

Gaming Machine (Applications for Payments Out of Diversification and Sustainability Support Fund) Guidelines 2019

Notifiable instrument NI2019–795

made under the

Gaming Machine Act 2004, section 163J (Guidelines for applications for payments out of diversification and sustainability support fund)

1 Name of instrument

This instrument is the *Gaming Machine (Applications for Payments Out of Diversification and Sustainability Support Fund) Guidelines 2019*.

2 Commencement

This instrument commences on the day after notification.

3 Applications for Payments Out of Diversification and Sustainability Support Fund Guidelines

I make the Applications for Payments Out of Diversification and Sustainability Support Fund Guidelines as provided in the Schedule to this instrument.

4 Expiry

This instrument expires three years after the day it commences.

Gordon Ramsay MLA
Attorney-General

10 December 2019

APPLICATIONS FOR PAYMENTS OUT OF DIVERSIFICATION AND SUSTAINABILITY SUPPORT FUND GUIDELINES

Purposes of the Diversification and Sustainability Support Fund

The Diversification and Sustainability Support Fund was established on 1 July 2019 in order to provide funding for activities and initiatives that seek to achieve the following purposes:

- (a) assisting clubs to diversify their income to sources other than gaming machines;
- (b) supporting the sustainability of clubs;
- (c) contributing to projects that help reduce regulatory costs or improve efficiency in administration and compliance for clubs; and
- (d) training and skills development for club workers, executives and members of club management committees and boards.

Purpose of these Guidelines

Section 163J of the *Gaming Machine Act 2004* (the Act) provides that the Minister may make guidelines for applications from entities seeking payments out of the diversification and sustainability support fund. The guidelines may include guidelines about the kinds of applications, or applicants, to be considered for payments out of the fund for a particular year or period.

Applicants

Applications for payments out of the Fund will be accepted for consideration by the Diversification and Sustainability Support Fund Advisory Board (the Advisory Board) from entities that can demonstrate that the funding sought will be applied towards meeting the Fund purposes.

For example, these entities may include:

- ACT clubs and club groups who operate gaming machines under a Class C licence;
- ACT club industry peak body representatives or representative groups;
- Trade unions representing ACT club workers;
- Australian state and territory Government organisations; and
- Club workers, executives and members of club management committees and boards.

Who is not eligible to apply?

Applications for payments out of the Fund will not be accepted for consideration by the Advisory Board from the following classes of applicants:

- Individual club venues within a club group (as defined under the Act); and
- ACT clubs and club groups who have not operated gaming machines under a Class C licence within five (5) years of the date on which they submit their application for payment out of the Fund for consideration by the Advisory Board.

THIS IS PAGE 2 OF 2 PAGES TO THE SCHEDULE TO THE GAMING MACHINE (APPLICATIONS FOR PAYMENTS OUT OF DIVERSIFICATION AND SUSTAINABILITY SUPPORT FUND) GUIDELINES 2019 MADE UNDER THE GAMING MACHINE ACT 2004.

Funding priority

From the commencement of this instrument for a period of three (3) years, the strategic funding priority for the Fund is as follows:

- Small or medium clubs and small or medium club groups (as defined under the Act).

The strategic funding priority will be achieved through a two-tier funding model.

Applications for payments out of the Fund through the first tier (Tier 1) may be made by small or medium clubs and small or medium club groups only.

Applications for payments out of the Fund through the second tier (Tier 2) may be made by any club or other entity that can demonstrate that the funding sought will be applied towards meeting the Fund purposes, except those who are not eligible as stated above.

When considering Tier 2 applications, the Advisory Board must have regard to whether a particular application will benefit a small or medium club or a small or medium club group.

The maximum amount of funding that may be awarded for a successful application through each tier is as follows:

- Tier 1: \$25,000
- Tier 2: \$250,000.

The Advisory Board may recommend the approval of Tier 2 applications for funding exceeding \$250,000 in exceptional circumstances. When considering whether to recommend the approval of an application for funding exceeding \$250,000, the Advisory Board may have regard to:

- whether the proposed activity has the potential to benefit the ACT clubs industry as a whole, rather than being for the sole benefit of the applicant;
- the total level of available funds at the time of considering the application; and
- any competing applications.

Tier 1 applications will be considered by the Advisory Board on an ongoing basis. Tier 2 applications will be restricted to one or more rounds per financial year. The number of Tier 2 rounds held per financial year is a matter for the discretion of the Advisory Board.

Ineligible applications

Payments out of the Fund are not to be made for the purpose of any gambling-related activity, such as improvements to gambling areas, gambling equipment or gambling facilities.