

Queensland



Subordinate Legislation 2002 No. 128

Casino Control Act 1982
Charitable and Non-Profit Gaming Act 1999
Gaming Machine Act 1991
Interactive Gambling (Player Protection) Act 1998
Keno Act 1996
Lotteries Act 1997
Wagering Act 1998

**GAMBLING LEGISLATION AMENDMENT
REGULATION (No. 1) 2002**

TABLE OF PROVISIONS

Section		Page
	PART 1—PRELIMINARY	
1	Short title	3
	PART 2—AMENDMENT OF CASINO CONTROL REGULATION 1999	
2	Regulation amended in pt 2	3
3	Amendment of s 3 (Definitions)	3
4	Insertion of new s 47	4
	47 Approval of gaming equipment—Act, s 62	4
5	Amendment of sch 4 (Fees)	5
	PART 3—AMENDMENT OF CHARITABLE AND NON-PROFIT GAMING REGULATION 1999	
6	Regulation amended in pt 3	5
7	Insertion of new s 12	5
	12 Evaluation of regulated general gaming equipment—Act, s 99	5
8	Amendment of sch 2 (Fees)	6

Gambling Legislation Amendment Regulation (No. 1) No. 128, 2002
2002

**PART 4—AMENDMENT OF GAMING MACHINE REGULATION
1991**

9	Regulation amended in pt 4	7
10	Amendment of s 2 (Definitions)	7
11	Insertion of new s 53	8
	53 Evaluation by chief executive	8
12	Amendment of sch 5 (Fees).	8

**PART 5—AMENDMENT OF INTERACTIVE GAMBLING
(PLAYER PROTECTION) REGULATION 1998**

13	Regulation amended in pt 5	9
14	Amendment of s 3 (Definitions)	9
15	Insertion of new s 19A	10
	19A Evaluation of regulated interactive gambling equipment—Act, s 162	10
16	Amendment of sch 3 (Fees).	10

PART 6—AMENDMENT OF KENO REGULATION 1997

17	Regulation amended in pt 6	11
18	Amendment of s 2 (Definitions)	11
19	Insertion of new s 13A	12
	13A Evaluation of regulated keno equipment—Act, s 145	12
20	Amendment of sch 3 (Fees).	12

PART 7—AMENDMENT OF LOTTERIES REGULATION 1997

21	Regulation amended in pt 7	13
22	Amendment of s 3 (Definitions)	13
23	Insertion of new s 14A	13
	14A Evaluation of regulated lottery equipment—Act, s 133	14
24	Amendment of sch 3 (Fees).	14

PART 8—AMENDMENT OF WAGERING REGULATION 1999

25	Regulation amended in pt 8	14
26	Amendment of s 3 (Definitions)	15
27	Insertion of new s 16A	15
	16A Evaluation of regulated wagering equipment—Act, s 208	15
28	Amendment of sch 3 (Fees).	16

PART 1—PRELIMINARY

1 Short title

This regulation may be cited as the *Gambling Legislation Amendment Regulation (No. 1) 2002*.

PART 2—AMENDMENT OF CASINO CONTROL REGULATION 1999

2 Regulation amended in pt 2

This part amends the *Casino Control Regulation 1999*.

3 Amendment of s 3 (Definitions)

Section 3—

insert—

‘**“advanced evaluation”**, of gaming equipment, means evaluation of any of the following things relating to the equipment—

- (a) communications protocols;
- (b) monitoring systems;
- (c) random number generators.

“basic evaluation”, of gaming equipment, means evaluation of any of the following things relating to the equipment—

- (a) artwork;
- (b) cabinet design;
- (c) documentation, including for example, operational manuals.

“intermediate evaluation”, of gaming equipment, means evaluation of any of the following things relating to the equipment—

- (a) hardware, other than hardware subject to basic evaluation;
- (b) software, other than software subject to advanced evaluation;

- (c) the mathematical treatise of the derivation of the theoretical return to a player.’.

4 Insertion of new s 47

After section 46—

insert—

‘47 Approval of gaming equipment—Act, s 62

‘(1) For deciding whether to approve gaming equipment under section 62(3)(a) of the Act, the chief executive may—

- (a) carry out an evaluation of the equipment; or
- (b) inform the person asking for the approval (the “**applicant**”) that the applicant may—
 - (i) have the equipment evaluated by an approved evaluator; and
 - (ii) give the chief executive the evaluator’s written report about the evaluation.

‘(2) An evaluation carried out by the chief executive may include 1 or more of the following types of evaluation—

- (a) basic evaluation;
- (b) intermediate evaluation;
- (c) advanced evaluation.

‘(3) In deciding whether to approve gaming equipment, the chief executive must have regard to—

- (a) if the chief executive carries out an evaluation of the equipment—the evaluation; or
- (b) if an approved evaluator evaluates the equipment—the evaluator’s report about the evaluation.

‘(4) If the chief executive carries out an evaluation, the person asking for approval of gaming equipment must pay the fee stated in schedule 4 for the evaluation.’.

5 Amendment of sch 4 (Fees)

Schedule 4, item 6—

omit, insert—

- ‘6. Evaluation for approval of gaming equipment (s 62(3)(a) of the Act)—for each hour, or part of an hour, involved in the following—
- | | |
|--|---------|
| (a) carrying out— | |
| (i) basic evaluation | 132.00 |
| (ii) intermediate evaluation | 165.00 |
| (iii) advanced evaluation | 198.00 |
| (iv) administration for an evaluation | 99.00 |
| (b) giving advice for an evaluation | 99.00 |
| (c) holding meetings for an evaluation | 99.00’. |

PART 3—AMENDMENT OF CHARITABLE AND NON-PROFIT GAMING REGULATION 1999

6 Regulation amended in pt 3

This part amends the *Charitable and Non-Profit Gaming Regulation 1999*.

7 Insertion of new s 12

After section 11—

insert—

‘12 Evaluation of regulated general gaming equipment—Act, s 99

‘(1) For section 99(1)(a) of the Act, an evaluation carried out by the chief executive may include 1 or more of the following types of evaluation—

- (a) basic evaluation;
- (b) intermediate evaluation;
- (c) advanced evaluation.

Gambling Legislation Amendment Regulation (No. 1) No. 128, 2002

‘(2) In this section and in schedule 2—

“**advanced evaluation**” means an evaluation of any of the following things relating to regulated general gaming equipment—

- (a) communications protocols;
- (b) monitoring systems;
- (c) random number generators.

“**basic evaluation**” means an evaluation of any of the following things relating to regulated general gaming equipment—

- (a) artwork;
- (b) cabinet design;
- (c) documentation, including for example, operational manuals.

“**intermediate evaluation**” means an evaluation of any of the following things relating to regulated general gaming equipment—

- (a) hardware, other than hardware subject to basic evaluation;
- (b) software, other than software subject to advanced evaluation;
- (c) the mathematical treatise of the derivation of the theoretical return to a player.’.

8 Amendment of sch 2 (Fees)

Schedule 2, item 9—

omit, insert—

‘9. Evaluation of regulated general gaming equipment (Act, s 99), for each hour, or part of an hour, involved in the following—

- (a) carrying out—
 - (i) basic evaluation 132.00
 - (ii) intermediate evaluation 165.00
 - (iii) advanced evaluation. 198.00
 - (iv) administration for an evaluation 99.00
- (b) giving advice for an evaluation 99.00
- (c) holding meetings for an evaluation 99.00’.

PART 4—AMENDMENT OF GAMING MACHINE REGULATION 1991

9 Regulation amended in pt 4

This part amends the *Gaming Machine Regulation 1991*.

10 Amendment of s 2 (Definitions)

Section 2—

insert—

‘ **“advanced evaluation”** means an evaluation of any of the following things relating to a gaming related system, gaming machine type or game or linked jackpot arrangement—

- (a) communications protocols;
- (b) monitoring systems;
- (c) random number generators.

“basic evaluation” means an evaluation of any of the following things relating to a gaming related system, gaming machine type or game or linked jackpot arrangement—

- (a) artwork;
- (b) cabinet design;
- (c) documentation, including for example, operational manuals.

“intermediate evaluation” means an evaluation of any of the following things relating to a gaming related system, gaming machine type or game or linked jackpot arrangement—

- (a) hardware, other than hardware subject to basic evaluation;
- (b) software, other than software subject to advanced evaluation;
- (c) the mathematical treatise of the derivation of the theoretical return to a player.’.

11 Insertion of new s 53

After section 52—

insert—

‘53 Evaluation by chief executive

‘For sections 232(2)(a), 281(3)(a) and 288(2)(a) of the Act, an evaluation carried out by the chief executive may include 1 or more of the following types of evaluation—

- (a) basic evaluation;
- (b) intermediate evaluation;
- (c) advanced evaluation.’.

12 Amendment of sch 5 (Fees)

Schedule 5, items 38 to 40—

omit, insert—

‘38. Evaluation of a gaming related system (s 232(3)(a) of the Act)—for each hour, or part of an hour, involved in the following—

- (a) carrying out—
 - (i) basic evaluation 132.00
 - (ii) intermediate evaluation 165.00
 - (iii) advanced evaluation 198.00
 - (iv) administration for an evaluation 99.00
- (b) giving advice for an evaluation 99.00
- (c) holding meetings for an evaluation 99.00

39. Evaluation of a gaming machine type or game (s 281(7)(a) of the Act)—for each hour, or part of an hour, involved in the following—

- (a) carrying out—
 - (i) basic evaluation 132.00
 - (ii) intermediate evaluation 165.00
 - (iii) advanced evaluation 198.00
 - (iv) administration for an evaluation 99.00

Gambling Legislation Amendment Regulation (No. 1) No. 128, 2002
2002

	(b) giving advice for an evaluation	99.00
	(c) holding meetings for an evaluation	99.00
40.	Evaluation of a linked jackpot arrangement (s 288(3)(a) of the Act)—for each hour, or part of an hour, involved in the following—	
	(a) carrying out—	
	(i) basic evaluation	132.00
	(ii) intermediate evaluation	165.00
	(iii) advanced evaluation	198.00
	(iv) administration for an evaluation	99.00
	(b) giving advice for an evaluation	99.00
	(c) holding meetings for an evaluation	99.00’.

PART 5—AMENDMENT OF INTERACTIVE GAMBLING (PLAYER PROTECTION) REGULATION 1998

13 Regulation amended in pt 5

This part amends the *Interactive Gambling (Player Protection) Regulation 1998*.

14 Amendment of s 3 (Definitions)

Section 3—

insert—

- ‘ **“advanced evaluation”** means an evaluation of any of the following things relating to regulated interactive gambling equipment—
- (a) communications protocols;
 - (b) monitoring systems;
 - (c) random number generators.

“basic evaluation” means an evaluation of any of the following things relating to regulated interactive gambling equipment—

- (a) artwork;
- (b) cabinet design;
- (c) documentation, including for example, operational manuals.

“intermediate evaluation” means an evaluation of any of the following things relating to regulated interactive gambling equipment—

- (a) hardware, other than hardware subject to basic evaluation;
- (b) software, other than software subject to advanced evaluation;
- (c) the mathematical treatise of the derivation of the theoretical return to a player.’.

15 Insertion of new s 19A

After section 19—

insert—

‘19A Evaluation of regulated interactive gambling equipment—Act, s 162

‘For section 162(2)(a) of the Act, an evaluation carried out by the chief executive may include 1 or more of the following types of evaluation—

- (a) basic evaluation;
- (b) intermediate evaluation;
- (c) advanced evaluation.’.

16 Amendment of sch 3 (Fees)

Schedule 3, item 4—

omit, insert—

‘4. Evaluation of regulated interactive gambling equipment (s 162(3) of the Act), for each hour or part of an hour, involved in the following—

- (a) carrying out—
 - (i) basic evaluation 132.00

(ii) intermediate evaluation	165.00
(iii) advanced evaluation	198.00
(iv) administration for an evaluation	99.00
(b) giving advice for an evaluation	99.00
(c) holding meetings for an evaluation	99.00’.

PART 6—AMENDMENT OF KENO REGULATION 1997

17 Regulation amended in pt 6

This part amends the *Keno Regulation 1997*.

18 Amendment of s 2 (Definitions)

Section 2—

insert—

‘ **“advanced evaluation”** means an evaluation of any of the following things relating to regulated keno equipment—

- (a) communications protocols;
- (b) monitoring systems;
- (c) random number generators.

“basic evaluation” means an evaluation of any of the following things relating to regulated keno equipment—

- (a) artwork;
- (b) cabinet design;
- (c) documentation, including for example, operational manuals.

“intermediate evaluation” means an evaluation of any of the following things relating to regulated keno equipment—

- (a) hardware, other than hardware subject to basic evaluation;
- (b) software, other than software subject to advanced evaluation;

- (c) the mathematical treatise of the derivation of the theoretical return to a player.’.

19 Insertion of new s 13A

After section 13—

insert—

‘13A Evaluation of regulated keno equipment—Act, s 145

‘For section 145(2)(a) of the Act, an evaluation carried out by the chief executive may include 1 or more of the following types of evaluation—

- (a) basic evaluation;
- (b) intermediate evaluation;
- (c) advanced evaluation.’.

20 Amendment of sch 3 (Fees)

Schedule 3, item 3—

omit, insert—

‘3. Evaluation of regulated keno equipment (s 145(3)(a) of the Act), for each hour or part of an hour, involved in the following—

- (a) carrying out—
 - (i) basic evaluation 132.00
 - (ii) intermediate evaluation 165.00
 - (iii) advanced evaluation. 198.00
 - (iv) administration for an evaluation 99.00
- (b) giving advice for an evaluation 99.00
- (c) holding meetings for an evaluation 99.00’.

PART 7—AMENDMENT OF LOTTERIES REGULATION 1997

21 Regulation amended in pt 7

This part amends the *Lotteries Regulation 1997*.

22 Amendment of s 3 (Definitions)

Section 3—

insert—

‘ **“advanced evaluation”** means an evaluation of any of the following things relating to regulated lottery equipment—

- (a) communications protocols;
- (b) monitoring systems;
- (c) random number generators.

“basic evaluation” means an evaluation of any of the following things relating to regulated lottery equipment—

- (a) artwork;
- (b) cabinet design;
- (c) documentation, including for example, operational manuals.

“intermediate evaluation” means an evaluation of any of the following things relating to regulated lottery equipment—

- (a) hardware, other than hardware subject to basic evaluation;
- (b) software, other than software subject to advanced evaluation;
- (c) the mathematical treatise of the derivation of the theoretical return to a player.’.

23 Insertion of new s 14A

After section 14—

insert—

‘14A Evaluation of regulated lottery equipment—Act, s 133

‘For section 133(2)(a) of the Act, an evaluation carried out by the chief executive may include 1 or more of the following types of evaluation—

- (a) basic evaluation;
- (b) intermediate evaluation;
- (c) advanced evaluation.’.

24 Amendment of sch 3 (Fees)

Schedule 3, item 4—

omit, insert—

‘4. Evaluation of regulated lottery equipment (s 133(3)(a) of the Act), for each hour or part of an hour, involved in the following—

- (a) carrying out—
 - (i) basic evaluation 132.00
 - (ii) intermediate evaluation 165.00
 - (iii) advanced evaluation. 198.00
 - (iv) administration for an evaluation 99.00
- (b) giving advice for an evaluation 99.00
- (c) holding meetings for an evaluation 99.00’.

PART 8—AMENDMENT OF WAGERING REGULATION 1999

25 Regulation amended in pt 8

This part amends the *Wagering Regulation 1999*.

26 Amendment of s 3 (Definitions)

Section 3—

insert—

‘**“advanced evaluation”** means an evaluation of any of the following things relating to regulated wagering equipment—

- (a) communications protocols;
- (b) monitoring systems;
- (c) random number generators.

“basic evaluation” means an evaluation of any of the following things relating to regulated wagering equipment—

- (a) artwork;
- (b) cabinet design;
- (c) documentation, including for example, operational manuals.

“intermediate evaluation” means an evaluation of any of the following things relating to regulated wagering equipment—

- (a) hardware, other than hardware subject to basic evaluation;
- (b) software, other than software subject to advanced evaluation;
- (c) the mathematical treatise of the derivation of the theoretical return to a player.’.

27 Insertion of new s 16A

After section 16—

insert—

‘16A Evaluation of regulated wagering equipment—Act, s 208

‘For section 208(3)(a) of the Act, an evaluation carried out by the chief executive may include 1 or more of the following types of evaluation—

- (a) basic evaluation;
- (b) intermediate evaluation;
- (c) advanced evaluation.’.

28 Amendment of sch 3 (Fees)

Schedule 3, item 4—

omit, insert—

- ‘4. Evaluation of regulated wagering equipment (s 208(4)(a) of the Act), for each hour or part of an hour, involved in the following—
- | | |
|--|---------|
| (a) carrying out— | |
| (i) basic evaluation | 132.00 |
| (ii) intermediate evaluation | 165.00 |
| (iii) advanced evaluation | 198.00 |
| (iv) administration for an evaluation | 99.00 |
| (b) giving advice for an evaluation | 99.00 |
| (c) holding meetings for an evaluation | 99.00’. |

ENDNOTES

1. Made by the Governor in Council on 6 June 2002.
2. Notified in the gazette on 7 June 2002.
3. Laid before the Legislative Assembly on . . .
4. The administering agency is the Treasury Department.