

# Unlawful Gambling (Exempt Game) Declaration 2010 (No 1)

## Disallowable Instrument DI2010–29

made under the

**Unlawful Gambling Act 2009, section 9(2) (Declaration of an exempt game)**

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### **1 Name of instrument**

This instrument is the *Unlawful Gambling (Exempt Game) Declaration 2010 (No 1)*.

### **2 Commencement**

This instrument commences on the commencement of the *Unlawful Gambling Act 2009*, section 3.

### **3 Declaration**

Under section 9(2) of the *Unlawful Gambling Act 2009*, I DECLARE that the following games are exempt games provided that nothing is risked or staked by a participant or someone else on the game (this does not include an entry fee or a prize):

- (a) any game that is held in a tournament format provided it is not a declared unlawful game under section 7(2) of the *Unlawful Gambling Act 2009*;
- (b) games or activities ordinarily found at fairs, fetes or shows that are designed for recreational or entertainment purposes and that predominantly require skill to obtain any reward;
- (c) games commonly known as arcade and amusement games, including games known as ‘skill testers’; and
- (d) Chocolate Wheel and any version or variation if the prizes are goods or services and not cash or cash equivalents.

#### **4 Definition**

‘Tournament format’ means a game or games (either the same type of game or various types of games) played competitively, in one or more rounds, to determine a single winning team or individual.

Malcolm Gray  
Chairperson  
ACT Gambling and Racing Commission

16 February 2010