



Gaming Machines (Savings and Transitional) Amendment Regulation 2002

under the

Gaming Machines Act 2001

His Excellency the Lieutenant-Governor, with the advice of the Executive Council, has made the following Regulation under the *Gaming Machines Act 2001*.

J. RICHARD FACE, M.P.,

Minister for Gaming and Racing

Explanatory note

Under section 41 of the *Gaming Machines Act 2001*, a hotel or registered club that is an “early opener” may apply for the Liquor Administration Board’s approval of the hotel or club having a different 3-hour shutdown period to the mandatory 6 am to 9 am shutdown period for gaming machine operations in hotels and clubs.

The object of this Regulation is to provide for a transitional period in which early opening hotels and clubs that close for a consecutive period of at least 3 hours are taken to have the Board’s approval for a shutdown period other than between 6 am and 9 am. The Regulation will enable the early openers to comply with the 3-hour shutdown period until their applications for the Board’s approval are determined.

This Regulation is made under the *Gaming Machines Act 2001*, including clause 1 of Schedule 1.

2002 No 192

Clause 1 Gaming Machines (Savings and Transitional) Amendment
Regulation 2002

**Gaming Machines (Savings and Transitional)
Amendment Regulation 2002**

1 Name of Regulation

This Regulation is the *Gaming Machines (Savings and Transitional) Amendment Regulation 2002*.

2 Commencement

This Regulation commences on 2 April 2002.

3 Amendment of Gaming Machines (Savings and Transitional) Regulation 2002

The *Gaming Machines (Savings and Transitional) Regulation 2002* is amended as set out in Schedule 1.

Schedule 1 Amendment

(Clause 3)

Clause 5

Insert after clause 4:

5 Approval of different shutdown periods for “early openers”

- (1) If a hotel or registered club to which section 41 of the Act applies closes, on any particular day of the week, for a consecutive period of at least 3 hours (*the closure period*), any 3-hour consecutive period that falls within the closure period is, for the purposes of that section, taken to be the different 3-hour shutdown period for that day as approved by the Board in respect of the hotel or club.
- (2) Subclause (1) ceases to apply in relation to any such hotel or registered club on 2 June 2002.
- (3) However, if an application is made under section 41 of the Act before 2 June 2002 for the Board’s approval of the hotel or club having a different 3-hour shutdown period from the interim 3-hour shutdown referred to in section 38 of the Act, subclause (1) continues to apply in relation to the hotel or club for the particular day concerned until such time as the application is determined by the Board.