



Gambling (Infringement Offences) Amendment Regulations 2023

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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Regulations

1 Title

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

2 Commencement

These regulations come into force on 1 December 2023.

3 Principal regulations

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

4 Schedule amended

In the Schedule, insert in their appropriate numerical order:

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 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

Rachel Hayward,
Clerk of the Executive Council.

Explanatory note

This note is not part of the regulations, but is intended to indicate their general effect.

These regulations, which come into force on 1 December 2023, amend the Gambling (Infringement Offences) Regulations 2023 to create infringement offences under the Act relating to new obligations on holders of class 4 licences, venue operators, and venue managers under the Gambling (Harm Prevention and Minimisation) Regulations 2004, including obligations—

- relating to the frequency and content of problem gambling awareness training at class 4 venues:
- to conduct gambling area sweeps:
- to ensure that venue personnel have conversations with players who have displayed 1 or more signs of gambling harm:
- on venue operators of a class 4 venue operating under a class 4 licence that has a condition set under section 70(2)(h) of the Gambling Act 2003 that specifies the area permitted for class 4 gambling to ensure that gaming machines cannot be seen from outside the venue (except intermittently when a door is opened):
- relating to record keeping.

Regulatory impact statement

The Department of Internal Affairs produced a regulatory impact statement on 21 September 2022 to help inform the decisions taken by the Government relating to the contents of this instrument.

A copy of this regulatory impact statement can be found at—

- <https://www.treasury.govt.nz/publications/risa/regulatory-impact-statement-regulatory-amendments-reduce-pokies-harm>
- <https://treasury.govt.nz/publications/informationreleases/ris>

Issued under the authority of the Legislation Act 2019.

Date of notification in *Gazette*: 18 May 2023.

These regulations are administered by the Department of Internal Affairs.