



**GAMING SUPERVISORY AUTHORITY (ADMINISTRATIVE
RESTRUCTURING) AMENDMENT ACT 1997**

No. 32 of 1997

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ANNO QUADRAGESIMO SEXTO

ELIZABETHAE II REGINAE

A.D. 1997

No. 32 of 1997

An Act to amend the Gaming Supervisory Authority Act 1995.

[Assented to 19 June 1997]

The Parliament of South Australia enacts as follows:

Short title

1. (1) This Act may be cited as the *Gaming Supervisory Authority (Administrative Restructuring) Amendment Act 1997*.

(2) The *Gaming Supervisory Authority Act 1995* is referred to in this Act as "the principal Act".

Commencement

2. This Act will come into operation on a day to be fixed by proclamation.

Amendment of s. 3—Interpretation

3. Section 3 of the principal Act is amended by striking out the definition of "the Commissioner" and substituting the following definition:

"Commissioner" means the Liquor and Gaming Commissioner;.

Amendment of s. 5—Constitution of Authority

4. Section 5 of the principal Act is amended by striking out subsection (6) and substituting the following subsection:

(6) A person appointed as the deputy of the presiding member—

- (a) must have the same qualifications for appointment as the presiding member;
and
- (b) may (but need not) be a person who is, apart from the appointment as the presiding member's deputy, a member of the Authority.

Insertion of ss. 16, 17 and 18

5. The following sections are inserted after section 15 of the principal Act:

Participation in gambling

16. A member or employee of the Authority must not engage in a gambling activity to which the Authority's statutory responsibilities extend.

Maximum penalty: \$10 000.

Confidentiality

17. (1) A member or employee (or a former member or employee) of the Authority must not disclose confidential information obtained in the course of carrying out official functions except—

- (a) as may be required for carrying out official functions; or
- (b) as required by law; or
- (c) as permitted by the person in whose favour the duty of confidentiality exists; or
- (d) to a reciprocating authority, or an officer or employee of a reciprocating authority.

Maximum penalty: \$10 000.

(2) An authority, officer or person responsible for the administration or enforcement of laws relating to the supervision or control of gambling in another jurisdiction is a reciprocating authority if—

- (a) the other jurisdiction is the Commonwealth, a State or Territory of the Commonwealth, or New Zealand; or
- (b) there is an arrangement in force between the South Australian government and the government of the relevant jurisdiction for the exchange of information relevant to the administration or enforcement of laws for the supervision or control of gambling.

(3) The *Freedom of Information Act 1991* does not apply in relation to the Authority.

Ombudsman's jurisdiction

18. The Ombudsman's jurisdiction does not extend to acts of the Authority.

Amendment of penalties

6. The principal Act is amended as follows:

- (a) section 9(1)—strike out the penalty provision and substitute—

Maximum penalty: \$10 000 or imprisonment for 6 months.;

- (b) section 14(2)—strike out the penalty provision and substitute—

Maximum penalty: \$10 000 or imprisonment for 6 months.;

(c) section 14(5)—strike out the penalty provision and substitute—

Maximum penalty: \$10 000.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

E. J. NEAL Governor