

2010

THE LEGISLATIVE ASSEMBLY
FOR THE AUSTRALIAN CAPITAL TERRITORY

(As presented)

(Ms Meredith Hunter)

Gaming Machine (Problem Gambling Assistance) Amendment Bill 2010

A Bill for

An Act to amend the *Gaming Machine Act 2004*

The Legislative Assembly for the Australian Capital Territory enacts as follows:

J2010-424

Authorised by the ACT Parliamentary Counsel—also accessible at www.legislation.act.gov.au

1 **1 Name of Act**

2 This Act is the *Gaming Machine (Problem Gambling Assistance)*
3 *Amendment Act 2010*.

4 **2 Commencement**

5 (1) This Act (other than section 5) commences on 1 January 2011.

6 *Note* The naming and commencement provisions automatically commence on
7 the notification day (see Legislation Act, s 75 (1)).

8 (2) Section 5 commences on 1 July 2011.

9 **3 Legislation amended**

10 This Act amends the *Gaming Machine Act 2004*.

11 **4 New division 11.2**

12 *insert*

13 **Division 11.2 Problem gambling assistance fund**

14 **163A Required payment to problem gambling assistance fund**

15 (1) A licensee is liable to pay the required percentage of the licensee's
16 gross revenue for each month to the problem gambling assistance
17 fund.

18 (2) The *required percentage* is 0.375%.

19 (3) The amount required to be paid for a month is payable on the
20 7th day after the end of the month.

21 *Note* A licensee must give the commission a monthly return relating to the
22 licensee's gross revenue (see s 162).

1 **163B Problem gambling assistance fund**

2 (1) The commission must open and maintain a banking account (the
3 ***problem gambling assistance fund***).

4 (2) A payment out of the fund may be made only for a purpose the
5 commission is satisfied will assist in—

6 (a) alleviating problem gambling; or

7 (b) alleviating the disadvantages that arise from problem
8 gambling; or

9 (c) providing or ascertaining information about problem gambling.

10 **Examples**

11 1 counselling for problem gamblers

12 2 education and awareness about harms caused by excessive gambling

13 3 assisting problem gamblers to exclude themselves from gambling venues

14 4 self-help information about problem gambling

15 5 research about problem gambling

16 *Note* An example is part of the Act, is not exhaustive and may extend, but
17 does not limit, the meaning of the provision in which it appears (see
18 Legislation Act, s 126 and s 132).

19 (3) In this section:

20 ***banking account*** means an account with an authorised
21 deposit-taking institution that is, or is substantially the same as, a
22 bank account.

- 1 **163C Annual reporting about problem gambling assistance**
2 **fund**
- 3 The commission must include the following information in its
4 annual report under the *Annual Reports (Government Agencies)*
5 *Act 2004*:
- 6 (a) the amounts that were paid into the fund during the year;
7 (b) who paid the amounts;
8 (c) the amounts that were paid out of the fund during the year;
9 (d) who the amounts were paid to;
10 (e) the purposes for which the amounts were paid.

11 **5 Section 163A (2)**

12 *substitute*

- 13 (2) The *required percentage* is—
- 14 (a) 0.75%; or
- 15 (b) if the Minister determines a different percentage under
16 subsection (2A)—that percentage.
- 17 (2A) The Minister may determine a percentage, higher than 0.75%, for
18 subsection (2) (b).
- 19 (2B) A determination is a disallowable instrument.

20 *Note* A disallowable instrument must be notified, and presented to the
21 Legislative Assembly, under the Legislation Act.

22 **6 Dictionary, new definition of *problem gambling***
23 ***assistance fund***

24 *insert*

25 ***problem gambling assistance fund***—see section 163B.

Endnotes

1 Presentation speech

Presentation speech made in the Legislative Assembly on 2010.

2 Notification

Notified under the Legislation Act on 2010.

3 Republications of amended laws

For the latest republication of amended laws, see www.legislation.act.gov.au.

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