



Queensland

Charitable and Non-Profit Gaming (Two-up) Amendment Act 2012

Act No. 2 of 2012



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Charitable and Non-Profit Gaming (Two-up) Amendment Act 2012

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**An Act to amend the Charitable and Non-Profit Gaming Act 1999 and the
Liquor Act 1992 for particular purposes**

[Assented to 17 February 2012]

[s 1]

The Parliament of Queensland enacts—

Part 1 Preliminary

1 Short title

This Act may be cited as the *Charitable and Non-Profit Gaming (Two-up) Amendment Act 2012*.

Part 2 Amendment of Charitable and Non-Profit Gaming Act 1999

2 Act amended

This part amends the *Charitable and Non-Profit Gaming Act 1999*.

2A Amendment of s 6 (Meaning of *art union*)

Section 6, ‘envelopes and a promotional game’—
omit, insert—
‘envelopes, a promotional game and two-up’.

2B Amendment of s 11 (Meaning of *game*)

Section 11(1), examples—
insert—
‘6 two-up’.

3 Insertion of new pt 8A

After part 8—

insert—

‘Part 8A Two-up on designated day

‘178 Meaning of *two-up*

‘(1) *Two-up* means two-up conducted in a ring controlled by a ringkeeper in which—

- (a) a spinner standing within the ring uses a kip to toss two or three coins in the air; and
- (b) players wager on the outcome of the coin toss before the spinner tosses the coins.

‘(2) In this section—

kip means a wooden bat, or similar instrument, from which the coins are thrown.

ring means the area inside boundaries drawn or identified by the ringkeeper.

ringkeeper means the person who controls the spinner and administers the rules.

spinner means a player who has elected to toss the coins and has entered the centre of the ring.

‘179 Lawful two-up

‘(1) Two-up that complies with this section is lawful.

‘(2) For subsection (1), two-up complies with this section if it complies with the following—

- (a) it is conducted by—
 - (i) an RSL or Services Club on premises for which the RSL or Services Club is the licensee under the *Liquor Act 1992*; or

[s 3]

- (ii) a person approved in writing by an RSL sub-branch at a function on premises which are licensed under the *Liquor Act 1992*;
- (b) it is played on a designated day as part of the commemoration of the designated day;
- (c) it is not played by a minor;
- (d) either of the following makes the rules readily available for players to read before playing—
 - (i) the RSL or Services Club mentioned in paragraph (a)(i);
 - (ii) the person approved in writing under paragraph (a)(ii);
- (e) if it is played with rules in addition to those mentioned in the definition in section 178(1)—those rules are in the spirit of the traditional rules of two-up;
- (f) the RSL or Services Club mentioned in paragraph (a)(i) or person approved in writing under paragraph (a)(ii)—
 - (i) does not charge an entry fee for playing; or
 - (ii) charges an entry fee that is paid to the RSL or an RSL sub-branch to be used to support ex-service men and women and their families;
- (g) the proceeds derived from it, other than an amount from an entry fee mentioned in paragraph (f)(ii), are returned to the players as winnings.

‘180 Two-up not category 1, 2, 3 or 4 game

‘Two-up under section 179 is not a category 1, 2, 3 or 4 game.

‘181 Interaction with Casino Acts

- ‘(1) The State may permit or approve the conduct or playing of two-up on a designated day under this part despite the provisions of the Casino Acts which grant casinos the exclusive right to conduct or play two-up.

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- ‘(2) To remove doubt, it is declared that a provision of the Casino Acts includes a provision of an agreement made under the Casino Acts.
- ‘(3) In this section—
- Casino Acts*** means the following Acts—
- (a) *Breakwater Island Casino Agreement Act 1984*;
 - (b) *Brisbane Casino Agreement Act 1992*;
 - (c) *Cairns Casino Agreement Act 1993*;
 - (d) *Jupiters Casino Agreement Act 1983*’.

4 Amendment of sch 2 (Dictionary)

- (1) Schedule 2—
- insert—*
- ‘***designated day*** means—
- (a) 25 April; or
 - (b) another day that is—
 - (i) significant to the remembrance of the sacrifice for the nation by the men and women of its Defence Force; and
 - (ii) prescribed under a regulation.
- two-up*** see section 178.’.
- (2) Schedule 2, definition *rule*, before ‘means’—
- insert—*
- ‘, other than for part 8A.’.

