



Australian Capital Territory

Gaming Machine Regulations¹ (Amendment)

Subordinate Law No. 41 of 1993²

The Australian Capital Territory Executive, in accordance with section 5 of the *Subordinate Laws Act 1989*, makes the following Regulations under the *Gaming Machine Act 1987*.

Dated 28 October 1993.

WAYNE BERRY
Minister

TERRY CONNOLLY
Minister

Commencement

1. These Regulations commence on 1 November 1993.

Principal Regulations

2. In these Regulations, “Principal Regulations” means the Gaming Machine Regulations.

Part heading

3. Before regulation 1 of the Principal Regulations the following heading is inserted:

“PART I—PRELIMINARY”.

Insertion

4. After regulation 2 of the Principal Regulations the following heading and regulation are inserted:

**“PART II—PRESCRIBED GAMING MACHINES
AND STAKE VALUES**

Class B gaming machines

“2A. The following gaming machines are prescribed as class B gaming machines:

- (a) draw poker machines;
- (b) keno machines.”.

Substitution

5. Regulations 3 and 4 of the Principal Regulations are repealed and the following regulations substituted:

Class C gaming machines

“3. The following gaming machines are prescribed as class C gaming machines:

- (a) poker machines;
- (b) slot machines;
- (c) fruit machines.

Maximum stake values—multi-stake and single-stake machines

“4. (1) The prescribed maximum stake value for a multi-stake machine is \$10.

“(2) The prescribed maximum stake value for a single-stake machine is \$2.”.

Insertion

6. After regulation 4A of the Principal Regulations the following regulation and heading are inserted:

Licence conditions—basic stake denomination

“4B. For the purposes of subparagraphs 18 (2) (a) (iv) and (b) (iii) and paragraph 18 (3) (c) of the Act, the prescribed amount is 20 cents.

“PART III—BALLOTS”.

Substitution

7. Regulations 7 and 8 of the Principal Regulations are repealed and the following regulations substituted:

Interference with ballots

“7. (1) A person shall not—

- (a) unlock a ballot-box;
- (b) break, or otherwise tamper with, a seal on a ballot-box; or
- (c) remove an envelope from a ballot-box;

except in accordance with these Regulations.

Penalty: \$500.

“(2) If the Commissioner is satisfied, on reasonable grounds, that subregulation (1) has been breached, he or she may, by notice in writing given to the secretary of the club, declare the ballot to be void.

“(3) A ballot is void where notice is given in accordance with subregulation (2).

Retention of voting-papers

“8. After the result of a ballot has been ascertained, the Commissioner shall retain the voting-papers for a period of not less than 1 year after the date on which that result was ascertained.”.

Schedule 1

8. (1) Schedule 1 to the Principal Regulations is amended—

- (a) by omitting from the heading to the schedule all the words after “CONDUCT OF BALLOTS”;
- (b) by inserting in subclause 2 (1) “financial” before “member” (first occurring);
- (c) by omitting from paragraph 2 (1) (c) “an” and substituting “a reply-paid”;
- (d) by omitting subclause 2 (2);
- (e) by inserting in subparagraph 2 (3) (b) “financial” before “members”;
- (f) by inserting after clause 2 the following clause:

“2A. The Commissioner shall, for the purpose of conducting a ballot, furnish to the secretary of the club concerned a ballot-box which is locked and sealed.”;

- (g) by omitting from the heading on the form of voting-paper in subclause 3 (1) “installation and use” and substituting “operation”;
- (h) by omitting from the first direction to voters on the form of voting-paper in subclause 3 (1) “effective” and substituting “valid”;
- (j) by omitting from the question on the form of voting-paper in subclause 3 (1) “installation and use” and substituting “operation”;
- (k) by omitting from the heading on the form of voting-paper in subclause 3 (2) “(or non-renewal)”;
- (m) by omitting from the first direction to voters on the form of voting-paper in subclause 3 (2) “effective” and substituting “valid”;
- (n) by omitting from the question on the form of voting-paper in subclause 3 (2) “(or non-renewal)”;
- (p) by omitting from the question on the form of voting-paper in subclause 3 (2) “install and use” and substituting “operate”;
- (q) by inserting in the form of declaration in subclause 3 (3) “financial” before “member”;
- (r) by omitting from subclause 3 (5) “effective” and substituting “valid”;
- (s) by omitting clause 5 and substituting the following clause:

“5. A voting-paper is not valid unless the word ‘Yes’ or ‘No’ is written on it in accordance with the directions.”;
- (t) by omitting paragraph 7 (a) and substituting the following clause:

“(a) shall be placed by the secretary in the ballot-box supplied by the Commissioner; and”;
- (u) by omitting from clause 8 “effective” and substituting “valid”;
- (w) by omitting clause 9 and substituting the following clause:

“9. The Commissioner shall decide whether a voting-paper is valid under these Regulations.”;
- (y) by omitting from subclause 10 (1) “members (other than honorary members)” and substituting “financial members”;
- (z) by omitting subclause 10 (2);
- (za) by inserting after clause 10 the following clause:

“10A. The result of the ballot shall be ascertained on the premises of the club.”;
- (zb) by omitting from subclause 12 (1) all the words after “ballot-box”;

- (zc) by omitting from paragraph 12 (2) (c) all the words after “voting-papers” and substituting “have been placed together, take the voting-papers out of the envelopes and ascertain the result of the ballot”;
- (zd) by inserting after clause 12 the following clause:

“12A. After the result of the ballot has been ascertained, the secretary of the club shall return the ballot-box to the Commissioner.”;
- (ze) by omitting subclause 13 (2);
- (zf) by inserting in paragraphs 14 (1) (a) and (b) “financial” before “members”;
- (zg) by omitting from paragraph 14 (1) (c) “ineffective” and substituting “invalid”; and
- (zh) by omitting from subclause 14 (2) “deliver to the senior member a copy of every” and substituting “give the secretary of the club a copy of the”.

(2) The following provisions of Schedule 1 to the Principal Regulations are amended by omitting “Commissioner” and substituting “secretary of the club”:

Paragraph 1 (b), subclause 2 (1) (wherever occurring), paragraph 2 (1) (c), subclause 2 (3), paragraph 2 (3) (c), subclauses 2 (4), 3 (4) and (5), clause 4 (wherever occurring), paragraphs 6 (b), (c) and (d), clause 7 (first occurring) and paragraphs 7 (a), 8 (a) and (b).

Repeal

- 9.** Schedule 2 to the Principal Regulations is repealed.

NOTES

1. Reprinted as at 31 August 1991.
2. Notified in the ACT Gazette on 1 November 1993.