

NORTHERN TERRITORY OF AUSTRALIA

TOBACCO CONTROL AMENDMENT REGULATIONS 2009

Subordinate Legislation No. 40 of 2009

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**Schedule Further amendments of Tobacco Control
Regulations**



NORTHERN TERRITORY OF AUSTRALIA

Subordinate Legislation No. 40 of 2009*

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

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

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.

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.

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.

Schedule Further amendments of Tobacco Control Regulations

regulation 8

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
