

Australian Capital Territory

Casino Control (Licence Fee) Determination 2012 (No 1)

Notifiable Instrument DI2012–348

made under the

Casino Control Act 2006, section 26 (Determination of Casino Licence Fee)

EXPLANATORY STATEMENT

The *Casino Control Act 2006* (the Act) regulates the operation of the casino in the Territory.

Section 26 of the Act provides for the Minister to determine a casino licence fee. The Minister must not determine a casino licence fee more than once in any 12-month period. The casino licensee must pay the casino licence fee to the ACT Gambling and Racing Commission at the times and in the way provided in the determination. A determination under section 26 of the Act is a notifiable instrument.

This instrument replaces the previous determination NI2006-120.

This determination of the casino licence fee requires the casino licensee to pay the fee in two instalments rather than one as per the previous determination NI2006-120. The ongoing calculation of the fee level has not changed.

The original casino licence fee was set at \$500,000 in 1992 and has been adjusted in accordance with the movement of the *Consumer Price Index Weighted Average of Eight Capital Cities All Groups* (published on the Australian Bureau of Statistics website – www.abs.gov.au) for the period of twelve months to 30 June ever since.

As per the previous determination NI2006-120 this determination is payable in advance for the year from and including 28 July. The casino licence fee calculated for the period 28 July 2011 to 27 July 2012 was \$835,579.00. When the Australian Bureau of Statistics publishes the next *Consumer Price Index Weighted Average of Eight Capital Cities All Groups* (the CPI) on or about 26 July 2012, the amount of \$835,579.00 will be adjusted according to the relevant index and the calculated sum will be payable in two equal instalments on or before 7 August 2012 and on or before 7 February 2013 as the 2012-13 annual licence fee. For each subsequent year, the fee will continue to be adjusted in accordance with movements in the CPI and will be payable in two equal instalments.

This fee is exempt from GST under Division 81 of the *A New Tax System (Goods and Services Tax) Act 1999* (Cwlth).