



REPUBLIC OF NAURU

# Gaming Bill 2011

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Serial No. 11 of 2011

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A Bill for:

An Act to regulate gaming, and for related purposes

Enacted by the Parliament of Nauru as follows:

## PART 1 – PRELIMINARY MATTERS

### 1 Short title

This Act may be cited as the *Gaming Act 2011*.

### 2 Commencement

This Act commences 1 month after it receives the certificate of the Speaker under Article 47.

### 3 Definitions

In this Act:

**‘authorised officer’** means a person appointed under section 24;

**‘betting’** includes the placing or accepting of bets;

**‘exempt game’**, see section 4(1);

**‘exempt private game’**, see section 4(2);

**‘gaming licence’** means a licence granted under section 6(1);

**‘gaming machine’** means a device that is designed:

- (a) for the playing of a game of chance or of mixed chance and skill; and
- (b) for paying out money or tokens or for registering a right to an amount of money or money’s worth to be paid;

**‘information notice’**, for a decision, means a written notice to a person specifying the following:

- (a) the decision;
- (b) the reasons for the decision;
- (c) that the person may apply to the Minister for review of the decision within 28 days after receiving the notice;

**‘licence fee’**, for a gaming licence, means the prescribed fee for the licence;

**‘licensee’**, for a gaming licence, means the person who is granted the licence;

**‘lottery’** means a scheme or device, other than bingo, in which the success or otherwise of participants is governed by numbers, tickets, or tokens drawn or determined in a way that involves a degree of chance;

**‘prescribed’** means prescribed by regulation;

**‘proposed decision notice’**, for a proposed decision, means a written notice to a person specifying the following:

- (a) the proposed decision;
- (b) the reasons for the proposed decision;
- (c) that the person may make written submissions to the person giving the notice about the proposed decision within 7 days after receiving it;

**‘Secretary’** means the Head of Department;

**‘table game’** means a game, or a variation of a game, specified in Schedule 1;

**‘unlawful betting’** means betting on an unlawful game;

**‘unlawful game’** means a game:

- (a) of chance, or of mixed chance and skill, in which money or any other valuable thing is offered as a prize or is staked or risked (by a participant or someone else) on an event or contingency; and
- (b) that is not an exempt game.

#### **4 Meaning of ‘exempt game’ and ‘exempt private game’**

- (1) An **‘exempt game’** is a game that is:
  - (a) conducted in accordance with a gaming licence; or
  - (b) authorised under another written law; or
  - (c) an exempt private game; or
  - (d) a raffle or game of karti for which the total value of prizes offered is less than the amount prescribed for this paragraph.
- (2) An **‘exempt private game’** is a game that is conducted:
  - (a) otherwise than for a commercial purpose; and
  - (b) so that:
    - (i) the only way a participant in the game can make a profit or gain any other benefit as a result of the conduct of the game is by winning a bet; and
    - (ii) the rules of the game provide the same chance of winning a bet for all participants; and
  - (c) in accordance with any prescribed conditions.