

# NORTHERN TERRITORY OF AUSTRALIA

## TOBACCO CONTROL AMENDMENT REGULATIONS 2009

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### Subordinate Legislation No. 40 of 2009

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<b>Schedule</b>	<b>Further amendments of Tobacco Control Regulations</b>
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**Subordinate Legislation No. 40 of 2009\***

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## ***Tobacco Control Amendment Regulations 2009***

I, Thomas Ian Pauling, Administrator of the Northern Territory of Australia, acting with the advice of the Executive Council, make the following regulations under the *Tobacco Control Act*.

Dated 11 December 2009.

T. I. Pauling  
Administrator

By His Honour's Command

K. Vatskalis  
Minister for Health

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\* Notified in the *Northern Territory Government Gazette* on 14 December 2009.

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**1 Citation**

These Regulations may be cited as the *Tobacco Control Amendment Regulations 2009*.

**2 Commencement**

- (1) Regulation 6 commences on 2 January 2010.
- (2) The remaining provisions of these Regulations commence on the day on which these Regulations are notified in the *Gazette*.

**3 Regulations amended**

These Regulations amend the *Tobacco Control Regulations*.

**4 Amendment of regulation 3 (Definitions)**

- (1) Regulation 3

*omit*

Regulations, unless the contrary intention appears –

*substitute*

Regulations:

- (2) Regulation 3

*insert (in alphabetical order)*

***casino licence***, see section 3 of the *Gaming Control Act*.

***casino licensee*** means a licensee under a casino licence.

***declared high roller room*** means an area declared to be a high roller room under regulation 8A.

**5 New regulations 8 and 8A**

After regulation 7, in Part 2, Division 2

*insert*

**8 Casino high roller room may be designated as exempt area**

For section 11(1) of the Act, a casino licensee for a casino may, by notice given to the Director, designate a declared high roller room in the casino to be an exempt area.

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**8A Minister may declare high roller room within casino**

The Minister responsible for administering the *Gaming Control Act* may, by *Gazette* notice, declare an area in a casino to be a high roller room if the casino licensee applies for the declaration and the Minister is satisfied about the following:

- (a) the area described in the application is a separate room in the casino in which gaming is conducted only on gaming tables and involves minimum and maximum bets that are generally substantially higher than elsewhere in the casino;
- (b) the room is used substantially for gaming by local, interstate or international visitors to the casino who are individual casino patrons specifically invited to the room (rather than because of a club membership or reward scheme) and a register of patron numbers and place of residence is kept and reported to the Director;
- (c) the room is adequately ventilated using an air-conditioning system that is separate from the air-conditioning system or systems used for the remainder of the casino.

**6 Repeal of regulation 9**

Regulation 9

*repeal*

**7 New Parts 8 and 9**

After regulation 33

*insert*

**Part 8 Miscellaneous matters**

**34 Guidelines**

- (1) The Chief Health Officer may make guidelines to help persons understand their obligations under the Act and these Regulations.
- (2) The Chief Health Officer must give notice about the making of the guidelines by *Gazette* notice, including information about where the guidelines may be obtained.

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**Part 9**                      **Transitional matters for Tobacco Control  
Amendment Regulations 2009**

**35**                      **Application on repeal of previous regulation 9**

(1) If, on 1 January 2010, previous regulation 9 applied to liquor licensed premises and those premises were open for trade and continued to trade after midnight on that day, previous regulation 9 continues to apply to those premises on 2 January 2010 despite its repeal.

(2) In this regulation:

***previous regulation 9*** means regulation 9 as in force on 1 January 2010.

**8**                      **Further amendments**

The Schedule has effect.

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**Schedule          Further amendments of Tobacco Control Regulations**

regulation 8

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Provision	Amendment	
	<i>omit</i>	<i>substitute</i>
regulations 16, 17, 18, 19(1) and (4), 20(1), 21(1) to (5), 21A(1), 22, 23, 24(1), 25(1) and 26	For the purposes of	For
regulation 32(a)	;	; or
regulation 33(a)	;	; and

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