

Liquor and Gaming News

June 2016

ADMIN ALERTS

Updated Liquor and Gaming Fee Schedule for 2016-17

The 2016-17 Liquor and Gaming Fee Schedule that will apply from 1 July 2016 will be available on the Liquor and Gaming website from 1 July 2016. Liquor fees can be found at this [link](#) and gaming fees at this [link](#).

New Fax Number for the Liquor and Gaming Branch

A reminder that the new fax number for the Liquor and Gaming branch is (03) 6173 0218. The old fax number is no longer in use.

REGULATORY NEWS

Amendments to the Liquor Licensing Act

The Liquor Licensing Amendment Act 2015 passed through both houses of Parliament on 19 November 2015.

The development of the accompanying Regulations was supported by thorough and extensive consultation with stakeholders. It is anticipated that the Regulations and the amending Act will be proclaimed in early August. Four weeks prior to proclamation, the Liquor and Gaming Branch will write out to all holders of a liquor licence and a permit greater than six months to advise of the new requirements and changes. A special bulletin will also be circulated following proclamation with links to the new Act, regulations and accompanying fact sheets, guidelines and information.

The Branch would like to thank all stakeholders who participated in the review.

New Tasmanian Liquor and Gaming Commission Chair – Jenny Cranston

Ms Jenny Cranston was appointed Chair of the Tasmanian Liquor and Gaming Commission on 14 March 2016. Jenny was previously the Chair of the Liquor Licensing Board from August 2012 until its amalgamation with the Tasmanian Gaming Commission in August 2015.

Jenny has held a number of senior appointments in Government agencies in Tasmania and Queensland and has worked across a variety of portfolios, including the regulation of the vocational education and training system in Queensland. Jenny has also undertaken consultancy work for government agencies and not-for-profit organisations here and interstate.

Jenny brings to the Commission an understanding of how policy and legislation are developed and enacted as well as experience in managing and administering regulatory

frameworks. Her previous roles have also developed a strong people focussed practice and a belief in the power of individuals to build community capacity.

Mr Peter Hault, the outgoing Chair, made long-standing contribution to gambling regulation in Tasmania since 2008. During his tenure, the Commission became responsible for the regulation of Australia's first betting exchange in 2006, and the State's totalizator was brought under the Commission's regulatory oversight in 2009. All three social and economic impact studies of gambling in Tasmania were released in this time. These studies have resulted in important reforms in the industry with the introduction of new gambling harm minimisation measures, most notably the Responsible Gambling Mandatory Code of Practice for Tasmania.

Commissioner for Licensing – recent written decisions

The below written decisions set out the reasons behind a number of recent decisions of the Commissioner and provide his considerations of a number of aspects of liquor licensing that future applicants and representors may find useful for their applications and correspondence. All decisions can be found at www.liquorlicensing.tas.gov.au by selecting the "Commissioner for Licensing" link on the left-hand menu bar.

[Bottleshop – Chigwell – refused.](#)

[Dan Murphy's – Launceston – granted.](#)

[Bottle Shop – Forth – granted.](#)

[Bes Mudi – Mornington – refused.](#)

Disciplinary action against Wrest Point Hotel Casino and Network Gaming

The Commission has recently issued one fine and two letters of censure to Australian National Hotels in respect of both Wrest Point Hotel Casino and Network Gaming. These instances of disciplinary action relate to allowing gaming machines to function in a manner in which it was not designed or programmed to function:

- a fine of \$26 950 and a letter of censure for breaches detected during a voluntary review undertaken by WPHC between August 2015 and January 2016 in relation to having incorrect button panels in place; and
- a letter of censure for a breach detected in February 2016 in relation to six gaming machines operating contrary to the maximum line limit in hotels and clubs.

In these instances the company identified and self-reported the breaches and took immediate steps to rectify the situation. The fine and letters of censure reflect the seriousness with which the Commission views such breaches and the Commission's commitment to ensuring that the gambling industry in Tasmania is strongly regulated.

Responsible Conduct of Gambling and Responsible Service of Alcohol

A reminder to all holders of a Special Employee's licence.

You must undertake an approved Responsible Conduct of Gambling course every five years. There are a small number of Registered Training Organisations approved to provide this course and so it is recommended that Special Employee's licence holders take steps to enrol into a course well in advance of their current qualification reaching five years.

Updated Responsible Conduct of Gambling Workbook released

The Liquor and Gaming Branch have released a new version of the Responsible Conduct of Gambling Workbook to be used by Registered Training Organisations when delivering RCG training. The new version takes into account the amalgamation of the Liquor Licensing Board and the Tasmanian Gaming Commission as well as the release of the latest national competency. It also aligns the acceptable forms of ID with that proposed for the service and sale of alcohol, as well as updating older facts and figures. All venue staff are encouraged to familiarise themselves with the new information contained in the updated workbook [here](#).

Unapproved Registered Training Organisations

The Liquor and Gaming Branch has become aware of RTOs providing Responsible Conduct of Gambling and Responsible Service of Alcohol certificates to Tasmanian residents without first being approved. One such course was examined and found to be factually incorrect with regards to the legislative requirements in Tasmania, risking staff confusion. Only certificates issued by approved RTOs will be accepted. The list of approved training providers for both RCG and RSA courses can be found on the Liquor and Gaming website.

Seagulls talk about pokies and scratchies

The Department of Health and Human Services have developed two new videos about gambling on pokies and scratchies. These videos were released on the [Know Your Odds Facebook page](#) during May. You can view these videos and related information via Facebook or on the website [here](#).

Get Back to the Real Game

Advertisements are currently running online, on smartphones and through social media for the second stage of the Get Back to the Real Game campaign. The aim of the campaign is to draw attention to the risks associated with sports betting and the help provided for those affected. Find out more [here](#).

Family and Friends Campaign (April/May)

It's not just gamblers who need support. It's those around them.

The Family and Friends campaign is a TV, radio and print campaign to draw attention to the help and support available for people affected by someone else's gambling. Find out more [here](#).

Charitable Organisations Grants Program

The Department of Health and Human Services, [Charitable Organisations Grants Program](#) for 2015-16 has been completed with grants provided to 23 community organisations. Projects range from community gardens to youth arts programs.

INDUSTRY DATA

- [Licence applications with the Commissioner for Licensing](#) and all [recent decisions](#).
- [Liquor industry data](#).
- [Data relating to gaming and wagering](#).

Disciplinary actions taken by the Tasmanian Liquor and Gaming Commission under the *Gaming Control Act 1993* December 2015 - May 2016

Licence holder	Section of Act	Breach	Decision Date	Outcome
Grassroots Café Pty Ltd – Crown Inn	50(2)	Use the services of an unlicensed person to perform gaming duties.	18 December 2015	Fine \$1 232
Jason Michael Dempsey	112S(1)(a)	Suitability to hold a special employee's licence	18 December 2015	Conditions imposed
Matthew James Reid	76ZZC(1)	Wagering in a gaming activity provided by the employer while on duty	14 January 2016	Fine \$308
Brett James Doyle – Talbot Tavern	92(2)	Allow keno to operate without CCTV surveillance operating	1 February 2016	Fine \$1 232
Factory 123 Pty Ltd – Plough Inn	50(2)	Use the services of an unlicensed person to perform gaming duties	1 February 2016	Fine \$1 540
Factory 123 Pty Ltd – Plough Inn	92(2)	Make payment of cash greater than \$1 000 for gaming wins	1 February 2016	Fine \$616
Factory 123 Pty Ltd – Plough Inn	92(2)	Conducting coin clearance from gaming machines without following correct procedures	1 February 2016	Fine \$616
Direction Industries Pty Ltd – Signal Station Tavern	92(2)	Allow keno to operate without CCTV surveillance operating	1 February 2016	Fine \$1 232
Australian National Hotels Pty Ltd – Wrest Point Hotel Casino	98	Allowing a gaming machine to be played whilst it did not function in a manner in which it was designed or programmed to function	7 March 2016	Fine \$26 950

Licence holder	Section of Act	Breach	Decision Date	Outcome
Australian National Hotels Pty Ltd – Wrest Point Hotel Casino	98	Allowing three gaming machines to be played whilst they did not function in a manner in which they were designed or programmed to function	7 March 2016	Censure
Betfair Pty Ltd	76ZX	Deploying unapproved software in three instances	7 March 2016	Fine \$4 620
Australian National Hotels Pty Ltd – Network Gaming	80(2C)	Allowed six gaming machines to operate contrary to the approved rules	2 May 2016	Censure
JC & MR Dunk No 2 Pty Ltd – Westbury Hotel	50(2)	Use the services of an unlicensed person to perform gaming duties.	2 May 2016	Fine \$1 232

Disciplinary actions taken by the Commissioner for Licensing under the *Liquor Licensing Act 1990* December 2015 - May 2016

Licence holder	Section of Act	Breach	Decision Date	Outcome
Craig Wayne Ferrar – Joe's Garage	39(1)(b)	Use of the premises causing the occurrence of disorderly conduct in the neighbourhood of the premises.	31 May 2016	Impose Liquor Restriction Order: (1) Liquor only to be sold between midday and midnight (2) No liquor to be removed from the premises (3) Crowd controller to be present after 5pm

Contact Details

Hobart:
2nd Floor, 80 Elizabeth Street
GPO Box 1374, Hobart 7001
General enquiries: (03) 6166 4040
Fax: (03) 6173 0218

Launceston:
3rd Floor, Henty House, 1 Civic Square
PO Box 972, Launceston, 7250
General enquiries: (03) 6777 2777
Fax: (03) 6173 0218

Email:
gaming@treasury.tas.gov.au
licensing@treasury.tas.gov.au
Website:
www.gaming.tas.gov.au
www.liquorlicensing.tas.gov.au