

**Abbozz ta' Liġi
msejjah**

ATT biex jemenda l-Att dwar il-Logħob u l-Att dwar Lotteriji u Logħob Ieħor.

IL-PRESIDENT, bil-parir u l-kunsens tal-Kamra tad-Deputati, imlaqqgħa f'dan il-Parlament, u bl-awtorità tal-istess, hareġ b'dan li ġej:-

1. It-titolu fil-qosor ta' dan l-Att huwa l-Att tal-2011 li jemenda l-Att dwar il-Logħob u dwar il-Lotteriji. Titolu fil-qosor.

TAQSIMA I

EMENDI TAL-ATT DWAR IL-LOGHOB

2. Din it-Taqsima temenda l-Att dwar il-Logħob, u għandha tinqara u tiftiehem haġa waħda mal-Att dwar il-Logħob, hawn iżjed 'il quddiem f'din it-Taqsima msejjaħ "l-Att prinċipali". Emendi tal-Att
dwar il-Logħob.
Kap. 400.

3. Fis-subartikolu (3) tal-artikolu 15 tal-Att prinċipali, minflok il-kliem "Liċenza ta' każinò tibqa' sseħħ għal", għandhom jidhlu l-kliem "Liċenza ta' każinò tibqa' sseħħ sa". Emenda tal-
artikolu 15 tal-
Att prinċipali.

4. Is-subartikolu (3) tal-artikolu 16 tal-Att prinċipali għandu jiġi sostitwit b'dan li ġej: Emenda tal-
artikolu 16 tal-
Att prinċipali.

"(3) Id-deċiżjonijiet u l-varjazzjonijiet taħt is-subartikolu (1) m'għandhomx isiru f'intervalli ta' anqas minn tnax-il xahar."

Żjieda ta' artikolu ġdid mal-Att prinċipali.

5. Minnufih wara l-artikolu 42 tal-Att prinċipali, għandu jiżdied dan l-artikolu ġdid li ġej:

"Pieni amministrattivi.

42A. (1) L-Awtorità tista', bi qbil ma' xi detentur ta' liċenza jew ta' permess maħruġin skont id-dispożizzjonijiet tal-artikolu 36 li jikser il-kondizzjoni tal-liċenza tiegħu jew, kif ikun il-każ, tal-permess tiegħu, jew xi direttiva maħruġa mill-Awtorità skont id-dispożizzjonijiet ta' dan l-Att jew ta' regolamenti magħmulin taħt dan l-Att u li jkun japplika għal dak id-detentur ta' liċenza jew, kif ikun il-każ, id-detentur ta' permess bħal dak meta dak il-ksur ikun jammonta għal reat taħt dan l-Att, timponi pieni amministrattivi jew sanzjonijiet fuq dak id-detentur ta' liċenza jew ta' permess bħala alternattiva għal proċeduri fil-Qorti.

(2) Għall-finijiet tas-subartikolu (1), meta l-Awtorità tiddeċiedi li teżerċita s-setgħat tagħha taħt dak is-subartikolu, l-Awtorità għandha tagħmel ftehim bil-miktub ma' min ikun ikkommetta r-reat, li bih min ikun ikkommetta r-reat iħallas somma li ma tkunx iżjed minn mitejn u ħamsa u tletin elf euro (€235,000.00), kif tiddċiedi l-Awtorità, u meta jiġi ffirmat ftehim bħal dak bejn l-Awtorità u min ikkommetta r-reat, kull responsabbiltà kriminali ta' min ikkommetta r-reat taħt dan l-Att, fir-rigward tar-reat jew reati li dwarhom ikun ġie ffirmat il-ftehim, għandha tispicċa:

Iżda kull ftehim bħal dak u d-dispożizzjonijiet ta' dan l-artikolu jkunu mingħajr preġudizzju għas-setgħa tal-Awtorità, meta dan ikun japplika, li tħassar jew tissospendi l-liċenza miżmuma minn min jikkommetti r-reat skond id-dispożizzjonijiet ta' dan l-Att dwar it-tħassir jew is-sospensjoni tal-liċenza rilevanti.

(3) Id-dispożizzjonijiet tas-subartikolu (2) għandhom ikunu jgħoddu wkoll f'kull każ meta min jikkommetti r-reat ikun ġie mixli quddiem Qorti fir-rigward tar-reat, iżda qabel ma tingħata s-sentenza finali f'dak il-każ.

(4) Kull somma li għandha tithallas bis-saħħa ta' ftehim li jkun sar skond id-dispożizzjonijiet tas-subartikolu (2) tkun dovuta lill-Awtorità bħala dejn ċivili. L-Awtorità m'għandha tagħmel ebda ftehim kif imsemmi fis-subartikolu (2), kemm-il darba dak il-ftehim ma jkollux miegħu l-ħlas tas-somma dovuta jew garanzija xierqa u biżżejjed biex tagħmel tajjeb għal dak il-ħlas."

6. Minnufih wara l-paragrafu (g) tal-artikolu 50 tal-Att prinċipali, għandu jiżdied il-paragrafu ġdid li ġej:

Emenda tal-artikolu 50 tal-Att prinċipali.

"(h) jirregola l-operazzjonijiet ta' kull każinò fuq bastimenti, inklużi iżda mhux limitati għal inġenji tal-ajru u vapuri, li jkunu reġistrati f'Malta u jistabbilixxi t-taxxa u d-drittijiet ta' liċenza li jkunu japplikaw għal operazzjonijiet bħal dawk kif ukoll jistabbilixxi liema dispożizzjonijiet ta' dan l-Att għandhom ikunu jgħoddu jew m'għandhomx ikunu jgħoddu għal operazzjonijiet bħal dawk."

TAQSIMA II

EMENDI TAL-ATT DWAR LOTTERIJI U LOGĦOB IEĦOR

7. Din it-Taqsima temenda l-Att dwar Lotteriji u Logħob Ieħor, u għandha tinqara u tiftiehem haġa waħda mal-Att dwar Lotteriji u Logħob Ieħor, hawn iżjed 'il quddiem f'din it-Taqsima msejjaħ "l-Att prinċipali".

Emendi tal-Att dwar Lotteriji u Logħob Ieħor. Kap. 438.

8. Is-subartikolu (1) tal-artikolu 2 tal-Att prinċipali għandu jiġi emendat kif ġej:

Emenda tal-artikolu 2 tal-Att prinċipali.

(a) minnufih wara t-tifsira "logħba bla skop ta' profitt" għandha tizdied din it-tifsira ġdida li ġejja:

" "logħba ta' abbiltà" tfisser logħba għall-flus jew valur ta' flus li jkollha riżultati li jiddependu, primarjament, fuq l-abbiltà tal-partecipant, imma ma tinkludix avveniment sportiv;"

(b) minnufih wara t-tifsira "logħba tad-divertiment" għandha tizdied it-tifsira ġdida li ġejja:

" "logħba tad-divertiment bi premju" tfisser logħba li tintlagħab permezz ta' makna għal-logħob tad-divertiment bi premju;"

(ċ) minnufih wara t-tifsira "makna għal-logħob tad-divertiment" għandha tiżdied it-tifsira ġdida li ġejja:

" "makna għal-logħob tad-divertiment bi premju" tfisser tfisser kull tip ta' makna, sew jekk imhaddma bl-elettriku, elettronikament, mekkanikament, manwalment jew xort'oħra, li tintuża għall-fini li jintlagħbu logħbiet esklużivament għal skopijiet ta' divertiment u mhux għal skopijiet ta' logħob tal-ażżard, u li tithaddem permezz tat-tfiġħ fil-makna ta' xi munita jew ta' *token* ta' makna għal-logħob tad-divertiment, u li meta din tkun qiegħda tithaddem ġugatur rebbieħ jirċievi jew jiġi offrut premju fi flus jew f'valur monetarju"; u

(d) fit-tifsira "*token* ta' makna għal-logħob tad-divertiment" minnufih wara l-kliem "f'makni tad-divertiment" għandhom jiżdiedu l-kliem "jew f'makni għal-logħob tad-divertiment bi premju".

Emenda tal-artikolu 7 tal-Att prinċipali.

9. L-artikolu 7 tal-Att prinċipali għandu jiġi emendat kif ġej:

(a) fin-nota marginali tiegħu, minflok il-kliem "Tqegħid fis-suq, eċċ., ta' apparat rilevanti għal-logħob." għandhom jidhlu l-kliem "Tqegħid fis-suq, eċċ., ta' apparat rilevanti għal-logħob, makni tad-divertiment u makni għal-logħob tad-divertiment bi premju.";

(b) is-subartikolu (3) tiegħu għandu jiġi enumerat mill-ġdid bħala s-subartikolu (5);

(ċ) minnufih wara s-subartikolu (2) tiegħu, għandhom jiżdiedu dawn is-subartikoli ġodda li ġejjin:

"(3) Hadd m'għandu jimmanifattura, jimmonta, iqiegħed fis-suq, jiddistribwixxi, iforni, ibiegħ, jikri, jittrasferixxi, jagħmel disponibbli għall-użu, jilqa' għandu jew jopera xi makna għal-logħob tad-divertiment jew makna għal-logħob tad-divertiment bi premju, jew xi parti jew partijiet minnhom, kemm-il darba dik il-persuna ma jkollhiex liċenza valida għal dan l-iskop maħruġa mill-Awtorità jew kemm-il darba dik il-persuna ma tkunx eżentata minn dik il-htieġa ta' liċenza dwar dik il-makna għal-logħob tad-divertiment jew dik il-makna għal-logħob tad-divertiment bi premju jew dik l-attività skont regolamenti magħmulin taħt dan l-Att.

(4) Applikazzjoni għal liċenza biex wieħed jimmanifattura, jimmonta, iqiegħed fis-suq,

jiddistribwixxi, iforni, ibiegħ, jikri, jittrasferixxi, jagħmel disponibbli għall-użu, jilqa' għandu jew jopera xi makna għal-logħob tad-divertiment jew makna għal-logħob tad-divertiment bi premju, jew xi parti jew partijiet minnhom, għandha ssir f'dik il-forma u b'dak il-mod meħtieġ mill-Awtorità jew kif tista' tkun preskritta b'regolamenti, u fl-għoti ta' dik il-liċenza l-Awtorità tista' tassogġettaha għal dawk il-kondizzjonijiet hekk kif tista' tqis li jkun adatt jew kif jiġi preskritt b'regolamenti. L-Awtorità tista' tordna t-tħassir, is-sospensjoni ta', jew it-tqegħid ta' xi kondizzjoni fuq xi liċenza bħal dik f'dawk iċ-ċirkostanzi hekk kif jista' jiġi preskritt b'regolamenti jew f'dik il-liċenza nnifisha.";

u

(d) fis-subartikolu (5) tiegħu, kif enumerat mill-ġdid, minflok il-kliem "tas-subartikolu (1)" għandhom jidhlu l-kliem "tas-subartikoli (1) u (3)".

10. Minnufih wara l-paragrafu (m) tal-artikolu 11 tal-Att prinċipali, għandu jiżdied il-paragrafu ġdid li ġej:

Emenda tal-artikolu 11 tal-Att prinċipali.

"(n) li tidhol fi ftehim bilaterali jew multilaterali jew memoranda ta' qbil ma' awtoritajiet regolatorji oħra lokali jew barranin, jew ma' aġenziji governattivi oħra, għal diversi materji inklużi iżda mhux limitati għall-iskambju ta' informazzjoni u għal forom oħra ta' kollaborazzjoni."

11. L-artikolu 18 tal-Att prinċipali għandu jiġi emendat kif ġej:

Emenda tal-artikolu 18 tal-Att prinċipali.

(a) fil-paragrafu (a) tas-subartikolu (1) tiegħu -

(i) minnufih wara l-kliem "makna għal-logħob tad-divertiment," kull fejn dawn jinsabu, għandhom jiżdiedu l-kliem "makna għal-logħob tad-divertiment bi premju,"; u

(ii) minflok il-kliem "logħbiet tad-divertiment" kull fejn dawn jinsabu, għandhom jidhlu l-kliem "logħbiet tad-divertiment jew logħbiet tad-divertiment bi premju";

(b) fil-paragrafu (b) tas-subartikolu (1) tiegħu -

(i) fis-subparagrafu (i) tiegħu, minflok il-kliem "l-operat ta' logħbiet jew logħbiet tad-divertiment", għandhom jidhlu l-kliem "l-operat ta' logħbiet awtorizzati"; u

(ii) fis-subparagrafu (ii) tiegħu, minnufih wara l-kliem "jew logħbiet tad-divertiment," għandhom jiżdiedu l-kliem "jew logħbiet tad-divertiment bi premju";

(ċ) fil-paragrafu (ċ) tas-subartikolu (1) tiegħu, minnufih wara l-kliem "jew makna għal-logħob tad-divertiment" għandhom jiżdiedu l-kliem "jew makna għal-logħob tad-divertiment bi premju" u minnufih wara l-kliem "jew logħbiet tad-divertiment" għandhom jiżdiedu l-kliem "jew logħbiet tad-divertiment bi premju";

(d) fil-paragrafu (d) tas-subartikolu (1) tiegħu, minnufih wara l-kliem "jew logħbiet tad-divertiment" għandhom jiżdiedu l-kliem "jew logħbiet tad-divertiment bi premju"; u minnufih wara l-kliem "jew makna għal-logħob tad-divertiment" għandhom jiżdiedu l-kliem "jew makna għal-logħob tad-divertiment bi premju";

(e) fis-subparagrafu (ii) tal-paragrafu (f) tas-subartikolu (1) tiegħu, minnufih wara l-kliem "jew logħbiet tad-divertiment" għandhom jiżdiedu l-kliem "jew logħbiet tad-divertiment bi premju"; u

(f) minnufih wara s-subartikolu (3) tiegħu, għandu jiżdied dan is-subartikolu ġdid li ġej:

"(4) Id-detentur tal-liċenza għandu jhallas għal kull spezzjon u investigazzjoni magħmula mill-Awtorità permezz tal-ispetturi tagħha, uffiċjali oħra tal-Awtorità jew xi terza persuna maħtura mill-Awtorità. L-Awtorità jkollha d-dritt li timponi drittijiet amministrattivi raġonevoli jew ħlasijiet sabiex tkopri l-ispejjeż tagħha skond dan is-subartikolu."

Emenda tal-artikolu 20 tal-Att prinċipali.

12. Fl-artikolu 20 tal-Att prinċipali, minnufih wara l-kliem "logħba tad-divertiment" għandhom jiżdiedu l-kliem "jew logħba tad-divertiment bi premju".

Emenda tal-artikolu 67 tal-Att prinċipali.

13. Fis-subartikolu (1) tal-artikolu 67 tal-Att prinċipali, minflok il-kliem "sentejn" għandhom jidhlu l-kliem "hames snin"; u fl-ewwel proviso ta' dak is-subartikolu, minflok il-kliem "tliet snin" għandhom jidhlu l-kliem "sitt snin".

Emenda tal-artikolu 68 tal-Att prinċipali.

14. Fis-subartikolu (2) tal-artikolu 68 tal-Att prinċipali, il-kliem "u li ma jkunx anqas minn sebat elef euro (€7000.00)" għandhom jiġu mħassra.

15. L-artikolu 78 tal-Att prinċipali għandu jiġi emendat kif
gej:

Emenda tal-
artikolu 78 tal-
Att prinċipali.

(a) fis-subartikolu (3) tiegħu, minnufih wara l-kliem "logħbiet speċifikati", għandhom jiżdiedu l-kliem "u, jew logħbiet ta' abbiltà";

(b) fil-paragrafu (ċ) tas-subartikolu (3) tiegħu, minnufih wara l-kliem "dawk il-logħbiet", għandhom jiżdiedu l-kliem "u, jew logħbiet ta' abbiltà";

(ċ) fil-paragrafu (d) tas-subartikolu (3) tiegħu, minnufih wara l-kliem "dawk il-logħbiet", għandhom jiżdiedu l-kliem "u, jew logħbiet ta' abbiltà";

(d) fis-subartikolu (5) tiegħu, minflok il-kliem "kategoriji speċifikati ta' makni għal-logħob tad-divertiment jew" għandhom jidhru l-kliem "kategoriji speċifikati ta' makni għal-logħob tad-divertiment, logħbiet tad-divertiment speċifikati, makni għal logħob tad-divertiment bi premju, logħob tad-divertiment, kategoriji speċifikati ta' logħob tad-divertiment, logħob tad-divertiment speċifikat jew logħbiet tad-divertiment bi premju, u,";

(e) fil-paragrafu (a) tas-subartikolu (5) tiegħu, minnufih wara l-kliem "makni għal-logħob tad-divertiment" għandhom jiżdiedu l-kliem "jew makni għal-logħob tad-divertiment bi premju";

(f) fil-paragrafu (ċ) tas-subartikolu (5) tiegħu, minnufih wara l-kliem "il-makni għal-logħob tad-divertiment" għandhom jiżdiedu l-kliem ", il-makni għal-logħob tad-divertiment bi premju";

(g) fil-paragrafu (d) tas-subartikolu (5) tiegħu, minnufih wara l-kliem "makni għal-logħob tad-divertiment" għandhom jiżdiedu l-kliem "u, jew makni għal-logħob tad-divertiment bi premju";

(h) fil-paragrafu (f) tas-subartikolu (5) tiegħu, minnufih wara l-kliem "logħba tad-divertiment" għandhom jiżdiedu l-kliem "u, jew logħba tad-divertiment bi premju";

(i) fil-paragrafu (g) tas-subartikolu (5) tiegħu, minnufih wara l-kliem "logħba tad-divertiment" għandhom jiżdiedu l-kliem "u, jew logħba tad-divertiment bi premju";

(j) fil-paragrafu (h) tas-subartikolu (5) tiegħu, minnufih

wara l-kliem "logħbiet tad-divertiment" għandhom jiżdiedu l-kliem "u, jew logħbiet tad-divertiment bi premju"; u minnufih wara l-kliem "makni għal-logħob tad-divertiment", kull fejn jinsabu fl-imsemmi paragrafu, għandhom jiżdiedu l-kliem "u, jew makni għal-logħob tad-divertiment bi premju"; u

(k) fil-paragrafu (i) tas-subartikolu (5) tiegħu, minnufih wara l-kliem "kategoriji speċifikati ta' makni għal-logħob tad-divertiment" għandhom jiżdiedu l-kliem "u, jew makni għal-logħob tad-divertiment bi premju"; u minnufih wara l-kliem "kategoriji speċifikati ta' logħob tad-divertiment" għandhom jiżdiedu l-kliem ", logħbiet tad-divertiment bi premju".

Għanijiet u Raġunijiet

L-għanijiet prinċipali ta' dan l-Abbozz ta' Liġi huma biex tiġi inkluża, fi hdan l-Att dwar Lotteriji u Logħob Ieħor, il-projbizzjoni ta' makni għal-logħob tad-divertiment kif ukoll makni għal-logħob tad-divertiment bi premju sakemm dawn il-makni ma jkunux liċenzjati mill-Awtorità dwar il-Lotteriji u l-Logħob. Barra minn dan, l-Abbozz ta' Liġi qed jipproponi emendi għall-Att dwar il-Logħob, li permezz tagħhom l-Awtorità dwar il-Lotteriji u l-Logħob ikollha l-possibbiltà li toħroġ liċenzi għal każinò għal anqas minn għaxar snin kif ukoll timponi pieni amministrattivi fuq detenturi ta' liċenzi għal xi ksur tad-disposizzjonijiet tal-Att jew ta' regolamenti magħmulin tahtu.

**A Bill
entitled**

AN ACT to amend the Gaming Act and the Lotteries and Other Games Act.

BE IT ENACTED by the President, by and with the advice and consent of the House of Representatives, in this present Parliament assembled, and by the authority of the same as follows:-

1. The short title of this Act is the Gaming and Lotteries Acts (Amendment) Act, 2011. Short title.

PART I

AMENDMENTS TO THE GAMING ACT

2. This Part amends the Gaming Act, and it shall be read and construed as one with the Gaming Act, hereinafter in this Part referred to as "the principal Act". Amendments to the Gaming Act. Cap. 400.

3. In subarticle (3) of article 15 of the principal Act, for the words "A casino licence remains in force for", there shall be substituted the words "A casino licence remains in force for up to". Amendment of article 15 of the principal Act.

4. Subarticle (3) of article 16 of the principal Act shall be substituted by the following: Amendment of article 16 of the principal Act.

"(3) Determinations and variations under subarticle (1) shall not be made at intervals of less than twelve months."

Addition of new article to the principal Act.

5. Immediately after article 42 of the principal Act, there shall be added the following new article:

"Adminis-
trative
penalties.

42A. (1) The Authority may, with the concurrence of any licensee or holder of a permit issued in terms of article 36 who contravenes a condition of his licence or, as the case may be, of his permit, or any directive issued by the Authority in terms of this Act or of regulations made thereunder and applicable to such licensee or, as the case may be, to such permit holder where such contravention amounts to an offence against this Act, impose administrative penalties or sanctions upon such licensee or holder of a permit as an alternative to proceedings in Court.

(2) For the purposes of subarticle (1), where the Authority decides to exercise its powers thereunder, the Authority shall enter into an agreement in writing with the offender whereby the said offender pays a sum which shall not exceed two hundred and thirty-five thousand euro (€235,000.00), as the Authority shall determine, and upon the signing of any such agreement between the Authority and the offender, all criminal liability of the offender under this Act, with regard to the offence or offences in relation to which the agreement has been entered, shall be extinguished:

Provided that any such agreement and the provisions of this article shall be without prejudice to the power of the Authority, where applicable, to cancel or suspend the licence held by the offender in terms of the provisions of this Act relating to cancellation or suspension of the relevant licence.

(3) The provisions of subarticle (2) shall apply also in any case where the offender has been charged before a Court in relation to the offence, but before final judgement has been given in the case.

(4) Any sum due by virtue of an agreement entered into in terms of subarticle (2) shall be due to the Authority as a civil debt. The Authority shall not enter into an agreement as is referred to in subarticle (2), unless such agreement is accompanied by the payment of the sum due or by an adequate and sufficient security for its payment."

6. Immediately after paragraph (g) of article 50 of the principal Act, there shall be added the following new paragraph:

Amendment of article 50 of the principal Act.

"(h) regulate the operations of casinos on vessels, including but not limited to aircraft and ships, which are registered in Malta and determine the tax and licence fees which shall apply to such operations as well as determine which provisions of this Act shall either apply or not apply for such operations."

PART II

AMENDMENTS TO THE LOTTERIES AND OTHER GAMES ACT

7. This Part amends the Lotteries and Other Games Act, and it shall be read and construed as one with the Lotteries and Other Games Act, hereinafter in this Part referred to as "the principal Act".

Amendment of the Lotteries and Other Games Act. Cap. 438.

8. Subarticle (1) of article 2 of the principal Act shall be amended as follows:

Amendment of article 2 of the principal Act.

(a) immediately after the definition "amusement game" there shall be added the following new definition:

" "amusement game with prize" means a game played by means of an amusement machine with prize;"

(b) in the definition "amusement machine token", immediately after the words "in amusement machines" there shall be added the words "or amusement machines with prize";

(c) immediately after the definition "amusement machine token" there shall be added the following new definition:

" "amusement machine with prize" means any type of machine, whether operated electrically, electronically, mechanically, manually or otherwise, used for the purpose

of playing games exclusively for amusement purposes and not for gambling purposes, and which is operated by the insertion of money or any amusement machine token, and where in the operation thereof a successful player receives or is offered a prize in money or of a monetary value;"; and

(d) immediately after the definition "seasonal tombola (bingo) hall licence" there shall be added the following new definition:

" "skill game" or "game of skill" means a game for money or money's worth the results of which depend, mainly, on the skill of the participant, but does not include a sport event;".

Amendment of
article 7 of the
principal Act.

9. Article 7 of the principal Act shall be amended as follows:

(a) in the marginal note thereof, for the words "Placing on the market, etc., of relevant gaming devices." there shall be substituted the words "Placing on the market, etc., of relevant gaming devices, amusement machines and amusement machines with prize.";

(b) subarticle (3) thereof shall be renumbered as subarticle (5);

(c) immediately after subarticle (2) thereof, there shall be added the following new subarticles:

"(3) No person shall manufacture, assemble, place on the market, distribute, supply, sell, lease, transfer, make available for use, host or operate any amusement machine or amusement machine with prize, or any part or parts thereof, unless such person is in possession of a valid licence to this effect issued by the Authority or unless such person is exempted from such licensing requirement in respect of such amusement machine or amusement machines with prize or such activity in terms of regulations made under this Act.

(4) An application for a licence to manufacture, assemble, place on the market, distribute, supply, sell, lease, transfer, make available for use, host or operate any amusement machine or amusement machine with prize, or any part or parts thereof, shall be made in such form and manner required by the Authority or as prescribed by regulations, and in granting such licence the Authority may subject it to such conditions as it may deem appropriate or as may be prescribed by regulations. The Authority may

order the cancellation, suspension, or imposition of any condition on any such licence in such circumstances as may be prescribed by regulations or in the said licence."; and

(d) in subarticle (5) thereof, as re-numbered, for the words "subarticle (1)" there shall be substituted the words "subarticles (1) and (3)".

10. Immediately after paragraph (m) of article 11 of the principal Act, there shall be added the following new paragraph: Amendment of article 11 of the principal Act.

"(n) to enter into bilateral or multilateral agreements or memoranda of understanding with other local or overseas regulatory authorities, or other government agencies, for various matters including but not limited to exchange of information and other forms of collaboration."

11. Article 18 of the principal Act shall be amended as follows: Amendment of article 18 of the principal Act.

(a) in paragraph (a) of subarticle (1) thereof -

(i) immediately after the words "amusement machine," wherever they occur there shall be added the words "amusement machine with prize,"; and

(ii) for the words "amusement games" wherever they occur there shall be substituted the words "amusement games or amusement games with prize";

(b) in paragraph (b) of subarticle (1) thereof -

(i) in sub-paragraph (i) thereof, for the words "the operation of games or amusement games", there shall be substituted the words "the operation of authorised games"; and

(ii) in sub-paragraph (ii) thereof, immediately after the words "or amusement games", there shall be added the words "or amusement games with prize";

(c) in paragraph (c) of subarticle (1) thereof, immediately after the words "or amusement machine" there shall be added the words "or amusement machine with prize" and immediately after the words "or amusement games" there shall be added the words "or amusement games with prize";

(d) in paragraph (d) of subarticle (1) thereof, immediately after the words "or amusement games" there shall be added the words "or amusement games with prize"; and immediately after the words "or amusement machine" there shall be added the words "or amusement machine with prize";

(e) in sub-paragraph (ii) of paragraph (f) of subarticle (1) thereof immediately after the words "or amusement games" there shall be added the words "or amusement games with prize"; and

(f) immediately after subarticle (3) thereof, there shall be added the following new subarticle:

"(4) The licensee shall bear the cost of any inspection and investigation held by the Authority through its inspectors, other Authority officers or third parties appointed by the Authority. The Authority shall have the right to impose any reasonable administrative fee or charge in order to cover its costs in terms of this subarticle."

Amendment of article 20 of the principal Act.

12. In article 20 of the principal Act, immediately after the words "amusement game" there shall be added the words "or amusement game with prize".

Amendment of article 67 of the principal Act.

13. In subarticle (1) of article 67 of the principal Act, for the words "two years" there shall be substituted the words "five years", and in the first proviso thereto, for the words "three years" there shall be substituted the words "six years".

Amendment of article 68 of the principal Act.

14. In subarticle (2) of article 68 of the principal Act, the words "and shall not be less than seven thousand euro (€ 7000.00)" shall be deleted.

Amendment of article 78 of the principal Act.

15. Article 78 of the principal Act shall be amended as follows:

(a) in subarticle (3) thereof, immediately after the words "specified games", there shall be added the words "and, or skill games";

(b) in paragraph (c) of subarticle (3) thereof, immediately after the words "such games", there shall be added the words "and, or skill games";

(c) in paragraph (d) of subarticle (3) thereof, immediately after the words "such games", there shall be added the words "and, or skill games";

(d) in subarticle (5) thereof, immediately after the words "specified amusement machines," there shall be added the words "amusement machines with prize," and for the words "or specified amusement games," there shall be substituted the words ", specified amusement games or amusement games with prize,";

(e) in paragraph (a) of subarticle (5) thereof, immediately after the words "amusement machines" there shall be added the words "or amusement machines with prize";

(f) in paragraph (c) of subarticle (5) thereof, immediately after the words "amusement machines" there shall be added the words ", amusement machines with prize";

(g) in paragraph (d) of subarticle (5) thereof, immediately after the words "amusement machines" there shall be added the words "and, or amusement machines with prize";

(h) in paragraph (f) of subarticle (5) thereof, immediately after the words "amusement game" there shall be added the words "and, or an amusement game with prize";

(i) in paragraph (g) of subarticle (5) thereof, immediately after the words "amusement game" there shall be added the words "and, or an amusement game with prize";

(j) in paragraph (h) of subarticle (5) thereof, immediately after the words "amusement games" there shall be added the words "and, or amusement games with prize"; and immediately after the words "amusement machines", wherever they occur in the said paragraph, there shall be added the words "and, or amusement games with prize"; and

(k) in paragraph (i) of subarticle (5) thereof, immediately after the words "specified categories of amusement machines" there shall be added the words "and, or amusement machines with prize", and immediately after the words "specified categories of amusement games" there shall be added the words ", amusement games with prize".

Objects and Reasons

The main objects of this Bill are to include, within the Lotteries and Other Games Act, the prohibition of amusement machines as well

as amusement machines with prize unless such machines are licensed by the Lotteries and Gaming Authority. Furthermore, the Bill is proposing amendments to the Gaming Act, whereby the Lotteries and Gaming Authority shall have the possibility of granting casino licences for less than ten years as well as impose administrative penalties on licence holders for any breach of the provisions of the Act or of any regulations made thereunder.