



Queensland

*Keno Act 1996*

# Keno Regulation 2007

Reprinted as in force on 1 July 2009

Reprint No. 1D

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This regulation is reprinted as at 1 July 2009. The reprint shows the law as amended by all amendments that commenced on or before that day (Reprints Act 1992 s 5(c)).

The reprint includes a reference to the law by which each amendment was made—see list of legislation and list of annotations in endnotes. Also see list of legislation for any uncommenced amendments.

This page is specific to this reprint. See previous reprints for information about earlier changes made under the Reprints Act 1992. A table of reprints is included in the endnotes.

**Also see endnotes for information about—**

- **when provisions commenced**
- **editorial changes made in earlier reprints.**

## Spelling

The spelling of certain words or phrases may be inconsistent in this reprint or with other reprints because of changes made in various editions of the Macquarie Dictionary (for example, in the dictionary, ‘lodgement’ has replaced ‘lodgment’). Variations of spelling will be updated in the next authorised reprint.

## Dates shown on reprints

**Reprints dated at last amendment** All reprints produced on or after 1 July 2002, authorised (that is, hard copy) and unauthorised (that is, electronic), are dated as at the last date of amendment. Previously reprints were dated as at the date of publication. If an authorised reprint is dated earlier than an unauthorised version published before 1 July 2002, it means the legislation was not further amended and the reprint date is the commencement of the last amendment.

If the date of an authorised reprint is the same as the date shown for an unauthorised version previously published, it merely means that the unauthorised version was published before the authorised version. Also, any revised edition of the previously published unauthorised version will have the same date as that version.

**Replacement reprint date** If the date of an authorised reprint is the same as the date shown on another authorised reprint it means that one is the replacement of the other.



## Queensland

# Keno Regulation 2007

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# Keno Regulation 2007

[as amended by all amendments that commenced on or before 1 July 2009]

## 1 Short title

This regulation may be cited as the *Keno Regulation 2007*.

## 2 Commencement

This regulation commences on 1 September 2007.

## 3 Definitions

The dictionary in schedule 4 defines particular words used in this regulation.

## 4 Persons with whom keno licensee may enter into agency agreements—Act, s 85

For section 85(1) of the Act, each of the following persons is prescribed as a person eligible to be a keno agent—

- (a) a body corporate that holds a community club licence;
- (b) the holder of a commercial hotel licence;
- (c) the holder of a prescribed liquor licence;
- (d) a casino licensee;
- (e) a casino operator;
- (f) a wagering licensee;
- (g) a subsidiary operator.

## 5 Day for giving monthly gross revenue return—Act, s 111

For section 111(2)(b) of the Act, the day prescribed is the 10th day after the end of the month to which the monthly gross revenue return relates.

**6 Percentage of keno tax for community investment fund—Act, s 113**

For section 113(3) of the Act, the percentage is 8.5%.

**7 Percentages for penalties for late payment—Act, s 114**

- (1) For section 114(2) of the Act, the percentage prescribed is 5%.
- (2) For section 114(4) of the Act, the percentage prescribed is 5%.

**8 Approved places of operation for appointed agents—Act, s 142**

- (1) This section prescribes, for section 142(2)(a) of the Act, each of the places that is an approved place for an appointed agent.
- (2) If the appointed agent is the holder of a commercial hotel licence, community club licence or prescribed liquor licence, the approved place is the part of the premises to which the licence relates where the sale and consumption of liquor is authorised under the licence.
- (3) If the appointed agent is a casino licensee or casino operator, the approved place is the casino to which the relevant casino licence relates.
- (4) If the appointed agent is a wagering licensee, the approved place is each place where a totalisator is operated by or for the licensee.

**9 Prohibited periods for keno games for keno licensees—Act, s 143**

For section 143(1) of the Act, the following periods are prescribed—

- (a) Anzac Day—between 3a.m. and 1p.m.;
- (b) Good Friday and Christmas Day—between 3a.m. and midnight.

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**10 Prohibited periods for keno games for appointed agents—Act, s 143**

- (1) This section prescribes periods for section 143(2) of the Act.
- (2) If the appointed agent is the holder of a commercial hotel licence, community club licence or prescribed liquor licence, the periods prescribed are any periods that are not periods during which the consumption of liquor on the premises to which the licence relates is authorised under the licence.
- (3) If the appointed agent is a casino licensee or casino operator, the periods prescribed are any periods that are not periods approved by the chief executive as periods during which the casino to which the relevant casino licence relates is required to be operated.
- (4) If the appointed agent is a wagering licensee, the periods prescribed are any periods that are not periods during which a totalisator may be operated by or for the licensee.

**11 Evaluation of regulated keno equipment—Act, s 145**

For section 145 of the Act, an evaluation carried out by the chief executive may include 1 or more of the following types of evaluation—

- (a) basic evaluation;
- (b) intermediate evaluation;
- (c) advanced evaluation.

**12 Requests to resolve claims for payment—Act, s 152**

- (1) This section prescribes, for section 152(6) of the Act, how the chief executive must deal with a request, made by a person (the *claimant*) under section 152(4)(a) of the Act, to resolve a claim for payment of a prize for an approved keno game.
- (2) The chief executive must ask the authorised keno operator to immediately try to resolve the claim.
- (3) Subsection (4) applies if, within 14 days of making the request under subsection (2), the chief executive is not

advised by the authorised keno operator or claimant that the claim has been resolved.

- (4) The chief executive must give written notice to the operator and the claimant inviting the operator and claimant to make a written submission to the chief executive about the claim within 1 month after receiving the notice (the *submission period*).
- (5) The chief executive may—
  - (a) cause an investigation to be made about any matter the chief executive considers is relevant to the claim; and
  - (b) request a report of the investigation to be given to the chief executive.
- (6) As soon as practicable after the end of the submission period, the chief executive must—
  - (a) consider all written submissions made in the submission period by the authorised keno operator or claimant; and
  - (b) consider the outcome of any investigation under subsection (5); and
  - (c) make a decision about the claim; and
  - (d) give the authorised keno operator and claimant a written notice stating the decision and the reasons for the decision.
- (7) However, the chief executive is not required to take or complete action under subsection (6) if the chief executive is advised of the resolution of the claim by the authorised keno operator or claimant.

### **13 Requests to review decisions about claims for payment—Act, s 152**

- (1) This section prescribes, for section 152(6) of the Act, how the chief executive must deal with a request, made by a person (the *claimant*) under section 152(4)(b) of the Act, to review a decision of an authorised keno operator (the *operator's decision*).



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- (2) The chief executive must either review or refuse to review the operator's decision.
  - (3) The chief executive may refuse to review the operator's decision only if—
    - (a) the request was not made within 10 days after the claimant received the claim result notice for the decision; or
    - (b) the chief executive considers the request was not made in good faith or is frivolous.
  - (4) If the chief executive decides to refuse to review the operator's decision, the chief executive must give—
    - (a) the authorised keno operator written notice of the chief executive's decision; and
    - (b) the claimant a written notice—
      - (i) of the chief executive's decision; and
      - (ii) stating the reasons for the chief executive's decision.
  - (5) If the chief executive decides to review the operator's decision, the chief executive must give—
    - (a) the authorised keno operator—
      - (i) a copy of the claimant's request; and
      - (ii) written notice inviting the operator to make a written submission to the chief executive about the operator's decision within 1 month after receiving the notice (the *submission period*); and
    - (b) the claimant written notice inviting the claimant to make a written submission to the chief executive about the operator's decision within 1 month after receiving the notice (also the *submission period*).
  - (6) The chief executive may—
    - (a) cause an investigation to be made about any matter the chief executive considers is relevant to the review; and

[s 14]

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- (b) request a report of the investigation to be given to the chief executive.
- (7) As soon as practicable after the end of the submission period, the chief executive must—
  - (a) consider all written submissions made in the submission period by the authorised keno operator or claimant; and
  - (b) consider the outcome of any investigation under subsection (6); and
  - (c) make a decision about the review; and
  - (d) give the authorised keno operator and claimant a written notice stating the decision and the reasons for the decision.

**14 Report about prohibition under order or direction—Act, s 154L**

- (1) An appointed agent must give the chief executive a report about the prohibition of persons from taking part in keno gaming at, or entering or remaining in, the agent's approved place of operation under a self-exclusion order or an exclusion direction
- (2) For subsection (1) the report must be given to the chief executive within 14 days after 30 June and 31 December in each year.
- (3) If a person takes part in keno gaming at, or enters or remains in, an appointed agent's approved place of operation in contravention of a self-exclusion order or an exclusion direction, the appointed agent must, within 7 days, give a report to the chief executive about the contravention.

**15 Entities to whom information may be disclosed—Act, s 240**

The entities prescribed for section 240(3)(a) of the Act are the entities stated in schedule 1.

**16 Regulated keno equipment—Act, sch 4**

For schedule 4 of the Act, definition *regulated keno equipment*, the keno equipment stated in schedule 2 is declared to be regulated keno equipment.

**17 Fees**

The fees payable under the Act are in schedule 3.

**18 Repeal**

The Keno Regulation 1997, SL No. 149 is repealed.

## **Schedule 1      Entities**

### section 15

Alberta Gaming and Liquor Commission, Canada  
Alcohol and Gaming Division Nova Scotia, Canada  
Alcohol and Gaming Commission of Ontario, Canada  
Australian Capital Territory Gambling and Racing  
Commission  
Australian Competition and Consumer Commission  
Australian Crime Commission  
Australian Customs Service  
Australian Federal Police  
Australian Securities and Investments Commission  
Australian Security Intelligence Organisation  
Australian Taxation Office  
Australian Transaction Reports and Analysis Centre  
(AUSTRAC)  
British Columbia Gaming Policy and Enforcement Branch,  
Canada  
Casino Liquor and Gaming Control Authority, New South  
Wales  
Casino Regulatory Authority of Singapore  
Centrelink  
Colorado Division of Gaming, USA  
Colorado State Patrol, USA  
Crime and Misconduct Commission, Queensland  
Department of Immigration and Citizenship  
Department of Internal Affairs, New Zealand

Department of Racing, Gaming and Liquor, Western Australia  
Department of Treasury and Finance, Revenue, Gaming and  
Licensing Division, Tasmania  
Department of Treasury and Finance, South Australia  
Gambling Commission, Great Britain  
Gambling Commission, New Zealand  
Gaming and Wagering Commission of Western Australia  
Gaming Board of the Commonwealth of the Bahamas  
Independent Gambling Authority, South Australia  
Interpol  
Lotteries Commission of South Australia  
Lotterywest, Western Australia  
Louisiana State Police, USA  
Missouri State Highway Patrol, USA  
Mpumalanga Gaming Board, South Africa  
National Indian Gaming Commission, USA  
Nevada Gaming Commission, USA  
Nevada Gaming Control Board, USA  
New Jersey Casino Control Commission, USA  
New Jersey Division of Gaming Enforcement, USA  
New South Wales Crime Commission  
New South Wales Liquor Administration Board  
New South Wales Office of Liquor, Gaming and Racing  
New South Wales Police Service  
New Zealand Police  
Northern Territory Licensing Commission  
Northern Territory Police  
Office of Fair Trading, Queensland

Office of State Revenue, Queensland  
Office of the Liquor and Gambling Commissioner, South  
Australia  
Pueblo of Isleta Gaming Regulatory Agency, USA  
Queensland Police Service  
Racing, Gaming and Licensing Division, Northern Territory  
Racing Services Tasmania  
South Australia Police  
South Dakota Commission on Gaming, USA  
Tasmanian Gaming Commission  
Tasmania Police  
The Mississippi Gaming Commission, USA  
Victorian Commission for Gambling Regulation  
Victoria Police  
Western Australia Police Service  
Western Cape Gambling and Racing Board, South Africa  
WorkCover Queensland

## **Schedule 2      Regulated keno equipment**

### section 16

keno ball drawing device

keno computer system (hardware and software)

keno draw controller

keno network controller

keno random number generator

keno result display system

keno terminal

## Schedule 3 Fees

section 17

	\$
1 Application for keno employee licence (s 49(2)(c) of the Act) . . . . .	395.00
2 Issue of replacement keno employee licence (s 59(4) of the Act) . . . . .	29.00
3 Evaluation of regulated keno equipment (s 145(3)(a) of the Act), for each hour, or part of an hour, involved in the following—	
(a) carrying out—	
(i) basic evaluation . . . . .	163.00
(ii) intermediate evaluation . . . . .	203.00
(iii) advanced evaluation . . . . .	243.00
(iv) administration for an evaluation . . . . .	123.00
(b) giving advice for an evaluation . . . . .	123.00
(c) holding meetings for an evaluation . . . . .	123.00
4 Filing a notice of appeal (s 235(2)(a) of the Act) . .	329.00



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## Schedule 4      Dictionary

### section 3

***advanced evaluation*** means an evaluation of any of the following things relating to regulated keno equipment—

- (a) communications protocols;
- (b) monitoring systems;
- (c) random number generators.

***basic evaluation*** means an evaluation of any of the following things relating to regulated keno equipment—

- (a) artwork;
- (b) cabinet design;
- (c) documentation, including for example, operational manuals.

***body corporate*** means—

- (a) a corporation as defined in the Corporations Act; or
- (b) an incorporated association as defined in the *Associations Incorporation Act 1981*; or
- (c) a body incorporated under another Act or law.

***casino licence*** see the *Casino Control Act 1982*, schedule.

***casino licensee*** see the *Casino Control Act 1982*, schedule.

***casino operator*** see the *Casino Control Act 1982*, schedule.

***commercial hotel licence*** means a commercial hotel licence under the *Liquor Act 1992*.

***community club licence*** means a community club licence under the *Liquor Act 1992*.

***intermediate evaluation*** means an evaluation of any of the following things relating to regulated keno equipment—

- (a) hardware, other than hardware subject to basic evaluation;
- (b) software, other than software subject to advanced evaluation;
- (c) the mathematical treatise of the derivation of the theoretical return to a player.

***keno ball drawing device*** means a device—

- (a) containing 80 balls numbered 1 to 80; and
- (b) designed and used to select, at random and 1 at a time, 20 balls.

***keno computer system*** means a computer system used for the conduct of keno games by a keno licensee under a keno licence.

***keno draw controller*** means a device—

- (a) electronically linked to a keno computer system; and
- (b) used to activate a keno ball drawing device or keno random number generator.

***keno network controller*** means a device that electronically links a keno computer system to keno terminals.

***keno random number generator*** means an electronic device designed and used to select, at random, 20 numbers from the numbers 1 to 80.

***keno result display system*** means a system—

- (a) connected to a keno computer system and keno terminals; and
- (b) used to display the winning numbers for a keno game.

***keno terminal*** means a device that accepts information about a person's wager for a keno game for validation by a keno computer system.

***prescribed liquor licence*** means a liquor licence mentioned in the *Gaming Machine Regulation 2002*, section 57.

***subsidiary operator*** see the *Gaming Machine Act 1991*, schedule.

*totalisator* see *Wagering Act 1998*, section 8.

*wagering licensee*, see the *Wagering Act 1998*, schedule 2.

## Endnotes

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### 2 Date to which amendments incorporated

This is the reprint date mentioned in the Reprints Act 1992, section 5(c). Accordingly, this reprint includes all amendments that commenced operation on or before 1 July 2009. Future amendments of the Keno Regulation 2007 may be made in accordance with this reprint under the Reprints Act 1992, section 49.

### 3 Key

#### Key to abbreviations in list of legislation and annotations

Key	Explanation	Key	Explanation
AIA	= Acts Interpretation Act 1954	(prev)	= previously
amd	= amended	proc	= proclamation
amdt	= amendment	prov	= provision
ch	= chapter	pt	= part
def	= definition	pubd	= published
div	= division	R[X]	= Reprint No. [X]
exp	= expires/expired	RA	= Reprints Act 1992
gaz	= gazette	reloc	= relocated
hdg	= heading	renum	= renumbered
ins	= inserted	rep	= repealed
lap	= lapsed	(retro)	= retrospectively
notfd	= notified	rv	= revised edition
num	= numbered	s	= section
o in c	= order in council	sch	= schedule
om	= omitted	sdiv	= subdivision
orig	= original	SIA	= Statutory Instruments Act 1992
p	= page	SIR	= Statutory Instruments Regulation 2002
para	= paragraph	SL	= subordinate legislation
prec	= preceding	sub	= substituted
pres	= present	unnum	= unnumbered
prev	= previous		

### 4 Table of reprints

Reprints are issued for both future and past effective dates. For the most up-to-date table of reprints, see the reprint with the latest effective date.

If a reprint number includes a letter of the alphabet, the reprint was released in unauthorised, electronic form only.

Reprint No.	Amendments included	Effective	Notes
1	none	1 September 2007	
1A	2008 SL No. 177	1 July 2008	
1B	2008 SL No. 418	1 January 2009	
1C	2009 SL No. 94	19 June 2009	
1D	2009 SL No. 84	1 July 2009	

### 5 Tables in earlier reprints

Name of table	Reprint No.
Corrected minor errors	1

## 6 List of legislation

### **Keno Regulation 2007 SL No. 211**

made by the Governor in Council on 23 August 2007

notfd gaz 24 August 2007 pp 2151–3

ss 1–2 commenced on date of notification

remaining provisions commenced 1 September 2007 (see s 2)

exp 1 September 2017 (see SIA s 54)

Note—The expiry date may have changed since this reprint was published. See the latest reprint of the SIR for any change.

amending legislation—

### **Gambling Legislation Amendment Regulation (No. 1) 2008 SL No. 177 pts 1, 6**

notfd gaz 27 June 2008 pp 1268–78

ss 1–2 commenced on date of notification

remaining provisions commenced 1 July 2008 (see s 2)

### **Liquor and Other Legislation Amendment Regulation (No. 1) 2008 SL No. 418 pts 1, 4**

notfd gaz 12 December 2008 pp 2044–53

ss 1–2 commenced on date of notification

remaining provisions commenced 1 January 2009 (see s 2)

Note—A regulatory impact statement and explanatory note were prepared

### **Gambling and Other Legislation Amendment Regulation (No. 1) 2009 SL No. 84 pts 1, 6**

notfd gaz 12 June 2009 pp 619–21

ss 1–2 commenced on date of notification

remaining provisions commenced 1 July 2009 (see s 2)

### **Liquor and Other Legislation Amendment Regulation (No. 1) 2009 SL No. 94 ss 1, 18–19**

notfd gaz 19 June 2009 pp 707–11

commenced on date of notification

Note—A regulatory impact statement and explanatory note were prepared

### **Queensland Civil and Administrative Tribunal (Jurisdiction Provisions) Amendment Act 2009 No. 24 ss 1–2, ch 5 pt 41**

date of assent 26 June 2009

ss 1–2 commenced on date of assent

remaining provisions not yet proclaimed into force (see s 2)

## 7 List of annotations

**Persons with whom keno licensee may enter into agency agreements—Act, s 85**  
s 4 amd 2008 SL No. 418 s 38

**Approved places of operation for appointed agents—Act, s 142**  
s 8 amd 2008 SL No. 418 s 39

**Prohibited periods for keno games for appointed agents—Act, s 143**  
s 10 amd 2008 SL No. 418 s 40

**SCHEDULE 1—ENTITIES**

amd 2008 SL No. 418 s 41; 2009 SL No. 94 s 19

**SCHEDULE 3—FEES**

sub 2008 SL No. 177 s 13; 2009 SL No. 84 s 13

**SCHEDULE 4—DICTIONARY**

def “**club licence**” om 2008 SL No. 418 s 42(1)

def “**commercial hotel licence**” ins 2008 SL No. 418 s 42(2)

def “**community hotel licence**” ins 2008 SL No. 418 s 42(2)

def “**general licence**” om 2008 SL No. 418 s 42(1)

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