

Gaming Machine (Fees) Determination 2020 (No 1)

Disallowable Instrument DI2020–129

made under the

Gaming Machine Act 2004, section 177 (Determination of fees)

EXPLANATORY STATEMENT

The *Gaming Machine Act 2004* (the Act) regulates the operation of gaming machines in the Territory.

This instrument revokes the determination of fees made by Disallowable Instrument DI2019-158.

Section 177 of the Act provides that the Minister may determine fees for the Act. This instrument provides for fees in relation to administrative tasks performed under the Act, including applications and notifications for approvals, licences, authorisation certificates, storage permits, permits for linked jackpot arrangements and amendments to those licences, certificates, schedules and permits issued by the ACT Gambling and Racing Commission.

This fee determination provides that the fees listed in the Attachment to this explanatory statement are ‘Nil’ (\$0) where the matter for which the fee is payable is undertaken as a result of the surrender of a gaming machine authorisation to receive an incentive payment under the ACT Government’s COVID-19 Economic Survival Package (ESP).

The instrument includes a new definitions section setting out COVID-19-related definitions. The relevant part of the ESP can be located at: <https://www.covid19.act.gov.au/economic-support/economic-survival-package/supporting-local-businesses-and-the-economy>.

Under the section ‘Supporting community clubs and the Casino Canberra’, the ESP states as follows:

The government will provide further support to community clubs and Casino Canberra, to enable them to keep staff employed as they adjust to the physical distancing measures. Measures include:

- *Providing gaming machine licensees with the opportunity to access a payment of \$15,000 per authorisation if they voluntarily surrender gaming machine authorisations.*

For relevant matters, the Attachment sets out the current fee (in column 3) and the new fee (Nil) to take effect from 1 June 2020 (in column 4) to enable a comparison.

Other than the changes set out in the Attachment to this explanatory statement, the fees and list of items for which fees are set in this instrument are identical to Disallowable Instrument DI2019-158.

A determination under section 177 is a disallowable instrument and must be tabled in the Legislative Assembly.

**This is page 1 of 2 pages of the Attachment to the Explanatory Statement to the
Gaming Machine (Fees) Determination 2020 (No 1)**

Column 1	Column 2	Column 3	Column 4
Relevant Section of Act	Description of Matter for which Fee is Payable	Previous Fee (GST exempt)	Fee from 18 May 2020 (GST exempt)
33	Application for authorisation certificate amendment (an <i>authorisation certificate amendment application</i>):		
(1)(a)	a <i>gaming area amendment</i> Where the application is made as a result of a COVID-19 surrender of a gaming machine authorisation	N/A	Nil
	In all other cases	\$331.00	\$331.00
37B	Notification for a <i>technical amendment</i> Where the notification is given as a result of a COVID-19 surrender of a gaming machine authorisation	N/A	Nil
	In all other cases	\$38.00 per machine	\$38.00 per machine
112	Application for approval to dispose of a gaming machine Where the application is made as a result of a COVID-19 surrender of a gaming machine authorisation	N/A	Nil
	In all other cases	\$38.00 per machine	\$38.00 per machine
113A	Notification of disposal of a gaming machine Where the notification is given as a result of a COVID-19 surrender of a gaming machine authorisation	N/A	Nil
	In all other cases	\$38.00 per machine	\$38.00 per machine
127O	Application for storage permit to store one or more gaming machines Where the notification is given as a result of a COVID-19 surrender of a gaming machine authorisation	N/A	Nil
	In all other cases	\$331.00	\$331.00

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Column 1	Column 2	Column 3	Column 4
Relevant Section of Act	Description of Matter for which Fee is Payable	Previous Fee (GST exempt)	Fee from 18 May 2020 (GST exempt)
127X	Notification to dispose of a stored gaming machine or remove a gaming machine from storage Where the notification is given as a result of a COVID-19 surrender of a gaming machine authorisation	N/A	Nil
	In all other cases	\$110.00	\$110.00
127ZE	Inspection of gaming machines held under a storage permit Where the inspection occurs as a result of a COVID-19 surrender of a gaming machine authorisation	N/A	Nil
	In all other cases	\$331.00	\$331.00