

16 July 2008

Consultation on possible exemptions to the gaming machine definition in the Gambling Act 2003

A High Court decision in 2005 has left the legal status of some current casino games and categories of gambling equipment uncertain. The decision, which relates to the gaming machine definition in section 4 of the Gambling Act, also has the potential to affect the class 4 (non-casino) gaming machine sector. This is because one of the categories of gambling equipment thought to be affected (the linked progressive jackpot) is in use both in casinos and in class 4 gaming machine venues (pubs and clubs).

The attached consultation document sets out the problem as we understand it, the games and equipment that we believe to be affected, and a proposal to make regulations under the Act to resolve the situation. Two other issues that relate to the High Court decision are also examined.

Before reporting back to government, we would be interested in receiving any comments you may have on the proposals in the consultation document.

A copy of the document has also been placed on the Department's website at www.dia.govt.nz. Feel free to make additional copies for others you think may have an interest, or draw the website to their attention.

Please provide any comments in writing by 31 August 2008 to:

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