

Version  
as at 1 December 2023



# Gambling (Infringement Offences) Regulations 2023

(SL 2023/84)

Rt Hon Dame Helen Winkelmann, Administrator of the Government

## Order in Council

At Wellington this 15th day of May 2023

Present:

Her Excellency the Administrator of the Government in Council

These regulations are made under sections 360 and 370A of the Gambling Act 2003 on the advice and with the consent of the Executive Council.

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#### Note

The Parliamentary Counsel Office has made editorial and format changes to this version using the powers under subpart 2 of Part 3 of the Legislation Act 2019.

Note 4 at the end of this version provides a list of the amendments included in it.

**These regulations are administered by the Department of Internal Affairs.**

## Regulations

### 1 Title

These regulations are the Gambling (Infringement Offences) Regulations 2023.

### 2 Commencement

These regulations come into force on the 28th day after the date of their notification in the *Gazette*.

### 3 Offences

A person who contravenes a provision specified in the Schedule commits an infringement offence and is liable to—

- (a) the infringement fee specified for that offence in the third column of the Schedule; or
- (b) a fine imposed by a court not exceeding \$2,000.

## Schedule

### Infringement offences and fees

Regulation	General description of offence	Infringement fee (\$)
<i>Provision of Gambling (Harm Prevention and Minimisation) Regulations 2004</i>		
Regulation 5A	Failure of venue operator to ensure that gaming machines in an area permitted for class 4 gambling under a licence condition are not visible from outside the venue (except intermittently when an external door is in use)	1,000
Regulation 9	Failure of holder of class 4 licence or venue operator to comply with restrictions on jackpot advertising at class 4 venue	1,000
Regulation 10	Failure of holder of class 4 licence or venue operator to comply with restrictions on jackpot branding at class 4 venue	1,000
Regulation 11	Failure of holder of class 4 licence to provide information about problem gambling to players at class 4 venue	1,000
Regulation 13(1)	Failure of holder of class 4 licence to provide problem gambling awareness training to venue manager and venue personnel who supervise gambling— (a) before venue manager and venue personnel begin supervising gambling in the course of their duties at the venue; or (b) at least once a year	1,000
Regulation 13(3)	Failure of holder of class 4 licence to provide problem gambling awareness training that includes components required by regulation 13(3)	1,000
Regulation 14	Failure of venue manager to ensure that venue personnel undertake gambling area sweeps	1,000
Regulation 15(2)	Failure of venue manager to ensure that venue personnel have conversations with players who have exhibited 1 or more signs of harm	1,000
Regulation 16(2)	Failure of venue manager to ensure that venue personnel record required information in relation to gambling area sweeps	1,000
Regulation 16(3)	Failure of venue manager to ensure that venue personnel record required information in relation to identified signs of harm	1,000
Regulation 16(4)	Failure of venue manager to review records, or ensure other person reviews records, for at least the previous 7 days at least once each week	1,000
Regulation 16(6)	Failure of venue operator to ensure that records are kept for at least 3 years after the date on which they were recorded	1,000

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Schedule: amended, on 1 December 2023 by regulation 4 of the Gambling (Infringement Offences) Amendment Regulations 2023 (SL 2023/85).

Rachel Hayward,  
Clerk of the Executive Council.

Issued under the authority of the Legislation Act 2019.  
Date of notification in *Gazette*: 18 May 2023.

## Notes

### **1**    *General*

This is a consolidation of the Gambling (Infringement Offences) Regulations 2023 that incorporates the amendments made to the legislation so that it shows the law as at its stated date.

### **2**    *Legal status*

A consolidation is taken to correctly state, as at its stated date, the law enacted or made by the legislation consolidated and by the amendments. This presumption applies unless the contrary is shown.

Section 78 of the Legislation Act 2019 provides that this consolidation, published as an electronic version, is an official version. A printed version of legislation that is produced directly from this official electronic version is also an official version.

### **3**    *Editorial and format changes*

The Parliamentary Counsel Office makes editorial and format changes to consolidations using the powers under subpart 2 of Part 3 of the Legislation Act 2019. See also PCO editorial conventions for consolidations.

### **4**    *Amendments incorporated in this consolidation*

Gambling (Infringement Offences) Amendment Regulations 2023 (SL 2023/85)