



**NEW SOUTH WALES
CASINO CONTROL AUTHORITY**

10 June 2006

**INVESTIGATION OF THE SYDNEY CASINO OPERATOR AND LICENCE UNDER
SECTION 31 OF THE CASINO CONTROL ACT 1992**

CALL FOR SUBMISSIONS

Under Section 31 of the Casino Control Act 1992 (“the Act”), the NSW Casino Control Authority (“the Authority”) at least every three years is required to investigate and form an opinion as to whether or not:

- a) Star City Pty Ltd, the operator of the Sydney casino, is suitable to continue to give effect to the casino licence and the Act; and
- b) it is in the public interest that the casino licence should continue in force.

In respect of the fourth investigation under that section the Authority must report its findings and opinion to the Minister for Gaming and Racing, giving reasons for its opinion, by 15 December 2006. The Authority has appointed Bret Walker SC and Gail Furness to assist in the conduct of the investigation.

The Authority seeks submissions relating to matters specified in the terms of reference of the investigation.

Anyone wishing to make a submission, or provide information concerning the abovementioned matters, may do so either in writing or by contacting the Authority. The terms of reference are available by contacting the Authority or in the document below.

Any person wishing their submission to remain confidential should state that clearly in the submission and Counsel will give consideration to their request.

The closing date for receipt of submissions is 28 July 2006.

For further information on making submissions or providing information concerning the abovementioned matters, please contact Mr David Brearley on (02) 8234 8800 or brearley@casinocontrol.nsw.gov.au.

The terms of reference follow.



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**2006 INVESTIGATION UNDER SECTION 31 OF THE CASINO CONTROL ACT
1992**

TERMS OF REFERENCE

1. The suitability of the casino operator, and each close associate of the casino operator, as nominated by the Authority from time to time, to be concerned in or associated with the management and operation of Star City casino having regard to whether:
 - 1.1 the casino operator and each close associate are of good repute, having regard to character, honesty and integrity;
 - 1.2 the casino operator has or has arranged a satisfactory ownership, trust or corporate structure;
 - 1.3 the casino operator and each close associate are of sound and stable financial background;
 - 1.4 the casino operator has or is able to obtain financial resources that are both suitable and adequate for ensuring the financial viability of the casino;
 - 1.5 the casino operator has or is able to obtain the services of persons who have sufficient experience in the management and operation of a casino;
 - 1.6 the casino operator has sufficient business ability to maintain a successful casino;
 - 1.7 the casino operator or any close associate has any business association with any person, body or association nominated by the Authority from time to time who, in the opinion of the Authority is not a good repute having regard to character, honesty and integrity or has undesirable or unsatisfactory financial sources;
 - 1.8 each director, partner, trustee, executive officer and secretary and any other officer or person determined by the Authority to be associated or connected with the ownership, administration or management of the operations or business of the casino operator or a close associate of the casino operator is a suitable person to act in that capacity.
2. The standard and nature of the casino which commenced operations on 26 November 1997 and the facilities provided in, or in conjunction with the casino.
3. The impact of the use of the casino premises on tourism, employment and economic development generally in Sydney and New South Wales.
4. The expertise of the casino operator having regard to the obligations of the holder of a casino licence under the Act, including the extent to which the casino operator has complied with:
 - 4.1 its obligations under the Act;
 - 4.2 its obligations under the casino licence; and

- 4.3 legal agreements between the Authority and the casino operator.
5. The effect of the casino in relation to the public interest including, but not limited to:
 - 5.1 the impact or potential of findings by the Authority in relation to the matters referred to in paragraphs 1 to 4 above; and
 - 5.2 the impact or potential impact of casino operations on individuals who attend, or who may attend the casino and their families; and
 - 5.3 the impact or potential impact of the casino on the public interest having regard to submissions made to the Authority by the public.
6. The maintenance and administration of systems by the casino operator to:
 - 6.1 ensure that the management and operation of the casino remains free from criminal influence or exploitation;
 - 6.2 ensure that gaming in the casino is conducted honestly; and
 - 6.3 contain and control the potential of the casino to cause harm to the public interest and to individuals and families.
7. Issues referred to in the 2000 section 31 report and the 2002 section 31 review report concerning the presence and detection of illegal and undesirable activities and people in the casino.
8. The recommendations in the 2003 section 31 report.
9. Such other matters as the Authority considers relevant.