

Tasmanian Liquor and Gaming Commission

Annual Report 2015-16

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COMMISSION CHAIR'S REPORT

The 2015-16 year contained a number of changes for both the Commission and the Liquor and Gaming Branch.

In August 2015, the Tasmanian Liquor and Gaming Commission was established, amalgamating the Tasmanian Gaming Commission with the (Liquor) Licensing Board. While nothing changed in terms of the legislative functions relating to gambling, the new Commission became the appeal body for decisions made by the Commissioner for Licensing regarding liquor licences and permits. The Commissioner may also refer a decision regarding an application for a liquor licence to the Commission if he believes that it is in the best interests of the community to do so. To date, the Commissioner has not referred any decisions to the Commission for consideration and only one decision was appealed to the Commission. The Commission upheld the Commissioner's decision, which was made on the grounds of qualification to hold a liquor licence.

In November 2015, the Third Social and Economic Impact Study of Gambling in Tasmania (SEIS) was released. This study evaluated the efficacy of harm minimisation initiatives introduced within the *Responsible Gambling Mandatory Code of Practice for Tasmania*. The Commission is still considering these findings, especially in the context of the five-year review of the *Responsible Gambling Mandatory Code of Practice for Tasmania*, which is due by September next year.

The year has seen continued scrutiny of, and different responses to, the issue of gambling in Australia. On the national scene, the report of the O'Farrell Review of the Impact of Illegal Offshore Wagering was finalised in December 2015. In response to this, the Australian Government has proposed a three-staged strategy to be concurrently implemented:

- the establishment of a national consumer protection framework;
- amend the law to make it clear that it is illegal for unlicensed overseas gambling companies to offer gambling products to Australians. The Australian Communications and Media Authority will also be empowered to have stronger enforcement mechanisms; and
- introduce other disruption measures to curb illegal offshore gambling activity.

This area remains of concern to the Commission and to regulators nationally.

In 2016, Betfair advised that it would apply to be licensed in the Northern Territory and as a result, would seek to surrender its Tasmanian Gaming Licence. Betfair has confirmed that all regulatory functions for Betfair will shift to the Northern Territory by 20 September 2016. The Commission and Branch have devoted considerable time in this period in order to ensure that effective and compliant transition arrangements are in place to safeguard the integrity of regulatory processes in Tasmania.

In March, I was appointed Chair, replacing Mr Peter Houtt who had chaired the previous Commission for eight years. I would like to thank Mr Houtt for his service to the Commission and his contribution to the regulation of gambling in this State during his tenure. He presided over a number of significant changes in the regulation of the

industry including the introduction of the *Responsible Gambling Mandatory Code of Practice for Tasmania* in 2012 and I commend his leadership of the Commission and in his role amongst regulators throughout Australia.

The coming year holds many interesting and important activities for gaming in Tasmania, including the review of the *Responsible Gambling Mandatory Code of Practice* for Tasmania, the fourth *Social and Economic Study into Gambling in Tasmania*, and the *Joint Select Committee on Future Gaming Markets in Tasmania*. I look forward to the outcomes of these activities and to the Commission continuing to contribute to the regulation of liquor and gaming in Tasmania.



Ms Jenny Cranston
Chair



THE TASMANIAN LIQUOR AND GAMING COMMISSION

The Tasmanian Liquor and Gaming Commission is an independent body responsible for the regulation of gaming and wagering in Tasmania, established under the *Gaming Control Act 1993*. The Commission is also the appeal body in relation to the *Liquor Licensing Act 1990*.

The Commission is a three-person body whose members for the 2015-16 year were:

- Ms Jenny Cranston – Chair (from March 2016);
- Mr Peter Hoult – Chair (until March 2016);
- Ms Leanne Topfer; and
- Mr Stuart Barry.

The Commission:

- regulates and controls gaming and wagering to ensure that it is conducted honestly and is free from criminal influence and exploitation;
- approves internal control, administrative and accounting procedures, rules and conditions in relation to gaming and wagering activities, and determines disciplinary matters;
- investigates and makes recommendations to the Treasurer with regards to matters relating to gaming and other forms of wagering;
- researches and investigates matters relating to the control of gaming and other forms of wagering including the probity and financial security of persons involved in the management of gaming and other forms of wagering;
- liaises with other authorities and people responsible for the regulation and control of the conduct of gaming or other forms of wagering;
- reviews and determines complaints relating to the conduct of gaming or other forms of wagering;
- oversees the administration of the Community Support Levy including recommending and reporting of annual budgets to the Treasurer;
- fosters responsible gambling and seeks to minimise the harm from problem gambling;
- performs such other functions as are imposed on it by the *Gaming Control Act 1993*, *TT-Line Gaming Act 1993*, *Liquor Licensing Act 1990* or any other Act or as are prescribed;

- hears liquor licence applications referred to it by the Commissioner for Licensing under the Liquor Licensing Act; and
- hears appeals against decisions of the Commissioner for Licensing under the Liquor Licensing Act.

The Commission is supported by staff of the Liquor and Gaming Branch in undertaking its day-to-day activities. The Branch is located within the Revenue, Gaming and Licensing Division of the Department of Treasury and Finance.

The Branch has offices in Hobart and Launceston, and maintains a presence at Wrest Point Hotel Casino and Country Club Casino.



KEY EVENTS IN 2015-16

Social and Economic Impact Study

The *Gaming Control Act 1993* requires that an independent review of the social and economic impact of gambling in Tasmania is conducted every three years. This is the responsibility of the Treasurer and the management of the study is undertaken by the Liquor and Gaming Branch.

The third study was undertaken by ACIL Allen Consulting Group and was completed in two parts. Part A, comprising the gambling prevalence component, was completed and tabled in 2014-15 as required by the Act. Part B of the study - a review of the harm minimisation measures introduced since the first study - was completed in November 2015. This review of harm minimisation will inform the review of the Mandatory Code of Practice, which must be completed by 2017.

All three studies are available at www.gaming.tas.gov.au (under “Reducing Harm from Liquor and Gambling” > “Social and Economic Impact Study”).

Amalgamation of the Tasmanian Gaming Commission and Licensing Board

On 12 August 2015, the Licensing Board and the Tasmanian Gaming Commission were replaced by the new Tasmanian Liquor and Gaming Commission.

The Licensing Board was established under the *Licensing Act 1976* replacing the then State Licensing Court. Its principal role was determining liquor licence applications, though in earlier times it was also involved in setting the standards of service and facilities to be provided at those licensed premises.

The amalgamation of the Board and the Commission is the result of a Government initiative to review all boards and committees identifying improvements to the efficiency and cost-effectiveness of regulatory arrangements.

Under the new regulatory model for liquor, licensing functions that were previously undertaken by the Board such as: granting, cancelling and conditioning liquor licences; liquor exemptions; and liquor restriction orders were devolved to the Commissioner for Licensing, Mr Jonathon Root.

The Commissioner may refer liquor licence applications to the Commission where he considers that it is in the best interests of the community to do so; for example, where there is a perceived or actual conflict of interest, perhaps due to actions of the Commissioner on other matters such as compliance issues or in circumstances where there was sufficient division of opinion amongst interested parties. The Commission also operates as an appeals body for decisions of the Commissioner for Licensing.

Communications

Continuing on from previous years, the Branch has released information bulletins to bring readers more timely and up-to-date information about new and changed licences, disciplinary actions, reminders, and policy and regulatory initiatives.

In 2015-16, the Branch published three Liquor and Gaming News bulletins on its website and emailed to over 800 subscribers. The newsletters and bulletins are

available at www.gaming.tas.gov.au (under “About Us” > “Recent News”). Applications to be added to the subscription list can be made by emailing gaming@treasury.tas.gov.au.

In addition to the bulletin, the Deputy Secretary Revenue, Gaming and Licensing of the Department of Treasury and Finance often contributes a column to the bi-monthly Tasmanian Hospitality Association’s Hospitality Review, to impart information and changes on gambling and liquor issues, policy and legislation and inform the industry of its legal obligations.

The Branch has continued to update its website during the year to provide “Industry Alerts” on liquor, gaming and wagering issues and a regular update on new initiatives.

Stakeholder meetings

Each year the Commission conducts regular meetings with stakeholders. These meetings are designed to allow both parties to raise issues of interest and/or concern, and for key stakeholders, in particular, to discuss matters of Commission policy. Key stakeholders with whom the Commission met in 2015-16 include the Federal Group, Betfair Pty Limited, the Tasmanian Hospitality Association, UBET TAS and Anglicare Tasmania (including its Gamblers Help service).

Community Support Levy

The Gaming Control Act requires that a percentage of the gross profit derived from gaming machines in hotels and clubs is paid to the Community Support Levy under the control of the Treasurer. The contribution is four per cent of the gross profit from gaming machines operated in hotels and clubs. In addition, four per cent of Tasmanian monthly betting exchange commission, derived from brokered wagering events held in Australia, is paid to the CSL.

In 2015-16, \$4 599 853 was paid into the CSL from the profits of gaming machines in clubs and hotels and from betting exchange commission.

Under the Act, the Treasurer must distribute the CSL in the following manner:

- 25 per cent for the benefit of sport and recreation clubs;
- 25 per cent for the benefit of charitable organisations; and
- 50 per cent for the provision of -
 - research into gambling;
 - services for the prevention of compulsive gambling;
 - treatment for the rehabilitation of compulsive gamblers;
 - community education concerning gambling; and
 - other health services.

The Department of Health and Human Services has administrative responsibility for making recommendations to the Minister for Human Services for expenditure in respect to the 50 per cent CSL component. DHHS also administers 25 per cent of CSL funds dedicated to the benefit of charitable organisations.

Community, Sport and Recreation Tasmania, a business unit of the Department of Premier and Cabinet, is responsible for expending 25 per cent of the CSL for the benefit of sport and recreation clubs. It does this through two grant programs – the Facilities Grant Program and the Community Grants Program.

The Commission performs a strategic oversight function in respect to the CSL, and is responsible for advising the Treasurer that the allocation of funds from the CSL by DHHS and CSRT are in accordance with their respective budgets.

A summary of the expenditure of CSL funds disbursed during 2015-16 is provided below, with the details provided in Table 5.

Problem gambling category (50 per cent)

In 2015-16, \$1 829 717 was expended by DHHS on the provision of services to communities including services to assist those persons and their families affected by problem gambling. Details of the amounts disbursed can be identified in Table 5.

Charitable organisations category (25 per cent)

In 2015-16, \$1 195 554 was expended by DHHS on the charitable organisations category of which \$283 950 was paid to the Charitable Organisations Grant Program. A list of the grant recipients for 2015-16 can be identified by visiting the DHHS webpage at <http://www.dhhs.tas.gov.au/gambling/grants>.

Sport and recreation category (25 per cent)

In 2015-16, \$1 420 184 was expended by CSRT on the sport and recreation charitable grants. An additional \$177 755 in charitable grants were committed to by CSRT during 2015-16, however these will not be disbursed until 2016-17. A list of all the grant recipients can be identified by visiting the CSRT webpage at www.sportandrecreation.tas.gov.au and following the link to 'funding opportunities'.

Neighbourhood House Program

During 2014-15, the Treasurer determined to approve the allocation of \$1.5 million per annum to the Neighbourhood House Program from the DHHS CSL budget for a further four years from 2015-16 to 2018-19.



GAMING AND WAGERING TABLES 2015-16

Table 1: Tax rates relating to gaming and wagering activities in Tasmania 2015-16

Gaming activity	Tax rate
Casino table games	0.88 per cent of annual gross profit
Keno	5.88 per cent of annual gross profit
Gaming machines	25.88 per cent of annual gross profit
Additional four per cent Community Support Levy derived from the annual gross profit of gaming machines in hotels and clubs.	
TT-Line (Spirit of Tasmania vessels)	
Gaming machines for TT-Line	17.91 per cent of annual gross profit
Other forms of gaming for TT-Line ¹	7.91 per cent of annual gross profit
Internet gaming and wagering	
Betting exchange	Five per cent of commissions received
Additional CSL amount being four per cent of commission received from Tasmanian residents on events held in Australia. ²	
Lotteries (no state lotteries)	Through revenue sharing arrangements with Victoria and Queensland, Tasmania receives tax collected in those states for all tickets sold in Tasmania.

Note:

1. There are no other forms of gaming other than gaming machines currently operating on the Spirit of Tasmania vessels.
2. Betfair Pty Limited is not required to contribute to the CSL. The *Gaming Control Act 1993* requires this amount to be paid by the Treasurer into the CSL.

Table 2: Player expenditure, taxation and fees | July 2011 to 30 June 2016

TAXATION AND FEES ¹						PLAYER EXPENDITURE				
CASINOS	2011-12	2012-13	2013-14	2014-15	2015-16	2011-12	2012-13	2013-14	2014-15	2015-16
	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$
Table gaming	86 263	79 877	75 078	84 945	86 281	9 564 928	9 076 889	8 531 595	9 652 864	9 804 665
Gaming machines ²	23 265 263	19 394 837	20 347 579	20 510 135	19 768 938	93 178 712	80 586 175	79 140 442	79 770 682	76 869 111
Keno gaming	197 029	168 703	177 001	186 398	184 067	3 396 267	2 869 103	2 918 223	3 170 037	3 130 386
Casino unclaimed prizes ³	5 424	1 897	4 221	6 087	5 517	n/a	n/a	n/a	n/a	n/a
Total casinos	23 553 979	19 645 313	20 603 879	20 787 565	20 044 803	106 139 907	92 532 166	90 590 260	92 593 583	89 804 162
HOTELS AND CLUBS										
Gaming machines	28 774 429	28 902 794	28 739 564	29 466 922	29 566 357	115 064 108	113 336 939	111 049 318	113 859 824	114 244 039
Keno gaming	1 623 908	1 546 235	1 734 976	1 776 183	1 948 552	27 654 365	26 296 522	29 506 393	30 207 198	33 336 414
Keno unclaimed prizes	283 505	315 017	300 537	268 944	300 868	n/a	n/a	n/a	n/a	n/a
Total hotels and clubs	30 681 841	30 764 046	30 775 076	31 512 049	31 815 777	142 718 472	139 633 461	140 555 711	144 067 021	147 580 453
INTERNET GAMING AND WAGERING										
Betting exchange tax	2 198 492	2 537 570	2 661 203	2 860 495	2 944 504	n/a	n/a	n/a	n/a	n/a
Total internet gaming and wagering	2 198 492	2 537 570	2 661 203	2 860 495	2 944 504					
LOTTERIES										
Lotteries	27 209 064	29 281 901	28 333 291	28 208 656	30 246 276	36 174 254	43 969 115	37 364 634	37 431 823	40 251 035
Soccer Pools	57 504	79 273	65 357	55 508	46 738	99 972	137 818	113 624	96 502	81 255
Total lotteries	27 266 568	29 361 173	28 398 648	28 264 164	30 293 014	36 274 226	44 106 933	37 478 258	37 528 325	40 332 290
TOTAL TAXATION / EXPENDITURE	83 700 881	82 308 102	82 438 806	83 424 273	85 098 097	285 132 605	276 272 561	268 624 229	274 188 929	277 716 905
LICENCE FEES AND PENALTIES⁴										
Casino licence fees	3 372 000	3 444 000	3 477 600	3 573 600	3 604 800					
Casino penalties	260	2 600	31 850	30 000	67 550					
Hotel and club fees	304 608	302 935	312 860	301 571	318 410					
Hotel and club penalties ⁵	6 110	5 980	10 790	5 622	6 240					
Minor gaming fees	17 746	39 924	19 709	39 772	20 630					
Internet gaming and wagering fees ⁶	127 760	514 200	438 000	584 143	182 458					
Annual totalizator wagering levy	6 580 000	6 768 000	6 862 000	6 956 000	7 097 000					
Totalizator / internet gaming and wagering penalties	89 050	650	0	1 300	4 620					
Total licence fees and penalties	10 497 534	11 078 289	11 152 809	11 492 008	11 301 708					
TOTAL	94 198 415	93 386 391	93 591 615	94 916 282	96 399 806	285 132 605	276 272 561	268 624 229	274 188 929	277 716 905

Notes 2015-16:

1. All figures are reported in nominal terms, may be subject to rounding and are on a cash basis.

2. The figures reported for casino gaming machines includes gaming conducted on the Spirit of Tasmania vessels.

3. Casino unclaimed prizes includes gaming machine unclaimed prizes.

4. Penalties are imposed by the Commission under the Gaming Control Act on licence holders as a consequence of breaching licence conditions. Penalties may not always be paid in the year they are imposed.

5. Includes special employee and technician penalties.

6. Betfair Pty Ltd pre-paid its annual licence fee in 2010-11, which accounts for the lower level of receipts in 2011-12. Betfair paid a pro-rata license fee from February to June 2016, which accounts for the lower level of receipts in 2015-16.

Table 3: Hotel and club gaming machine player expenditure by municipality 2014-15 and 2015-16¹

Municipality	2014-15 \$	2015-16 \$
Burnie	7 372 179	7 309 592
Central Coast	6 973 091	7 106 034
Clarence	9 189 302	9 162 541
Devonport	12 097 366	11 139 448
Dorset	1 365 410	1 459 409
George Town ³	1 836 929	
Glenorchy	20 113 917	21 382 349
Hobart ²	5 970 544	5 861 119
Kingborough	1 801 364	1 598 065
Launceston ²	17 529 006	17 222 054
Northern Midlands	1 456 469	1 355 118
Sorell	2 773 891	3 040 289
Waratah-Wynyard	5 437 605	5 678 677
West Coast	1 834 164	1 954 926
West Tamar	2 293 011	2 215 140
Combined municipalities ³	16 411 266	17 511 494
Total	114 455 513	113 996 255

Notes:

1. Player expenditure figures have been reported on an accrual basis. This is the basis for the difference in data between Table 3 and Table 2.
2. Figures for Hobart and Meander Valley (consolidated into the combined municipalities) exclude gaming machines operating at Wrest Point and Country Club casinos.
3. Municipalities with fewer than three premises in the reporting period have been combined to protect information of a sensitive commercial nature owing to the small number of venues in these municipalities: Break O'Day, Brighton, Circular Head, Derwent Valley, George Town (2015-16 only) Huon Valley, Kentish, King Island, Latrobe, Meander Valley, Southern Midlands and Glamorgan-Spring Bay.

Table 4: Summary of Community Support Levy trust account 2015-16

	DHHS	DHHS	SRT	
	50 per cent of Levy to: Support services, research, community education, other health services	25 per cent of Levy to: Charitable organisations	25 per cent of Levy to: Sporting organisations	TOTAL
	\$	\$	\$	\$
Opening trust account balance	85 656	26 475	26 475	135 606
Add CSL receipts 2015-16	2 299 927	1 149 963	1 149 963	4 599 853
Total	2 382 583	1 176 438	1 176 438	4 735 459
Less CSL funds disbursed to DHHS and SRT in 2015-16	1 925 583	1 176 438	1 176 438	4 278 459
Less funds disbursed to the Department of Treasury and Finance in 2015-16 for the following purposes:				
Social and Economic Impact Study	93 941			93 941
Tasmanian Gambling Exclusion Scheme	47 899			47 899
Balance of CSL funds in trust account as at 30 June 2016	315 159	0	0	315 159

Table 5: Summary of Community Support Levy expenditure 2015-16

	DHHS	DHHS	SRT	TOTAL
	50 per cent of Levy to: Support services, research, community education, other health services	25 per cent of Levy to: Charitable organisations	25 per cent of Levy to: Sporting organisations	
	\$	\$	\$	\$
CSL monies held from 2014-15 allocation for future expenditure	107 844	1 784	420 186	529 184
2015-16 CSL funds received ¹	1 925 583	1 176 438	1 177 753 ¹	4 279 744
Total CSL funds available 2015-16	2 033 427	1 178 222	1 597 939	4 808 958
Less funds allocated for:				
Administration costs	294 507			294 507
Gambling support services	656 077			656 077
Gambling community education	290 545			290 545
Gambling research	192			192
Neighbourhood House Program	588 396	911 604		1 500 000
Charitable Organisations Grant Program		283 950		283 950
Sport and recreation charitable grants			1 420 184	1 420 184
Total CSL expenditure 2015-16	1 829 717	1 195 554	1 420 184	4 445 455
Monies held by DHHS and CSRT from 2015-16 allocation for future expenditure	203 710	(17 332)²	177 755	364 133

Notes:

1. Includes returned grant amount of \$1 315.
2. Overspend resulted from the partial reallocation of returned grant (\$70 000) with funding not returned to DHHS until after the end of the financial year.

Table 6: Hotel and club gaming machine numbers at 30 June 2015 and 30 June 2016

	Hotels		Clubs		Total	
	No of venues	No of machines	No of venues	No of machines	No of venues	No of machines
30 June 2015	86	2 183	7	127	93	2 310
30 June 2016	90	2 248	7	127	97	2 375

Table 7: Special employee and technician licences issued or renewed 2015-16

During 2015-16, 727 special employee licences and 54 technician licences were issued (including renewal applications). As a consequence of incomplete applications, the Commission refused to consider 14 applications.

The total number of licensed special employees decreased from 3 321 in 2014-15 to 3 241 in 2015-16.

The total number of licensed technicians increased from 322 in 2014-15 to 332 in 2015-16.

	Special employees				Technicians
	Casino	Licensed premises gaming operative ¹	Gaming operator	Tasmanian gaming licence operatives ²	
Licences issued for period 2015-16 ³	85	600	8	34	54
Applications refused for period 2015-16	0	14	0	0	0
Licences issued as at 30 June 2016	477	2 588	31	145	332

Notes:

1. Licensed premises gaming operative includes hotel and club employees.
2. Tasmanian gaming licence operatives includes betting exchange and totalizator employees.
3. Licences issued include all new licences issued, renewed licences as well as existing licences that have been upgraded to a new category of licence.

Table 8: Minor gaming permits 2015-16

As at 30 June 2016 there were 352 minor gaming permits (inclusive of both one and two year permits). The table below lists the approvals for authorised games during 2015-16.

Game	Authorised Game Approvals
Raffles	38
Bingo	39
Lucky Envelopes	100
Calcutta Sweepstakes	13
Multi Draw Bingo	1

Further information on minor gaming, including permit applications, is available at www.gaming.tas.gov.au (under “Applying for a Gaming Licence, Permit or Gaming Equipment Roll listing”).

Table 9: Complaints received and investigated by the Commission 2015-16

Licence type	Table games	Keno	Gaming machines	Exclusion	Wagering	Other (general)	Minor gaming	Total
Casino	4	3	5	0	0	4	0	16
Hotel/clubs	N/A	7	11	2	0	6	2	28
Gaming operator	N/A	1	2	N/A	N/A	3	N/A	6
Tasmanian gaming licence	N/A	N/A	N/A	1	10	2	N/A	13

N/A: Gaming activity not applicable to licence type

Table 10: Disciplinary action against casino operators 2015-16

Licence Holder	Venue	Section of Act	Breach	Outcome
Australian National Hotels Pty Ltd	Wrest Point Hotel Casino	98	Incorrect button panel for gaming machines	Fined \$17 500
Australian National Hotels Pty Ltd	Wrest Point Hotel Casino	98	Incorrect button panel for gaming machines	Fined \$23 100
Australian National Hotels Pty Ltd	Wrest Point Hotel Casino	98	Incorrect button panel for gaming machines	Fined \$26 950
Australian National Hotels Pty Ltd	Wrest Point Hotel Casino	98	Incorrect button panel for gaming machines	Letter of censure

Table 11: Disciplinary action against manufacturers, suppliers and testers of gaming equipment 2015-16

Licence holder	Section of Act	Breach	Outcome
SG Gaming ANZ Pty Ltd	112S(1A)(a)	Supply of unsatisfactory gaming equipment	Letter of censure

Table 12: Disciplinary action against gaming operator 2015-16

Licence holder	Section of Act	Breach	Outcome
Australian National Hotels Pty Ltd (Network Gaming)	80(2C)	Non-approved line configuration for gaming machine	Letter of censure

Table 13: Disciplinary action against Tasmanian gaming licence holders 2015-16

Licence holder	Section of Act	Breach	Outcome
Betfair Pty Ltd	76ZX	Conduct gaming activity using non-approved equipment	Fined \$4 620



Table 14: Disciplinary action against gaming premises 2015-16

Licence Holder	Venue	Section of Act	Breach	Outcome
Milgab Pty Ltd atf The Barnard Family Trust	Gray's Hotel	112S(1)(f)	Failure to discharge a financial obligation	Fined \$700
Factory 123 Pty Ltd	Plough Inn Bar Bistro Deck	50(2) (1)	Allow staff to perform the duties of a special employee when not licensed to do so	Fined \$1 540
Factory 123 Pty Ltd	Plough Inn Bar Bistro Deck	92	Commission Rule 9.1 Allow cash payment in excess of \$1 000	Fined \$616
Factory 123 Pty Ltd	Plough Inn Bar Bistro Deck	92	Commission Rule 6.1 Permit gaming machine clearance while gaming in progress	Fined \$616
Brett James Doyle	Talbot Tavern	92	Commission Rule 14.1 Surveillance system not operating	Fined \$1 232
Grassroots Café Pty Ltd	Crown Inn	50(2)	Allow staff to perform the duties of a special employee when not licensed to do so	Fined \$1 232
Direction Industries Pty Ltd	Signal Station Tavern	92	Commission Rule 14.1 Surveillance system not operating	Fined \$1 232
JC & MR Dunk No 2 Pty Ltd	Westbury Hotel	50(2)	Allow staff to perform the duties of a special employee when not licensed to do so	Fined \$1 232



Table 15: Disciplinary action against special employees 2015-16

Licence Holder	Section of Act	Breach	Outcome
Fiona Marie Meyerman	112S(1)(g)	Made an assignment of remuneration for the benefit of creditors	Licence suspended
Natalee Vicki McLeod	112S(1)(g)	Became bankrupt	Licence suspended
Jason Michael Dempsey	112S(1)(a)	Convicted with an offence involving dishonesty	Licence conditions imposed
Nadine Myra Calder	112U(1)(b)	Charged with an offence involving dishonesty	Licence suspended
Matthew James Reid	76ZZC	Betting with employer while on duty	Fined \$308

In addition, 117 special employee licences were suspended during 2015-16 for non-attendance at an approved Responsible Conduct of Gambling course in accordance with a condition of their licences (in breach of section 56(1) of the Act).

LIQUOR LICENSING INFORMATION 2015-16

Liquor licensing decisions appealable in 2015-16

During 2015-16 the Commissioner for Licensing made in the order of 2 000 decisions that could be appealed to the Commission. Of these, one decision was appealed to the Commission by the applicant. The Commission upheld the Commissioner's decision, which was made on the grounds of qualification to hold a liquor licence.



GLOSSARY

Betting exchange

A betting exchange means a facility that enables persons to:

- (a) place or accept, through the betting exchange operator, wagers with other persons; or
- (b) place with the betting exchange operator wagers that, on acceptance, are matched with opposing wagers placed with and accepted by the operator (so as to offset all risk to the operator).

Casino gaming

Includes wagers on table games, gaming machines and keno at a casino. Casino games have set rules and fixed odds, designed to return a percentage from each wager to the casino operator.

Electronic gaming machine (EGM)

A device where a player may place a wager on a game of pure chance or a game of both chance and an application of skill, but not pure skill or manual dexterity with potential to win a prize either in cash or in kind. In most jurisdictions, including Tasmania, operators must return at least 85 per cent of wagers to players as winnings, either by cash or a mixture of cash and product. Gaming machines have the capacity to be linked in order to offer major jackpots.

Gamblers Help

A group of gambling support service providers, contracted by the Department of Health and Human Services and funded through the Community Support Levy, offering counselling services and support to anyone affected by gambling. The Gamblers Help services are currently offered through a partnership between Relationships Australia and Anglicare Tasmania.

Gambling

The lawful placement of a wager or bet on the outcome of a game of chance or future uncertain event (for example, horse race or sports event).

Gaming

Gaming is all legal forms of gambling on games of chance or part games of chance, such as lotteries, poker, gaming machines, keno, casino gaming, football pools, minor gaming and some forms of interactive gaming.

Interactive gambling

Interactive gambling is defined as the act of gambling or wagering via a telecommunications device (such as the internet or telephone) in a contingency relating to a sports event, race wagering event (horse or greyhound racing), simulated game, major lottery, pools, brokered wagering (betting exchange) or totalizator wagering.

Keno

A game where a player wagers that their chosen numbers match any of the 20 numbers randomly selected from a group of 80 numbers via a computer system. Keno is linked to all licensed gaming venues in Tasmania enabling the operator to offer large jackpot prizes. Keno has a fixed pay-scale such that the payout for each wager is established by rules, and is independent of the total wagers made on the game.

Lotteries

A lottery is a scheme or device for the distribution of a prize, where the distribution of the prize involves an element of chance for which payment or consideration is given (that is, the sale of a ticket). Lottery products include things such as lotto, pools and instant lotteries and these products are sold by lottery operators at various outlets around Australia such as newsagents.

Minor gaming

The collective name given to raffles, bingo, lucky envelopes and calcutta sweepstakes. The proceeds must be used for a not-for-profit organisation or for charitable reasons and not for the private gain or benefit of any person, except by way of charity.

Player expenditure

The amount of money that players have lost gambling during a given period. It is calculated as the total amount gambled (turnover) less the amount won by players.

Racing

Is the legal conduct of thoroughbred, harness or greyhound racing.

Soccer Pools

Soccer Pools is a numbers game of chance where the winning numbers are based on the results of the United Kingdom or Australian soccer matches.

Special employee

A special employee is the holder of a licence under the *Gaming Control Act 1993* who may be employed by a hotel or club, casino, betting exchange operator or totalizator operator to undertake prescribed duties in relation to gaming or wagering operations.

Technician

A technician is the holder of a licence under the *Gaming Control Act 1993* who may install, repair or maintain gaming equipment in Tasmania, including gaming machines, security systems and gaming and wagering equipment.

Totalizator wagering

A form of wagering that allows bets on runners in a race or an event, with all the bets from that bet type going into a pool. At the end of the race or event, the totalizator operator deducts a commission from the pool and the rest is distributed to all persons with winning bets.

Wagering

Wagering is all legal forms of gambling on racing and sporting events.





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