



Queensland

# **Charitable and Non-Profit Gaming (Two-up) Amendment Bill 2011**





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# Charitable and Non-Profit Gaming (Two-up) Amendment Bill 2011

## Contents

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|   |   | Page |
|---|---|------|
| 1 | Short title .....                                     | 4    |
| 2 | Act amended .....                                     | 4    |
| 3 | Insertion of new pt 8A. ....                          | 4    |
|   | Part 8A            Two-up on designated day           |      |
|   | 178        Meaning of two-up .....                    | 4    |
|   | 179        Lawful two-up .....                        | 5    |
|   | 180        Two-up not category 1, 2, 3 or 4 game..... | 6    |
|   | 181        Interaction with Casino Acts .....         | 6    |
| 4 | Amendment of sch 2 (Dictionary).....                  | 6    |



**2011**

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**A Bill**

for

**An Act to amend the *Charitable and Non-Profit Gaming Act 1999* for particular purposes**

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|   |   |          |
|---|---|----------|
| <b>The Parliament of Queensland enacts—</b> | 1   |          |
| <b>Clause 1</b>                             | <b>Short title</b>  | 2        |
|   | This Act may be cited as the <i>Charitable and Non-Profit Gaming (Two-up) Amendment Act 2011</i> .                      | 3<br>4   |
| <b>Clause 2</b>                             | <b>Act amended</b>  | 5        |
|   | This Act amends the <i>Charitable and Non-Profit Gaming Act 1999</i> .  | 6<br>7   |
| <b>Clause 3</b>                             | <b>Insertion of new pt 8A</b>   | 8        |
|   | After part 8—   | 9        |
|   | <i>insert—</i>  | 10       |
| <b>‘Part 8A</b>                             | <b>Two-up on designated day</b>   | 11       |
| <b>‘178</b>                                 | <b>Meaning of <i>two-up</i></b>   | 12       |
|   | ‘(1) For the purposes of this part, <i>two-up</i> means two-up conducted in a ring controlled by a ringkeeper in which— | 13<br>14 |
|   | (a) a spinner standing within the ring uses a kip to toss two or three coins in the air; and                            | 15<br>16 |
|   | (b) players wager on the outcome of the coin toss before the spinner tosses the coins.                                  | 17<br>18 |
|   | ‘(2) In this section—   | 19       |
|   | <i>kip</i> means a wooden bat, or similar instrument, from which the coins are thrown.                                  | 20<br>21 |
|   | <i>ring</i> means the area inside boundaries drawn or identified by the ringkeeper.                                     | 22<br>23 |
|   | <i>ringkeeper</i> means the person who controls the spinner and administers the rules.                                  | 24<br>25 |

*spinner* means a player who has elected to toss the coins and  
has entered the centre of the ring. 1  
2

**‘179 Lawful two-up** 3

- ‘(1) Two-up that complies with this section is lawful. 4
- ‘(2) For subsection (1), two-up complies with this section if it 5  
complies with the following— 6
- (a) it is conducted by— 7
- (i) an RSL or Services Club on premises for which the 8  
RSL or Services Club is the licensee under the 9  
*Liquor Act 1992*; or 10
- (ii) a person approved in writing by an RSL 11  
sub-branch at a function on premises which are 12  
licensed under the *Liquor Act 1992*; 13
- (b) it is played on a designated day as part of the 14  
commemoration of the designated day; 15
- (c) it is not played by a minor; 16
- (d) either of the following makes the rules readily available 17  
for players to read before playing— 18
- (i) the RSL or Services Club mentioned in paragraph 19  
(a)(i); 20
- (ii) the person approved in writing under paragraph 21  
(a)(ii); 22
- (e) if it is played with rules in addition to those mentioned 23  
in the definition in section 178(1)—those rules are in the 24  
spirit of the traditional rules of two-up; 25
- (f) the RSL or Services Club mentioned in paragraph (a)(i) 26  
or person approved in writing under paragraph (a)(ii)— 27
- (i) does not charge an entry fee for playing; or 28
- (ii) charges an entry fee that is paid to the RSL or an 29  
RSL sub-branch to be used to support ex-service 30  
men and women and their families; 31

[s 4]

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- (g) the proceeds derived from it, other than an amount from  
an entry fee mentioned in paragraph (f)(ii), are returned  
to the players as winnings.

**‘180 Two-up not category 1, 2, 3 or 4 game** 4

‘To remove doubt, it is declared that two-up under section 179  
is not a category 1, 2, 3 or 4 game. 5  
6

**‘181 Interaction with Casino Acts** 7

‘(1) The State may permit or approve the conduct or playing of  
two-up on a designated day under this part despite the  
provisions of the Casino Acts which grant casinos the  
exclusive right to conduct or play two-up. 8  
9  
10  
11

‘(2) To remove doubt, it is declared that a provision of the Casino  
Acts includes a provision of an agreement made under the  
Casino Acts. 12  
13  
14

‘(3) In this section— 15

*Casino Acts* means the following Acts— 16

(a) *Breakwater Island Casino Agreement Act 1984*; 17

(b) *Brisbane Casino Agreement Act 1992*; 18

(c) *Cairns Casino Agreement Act 1993*; 19

(d) *Jupiters Casino Agreement Act 1983*’. 20

**Clause 4 Amendment of sch 2 (Dictionary)** 21

(1) Schedule 2— 22

*insert—* 23

*‘designated day* means— 24

(a) 25 April; or 25

(b) 11 November; or 26

(c) another day that is— 27

- (i) significant to the remembrance of the sacrifice for the nation by the men and women of its Defence Force; and
  - (ii) prescribed under a regulation.
- two-up***, for part 8A, see section 178.’
- (2) Schedule 2, definition *rule*, before ‘means’—  
*insert*—  
‘, other than for part 8A.’

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