

# **AUSTRALIAN CAPITAL TERRITORY**

## ***CASINO CONTROL ACT 1988***

### **DETERMINATION OF COMMISSION-BASED PLAYER TAX**

#### **EXPLANATORY STATEMENT**

#### **INSTRUMENT No. 222 of 2000**

The *Casino Control Act 1988* (the Act) governs the operation and regulation of the Canberra casino. Section 16A of the Act allows the Minister to determine, by notice published in the Gazette, the rate at which casino commission-based player tax is payable.

This tax rate has previously been determined (No. 167 of 1994 notified in ACT Gazette No. S312 on 30 December 1994) at 10% of gross commission-based player profit as defined in the Act.

In accordance with the Territory's undertaking in the Intergovernmental Agreement on the Reform of Commonwealth-State Financial Relations, the ACT has agreed to take account of the GST impacts on gambling operators. It has been agreed between the Territory and Casino Canberra Ltd that the casino will claim a credit against their gambling tax liability for the GST liability payable by the casino (the Global GST amount).

A new determination of the rate of tax payable by the casino licensee under section 16A of the Act is required to allow for the GST credit. The new determination keeps the tax rate as a proportion of commission-based player profit the same (ie. 10%) but allows a credit for the GST liability payable.

The new determination has effect from 1 July 2000 to coincide with the commencement of the GST.

Authorised by the ACT Parliamentary Counsel—also accessible at [www.legislation.act.gov.au](http://www.legislation.act.gov.au)