

Charitable and Non-Profit Gaming (Designated Day) Amendment Regulation 2018

Explanatory notes for SL 2018 No. 173

Made under the

Charitable and Non-Profit Gaming Act 1999

General Outline

Short Title

Charitable and Non-Profit Gaming (Designated Day) Amendment Regulation 2018

Authorising law

Sections 179, 186 and Schedule 2 of the *Charitable and Non-Profit Gaming Act 1999*

Policy objectives and the reasons for them

The policy objective of the *Charitable and Non-Profit Gaming (Designated Day) Amendment Regulation 2018* (Amendment Regulation) is to amend the *Charitable and Non-Profit Gaming Regulation 1999* (the Regulation) to prescribe 11 November 2018 as a designated day on which two-up may be conducted and played in accordance with the *Charitable and Non-Profit Gaming Act 1999* (the Act).

The Act provides that two-up may be conducted on a designated day by a returned and services league (RSL) or Services Club on premises for which the RSL or Services Club is the licensee under the *Liquor Act 1992* (Liquor Act); or by a person approved in writing by an RSL sub-branch at a function on premises which are licensed under the Liquor Act.

The Act defines 'designated day' to mean 25 April (Anzac Day) or another day prescribed in a regulation that is significant to the remembrance of the sacrifice made by the men and women of the Australian Defence Force. Currently, no other day is prescribed as a designated day under the Regulation.

The RSL & Services Club Association Queensland (RSLSCA) and the RSL (Queensland Branch) (RSL Queensland) are seeking for 11 November 2018 to be prescribed as a designated day given that this year's Remembrance Day will mark 100 years since the armistice treaty which brought an end to the First World War. The RSLSCA has advised that a number of RSL sub-branches would like to conduct two-up after the traditional Remembrance Day Service as a way to commemorate the event.

The Amendment Regulation does not prescribe every Remembrance Day as a designated day because the RSL Queensland is of the view that Remembrance Day is traditionally a more sombre day of remembrance and it would not normally be appropriate to allow two-up to be conducted and played on that day.

Achievement of policy objectives

The Amendment Regulation achieves the policy objectives by amending the Regulation to prescribe 11 November 2018 as a designated day.

Consistency with policy objectives of authorising law

The Amendment Regulation is consistent with the policy objectives of the Act.

Inconsistency with policy objectives of other legislation

The Amendment Regulation is consistent with the policy objectives of other legislation.

Benefits and costs of implementation

There are no costs associated with the implementation of this Amendment Regulation.

Consistency with fundamental legislative principles

The Amendment Regulation is consistent with fundamental legislative principles.

Consultation

The Queensland Productivity Commission was consulted in relation to the regulatory proposal and advised that the proposal is excluded from further regulatory impact analysis as it is unlikely to result in significant adverse impacts.