



New South Wales

Liquor Amendment (Application of Registered Clubs Act) Regulation 1997

under the
Liquor Act 1982

His Excellency the Lieutenant-Governor, with the advice of the Executive Council, has made the following Regulation under the *Liquor Act 1982*.

J Richard Face MP
Minister for Gaming and Racing

Explanatory note

Section 182A of the *Liquor Act 1982* provides that the provisions of the *Registered Clubs Act 1976* relating to poker machines apply to and in respect of hotels in the same way as they apply to registered clubs. The application of those provisions is effected by specifying in the *Liquor Regulation 1996*, with appropriate modifications, the provisions of the *Registered Clubs Act 1976* that are to apply (ie the applied provisions).

The *Registered Clubs and Liquor Legislation Amendment Act 1997* contains amendments to the *Registered Clubs Act 1976* relating to the protection of the sensitive areas of poker machines and the temporary removal of compliance plates by licensed technicians. The object of this Regulation is to pick up those changes for the purposes of the applied provisions.

This Regulation is made under the *Liquor Act 1982*, including section 182A and section 156 (the general regulation making power).

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Clause 1 Liquor Amendment (Application of Registered Clubs Act) Regulation 1997

Liquor Amendment (Application of Registered Clubs Act) Regulation 1997

1 Name of Regulation

This Regulation is the Liquor Amendment (*Application of Registered Clubs*) Regulation 1997.

2 Commencement

This Regulation commences on 1 September 1997.

3 Amendment of Liquor Regulation 1996

The *Liquor Regulation 1996* is amended as set out in Schedule 1.

4 Notes

The explanatory note does not form part of this Regulation.

Schedule 1 Amendments

(Clause 3)

[1] Schedule 5 The applied provisions

Insert after section 82D (1):

- (1A) A specially authorised person must, if the person breaks any seal in doing anything referred to in subsection (1), replace the seal.

Maximum penalty: 100 penalty units.

[2] Schedule 5, section 82D (2)

Omit "A person".

Insert instead "Except as provided by subsection (2A), a person".

[3] Schedule 5, section 82D (2A)

Insert after section 82D (2):

- (2A) Subsection (2) does not prevent the holder of a technician's licence from doing any of the following things in relation to the compliance plate on a poker machine, so long as the machine is not operated at any time when the compliance plate is not attached to the machine:
- (a) moving the compliance plate to another part of the machine,
 - (b) removing the compliance plate if it is damaged, and replacing it with a new compliance plate,
 - (c) destroying any such damaged compliance plate,
 - (d) temporarily removing the compliance plate in order to enable work to be done to the facade of the machine.

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Schedule 1 Amendments

[4] Schedule 5, section 82D (4)

Insert before the definition of *computer cabinet*:

compliance plate has the same meaning as in
section 116D.