
**Gambling Codes of Practice
(Premium Gaming) Variation
Notice 2015**

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SOUTH AUSTRALIA

GR Notice No. 8 of 2015
**Gambling Codes of Practice (Premium Gaming)
Variation Notice 2015**

[7 May 2015]

By this notice, the Independent Gambling Authority varies prescribed advertising and responsible gambling codes of practice, as follows:

1 Citation, commencement, authorising provisions, etc

- (1) This notice may be cited as the Gambling Codes of Practice (Premium Gaming) Variation Notice 2015.
- (2) This notice comes into operation on the day following its publication in the Government Gazette.
- (3) This notice is authorised by section 41A of the *Casino Act 1997*, in particular section 41A(9).

2 Purpose

This notice varies the Gambling Codes of Practice Notice 2013¹ to allow the service of liquor at automatic devices in premium gaming areas of the Adelaide Casino.

3 Variation of clause 51A(2)—Alcohol and gambling

In clause 51A(2) of the Gambling Codes of Practice Notice 2013, for “an automated table game (unless the automated table game is conducted by a dealer)”, **substitute—**

“ automated table game equipment, unless—

- (a) the machine or equipment is in a premium gaming area²; or

¹ GR Notice No. 8 of 2013, *South Australian Government Gazette*, 18 December 2013 (No. 81 of 2013), pages 4798–4844, varied by—the Gambling Codes of Practice (In-Venue Messaging) Variation Notice 2014, GR Notice No. 1 of 2014, *South Australian Government Gazette*, 20 February 2014 (No. 14 of 2014), pages 1014–1024; and by the Gambling Codes of Practice (General) Variation Notice 2015, GR Notice No 6 of 2015, *South Australian Government Gazette*, 26 March 2015 (No. 19 of 2015), pages 1266–1271.

² For the definition of “premium gaming area” see section 3 of the *Casino Act 1997*.

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(b) the automated table game is conducted by a dealer.”.

NOTE

1. The commencement proposed by clause 1(2) was certified by the Minister for Business Services and Consumers under section 10AA of the *Subordinate Legislation Act 1978* on 1 May 2015.

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NOTES ON CLAUSES

This notice varies the Gambling Codes of Practice Notice 2013 in respect only of the responsible gambling code of practice applying to the licensee of the Adelaide Casino.

Clause 1 sets out the title of the notice and the commencement dates of its provisions.

Sub-clause (1) provides for the citation.

Sub-clause (2) provides for commencement on the date following publication of the notice in the Government Gazette, on the basis that the variation effected by the notice lifts rather than imposes a regulatory obligation.

Sub-clause (3) recites the authorising provision.

Clause 2 sets out the purpose of the variation notice as being to allow the licensee to serve liquor to patrons throughout premium gaming areas, whether seated or standing at a gaming machine or an automated table game or otherwise.

The Authority has determined to make this variation to the code following an approach to vary the approved licensing agreement for the Adelaide Casino to override the operation of clause 51A(2) of the Gambling Codes of Practice Notice 2013 in premium gaming areas.

The Authority accepted an argument that the premium gaming areas of the Adelaide Casino are in competition with casinos elsewhere in Australia where patrons are served liquor at gaming machines and that the licensee of the Adelaide Casino should be able to do the same. In determining to do so, the Authority noted that many patrons of premium gaming areas are interstate or international guests and that the others are local premium players who have satisfied a monetary and verbal test for admission to the premium gaming area.

As the principal policy behind clause 51A(2) is the provision of a break in play for the protection of problem gamblers, the Authority took into account the existing enhanced host responsibility monitoring of players in those areas. The Authority also noted that the licensee remains subject to responsible service of alcohol obligations under the liquor licensing regime.

Clause 3 implements the decision by rewording clause 51A(2) as a prohibition subject to two exceptions. The exception in paragraph (a) relates to the location of a

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gaming machine or automated table game in a premium gaming area (as gazetted for the purposes of the *Casino Act 1997*). The exception in paragraph (b) continues the existing exception for dealer-operated automated table games. (Dealers have training in identifying the indicators of problem gambling and, historically, the Authority has accepted that the presence of a dealer is a mitigating factor for problem gambling.)