Interactive Gambling Amendment Bill 2016

Schedule of the amendments made by the Senate

(1) Schedule 1, item 6, page 4 (lines 26 and 27), omit paragraph (e), substitute:

(e) unlicensed regulated interactive gambling services must not be advertised;
(f) a restricted wagering service must not offer credit to use the service.

(2) Schedule 1, item 7, page 5 (after line 18), after the definition of civil penalty provision, insert:

credit has the meaning given by section 11A.

(3) Schedule 1, item 12, page 6 (after line 25), after the definition of Regulatory Powers Act, insert:

restricted wagering service means a gambling service that:
(a) is provided to customers using any of the following:
   (i) an internet carriage service;
   (ii) any other listed carriage service;
   (iii) a broadcasting service;
   (iv) any other content service;
   (v) a datacasting service; and
(b) relates to the placing, making, receiving or acceptance of bets on, or on a series of, any or all of the following:
   (i) a horse race;
   (ii) a harness race;
   (iii) a greyhound race;
   (iv) a sporting event.

(4) Schedule 1, page 16 (after line 12), after item 32, insert:

32A After section 11
Insert:

11A Meaning of credit
For the purposes of this Act, credit is provided by a restricted wagering service if under a contract or other arrangement:
(a) payment of a debt owed by one person to another is deferred; or
(b) one person incurs a deferred debt to another.

(5) Schedule 1, page 31 (after line 19), after item 138, insert:

138A After Part 7A
Insert:

Part 7B—Restricted wagering services

Division 1—Simplified outline of this Part

61G Simplified outline of this Part

This Part bans a restricted wagering service from providing or offering credit. The ban aims to ensure that restricted wagering services do not engage in a predatory practice, particularly in relation to problem gamblers, and that sports betting services are provided in a responsible manner.

Restricted wagering services that contravene the restriction may commit an offence or contravene a civil penalty provision.

Division 2—Prohibition of credit betting

61GA Restricted wagering service must not offer credit

(1) A person contravenes this subsection if:
   (a) the person intentionally provides a restricted wagering service in Australia; and
   (b) the service provides, or offers to provide, credit to individuals to use the service.

Fault-based offence

(2) A person commits an offence if the person contravenes subsection (1).

Penalty: 500 penalty units.

Civil penalty provision

(3) A person is liable to a civil penalty if the person contravenes subsection (1).

Civil penalty: 500 penalty units.

Continuing offences or contraventions

(4) A person who contravenes subsection (1) is guilty of a separate offence or contravention of a civil penalty provision in respect of each day (including a day of a conviction for the offence, or the day the relevant civil penalty order is made, or any later day) during which the contravention continues.

(6) Schedule 1, item 139, page 33 (line 13), at the end of subsection 64C(1), add:

; (j) section 61GA.
(7) Schedule 1, item 139, page 34 (line 18), at the end of subsection 64D(1), add:
   ; (j) section 61GA.

RICHARD PYE
Clerk of the Senate

The Senate
21 March 2017