



New South Wales

# Gaming Machines Amendment (Centralised Monitoring System) Regulation 2015

under the

Gaming Machines Act 2001

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

TROY GRANT, MP  
Minister for Racing

## **Explanatory note**

The object of this Regulation is to enable the Minister to issue directions to the holder of a centralised monitoring system (*CMS*) licence for the purposes of making CMS equipment available to the State.

This Regulation is made under the *Gaming Machines Act 2001*, including sections 177 and 210 (the general regulation-making power).

## **Gaming Machines Amendment (Centralised Monitoring System) Regulation 2015**

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### **1 Name of Regulation**

This Regulation is the *Gaming Machines Amendment (Centralised Monitoring System) Regulation 2015*.

### **2 Commencement**

This Regulation commences on the day on which it is published on the NSW legislation website.

### **3 Amendment of Gaming Machines Regulation 2010**

#### **Clause 119A**

Insert after clause 119:

#### **119A Directions relating to CMS equipment**

- (1) In this clause:  
*CMS equipment* means any device or equipment (including cables) used in connection with the operation of an authorised CMS.
- (2) The Minister may, by notice in writing, direct a CMS licensee to make available to the State, at a fair and reasonable cost, any CMS equipment that belongs to, or is under the control of, the licensee.
- (3) If any dispute arises as to the cost of the CMS equipment required to be made available to the State in accordance with the direction:
  - (a) the Minister is to appoint an independent arbitrator to resolve the matter, and
  - (b) the CMS licensee is, pending the resolution of the matter, required to comply with the direction.
- (4) A CMS licensee who does not comply with a direction given to the licensee under this clause is guilty of an offence.  
Maximum penalty: 50 penalty units.
- (5) A direction under this clause is not required to be complied with if the CMS equipment to which the direction relates is sold or otherwise transferred to the State.