



New South Wales

Casino Control Amendment (Liquor Act Application) Regulation 1999

under the

Casino Control Act 1992

His Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Casino Control Act 1992*.

J. RICHARD FACE, M.P.,
Minister for Gaming and Racing

Explanatory note

The objects of this Regulation are as follows:

- (a) to modify section 69C of the *Liquor Act 1982* as presently applied to the casino. The effect of the proposed modification is to prevent a person being appointed as manager of licensed casino premises if the person is already appointed as manager, or is a licensee, of premises that are the subject of some other liquor licence granted under the *Liquor Act 1982*,
- (b) to apply to the casino certain amendments that were made to the *Liquor Act 1982* by the *Liquor and Registered Clubs Legislation Amendment Act 1999*. The amendments proposed to be applied, as modified in accordance with the *Casino Control Act 1992*, mainly concern the procedures by which complaints can be made about disturbance of the quiet and good order of neighbourhoods caused by patrons of licensed casino premises. The amendments:
 - (i) make it clear that a single complaint may be made in relation to more than one licensed casino premises, and
 - (ii) provide that procedures on a complaint begun in relation to one licensed casino premises can be extended to include other licensed casino premises.

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This Regulation also makes a number of other amendments of a minor, consequential or ancillary nature.

This Regulation is made under the *Casino Control Act 1992*, including sections 89 (Application of Liquor Act 1982) and 170 (the general regulation-making power).

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1 Name of Regulation

This Regulation is the *Casino Control Amendment (Liquor Act Application) Regulation 1999*.

2 Commencement

This Regulation commences on 1 August 1999.

3 Amendment of Casino Control Regulation 1995

The *Casino Control Regulation 1995* is amended as set out in Schedule 1.

4 Notes

The explanatory note does not form part of this Regulation.

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Schedule 1 Amendments

(Clause 3)

[1] Schedule 4, Application of Liquor Act 1982 to the casino

Insert “that” before “are operated” in paragraph (b) of the matter appearing before Part A.

[2] Schedule 4

Insert at the end of the matter appearing before Part A:

In the provisions set out in Part C of this Schedule, the expression *this Act* is taken to refer to those provisions.

[3] Schedule 4, Part C

Omit the definition of *this Act* from section 4 (1).

[4] Schedule 4, Part C

Omit section 69C (1) (c). Insert instead:

(c) a person cannot be appointed as manager of licensed premises if at the time of the appointment he or she already holds an appointment as manager, or is a licensee, of other licensed premises, including other premises licensed to sell liquor under the *Liquor Act 1982*.

[5] Schedule 4, Part C

Omit “—1993” from section 97 (3).

[6] Schedule 4, Part C

Insert “, as in force from time to time,” after “That standard” in section 97 (3).

[7] Schedule 4, Part C

Insert after section 104 (3):

- (3A) A complaint may relate to more than one licensed premises.
- (3B) A conference may relate to more than one complaint.
- (3C) A conference convened in relation to licensed premises the subject of a complaint may be extended to include any other licensed premises if the Authority is satisfied:
 - (a) that the evidence given in support of the complaint would support a complaint against the other licensed premises, or
 - (b) that, assuming that the complaint is shown to be justified, action taken in relation to the licensed premises the subject of the complaint will be ineffective unless similar action is taken in relation to the other licensed premises.
- (3D) Any licensed premises to which a conference is extended as referred to in subsection (3C) is, for the purposes of this section, taken to be the subject of a complaint, and this section applies to the complaint as if the complaint had been made under subsection (1).

[8] Schedule 4, Part C

Insert “or licensees” after “licensee” in section 104 (4).

[9] Schedule 4, Part C

Insert “in relation to a licence,” after “may,” in section 104 (5).

BY AUTHORITY