

2023

THE LEGISLATIVE ASSEMBLY
FOR THE AUSTRALIAN CAPITAL TERRITORY

(As presented)

(Marisa Paterson)

Gaming Machine Amendment Bill 2023

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Gaming Machine Amendment Bill 2023

A Bill for

An Act to amend the *Gaming Machine Act 2004*

The Legislative Assembly for the Australian Capital Territory enacts as follows:

- 1 **1 Name of Act**
- 2 This Act is the *Gaming Machine Amendment Act 2023*.
- 3 **2 Commencement**
- 4 This Act commences on the day after its notification day.
- 5 *Note* The naming and commencement provisions automatically commence on
6 the notification day (see [Legislation Act](#), s 75 (1)).
- 7 **3 Legislation amended**
- 8 This Act amends the *Gaming Machine Act 2004*.
- 9 **4 Eligibility for individuals**
10 **Section 6 (2) (d) (i), note**
- 11 *omit*
- 12 **5 No applications for, or transfers of, authorisation**
13 **certificates etc for certain licensees**
14 **Section 10G (2) (c)**
- 15 *omit*
- 16 **6 Meaning of *social impact assessment***
17 **Section 12 (1) (c)**
- 18 *omit*
- 19 **7 Section 12 (1), note, paragraph (c)**
- 20 *omit*
- 21 **8 Social impact assessment—publication**
22 **Section 13 (1) (c)**
- 23 *omit*

1 **9 Section 13 (4) and (5)**

2 *substitute*

3 (4) The applicant must—

4 (a) on or before the day the public notice is given, place a sign
5 (the *information sign*) containing information about the
6 application in a prominent position outside each public entrance
7 to the premises to which the application relates; and

8 (b) ensure that the sign remains in the position for the comment
9 period.

10 **10 Authorisation certificate for class C gaming machines—**
11 **decision on application**
12 **New section 23 (2A)**

13 *insert*

14 (2A) However, the commission must not issue an authorisation certificate
15 to the applicant if the premises for which the authorisation certificate
16 is sought are located in—

17 (a) Molonglo Valley; or

18 (b) an undeveloped area.

19 **11 Authorisation certificate amendment—application**
20 **Section 33 (1) (b)**

21 *substitute*

22 (b) enable the licensee to relocate all gaming machine operations
23 allowed under the authorisation certificate to new premises
24 located in a permitted area (a *premises relocation amendment*);
25 or

1 **12 New section 33 (3)**

2 *insert*

3 (3) In this section:

4 *permitted area* means an area other than—

5 (a) Molonglo Valley; or

6 (b) an undeveloped area.

7 **13 In-principle authorisation certificates**
8 **Part 2C**

9 *omit*

10 **14 Definitions—pt 4**
11 **Section 56, definition of *licence***

12 *substitute*

13 *licence* includes an in-principle approval for an authorisation
14 certificate issued under section 38D as in force immediately before
15 the *Gaming Machine Amendment Act 2023*, section 13 commences.

16 **15 Section 56, note 1**

17 *omit*

18 **16 New section 56 (2)**

19 *insert*

20 (2) This subsection and the following provisions expire 4 years after the
21 day the *Gaming Machine Amendment Act 2023*, section 13
22 commences:

23 (a) subsection (1), definition of *licence*;

24 (b) dictionary, definition of *licence*, paragraph (b).

25 *Note* A transitional provision is repealed on its expiry but continues to have
26 effect after its repeal (see [Legislation Act](#), s 88).

- 1 **17** **Grounds for disciplinary action**
2 **New section 57 (5)**
- 3 *insert*
- 4 (5) In this section:
- 5 *approval-holder* means a person who holds an in-principle approval
6 for an authorisation certificate issued under section 38D as in force
7 immediately before the *Gaming Machine Amendment Act 2023*,
8 section 13 commences.
- 9 **18** **Reviewable decisions**
10 **Schedule 1, items 14 to 17**
- 11 *omit*
- 12 **19** **Dictionary, note 2**
- 13 *insert*
- 14
 - territory land
- 15 **20** **Dictionary, definitions of *approval-holder* and *in-principle***
16 ***authorisation certificate***
- 17 *omit*
- 18 **21** **Dictionary, new definitions**
- 19 *insert*
- 20 *Molonglo Valley* means the district with the distinguishing name of
21 Molonglo Valley determined under the *Districts Act 2002*,
22 section 5 (3).
- 23 *rural lease*—see the *Planning and Development Act 2007*,
24 section 234.

1 **22 Dictionary, definition of *social impact assessment***

2 *substitute*

3 *social impact assessment*, for an authorisation certificate application
4 or authorisation certificate amendment application—see
5 section 12 (1).

6 **23 Dictionary, new definition of *undeveloped area***

7 *insert*

8 *undeveloped area* means an area of land that is, on the day the
9 *Gaming Machine Amendment Act 2023*, section 10 commences—

10 (a) unleased territory land; or

11 (b) described in a rural lease.

Endnotes

1 Presentation speech

Presentation speech made in the Legislative Assembly on 2023.

2 Notification

Notified under the [Legislation Act](#) on 2023.

3 Republications of amended laws

For the latest republication of amended laws, see www.legislation.act.gov.au.
