

Australian Capital Territory

# Casino Control (Fees) Determination 2006 (No 1)

## Disallowable Instrument DI2006–61

made under the

**Casino Control Act 2006, section 143 (Determination of Fees)**

## EXPLANATORY STATEMENT

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The *Casino Control Act 2006* (the Act) regulates the operation of the casino in the Territory. The Act commences on 1 May 2006 and replaces the *Casino Control Act 1988*.

All fees previously determined under the *Casino Control Act 1988* are repealed by section 156 of the Act. Section 143 of the Act states that the Minister may determine fees for the Act.

Some matters for which fees were payable under the *Casino Control Act 1988* are also applicable under the Act. In these cases, the level of fee has been adjusted in accordance with Consumer Price Index (CPI) increases since the last determination of fees made in July 2000. The CPI increase for this period equates to 20% and adjusted fees have been rounded to the nearest \$5 (source: *Consumer Price Index Weighted Average of Eight Capital Cities All Groups* - Australian Bureau of Statistics website – [www.abs.gov.au](http://www.abs.gov.au)). These fees are indicated in the attached comparison table with a single asterisk (column 5).

There are also new fees that have been determined under the new legislation. These fees are indicated in the attached comparison table with a double asterisk (column 5). The reference to the previous fee amount (column 2) for the new fees is shown as “N/A” indicating that there was no previous fee for comparison.

The new fees have been calculated on the basis of the administrative cost to the ACT Gambling and Racing Commission to undertake the activity that the fee relates to.

All fees are exempt from GST under Division 81 of the *A New Tax System (Goods and Services Tax) Act 1999* (Cwlth).

The Determination of fees is a disallowable instrument and must be tabled in the Legislative Assembly.

<b>Section of <i>Casino Control Act 1988</i> (1)</b>	<b>Fee payable \$ (2)</b>	<b>Description of Matter for which Fee is Payable (3)</b>	<b>Section of <i>Casino Control Act 2006</i> (4)</b>	<b>Fee payable \$ (5)</b>
41(1)	N/A	The fee payable under s12 of the Act to accompany an application to the Minister for approval of a change of ownership	12	2000.00**
52(1)	N/A	The fee payable under s15 of the Act to accompany an application to the Minister for approval of a proposed casino lease	15(1)	2000.00**
54(1)	N/A	The fee payable under s17 of the Act to accompany an application to the Minister for approval to amend the casino lease	17(1)	500.00**
50(1)	N/A	The fee payable under s29 of the Act to accompany an application to the Minister to transfer the casino licence	29(1)	2000.00**
-	N/A	The fee payable under s42 of the Act to accompany an application to the Commission for approval of a casino employee licence	42(1)	250.00**
99	37.00	The fee payable under s46 of the Act to accompany a request to the Commission to replace a casino employee licence	46	45.00*
97(2)	56.00	The fee payable under s47 of the Act to accompany an application to the Commission for approval of the renewal of a casino employee licence	47(1)	70.00*
98(1)	37.00	The fee payable under s52 of the Act to accompany an application to the Commission for approval to change the prescribed functions of a casino employee licence	52(1)	45.00*
-	N/A	The fee payable under s87 of the Act to accompany an application to the Commission for revocation of an exclusion notice issued under s82	87(1)	100.00**

<b>Section of <i>Casino Control Act 1988</i> (1)</b>	<b>Fee payable \$ (2)</b>	<b>Description of Matter for which Fee is Payable (3)</b>	<b>Section of <i>Casino Control Act 2006</i> (4)</b>	<b>Fee payable \$ (5)</b>
71(1)	75.00	The fee payable under s95 of the Act to accompany an application to the Commission for a declaration that a game is an authorised game	95(1)	90.00*
72(1)	N/A	The fee payable under s96 of the Act to accompany an application to the Commission for approval of the rules for an authorised game	96(1)	400.00**
72(6)	\$75 per page of Gazette Notice	The fee payable under s97 of the Act to accompany an application to the Commission for approval to amend the rules of an authorised game	97(1)	100.00**
119(1)	N/A	The fee payable under s131 of the Act to accompany an application to the Commission for approval to use a banking account	131(1)	100.00**

**NOTE:** The last fee determination was made under the old *Casino Control Act 1988* in July 2000. All current fees are exempt from GST under Division 81 of the *A New Tax System (Goods and Services Tax) Act 1999* (Cwlth).

\* Fee increase in accordance with CPI since July 2000 (20%) rounded to the nearest \$5 (source: *Consumer Price Index Weighted Average of Eight Capital Cities All Groups* - Australian Bureau of Statistics website – [www.abs.gov.au](http://www.abs.gov.au))

\*\* New fee in accordance with cost recovery.