

## AUSTRALIAN CAPITAL TERRITORY

### *INTERACTIVE GAMBLING ACT 1998*

#### INSTRUMENT NO 228 OF 2000

#### EXPLANATORY STATEMENT

The *Interactive Gambling Act 1998* provides for a licensing system and regulatory structure for interactive home gambling products. Section 145 empowers the Minister to determine certain fees in regard to the licensing system.

This instrument determines fees in respect of -

- 1) an application for an interactive gambling licence;
- 2) an application for a key person licence;
- 3) the replacement of a lost, stolen or destroyed key person licence; and
- 4) an application for regulated interactive gambling equipment

The Determination provides for a scale of fees in relation to an application for an interactive gambling licence. They are as follows:-

- first tier fee is set at \$5,125 as an acknowledgement that there may be, in the future, licensees who have already undergone evaluations of their interactive gambling equipment and relevant control systems through another participating jurisdiction, but are also seeking a license to conduct interactive gambling from the ACT. The fee structure recognises the significant administrative costs involved in assessing the probity and integrity of applications and any systems involved.
- second tier is set at \$10,250 in recognition of the increased administrative costs involved in assessing a new applicant and to discourage frivolous and unrealistic proposals. The fee structure recognises the significant administrative cost involved in assessing the probity and integrity of applications and any systems involved.

The fee of \$313 set for the processing of a key person licence is consistent with that similarly imposed under the ACT's *Casino Control Act 1988*.

The fee of \$36 set for the replacement of a key person licence is also consistent with the *Casino Control Act 1988*.

Section 125(1) of the Act provides for an application to be made to the Commission for the approval of regulated interactive gambling equipment or modifications to regulated interactive gambling equipment. A determined fee is to accompany the application.

A sliding scale of fees has also been set for the processing and consideration of an application by the Commission for regulated interactive gambling equipment. These are as follows:-

- first tier fee of \$1,025 for those applicants who may have already undergone evaluations of their interactive gambling equipment through another participating jurisdiction;
- second tier fee of \$2,050 in all other cases to further discourage frivolous and unrealistic proposals.

In addition to the above fees, section 125(2) provides that should the Commission decide that to give the application proper consideration, the interactive gambling equipment in question requires evaluation, then the applicant is also to pay a determined fee to meet the costs of evaluating the technical soundness of the proposed games. This fee will be determined as part of the agreement with applicants.

Authorised by the Treasurer

Gary Humphries MLA