

Notification of the surrender of a gaming machine licence

Office of Liquor and Gaming Regulation (OLGR)

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| <div style="border: 1px solid black; border-radius: 15px; padding: 5px; text-align: center; font-weight: bold;">Office use only</div> <p>Org no: _____</p> <p>Lic no: _____</p> <p>Site no: _____</p> <p>Date: _____</p> | <p>Instructions</p> <p>Please complete in BLOCK letters. Attach extra pages if needed. If you need help completing this form please contact the Office of Liquor and Gaming Regulation (OLGR) on 13 13 04.</p> <p>Privacy statement – Please read</p> <p>The Department of Employment, Economic Development and Innovation (DEEDI) is collecting the information on this form to assess the notification of the surrender of your gaming machine licence. This information is authorised by s.95 of the <i>Gaming Machine Act 1991</i>. This information will only be accessed by authorised employees within the department.</p> <p>Some information may be given to the prescribed entities listed in Schedule 1 of the Gaming Machine Regulation 2002. Your information will not be disclosed to any other parties unless authorised or required by law.</p> <p>Warning</p> <p>Failure to give true and correct information or answers to questions in relation to this application may constitute an offence under s.350 of the <i>Gaming Machine Act 1991</i>.</p> <p>A person found guilty of an offence against section 350 of the <i>Gaming Machine Act 1991</i> may be liable to a penalty of 400 penalty units or two years imprisonment and the application will be refused.</p> <p>Incomplete notifications</p> <p>The surrender of a gaming machine licence cannot be effected unless this notification form is fully completed and all required documents are enclosed. All incomplete notifications will be returned to the licensee for completion.</p> <p>Lodgement</p> <p>The completed notification form and attachments should be forwarded to:</p> <p style="padding-left: 40px;">Executive Director Office of Liquor and Gaming Regulation Locked Bag 180 CITY EAST QLD 4002</p> |
| <p>The following documents form part of the notification and must accompany the notification form at lodgement</p> | |
| <p>Category one - hotels</p> | <p><input type="checkbox"/> Current gaming machine licence document. This must be the original document - a photocopy is not acceptable</p> <p><input type="checkbox"/> Form 57 - <i>disposal of gaming machines</i>. Where this notification is conditional on the sale of operating authorities this form is not required</p> |
| <p>Category two - clubs</p> | <p><input type="checkbox"/> Current gaming machine licence document. This must be the original document - a photocopy is not acceptable</p> <p><input type="checkbox"/> Certified copy of the minutes of the meeting where the decision was made to surrender the licence. The document must be certified as a true copy by the secretary or other person properly authorised on behalf of the club</p> <p><input type="checkbox"/> Form 57 - <i>disposal of gaming machines</i></p> <p><input type="checkbox"/> Optional: form 77 - <i>application for permanent transfer of gaming machine entitlements between clubs</i>. This application must accompany the surrender notification if you wish both applications to be considered concurrently</p> |
| <p>Notification details</p> | |
| <p>Section 1</p> <p>Licence details</p> <p>These details must be exactly as printed on the current gaming licence document.</p> | <p>Gaming machine licence number:</p> <hr/> <p>Licence name:</p> <hr/> <p>Premises name:</p> <hr/> |
| <p>Section 2</p> <p>Effective date</p> <p>With the exception of hotels notifying of a conditional surrender.</p> <p>(Cont'd page 2)</p> | <p>The <i>Gaming Machine Act 1991</i> provides for the surrender to take effect on the later of the following:</p> <ul style="list-style-type: none"> • the nominated day for the surrender of the licence • the day immediately after the day that is the clearance day for the surrender of the licence <p>Note 1: <i>The nominated day is the day that is three months after the notification of surrender is given unless an earlier day is requested by the licensee and approved by the chief executive.</i></p> <p>Note 2: <i>The clearance day is the day on which the chief executive becomes satisfied that the licensee has disposed of the gaming machines at the premises.</i></p> |

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| Section 2 (Cont'd) | Do you wish to nominate a day for the surrender to take effect? <input type="checkbox"/> Yes <input type="checkbox"/> No Date nominated: <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> |
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Category one - hotels only

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| Section 3 Conditional surrender | The <i>Gaming Machine Act 1991</i> (the Act) requires all operating authorities attached to the surrendered category 1 (hotel) licence to be sold at an authorised sale except where this surrender is in conjunction with an application under s.56A. The Act also provides for the surrender to be conditional upon their sale to allow you to continue to operate the gaming machines until the associated authorities are sold at tender. | |
| | Is this surrender conditional on the sale of the operating authorities? <input type="checkbox"/> Yes <input type="checkbox"/> No | |
| Section 4 Section 56A of the Act | Is this notification in conjunction with an application for the grant of a gaming machine licence for a new premises to replace this premises under s.56A? <input type="checkbox"/> Yes <input type="checkbox"/> No | |
| | If 'yes', state: | |
| | a) Number of operating authorities requested to be transferred to the replacement premises. | (a) |
| | b) Number of operating authorities (if any) to be placed in the pool for sale at an authorised sale. | (b) |
| | c) Total number of operating authorities endorsed on the new gaming machine licence. <i>(Please note: a) + b) must equal c)</i> | (c) |

Category two - clubs only

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| Section 5 Transfer of entitlements | <ul style="list-style-type: none"> Clubs surrendering their gaming machine licence must permanently transfer all entitlements within 12 months of the date that the surrender takes effect. Any entitlements not permanently transferred in this time will become entitlements of the State. Clubs wishing to temporarily transfer their entitlements are not required to lodge this form and must retain a gaming machine licence for the term of the transfer. Refer to guidelines. If the club is a party to a temporary transfer of entitlements, the surrender of the gaming machine licence will end that transfer. The club is advised to consult with the other party to the transfer and seek legal advice before lodging this form with OLGR. Clubs transferring their liquor licence are not required to lodge a surrender as the entitlements will automatically transfer to the new licensee on the re-issue of the liquor licence and issue of the new gaming licence. <p>If requested, OLGR will process this surrender in conjunction with the Queensland Gaming Commission's consideration of a permanent transfer. If the Commission is able to approve the transfer, OLGR will process the surrender without further consultation with the club.</p> <p>If the Commission is not able to approve the transfer, OLGR will contact the club for confirmation that the club wishes to continue with the surrender of its licence.</p> | |
| | Is this notification to be considered in conjunction with an application for the Permanent transfer of entitlements? <input type="checkbox"/> Yes <input type="checkbox"/> No <i>If yes, the permanent transfer application and all required attachments must accompany this notification</i> | |
| Section 6 Section 56B of the Act | Is this notification in conjunction with an application for the grant of a gaming machine licence for a new premises to replace this premises under s.56B? <input type="checkbox"/> Yes <input type="checkbox"/> No | |
| | If 'yes', state: | |
| | a) Number of entitlements requested to be transferred to the replacement premises | (a) |
| | b) Number of entitlements (if any) to be permanently transferred | (b) |
| | c) Total number of entitlements endorsed on the gaming machine licence <i>(Please note: a) + b) must equal c)</i> | (c) |

Individual licensee

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| Section 7 Individual licensees sign here | I, being the holder of the gaming machine licence identified in section 1 of this form, hereby surrender said licence pursuant to s.95 of the <i>Gaming Machine Act 1991</i> . Signature: Date: <input type="text"/> <input type="text"/> <input type="text"/> | |
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Clubs, companies and partnership licensees

Section 8

All clubs, company and partnership licensees sign here

I/We and

(insert full name of executive officers in BLOCK letters)

- certify that we are/I am duly authorised to execute this notification on behalf of the Body Corporate/ Partnership being the holder of the gaming machine licence identified in section 1 of this form; and
- hereby surrender said licence pursuant to s.95 of the *Gaming Machine Act 1991*.

Executed under the common seal of

(insert full name of club or company, if applicable)

Signature of authorised executive officer: Date:

Signature of authorised executive officer: Date: