



New South Wales

Casino Control Amendment (Merger of Functions) Regulation 2001

under the

Casino Control Act 1992

Her 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 object of this Regulation is to amend the *Casino Control Regulation 1995* so as:

- (a) to reflect certain amendments to the *Casino Control Act 1992* made by the *Casino Control Amendment Act 2001* that abolish the office of Director of Casino Surveillance and transfer to the Casino Control Authority functions formerly exercised by the Director, and
- (b) to make other amendments by way of law revision.

This Regulation is made under the *Casino Control Act 1992*, including section 170 (the general power to make regulations).

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Clause 1 Casino Control Amendment (Merger of Functions) Regulation 2001

**Casino Control Amendment (Merger of Functions)
Regulation 2001**

1 Name of Regulation

This Regulation is the *Casino Control Amendment (Merger of Functions) Regulation 2001*.

2 Commencement

This Regulation commences on 1 July 2001.

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.

Schedule 1 Amendments

(Clause 3)

[1] Clauses 14 (2) (b), 16 (1), 17 (1) and (3), 19 (1) and (2) and 22 (1)

Omit “and the Director” wherever occurring.

[2] Clause 21

Omit the clause. Insert instead:

21 Application of Liquor Act 1982 to casino

- (1) Those provisions of the *Liquor Act 1982* specified in Part 1 of Schedule 4 apply to and in respect of the licensed premises, modified to read as set out in Schedule 4A.
- (2) In addition, those provisions of the *Liquor Act 1982* specified in Part 2 of Schedule 4 apply to and in respect of those parts of the licensed premises:
 - (a) that are not operated by a casino operator, or
 - (b) that are operated by a casino operator under section 42 of those applied provisions,modified to read as set out in Schedule 4A.
- (3) In the provisions set out in Schedule 4A, the expression *this Act* is taken to refer to those provisions.

[3] Clause 21A Short descriptions of offences

Omit “Schedule 4” wherever occurring. Insert instead “Schedule 4A”.

[4] Clause 24 Divulging of information

Omit clause 24 (2).

[5] Schedule 4 Application of Liquor Act 1982 to casino

Omit the matter appearing before Part A of Schedule 4.

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Schedule 1 Amendments

[6] Schedule 4, Part A

Omit “Part A” from the heading to Part A of Schedule 4.
Insert instead “Part 1”.

[7] Schedule 4, Part B

Omit “Part B” from the heading to Part B of Schedule 4.
Insert instead “Part 2”.

[8] Schedule 4, Part C

Omit the heading to Part C of Schedule 4.
Insert instead:

**Schedule 4A Applied provisions of Liquor Act 1982
as modified**

[9] Schedule 4A Applied provisions of Liquor Act 1982 as modified

Omit “; the Director” from section 2A of the *Liquor Act 1982* in Schedule 4A (as renumbered by item [8]).

[10] Schedule 4A, section 4

Omit the definition of *Director* from section 4 (1) of the *Liquor Act 1982*.

[11] Schedule 4A, section 4

Omit “the Director or” from the definition of *inspector* in section 4 (1) of the *Liquor Act 1982*.

[12] Schedule 4A, section 6B

Omit “Director” wherever occurring in section 6B (3) of the *Liquor Act 1982*.

Insert instead “Authority”.

[13] Schedule 4A, section 20

Omit “or the Director” wherever occurring in section 20 (1) (b) and (3) (a) of the *Liquor Act 1982*.

[14] Schedule 4A, section 23AD

Insert “on its own motion or” after “The Authority may,” wherever occurring in section 23AD (4) and (7) of the *Liquor Act 1982*.

[15] Schedule 4A, section 23AD

Omit “or the Director” wherever occurring in section 23AD (4) and (7) of the *Liquor Act 1982*.

[16] Schedule 4A, section 42B

Omit “The Authority is to refer to the Director for investigation” from section 42B of the *Liquor Act 1982*.

Insert instead “The Authority is to investigate”.

[17] Schedule 4A, section 42C

Omit section 42C (1) of the *Liquor Act 1982*.

[18] Schedule 4A, section 42C

Omit “In particular, the” from section 42C (2) of the *Liquor Act 1982*.

Insert instead “The”.

[19] Schedule 4A, section 42C

Omit “Director” wherever occurring in section 42C (2) and (3) of the *Liquor Act 1982*.

Insert instead “Authority”.

[20] Schedule 4A, section 42D

Omit “, or if an application has been referred to the Director, the Director” from section 42D (1) of the *Liquor Act 1982*.

[21] Schedule 4A, section 42D

Omit “or the Director” wherever occurring in section 42D (1) (d) of the *Liquor Act 1982*.

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Schedule 1 Amendments

[22] Schedule 4A, section 62A

Omit “received and considered a report by the Director as to any” from section 62A (1) of the *Liquor Act 1982*.

Insert instead “considered any”.

[23] Schedule 4A, section 62A

Omit section 62A (3) of the *Liquor Act 1982*.

[24] Schedule 4A, section 66A

Omit “Director” wherever occurring in section 66A of the *Liquor Act 1982*.

Insert instead “Authority”.

[25] Schedule 4A, section 67

Omit “the Director” wherever occurring in section 67 (1) (f) and (3) of the *Liquor Act 1982*.

Insert instead “an inspector”.

[26] Schedule 4A, section 68

Omit “Director” wherever occurring in section 68 of the *Liquor Act 1982*.

Insert instead “Authority”.

[27] Schedule 4A, section 104

Omit “the Director” from section 104 (2) (e) of the *Liquor Act 1982*.

Insert instead “an inspector”.

[28] Schedule 4A, section 104A

Omit section 104A (2) (a) of the *Liquor Act 1982*.

[29] Schedule 4A, section 110

Omit “the Director” from section 110 (3) (where firstly occurring) and (4A) (where firstly occurring) of the *Liquor Act 1982*.

Insert instead “an authorised officer”.

[30] Schedule 4A, section 110

Omit “the Director” from section 110 (3) (where secondly occurring) and (4A) (a) of the *Liquor Act 1982*.

Insert instead “the officer”.

[31] Schedule 4A, section 110

Omit “The Director” from section 110 (4) of the *Liquor Act 1982*.

Insert instead “An authorised officer”.

[32] Schedule 4A, section 110

Insert after section 110 (5) of the *Liquor Act 1982*:

- (6) In this section, *authorised officer* means an inspector who is authorised by the Authority for the purposes of this section.

[33] Schedule 4A, section 110A

Omit “the Director” from section 110A (1) (where firstly occurring) and (3) of the *Liquor Act 1982*.

Insert instead “an authorised officer”.

[34] Schedule 4A, section 110A

Omit “the Director” from section 110A (1) (where secondly occurring) of the *Liquor Act 1982*.

Insert instead “the officer”.

[35] Schedule 4A, section 110A

Omit “The Director” from section 110A (2) of the *Liquor Act 1982*.

Insert instead “An authorised officer”.

[36] Schedule 4A, section 110A

Insert after section 110A (4) of the *Liquor Act 1982*:

- (5) In this section, *authorised officer* means an inspector who is authorised by the Authority for the purposes of this section.

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Schedule 1 Amendments

[37] Schedule 4A, section 112

Insert “on its own motion or” after “The Authority may,” in section 112 (5) of the *Liquor Act 1982*.

[38] Schedule 4A, section 112

Omit “or the Director” from section 112 (5) of the *Liquor Act 1982*.

[39] Schedule 4A, section 139

Omit “, the Director” from section 139 (2) of the *Liquor Act 1982*.

[40] Schedule 4A, section 140

Omit section 140 (1) (h) of the *Liquor Act 1982*.

[41] Schedule 4A, section 145A

Omit “a police officer, the Director or an inspector” from section 145A (9) of the *Liquor Act 1982*.

Insert instead “an inspector or a police officer”.

[42] Schedule 4A, Part 19

Insert after Part 18:

Part 19 Casino Control Amendment Act 2001

89 Past acts and omissions of Director of Casino Surveillance

Any act or omission of the Director of Casino Surveillance under this Act that occurred before 1 July 2001 is taken to be an act or omission of the Authority.

90 Referred applications

Sections 42B, 42C and 42D, as amended by the *Casino Control Amendment (Merger of Functions) Regulation 2001*, extend to applications made before 1 July 2001, and apply to any such application despite its having been referred to the Director under section 42B, as in force immediately before 1 July 2001.

BY AUTHORITY