

Casino Control and Other Legislation Amendment (Postponement) Regulation 2023

Explanatory notes for SL 2023 No. 144

made under the

Casino Control and Other Legislation Amendment Act 2022

General Outline

Short Title

Casino Control and Other Legislation Amendment (Postponement) Regulation 2023

Authorising law

Section 15DA(2) of the *Acts Interpretation Act 1954*

Section 2(c) of the *Casino Control and Other Legislation Amendment Act 2022*

Policy objectives and the reasons for them

The *Casino Control and Other Legislation Amendment Act 2022* (Amendment Act) was passed by the Legislative Assembly on 14 October 2022 and received Assent on 21 October 2022.

Amongst other things, the Amendment Act contains provisions that amend the *Wagering Act 1998* (Wagering Act) to authorise the exclusive sports wagering licensee under that Act to conduct betting on approved simulated events and contingencies (virtual wagering), and to provide a framework for Government consideration and approval of such contingencies, and for evaluation of associated technology. The amendments are contained at the following sections of the Amendment Act:

- sections 100 to 103
- section 105
- section 112(1) and 112(2)
- section 114
- section 116

Section 2(c) of the Amendment Act provides that these provisions are to commence on a date to be fixed by proclamation. These provisions are therefore “postponed laws” under section 15DA of the *Acts Interpretation Act 1954* (Acts Interpretation Act).

Section 15DA of the Acts Interpretation Act provides that if a postponed law has not been commenced within one year of the date on which an Act receives assent, the law will automatically commence the following day (being 22 October 2023 for the uncommenced amendments to the Wagering Act).

Section 15DA also provides that a regulation may postpone the period before the automatic commencement of a postponed law to not more than two years from the date of assent.

Accordingly, the objective of the *Casino Control and Other Legislation Amendment (Postponement) Regulation 2023* (Postponement Regulation) is to extend the period before automatic commencement of the uncommenced amendments to the Wagering Act to the end of 21 October 2024.

Postponement will allow the finalisation of implementation arrangements being negotiated between the Government and the State’s exclusive wagering licensee.

Achievement of policy objectives

To achieve the policy objectives, the Postponement Regulation will extend the period before automatic commencement of the relevant provisions of the Amendment Act to the end of 21 October 2024, with the effect that those provisions will automatically commence on 22 October 2024 unless earlier commenced by proclamation.

Consistency with policy objectives of authorising law

The Postponement Regulation is consistent with the policy objectives of the Amendment Act and the *Acts Interpretation Act 1954*.

Inconsistency with policy objectives of other legislation

The Postponement Regulation is not inconsistent with the policy objectives of other legislation.

Benefits and costs of implementation

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

Consistency with fundamental legislative principles

The Postponement Regulation is consistent with fundamental legislative principles.

Consultation

The proposal is minor and machinery in nature and does not result in a substantive change to regulatory policy or new impacts on business, government or the community. In accordance with the Office of Best Practice Regulation's *Queensland Government Better Regulation Policy*, the Department of Justice and Attorney-General therefore considers that under the Impact Analysis Statement for the proposed Postponement Regulation, no public consultation was required.