing the procedure for the taking of fingerprints in respect of applicants for certificates of approval:

- (h) Prescribing the procedure for the service of notices and other documents:
- (i) Prescribing offences in respect of the contravention of or non-compliance with any regulations made under this Act; and prescribing the amount of any fine that may be imposed in respect of any such offence, being an amount not exceeding \$2,000: 5
- (j) Providing for such other matters as are contemplated by or necessary for giving full effect to the provisions of this Act and for its due administration. 10

99. Ombudsmen Act 1975 amended—Part II of the First Schedule to the Ombudsmen Act 1975 is hereby amended by inserting, after the item relating to the Broadcasting Commission (as inserted by section 88 of the Broadcasting Amendment Act 1989), the following item: 15

“The Casino Control Authority.”

SCHEDULES

Section 14

FIRST SCHEDULE

PROVISIONS RELATING TO CASINO CONTROL AUTHORITY

1. Term of office of members—(1) Every member of the Authority shall be appointed for such term not exceeding 3 years as may be specified in that member's instrument of appointment, and may from time to time be reappointed.

(2) Unless any member sooner vacates office, he or she shall continue in office until that member's successor is appointed, notwithstanding that the term for which the member was appointed may have expired.

(3) Any member of the Authority may resign at any time by notice in writing addressed to the Minister.

(4) Any member of the Authority may be removed from office at any time by the Minister for disability, bankruptcy, neglect of duty, or misconduct proved to the satisfaction of the Minister.

(5) Every person appointed to fill an extraordinary vacancy shall hold office for the remainder of the term for which that member's predecessor was appointed.

2. Meetings of Authority—(1) Meetings of the Authority shall be held at such times and places as the chairperson from time to time appoints.

(2) The chairperson of the Authority, or any 3 members of it, may at any time call a special meeting of the Authority.

(3) The Authority may meet in private or in public, as the Authority from time to time decides.

(4) The Authority shall cause such notice as it thinks fit to be given of any public meeting of the Authority to persons likely to be interested in the subject-matter of the meeting.

FIRST SCHEDULE—*continued*

PROVISIONS RELATING TO CASINO CONTROL AUTHORITY—*continued*

(5) At all meetings of the Authority, the quorum necessary for the transaction of business shall be 4 members, which shall include the chairperson or the member acting for the chairperson.

(6) The chairperson shall preside at all meetings of the Authority at which the chairperson is present.

(7) In the absence of the chairperson from any meeting, the members present shall appoint 1 of their number to be the chairperson for the purposes of that meeting.

(8) All questions arising at any meeting of the Authority shall be decided by a majority of votes of the members present and voting.

(9) The chairperson shall have a deliberative vote and, in the event of an equality of votes, shall also have a casting vote.

(10) A resolution in writing signed, or assented to by letter or telegraphic message, by all members of the Authority shall be as valid and effectual as if it had been passed at a meeting of the Authority duly called and constituted.

(11) Subject to the provisions of this Act and of any regulations in force under this Act, the Authority may regulate its procedure in such manner as it thinks fit.

3. Disclosure of interests of member—(1) Any member of the Authority who, otherwise than as such a member, is directly or indirectly interested in the exercise or performance of any power or function by the Authority or is directly or indirectly interested in any arrangement, agreement, or contract made or entered into or proposed to be made or entered into by the Authority, as soon as possible after the relevant facts have come to the member's knowledge, shall disclose the nature of the interest at a meeting of the Authority.

(2) A disclosure under this clause shall be recorded in the minutes of the Authority and, except as otherwise provided by resolution of the Authority, the member—

- (a) Shall not take part, after the disclosure, in any deliberation or decision of the Authority relating to the exercise or performance of the power or function by the Authority or relating to the arrangement, agreement, or contract; and
- (b) Shall be disregarded for the purpose of forming a quorum of the Authority for any deliberation or decision.

4. Deputies of members—(1) The Minister may from time to time appoint deputies to those members of the Authority who are appointed under **section 7(1)(a)** of this Act.

(2) Every such deputy to a member shall have relevant experience or qualifications of the same sort as the member for whom he or she will deputise, as specified in that provision.

5. Application of certain Acts to members of Authority—No person shall be deemed to be employed in terms of the State Sector Act 1988 or the Government Superannuation Fund Act 1956 by reason only of that person's appointment as a member of the Authority.

6. Funds of Authority—The funds of the Authority shall consist of the following:

FIRST SCHEDULE—*continued*PROVISIONS RELATING TO CASINO CONTROL AUTHORITY—*continued*

- (a) Any money appropriated by Parliament for the purposes of the Authority and paid to the Authority for the purposes of the Authority;
- (b) All fees and levies paid in accordance with this Act and all other money lawfully received by the Authority for the purposes of the Authority;
- (c) All accumulation of income derived from any such money.

7. Bank accounts—(1) The Authority shall open at any bank or banks such accounts as are necessary for the exercise of its functions and powers.

(2) All money received by the Authority, or by any employee of the Authority shall, as soon as practicable after it has been received, be paid into such bank accounts of the Authority as the Authority from time to time determines.

(3) The withdrawal or payment of money from any such account shall be authorised by a prior resolution of the Authority, or shall be submitted to the Authority for confirmation at its first ordinary meeting after the date of payment.

(4) The withdrawal or payment of money from any such accounts shall be by cheque signed by such person or persons as the Authority may from time to time authorise.

8. Remuneration, allowances, and expenses of members of Authority—(1) There shall be paid to the members of the Authority such remuneration by way of fees, salary, wages, or allowances as may from time to time be determined, either generally or in respect of any particular member or members of the Authority by the Higher Salaries Commission in accordance with the Higher Salaries Commission Act 1977.

(2) Any determination under *subclause* (1) of this clause shall take effect on such date (whether the date of the determination or any earlier or later date) as may be specified in the determination.

(3) The Authority is hereby declared to be a statutory Board within the meaning of the Fees and Travelling Allowances Act 1951.

(4) There shall be paid to the members of the Authority travelling allowances and travelling expenses in accordance with the Fees and Travelling Allowances Act 1951, and the provisions of that Act shall apply accordingly.

9. Accounts and audit—(1) The Authority shall keep full and correct accounts of all its financial transactions, assets, liabilities, and funds; and its accounts shall be audited by the Audit Office, which for that purpose shall have and may exercise all such powers as it has under the Public Finance Act 1989 in respect of public money and stores.

(2) At the end of each financial year, the Authority shall prepare an income and expenditure account showing its financial transactions for that year, together with a balance sheet as at the last day of the financial year.

(3) As soon as practicable after the end of its financial year, the Authority shall submit its income and expenditure account and balance sheet to the Audit Office for audit.

(4) A copy of the audited accounts of the Authority together with the Audit Office report thereon shall be laid before House of Representatives

FIRST SCHEDULE—*continued*PROVISIONS RELATING TO CASINO CONTROL AUTHORITY—*continued*

no later than 6 months after the end of the financial year, and may be incorporated in the annual report of the Authority prepared under section 16 of this Act.

10. Investment of money—Any money that belongs to the Authority and that is not immediately required for expenditure by the Authority may be invested in the same manner in which money in a Crown Bank Account may be invested pursuant to section 23 of the Public Finance Act 1989.

11. Exemption from income tax—The income of the Authority shall be exempt from income tax.

12. Crown may provide services for Authority—The Crown, acting through any Department, may from time to time, at the request of the Authority, execute any work or enter into arrangements for the execution or provision by the Department for the Authority of any work or service, or for the supply to the Authority of any goods, stores, or equipment, on and subject to such terms and conditions as may be agreed.

SECOND SCHEDULE

Section 30 (1) (b)

MATTERS THAT MAY BE THE SUBJECT OF TERMS AND CONDITIONS
ATTACHING TO CASINO LICENCE

1. Internal controls, and administrative and accounting procedures, including the following:

- (a) Accounting procedures, including the standardisation of forms and definition of terms, not inconsistent with this Act, to be utilised in the gaming operations:
- (b) Procedures, forms, and, where appropriate, formulae for or with respect to—
 - (i) Hold percentages and calculations of hold percentages; and
 - (ii) Revenue drop; and
 - (iii) Expense and overhead schedules; and
 - (iv) Complementary services; and
 - (v) Salary arrangements; and
 - (vi) Personnel practices:
- (c) Job descriptions, the system of organising personnel, and the chain of command authority, such as to establish diversity of responsibility among employees engaged in casino operations and identification of primary and secondary supervisory positions for areas of responsibility, which areas shall not be so extensive as to be impractical for an individual to supervise effectively:
- (d) Procedures for the conduct and playing of games:
- (e) Procedures within a cashier's cage for the receipt, storage, and disbursement of chips and cash, the cashing of cheques, the redemption of chips and the recording of all transactions pertaining to gaming operations:
- (f) Procedures for the collection and security of money at the gaming tables and other places in the casino where games are conducted:

SECOND SCHEDULE—*continued*MATTERS THAT MAY BE THE SUBJECT OF TERMS AND CONDITIONS
ATTACHING TO CASINO LICENCE—*continued*

- (g) Procedures and forms for the transfer of chips to and from the gaming tables and other places in the casino where games are conducted from and to a cashier's cage:
 - (h) Procedures for the transfer of money from the gaming tables and other places in the casino where games are conducted to other areas of the casino for counting:
 - (i) Procedures and forms for the transfer of money or chips from and to any gaming area:
 - (j) Procedures and security for the counting and recording of revenue:
 - (k) Procedures and security for the transfer of money to and from a bank from and to the casino:
 - (l) Procedures for the security, storage, and recording of chips utilised in the gaming operations:
 - (m) Procedures and standards for the maintenance, security, and storage of any gaming equipment:
 - (n) Procedures for the payment and recording of winnings associated with any games where such winnings are paid by cash or cheque:
 - (o) Procedures for the issue of chip purchase vouchers and the recording of transactions in connection therewith:
 - (p) Procedures for the cashing and recording of cheque transactions:
 - (q) Procedures for the establishment and use of deposit advance accounts:
 - (r) Procedures for the use and maintenance of security and surveillance facilities, including closed circuit television systems:
 - (s) Procedures governing the utilisation of security personnel within the casino:
 - (t) Procedures for the control of keys used or for use in casino operations.
2. The approval of the design and manufacture of chips.
 3. The terms and conditions under which the holder of the licence may enter into arrangements with junket organisers regarding junkets.
 4. The approval of the design and manufacture of gaming equipment.
 5. The standard, type, and installation, and the operation of surveillance equipment, including closed circuit television systems.
 6. The approval of, and procedures for the approval of alterations in, floor plans and the placement of gaming tables and gaming equipment.
 7. The facilities to be provided for the use of inspectors and the Police.