

Unvalidated References:
Gaming Machine Act 1993

This reprint of this Statutory Instrument incorporates all amendments, if any, made before 25 November 2006 and in force at 1 July 2001.

.....
Legislative Counsel
Dated 25 November 2006

INDEPENDENT STATE OF PAPUA NEW GUINEA.

No. of 1993.

Gaming Machine Regulation 1993

ARRANGEMENT OF SECTIONS.

1. Application for a permit or renewal thereof.
2. Form of permit.
3. Application for variation of a permit.
4. Application for a special permit.
5. Form of special permit.
6. Application for authority to dispose of authorized gaming machine.
7. Form of permit authorizing disposal of a gaming machine.
8. Application for an operator's licence or renewal thereof.
9. Form of operator's licence.
10. Records to be kept by holder of an operator's licence.
11. Application for gaming machine technician's licence.
12. Qualification for holding gaming machine technician's licence.
13. Form of gaming machine technician's licence.
14. Advertisement of application.
15. Information to be provided periodically by holder of an operator's licence.
16. Marking of machines, etc.
17. Authorized possession of gaming machine.
18. Warning to minors.
19. Fees.

SCHEDULE 1

SCHEDULE 2 – Fees.

Gaming Machine Regulation 1993

MADE by the Head of State, acting with, and in accordance with, the advice of the National Executive Council under the *Gaming Machine Act 1993*.

Dated 200 .

1. APPLICATION FOR A PERMIT OR RENEWAL THEREOF.

(1) An application for a permit under Section 25(1)(a) of the Act or for the renewal of a permit shall be on Form 1 of Schedule 1.

(2) An application for a permit under Section 25(1)(a) of the Act or for the renewal of a permit shall be accompanied with—

- (a) a photocopy of the current valid liquor licence in respect of the premises the subject of the application; and
- (b) a floor plan of those premises showing the area on which it is proposed to locate the gaming machines; and

(c) particulars of the financial resources of the applicant.

2. FORM OF PERMIT.

A permit or the renewal of a permit shall be on Form 2 of Schedule 1.

3. APPLICATION FOR VARIATION OF A PERMIT.

(1) An application for a variation of a permit shall be on Form 3 of Schedule 1.

(2) An application for a variation of a permit shall, in the case of a change in location or alteration of premises, be accompanied with—

(a) a photocopy of the current valid liquor licence in respect of the new location or altered premises; and

(b) a floor plan of the premises or altered premises showing the area on which it is proposed to locate the gaming machines.

4. APPLICATION FOR A SPECIAL PERMIT.

(1) An application for a special permit shall be on Form 4 of Schedule 1.

(2) An application for a special permit shall be accompanied with—

(a) the Constitution or rules of the organization in respect of which the application is made; and

(b) a floor plan of the premises in respect of which the application is made showing the area on which it is proposed to locate the gaming machines; and

(c) details of the period in respect of which the special permit is sought.

5. FORM OF SPECIAL PERMIT.

A special permit shall be on Form 5 of Schedule 1.

6. APPLICATION FOR AUTHORITY TO DISPOSE OF AUTHORIZED GAMING MACHINE.

(1) An application by a site owner under Section 25(1)(b) of the Act to dispose of an authorized gaming machine shall be on Form 6 of Schedule 1.

(2) An application for authority to dispose of an authorized gaming machine shall be accompanied with particulars of the gaming machine or machines concerned and the reasons for its or their disposal.

7. FORM OF PERMIT AUTHORIZING DISPOSAL OF A GAMING MACHINE.

A permit authorizing disposal of a gaming machine shall be on Form 7 of Schedule 1.

8. APPLICATION FOR AN OPERATOR'S LICENCE OR RENEWAL THEREOF.

(1) An application for an operator's licence or for the renewal of an operator's licence shall be on Form 8 of Schedule 1.

(2) An application for an operator's licence or for the renewal of an operator's licence shall be accompanied with—

- (a) the certificate of incorporation of the applicant corporation; and
- (b) a copy of the Memorandum and Articles of Association of the applicant corporation; and
- (c)¹ [*Repealed.*]

9. FORM OF OPERATOR'S LICENCE.

An operator's licence shall be on Form 9 of Schedule 1.

10. RECORDS TO BE KEPT BY HOLDER OF AN OPERATOR'S LICENCE.

(1) The records required by Section 42 of the Act to be kept by the holder of an operator's licence are as follows:—

- (a) a record of each gaming machine operated by the holder of the licence including—
 - (i) the location of each gaming machine; and
 - (ii) the operation of each gaming machine; and
 - (iii) where a machine is withdrawn from operation, the date of and reasons for its withdrawal;
- (b) all accounting details relating to gaming machines.

(2) The holder of an operator's licence shall also keep an original copy of the agreement relating to gaming machines entered into with the holder of a permit.

11. APPLICATION FOR GAMING MACHINE TECHNICIAN'S LICENCE.

(1) An application for a gaming machine technician's licence or for the renewal of a gaming machine technician's licence shall be on Form 10 of Schedule 1.

(2) An application for a gaming machine technician's licence or for the renewal of a gaming machine technician's licence shall be accompanied with—

- (a) particulars of the applicant's qualifications; and
- (b) a copy of any certificate held by the applicant to the effect that he has successfully completed the Grade 1 Technician's course.

¹ Section 8(2)(c) repealed by *Gaming Machine (Amendment) Regulation 1995* (No. 6 of 1995), s1.

12. QUALIFICATION FOR HOLDING GAMING MACHINE TECHNICIAN'S LICENCE.

The qualification required by an applicant for a gaming machine technician's licence is successful completion of the Grade 1 Technician's course.

13. FORM OF GAMING MACHINE TECHNICIAN'S LICENCE.

A gaming machine technician's licence shall be on Form 11 of Schedule 1.

14. ADVERTISEMENT OF APPLICATION.

(1) An advertisement under Section 53 of the Act shall be on Form 12 of Schedule 1.

(2) An advertisement under Section 53 of the Act shall contain the following particulars:-

- (a) the name and address of the applicant;
- (b) the nature of the application, whether for permit or renewal or variation, or special permit or operator's licence or renewal, or a gaming machine technician's licence or renewal thereof;
- (c) the date by which, and the place at which, any written objection to the application may be lodged;
- (d) the date on which, and the place at which, the application will be heard.

15. INFORMATION TO BE PROVIDED PERIODICALLY BY HOLDER OF AN OPERATOR'S LICENCE.

(1)² ³The prescribed period for the purposes of Section 64(1) of the Act is one month.

(2) The holder of an operator's licence shall submit a report containing particulars of-

- (a) the operation and turnover of the gaming machines in respect of which the operator's licence was issued; and
- (b) changes in the staff of the operator corporation; and
- (c) changes in the corporate structure of the operator corporation.
- (d)⁴ gaming machines brought into Papua New Guinea but not yet installed and their location; and
- (e)⁵ gaming machine employees hired since the last report, including copies of their gaming machine certificates.

² Section 15(1) amended by *Gaming Machine (Amendment) Regulation 1995* (No. 6 of 1995), s2(a).

³ Section 15(1) amended by *Gaming Machine (Amendment) Regulation 1995* (No. 6 of 1995), s2(a).

⁴ Section 15(2)(d) inserted by *Gaming Machine (Amendment) Regulation 1995* (No. 6 of 1995), s2(b).

⁵ Section 15(2)(e) inserted by *Gaming Machine (Amendment) Regulation 1995* (No. 6 of 1995), s2(b).

16. MARKING OF MACHINES, ETC.

(1) The holder of an operator's licence shall mark each gaming machine imported by him into Papua New Guinea as follows:—

- (a) he shall allocate a separate number to each gaming machine; and
- (b) he shall attach to the front of the machine a registration plate having engraved on it the number allocated under Paragraph (a); and
- (c) he shall inscribe by electric pencil on the inside of the gaming machine the number allocated under Paragraph (a); and
- (d)⁶ [*Repealed.*]

(2) The holder of an operator's licence shall, within seven days of allocating a number to a gaming machine under Subsection (1)(a), advise the Registrar of the number.

17. AUTHORIZED POSSESSION OF GAMING MACHINE.

⁷A site owner may only be in possession of an authorized gaming machine where—

- (a) the gaming machine has been imported into Papua New Guinea after the date of the coming into operation of the Act; and
- (b) the gaming machine has been marked and registered in accordance with Section 16; and
- (c) the gaming machine is the subject of an application for a permit or special permit by the site owner.

18. WARNING TO MINORS.

A notice of warning to minors in Form 13 of Schedule 1 shall be displayed on premises in respect of which a permit is in operation.

19. FEES.

Fees payable under the Act shall be as set out in Schedule 2.

⁶ Section 16(1)(d) repealed by *Gaming Machine (Amendment) Regulation 1995* (No. 6 of 1995), s3.

⁷ Section 17 amended by *Gaming Machine (Amendment) Regulation 1995* (No. 6 of 1995), s4.

SCHEDULE 1

⁸**PAPUA NEW GUINEA.**

Gaming Machine Act 1993.

Form 1 – Application for a gaming machine permit or renewal thereof.
Act, Section 25 and 31 Form 01Reg., Section 1.

⁸ Schedule 1 replaced by *Gaming Machine (Amendment) Regulation 1995* (No. 6 of 1995), s5.

To the National Gaming Control Board.

1. Applicant.

I/We _____
(full name(s) of applicant(s) or company name if body corporate)
of _____
(full address—registered office if body corporate)
telephone number: _____ fax number: _____
contact name

(PRINT name)

apply for * a Gaming Machine Permit/* renewal of Gaming Machine Permit No. _____
in respect of premises situated at _____
known as _____

2. Liquor Licence.

Type of licence currently held by applicant:—
* Hotel/* General Facility
* Unrestricted Club/* Restricted Club
* Restaurant
Licence Number: _____

OR an application has been made for a liquor licence:
* Hotel/* General Facility
* Unrestricted Club/* Restricted Club
* Restaurant

(* DELETE if inapplicable)

3. Other Liquor Licences.

Other liquor licence held/applied for in respect of the premises which are the subject of this application:

Class of Licence _____, Licence Number: _____

4. Number of Gaming Machines.

Approval is sought to possess and operate (number) _____ gaming machines which are proposed to be located in accordance with the layout on the plan lodged with this application.

5. Premises details.

Approval is sought in respect of the proposed gaming area(s) outlined in red on the plan(s) lodged with this application. The name and address of the owner of the freehold of the licensed premises is as follows:—

(Name)

(Address)

6. Opening Hours.

If the hours of operation are to differ from the approved trading hours for liquor,

please state the gaming hours sought:—

7. Gaming Machine Managers.

Approval is sought for the following persons to be gaming machine managers:—

Name	Residential Address	Date of Birth

8. Gaming Machine Employees.

Approval is sought for the following person(s) to be gaming machine employees:—

Name	Residential Address	Date of Birth

Dated the _____ day of _____ 20 ____

(Applicant/Authorized Officer)

Position Title

PAPUA NEW GUINEA.

Gaming Machine Act 1993.

Form 2 – Gaming machine permit no.

Act, Section 27

Form 02Reg., Section 2

_____ *(Name of holder of permit)*
of _____ *(address of holder of permit)*
is entitled to keep and operate _____ gaming
(number of gaming machines)
machines at the premises situated at _____
_____ *(location of premises in respect of which permit issued)*
for a period of _____ *(period of permit)*
commencing on _____
subject to the following conditions:—

CHAIRMAN
NATIONAL GAMING CONTROL BOARD

PAPUA NEW GUINEA.

Gaming Machine Act 1993.

Form 3 – Application for variation of a gaming machine permit.

Act, Section 30 Form 03Reg., Section 3

To the National Gaming Control Board.

I, Applicant

I/We

_____ *(full names of applicants or company name if body corporate)*

of _____

(full address—registered office if body corporate)

telephone number: _____ fax number: _____

contact name _____

(PRINT name)

apply for your consent to the variation of Gaming Machine Permit No. _____ in the

following respects:—

_____ *(Give details of variation sought).*

Dated the _____ day of _____ 20 _____

Applicant/Authorized Officer: _____ Position Title _____

PAPUA NEW GUINEA.

Gaming Machine Act 1993.

Form 4 – Application for a special gaming machine permit.

Act, Section 25 Form 04Reg., Section 4

To the National Gaming Control Board.

1. Applicant

I/We _____
(full name(s) of applicant)
of _____
(full address of applicant)
telephone number: _____ fax number: _____
contact name _____
(PRINT name)
apply for a Special Gaming Machine Permit in respect of premises
situated at _____
(location of premises)
for the period commencing on _____ and ending _____
(date) (date)

2. Number of gaming machines

Approval is sought to possess and operate (number) _____ gaming machines which are proposed to be located in accordance with the layout on the plan lodged with this application.

3. Premises details

Approval is sought in respect of the proposed gaming area(s) delineated in purple on the plan(s) lodged with this application. The name and address of the owner of the freehold of the licensed premises is as follows:—

(Name)

(Address)

4. Opening hours

The gaming hours sought are as follows:—

5. Gaming Machine Managers

Approval is sought for the following person(s) to be gaming machine manager(s)

Name	Address	Date of Birth

6. Gaming Machine Employees

Approval is sought for the following person(s) to be gaming machine employee(s)

Name	Address	Date of Birth

Dated the _____ day of _____ 20 _____

Officer

Organisation

PAPUA NEW GUINEA.

Gaming Machine Act 1993.

Form 5 – Special gaming machine permit no.

Act, Section 24

Form 05Reg., Section 5

_____ *(Name of person the holder of the permit)*
of _____ *(address of holder of permit)*
on behalf of _____ *(address of organization)*
is entitled to keep and operate _____ *(number)* gaming machines at
the premises situated at _____ *(location of premises in respect of which permit issued)*
for a period commencing on _____ *(period of permit)* until _____
subject to the following conditions:—

CHAIRMAN
NATIONAL GAMING CONTROL BOARD.

PAPUA NEW GUINEA.

Gaming Machine Act 1993.

***Form 6 – Application for permit to dispose of authorized gaming
machine(s).***

Act, Section 25 Form 06Reg., Section 6

To the National Gaming Control Board.

Applicant

L/We

_____ *(full name of holder of permit)*

of _____ *(full address of holder of permit)*

holder of Permit No. _____ in respect of premises at _____

_____ *(full address of premises)*

hereby apply for a permit to dispose of the following authorized gaming machine(s) for the reasons stated:—

Gaming Machine Model	Number Allocated to Machine	Reason for Disposal

Dated this _____ day of _____, 20 ____

Holder of Permit No.....

PAPUA NEW GUINEA.

Gaming Machine Act 1993.

Form 7 – Permit to dispose of gaming machines.

Act, Section 24(c) Form 07Reg., Section 7

_____ (name of holder of permit)
of _____ (address of holder of permit)

is entitled to dispose of the following gaming machine(s):—

Gaming Machine Model	Number Allocated to Machine

subject to the following conditions:—

Dated this _____ day of _____ 20 ____

CHAIRMAN,
NATIONAL GAMING CONTROL BOARD.

PAPUA NEW GUINEA.

Gaming Machine Act 1993.

Form 8 – Application for an operator’s permit or renewal thereof.

Act, Sections 35 and 40 Form 08Reg., Section 8

WE _____
(name of corporation)

of _____
(address of registered office of corporation)

telephone number: _____ fax number: _____ being a
corporation incorporated in Papua New Guinea hereby apply

- * for an operator's licence
- * for renewal of an operator's licence no. _____

to—

- * (a) import approved gaming machines;
- * (b) supply approved gaming machines;
- * (c) acquire, own and possess gaming machines;
- * (d) service, repair and maintain gaming machines;
- * (e) install and operate gaming machines in premises in respect of which
a licence or special licence is in force

[* DELETE if inapplicable]

Enclosed is a copy of:

- (a) Certificate of Incorporation of the Corporation
- (b) Memorandum and Articles of Association of the Corporation

Dated this _____ day of _____ 20 _____

Authorized Officer of Corporation

Position/Title

PAPUA NEW GUINEA.

Gaming Machine Act 1993.

Form 9 – Operator’s licence.

Act, Section 34

Form 09Reg., Section 9

(name of corporation)

(address of registered office of corporation)

is licensed to—

- * (a) import approved gaming machines;
- * (b) supply approved gaming machines;
- * (c) acquire, own and possess gaming machines;
- * (d) service, repair and maintain gaming machines;
- * (e) install and operate gaming machines in premises in respect of which a licence or special licence is in force

[* DELETE if inapplicable]

for a period of three years commencing on and from _____
(commencement date)

subject to the following conditions:—

Dated this _____ day of _____ 20 ____

CHAIRMAN
NATIONAL GAMING CONTROL BOARD.

PAPUA NEW GUINEA.

Gaming Machine Act 1993.

***Form 10 – Application for gaming machine technician’s licence or
renewal thereof.***

Act, Sections 44 and 50 Form 10Reg., Section 11

To the National Gaming Control Board

I, _____
(full name of applicant)

of _____
(full address of applicant)

telephone number: _____ fax number: _____

hereby apply * for a Gaming Machine Technician's Licence

* for renewal of Gaming Machine Technician's Licence No

[* DELETE if inapplicable]

Particulars of Qualifications are as follows:—

Particulars of relevant Experience are as follows:—

Dated this _____ day of _____ 20 _____

(Applicant's Signature)

Sch. 1

Gaming Machine Regulation 1993

PAPUA NEW GUINEA.

Gaming Machine Act 1993.

Form 11 – Gaming machine technician’s licence.

Act, Section 43 Form 11Reg., Section 13

_____ *(full name of holder)*
of _____ *(full address of holder)*
is entitled to service, repair and maintain gaming machines for a period of three years commencing on and from _____ subject to the following conditions:—

Dated this _____ day of _____ 20 _____

CHAIRMAN,
NATIONAL GAMING CONTROL BOARD.

PAPUA NEW GUINEA.

Gaming Machine Act 1993.

Form 12A – Advertiesment of application for an operator’s licence.

Act, Section 53 Form 12AReg., Section 14

NOTICE is hereby given that _____
of _____ has made application to the National Gaming
Control Board on _____ for an
Operator's Licence.

Any person wishing, in accordance with Part IV of the *Gaming Machine Act 1993*, to
object to the application should give written notice to the Registrar at P.O. Box 3378,
Botoko, on or before _____

The application will be heard at _____ on _____
at _____

Dated this _____ day of _____ 20 _____

REGISTRAR,
NATIONAL GAMING CONTROL BOARD.

PAPUA NEW GUINEA.

Gaming Machine Act 1993.

Form 12B – Advertisement of application for a permit/special permit.

Act, Section 53 Form 12BReg., Section 14

NOTICE is hereby given that _____
of _____
has made application to the National Gaming Control Board on _____
for a Permit/Special Permit _____ in respect of premises at _____
Any person wishing, in accordance with Part IV of the *Gaming Machine Act 1993*, to
object to the application should give written notice to the Registrar at P.O. Box 3378,
Botoko, on or before _____
The Application will be heard at _____ on _____
at _____
Dated this _____ day of _____ 20 _____

REGISTRAR
NATIONAL GAMING CONTROL BOARD.

PAPUA NEW GUINEA.

Gaming Machine Act 1993.

Form 12C – Advertisement of application for a gaming machine technician’s licence.

Act, Section 53 Form 12CReg., Section 14

NOTICE is hereby given that _____
of _____
has made application to the National Gaming Control Board on _____
for a Gaming Machine Technician's Licence.

Any person wishing, in accordance with Part IV of the *Gaming Machine Act 1993*, to
object to the application should give written notice to the Registrar at P.O. Box 3378,
Botoko, on or before

The Application will be heard at _____ on _____
at _____

Dated this _____ day of _____, 20 _____

REGISTRAR
NATIONAL GAMING CONTROL BOARD.

PAPUA NEW GUINEA.

Gaming Machine Act 1993.

Form 13 – Notice of warning to minors.

Act, Section 85

Form 13Reg., Section 18

IT IS AN OFFENCE FOR A PERSON
UNDER THE AGE OF 18 YEARS
TO ENTER OR REMAIN IN A
GAMING MACHINE AREA ON THESE PREMISES
OR TO OPERATE A GAMING MACHINE
ON THESE PREMISES

MAXIMUM PENALTY: K2,000

A PERSON SUSPECTED OF BEING UNDER 18 YEARS OF AGE
CAN BE REQUIRED TO PRODUCE EVIDENCE
OF HIS OR HER AGE. FAILURE TO COMPLY IS AN OFFENCE.

MAXIMUM PENALTY: K500

A PERSON UNDER THE AGE OF 18 YEARS IS NOT ENTITLED TO
KEEP ANY WINNINGS FROM PLAYING A GAMING MACHINE.

SCHEDULE 2

Fees

Matter	Fee
1. Inspection of Register of Permits and Licences	K10.00
2. Copy of an entry in Register of Permits and Licences (per copy)	K10.00
3. Inspection of Register of Gaming Machine Technician's Licences	K10.00
4. Copy of an entry in Register of Gaming Machine Technician's Licences (per copy)	K10.00
5. Application for Permit or Special Permit	K50.00
6. Permit (For EACH Gaming Machine)	K30.00
7. Application for Renewal of Permit	K50.00
8. Permit Renewal (For EACH Gaming Machine)	K30.00
9. Application for Operator's Licence	K300.00
10. Operator's Licence (per year)	K25,000.00
11. Application for renewal of Operator's Licence	K300.00
12. Operator's Licence Renewal (per year)	K25,000.00
13. Application for Gaming Machine Technician's licence	K50.00
14. Gaming Machine Technician's Licence	K30.00
15. Application for Renewal of Gaming Machine Technician's Licence	K50.00
16. Renewal of Gaming Machine Technician's Licence	K50.00
17. Application to Import Gaming Machines	K50.00

SCHEDULE 2 – ⁹FEEES.

Matter	Fee
1. Inspection of Register of Permits and Licences	K10.00
2. Copy of an entry in Register of Permits and Licenses (per copy)	K10.00
3. Inspection of Register of Gaming Machine Technician's Licences	K10.00
4. Copy of an entry in Register of Gaming Machine Technician's Licences (per copy)	K10.00
5. Application for Permit or Special Permit	K50.00
6. Permit (For EACH Gaming Machine)	K30.00
7. Application for Renewal of Permit	K50.00
8. Permit Renewal (For EACH Gaming Machine)	K30.00
9. Application for Operator's Licence	K300.00
10. Operator's Licence (per year)	K25,000.00
11. Application for renewal of Operator's Licence	K300.00
12. Operator's Licence Renewal (per year)	K25,000.00
13. Application for Gaming Machine Technician's licence	K50.00
14. Gaming Machine Technician's Licence	K30.00
15. Application for Renewal of Gaming Machine Technician's Licence	K50.00
16. Renewal of Gaming Machine Technician's Licence	K50.00
17. Application to Import Gaming Machines	K50.00

⁹ Schedule 2, Item 10 replaced by *Gaming Machine (Amendment) Regulation* 1993 (No. 18 of 1993); Schedule 2 replaced by *Gaming Machine (Amendment) Regulation* 1995 (No. 6 of 1995), s6.

Gaming Machine Regulation 1993