

Queensland



Subordinate Legislation 1996 No. 27

Art Unions and Public Amusements Act 1992

**ART UNIONS AND PUBLIC AMUSEMENTS
AMENDMENT REGULATION (No. 1) 1996**

TABLE OF PROVISIONS

Section	Page
1 Short title	3
2 Regulation amended	3
3 Amendment of s 8A (Trade promotion art unions—notices or advertisements)	3
4 Amendment of s 9 (Trade promotion art unions—delivery of prizes)	3
5 Amendment of s 11 (Chief executive to be notified of certain events)	3
6 Amendment of s 11A (Chief executive to be notified of loss or theft of lucky envelopes etc.)	3
7 Amendment of s 12 (Organiser of calcutta sweep)	4
8 Amendment of s 14 (Vacancy in appointment to be filled)	4
9 Amendment of s 15 (Application of net proceeds of non-exempt art union)	4
10 Amendment of s 16 (Conduct of non-exempt art unions)	4
11 Replacement of ss 17 and 18	4
17 Records, documents and accounts to be kept	4
18 Keeping of accounts	5
12 Amendment of s 20 (Retention of records and accounts)	7
13 Amendment of s 21 (Audits—major art unions, major bingo and certain calcutta sweeps)	7
14 Amendment of s 22 (Statements etc. to be lodged—minor art union and minor bingo)	7

Art Unions and Public Amusements Amendment *No. 27, 1996*
(*No. 1*)

15	Amendment of s 23 (Statements and returns—association holding licence to conduct minor art unions)	7
16	Amendment of s 23A (Returns—association holding licence to sell lucky envelopes)	8
17	Amendment of s 24 (Delivery of prizes—all non-exempt art unions other than minor bingo or major bingo)	8
18	Amendment of s 25 (Delivery of prizes—minor bingo and major bingo) . .	8
19	Amendment of s 26 (Unclaimed prizes to be retained for 3 months—all non-exempt art unions)	8
20	Amendment of s 27 (Disposal of unclaimed prizes—minor art unions) . . .	8
21	Amendment of s 28 (Disposal of unclaimed prizes—major art unions and calcutta sweeps)	9
22	Amendment of s 28A (Safe custody of lucky envelopes)	9
23	Amendment of s 30 (Restriction on sporting events—calcutta sweeps) . . .	9
24	Amendment of s 30A (Conditions to be observed in printing and supplying lucky envelopes)	9
25	Amendment of s 30D (Records to be kept by person who holds licence to supply lucky envelopes)	9
26	Amendment of s 30G (Conditions to be observed in the conduct of public amusements)	

Short title

1. This regulation may be cited as the *Art Unions and Public Amusements Amendment Regulation (No. 1) 1996*.

Regulation amended

2. This regulation amends the *Art Unions and Public Amusements Regulation 1992*.

Amendment of s 8A (Trade promotion art unions—notices or advertisements)

3. Section 8A—

insert—

‘Maximum penalty—10 penalty units.’

Amendment of s 9 (Trade promotion art unions—delivery of prizes)

4. Section 9(1)—

insert—

‘Maximum penalty—20 penalty units.’

Amendment of s 11 (Chief executive to be notified of certain events)

5. Section 11, at the end—

insert—

‘Maximum penalty—10 penalty units.’

Amendment of s 11A (Chief executive to be notified of loss or theft of lucky envelopes etc.)

6. Section 11A—

insert—

‘Maximum penalty—10 penalty units.’

Amendment of s 12 (Organiser of calcutta sweep)

7. Section 12—

insert—

‘Maximum penalty—10 penalty units.’.

Amendment of s 14 (Vacancy in appointment to be filled)

8. Section 14—

insert—

‘Maximum penalty—10 penalty units.’.

Amendment of s 15 (Application of net proceeds of non-exempt art union)

9. Section 15—

insert—

‘Maximum penalty—20 penalty units.’.

Amendment of s 16 (Conduct of non-exempt art unions)

10. Section 16—

insert—

‘Maximum penalty—10 penalty units.’.

Replacement of ss 17 and 18

11. Sections 17 and 18—

omit, insert—

‘Records, documents and accounts to be kept

‘17.(1) A liable person for the conduct of a non-exempt art union must keep in a safe place the records, documents and accounts of the art union, including—

- (a) records and forms of account correctly recording and explaining financial operations and enabling the conduct of the art union to be properly and conveniently audited, including—
 - (i) a cash book; and
 - (ii) a record of receipt books and receipts used; and
 - (iii) a bank book and bank deposit records; and
 - (iv) a postage and petty cash book; and
 - (v) a master register of art unions in the approved form; and
- (b) if the art union is a major art union or a calcutta sweep—
 - (i) a record of the total amount of money received from persons who wished to take part in the art union but did not do so because tickets were not issued to them, or if tickets were issued, because the tickets were not included in the drawing, the amount received in each case and the names and addresses of the persons by whom the money was paid; and
 - (ii) a description of the prizes, numbers of prize winning tickets and the full names and addresses of prize winners; and
- (c) if the art union is bingo—an accurate record, in the approved form, of each game of bingo conducted during a bingo session.

Maximum penalty—10 penalty units.

‘(2) The liable person must also keep—

- (a) copies of advertisements and notices, including transcripts of electronic advertisements and telemarketing scripts; and
- (b) correspondence, contracts and agreements; and
- (c) other books and forms of accounts that the chief executive has, in writing, directed the association to keep.

Maximum penalty—10 penalty units.

‘Keeping of accounts

‘18.(1) A liable person for the conduct of a non-exempt art union must ensure—

Art Unions and Public Amusements Amendment No. 27, 1996
(No. 1)

- (a) the proceeds of ticket sales in the art union are banked into a bank account, opened by the management committee in the eligible association's name, after deducting—
 - (i) for a major art union (if authorised on the permit)—commission payments to authorised agents; and
 - (ii) for minor and major bingo—cash prize payouts; and
- (b) the proceeds mentioned in paragraph (a) are banked, in the nature in which they were received, as soon as practicable but within 2 business days after receipt; and
- (c) an acknowledgment from the bank of all deposits made and a record of the nature of the deposit are kept; and
- (d) particulars of collections are entered daily in the cash book; and
- (e) all payments of \$100 or more, other than for prizes, are made by cheque; and
- (f) all cheques are crossed, marked 'not negotiable' and signed by at least 2 persons authorised in writing by the management committee; and
- (g) all payments are supported by vouchers or other source transaction records; and
- (h) if the art union is a major art union—
 - (i) receipts are obtained from agents and ticket sellers for tickets allotted to them; and
 - (ii) the receipts are filed in order of ticket book numbers; and
 - (iii) when ticket books are returned, they are examined for correctness.

Maximum penalty—10 penalty units.

'(2) The liable person must also ensure—

- (a) all transactions are properly recorded and accounted for; and
- (b) if the chief executive has given the eligible association written directions about keeping accounts—the directions are complied with.

Maximum penalty—10 penalty units.

‘(3) If unsold tickets in a major art union are returned, the tickets may be reissued.

‘(4) The liable person for the conduct of the major art union must ensure subsection (1)(h) is complied with for the reissued tickets.

Maximum penalty—10 penalty units.’

Amendment of s 20 (Retention of records and accounts)

12. Section 20(1)—

insert—

‘Maximum penalty—10 penalty units.’

Amendment of s 21 (Audits—major art unions, major bingo and certain calcutta sweeps)

13. Section 21—

insert—

‘Maximum penalty—20 penalty units.’

Amendment of s 22 (Statements etc. to be lodged—minor art union and minor bingo)

14. Section 22—

insert—

‘Maximum penalty—20 penalty units.’

Amendment of s 23 (Statements and returns—association holding licence to conduct minor art unions)

15. Section 23—

insert—

‘Maximum penalty—20 penalty units.’

Amendment of s 23A (Returns—association holding licence to sell lucky envelopes)

16. Section 23A—

insert—

‘Maximum penalty—20 penalty units.’.

Amendment of s 24 (Delivery of prizes—all non-exempt art unions other than minor bingo or major bingo)

17. Section 24(1)—

insert—

‘Maximum penalty—10 penalty units.’.

Amendment of s 25 (Delivery of prizes—minor bingo and major bingo)

18. Section 25—

insert—

‘Maximum penalty—20 penalty units.’.

Amendment of s 26 (Unclaimed prizes to be retained for 3 months—all non-exempt art unions)

19. Section 26—

insert—

‘Maximum penalty—20 penalty units.’.

Amendment of s 27 (Disposal of unclaimed prizes—minor art unions)

20. Section 27—

insert—

‘Maximum penalty—10 penalty units.’.

Amendment of s 28 (Disposal of unclaimed prizes—major art unions and calcutta sweeps)

21. Section 28(1), (3) and (4)—

insert—

‘Maximum penalty—20 penalty units.’.

Amendment of s 28A (Safe custody of lucky envelopes)

22. Section 28A—

insert—

‘Maximum penalty—10 penalty units.’.

Amendment of s 30 (Restriction on sporting events—calcutta sweeps)

23. Section 30—

insert—

‘Maximum penalty—20 penalty units.’.

Amendment of s 30A (Conditions to be observed in printing and supplying lucky envelopes)

24. Section 30A, penalty—

omit, insert—

‘Maximum penalty—20 penalty units.’.

Amendment of s 30D (Records to be kept by person who holds licence to supply lucky envelopes)

25. Section 30D, penalty—

omit, insert—

‘Maximum penalty—10 penalty units.’.

Amendment of s 30G (Conditions to be observed in the conduct of public amusements)

26. Section 30G, penalty—

omit, insert—

‘Maximum penalty—20 penalty units.’

ENDNOTES

1. Made by the Governor in Council on 15 February 1996.
2. Notified in the gazette on 16 February 1996.
3. Laid before the Legislative Assembly on . . .
4. The administering agency is the Treasury Department.