



Report on public consultation

Regulatory Impact Statement

Proposed

Registered Clubs Regulation 2009

July 2009

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- A – Text of notice placed in the media and the NSW Government Gazette
- B – Consolidated comments on the draft Registered Clubs Regulation 2009, and Communities NSW responses to comments

1 Introduction

Under the terms of the *Subordinate Legislation Act 1989*, the *Registered Clubs Regulation 1996* has to be remade by 1 September 2009 or the regulation will automatically lapse.

The *Registered Clubs Regulation 1996* was made to prescribe those matters that are necessary to support the effective operation of the *Registered Clubs Act 1976*. The proposed *Registered Clubs Regulation 2009* will remake the existing Regulation, with minor amendments.

2 Public consultation period

The *Regulatory Impact Statement – Proposed Registered Clubs Regulation 2009* was open to public submissions and comments for 29 days, from 3 June 2009 to 1 July 2009.

3 Consultation process

3.1 Media advertising and NSW Government Gazette

Notices were placed on the NSW Government Notice Boards in the *Sydney Morning Herald* and the *Daily Telegraph* on Wednesday, 3 June 2009.

A notice was also placed in the NSW Government Gazette No.83 on Friday, 5 June 2009 (page 2575).

The text of the notices placed in the *Sydney Morning Herald*, the *Daily Telegraph*, and the NSW Government Gazette was the same in each case. This text is included at [Attachment A](#).

3.2 Office of Liquor, Gaming and Racing website

Public comment on the Regulatory Impact Statement was also invited via the Office of Liquor, Gaming and Racing's (OLGR) website. The invitation to comment was highlighted in the "News and Updates" section of the home page of the OLGR website from 3 June 2009 to 1 July 2009.

The Regulatory Impact Statement remained on the website beyond 1 July 2009, but with a note that the comment period had concluded.

3.3 Requests for submissions

As part of the consultation process for the Regulatory Impact Statement, the following organisations and agencies were formally invited to provide comment:

- ClubsNSW
- RSL & Services Association
- Bowls NSW
- Leagues Club Association of NSW
- NSW Golf Association
- Federation of Community, Sporting and Workers Clubs Ltd

- Clubs Managers' Association of Australia
- Legislation Review Committee
- Casino, Liquor and Gaming Control Authority
- Ministry for Police
- NSW Police Force
- Department of Local Government
- NSW Department of Planning
- Attorney General's Department
- Department of Premier and Cabinet
- NSW Treasury
- Local Government and Shires Association
- Department of Commerce
- Australian Government The Treasury
- Director of Liquor and Gaming

4 Consideration of submissions

Submissions were received from:

- ClubsNSW
- NSW Attorney General's Department
- Ministry for Police
- NSW Treasury

Consolidated comments on the draft Registered Clubs Regulation 2009, and Communities NSW responses to comments is contained in Attachment B.

5 Amendments to the public consultation draft

One amendment has been made to the public consultation draft *Registered Clubs Regulation 2009* in response to the Attorney General's Department comment about the amount of the fine payable for a penalty notice section 41T offence under Schedule 1 being too high. The amendment reduces the fine payable from \$1,100 to \$440.

Attachment A

Subordinate Legislation Act 1989

Registered Clubs Regulation 2009

The Department of the Arts, Sport and Recreation proposes to recommend to the Minister for Gaming and Racing that the *Registered Clubs Regulation 2009* be made.

The primary objective of the proposed Regulation is to provide for certain matters that are required to be prescribed for the purposes of the *Registered Clubs Act 1976*. The Regulation will support the operation of the Act.

The proposed Regulation remakes the existing Registered Clubs Regulation 1996, with some minor amendments.

A Regulatory Impact Statement has been prepared to discuss the detail of the proposed Regulation and its costs and benefits.

The Statement and the proposed Regulation can be obtained from the Department's website www.olgr.nsw.gov.au, or by email request directed to clubs.regulation@olgr.nsw.gov.au, or by contacting the Department on (02) 9995 0453.

Comments and submissions will be accepted until 5:00pm on Wednesday, 1 July 2009.

