

NORTHERN TERRITORY OF AUSTRALIA

GAMING MACHINE AMENDMENT (LEVIES) REGULATIONS 2014

Subordinate Legislation No. 44 of 2014

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Subordinate Legislation No. 44 of 2014*

Gaming Machine Amendment (Levies) Regulations 2014

I, John Laurence Hardy, Administrator of the Northern Territory of Australia, acting with the advice of the Executive Council, make the following regulations under the *Gaming Machine Act*.

Dated 17 December 2014

J. L. HARDY
Administrator

By His Honour's Command

P. D. STYLES
Minister for Racing Gaming and Licensing

* Notified in the *Northern Territory Government Gazette* on 24 December 2014.

1 Citation

These Regulations may be cited as the *Gaming Machine Amendment (Levies) Regulations 2014*.

2 Commencement

These Regulations commence on the commencement of the *Licensing (Repeals and Consequential Amendments) Act 2014*.

3 Regulations amended

These Regulations amend the *Gaming Machine Regulations*.

4 Regulation 31A inserted

Before regulation 32, in Part 7

insert

31A Levies

For sections 24(3)(q)(ii) and 41(2)(f)(ii) of the Act, the levy for each gaming machine is:

- (a) if the premises to which the application relates are Category 1 licensed premises – 45 045 revenue units; and
- (b) if the premises to which the application relates are Category 2 licensed premises – 9 010 revenue units.

5 Regulation 38 amended

Regulation 38(1), after "Regulations"

insert

(other than a refund under regulation 38A)

6 Regulation 38A inserted

After regulation 38, in Part 7

insert

38A Refunds of levies following determination of application

- (1) This regulation applies if:
 - (a) an application made under section 24 or 41 of the Act is refused; or

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- (b) an application for a gaming machine licence made under section 24 of the Act is granted but the number of gaming machines authorised for use under the licence is to be less than the number requested in the application; or
 - (c) an application made under section 41 of the Act to increase the number of gaming machines authorised for use under a gaming machine licence is granted, but the increased number of gaming machines is less than the number requested in the application.
- (2) Within 7 days of a final decision on an application, the Director-General must refund:
- (a) if the final decision is a refusal of the application – all levies paid under section 24 or 41 of the Act in relation to the application; or
 - (b) if the final decision is a grant of the application – the levy paid under section 24 or 41 of the Act for each gaming machine, or additional gaming machine, for which the authorisation for use under the licence was requested in the application but that was not authorised for use.
- (3) A decision becomes final:
- (a) if the applicant commences a review, or an appeal from a review, of a decision – on the day on which the review or appeal has been decided; or
 - (b) otherwise – when the applicant no longer has a right to apply for a review or appeal of the decision.

7 Expiry of Regulations

These Regulations expire on the day after they commence.