

SOUTH AUSTRALIA

**State Lotteries—Responsible
Gambling Code of Practice—
Prescription Notice 2013**

TABLE OF CONTENTS

1	Citation, purpose, commencement, etc.....	1	7	<i>[Not included]</i>	4
2	Venue responsible gambling documents	1	8	Cheques	4
3	Legislation and regulation.....	2	9	Database removal facility.....	4
4	Gambling areas	2	10	Staff and training.....	4
5	Customer information and signage	2	11	Definitions and interpretation	6
6	Alcohol and gambling	3	12	Transitional	7
			13	Code to apply to actions of gambling provider’s agent as though agent were principal	7

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GR Notice No. 5 of 2013

State Lotteries—Responsible Gambling Code of Practice—Prescription Notice 2013

[24 October 2013]

Independent Gambling Authority, by this notice, prescribes a responsible gambling code of practice in respect of the Lotteries Commission of South Australia and its SA Lotteries business, as follows:

1 Citation, purpose, commencement, etc

- (1) This notice may be cited as the State Lotteries—Responsible Gambling Code of Practice—Prescription Notice 2013.
- (2) The code prescribed by this notice provides a framework through which the Lotteries Commission of South Australia (“**gambling provider**”) can ensure that its general gambling practices are consistent with the community’s expectations that the SA Lotteries business will be conducted in a responsible manner so as to minimise the harm caused by gambling.
- (3) This notice comes into operation as on the same day as section 144 of the *Statutes Amendment (Gambling Reform) Act 2013*.¹
- (4) This notice is authorised by section 13B of the *State Lotteries Act 1966*.

2 Venue responsible gambling documents

The gambling provider will—

- (a) in each gambling area—
 - (i) display prominently a message (whether alone or in combination with one or more other mandated messages) that gambling operations are governed by a code of practice; and
 - (ii) ensure that a copy of this notice is made available to people in the gambling area, on request; and

¹ This commencement date was fixed by proclamation (on 29 August 2013) as 31 October 2013. As required by section 10AA(2) of the *Subordinate Legislation Act 1978*, the Minister has certified that, in the Minister's opinion, it is necessary or appropriate that this notice come into operation on that commencement date.

- (b) for each gambling area, prepare and keep current a document detailing—
 - (i) the manner in which staff training and measures for intervention with problem gamblers are implemented; and
 - (ii) the roles of staff (described by name or by job title) in the implementation of the code prescribed by this notice.

3 Legislation and regulation

The gambling provider will—

- (a) conduct its business in accordance with all applicable laws and legal requirements; and
- (b) co-operate with regulatory bodies and government agencies in all matters, including their investigations of compliance with legal obligations.

4 Gambling areas

- (1) The gambling provider will ensure the prominent display of a warning message in the form of the condensed warning message on or near each point of sale terminal.
- (2) The gambling provider will ensure that the time of day is prominently displayed throughout gambling areas.
- (3) The gambling provider will ensure that a copy of the gambling rules is available to customers in each gambling area.

5 Customer information and signage

- (1) The gambling provider will—
 - (a) prominently display responsible gambling materials (including a poster and a pamphlet) in gambling areas in a form which includes—
 - (i) if it is not reasonable or practicable to include an expanded warning message, the condensed warning message; or
 - (ii) an expanded warning message, rotated according to the protocol set out in clause 11(2); and
 - (b) make available its responsible gambling poster and pamphlet in the following 5 languages other than english—
 - (i) arabic;

South Australia
State Lotteries—Responsible Gambling Code of Practice—
Prescription Notice 2013

GR Notice No. 5 of 2013

Clause 6

- (ii) chinese;
- (iii) greek;
- (iv) italian;
- (v) vietnamese—

together with any other language which the gambling provider considers appropriate.

- (2) The gambling provider will—
 - (a) ensure the prominent display of the condensed warning message and (or within) a helpline sticker on or near each ATM; and
 - (b) ensure that a quantity of helpline cards is available at each point of sale terminal, on or near each ATM and at other places throughout gambling areas.
- (3) The gambling provider will take all reasonable steps to ensure that a patron who demonstrates difficulty in controlling his or her personal expenditure on gambling products has his or her attention drawn to the name and telephone number of a widely available gambling referral service.
- (4) The gambling provider will—
 - (a) from time to time file with the Authority; and
 - (b) to the greatest extent practicable, publish on its website (if it has one) a representation of—the responsible gambling materials referred to in sub-clause (1).
- (5) The gambling provider will reinforce its responsible gambling policy in appropriate customer newsletters and other communications.

6 Alcohol and gambling

The gambling provider will take all practicable steps—

- (a) to prevent a person from being allowed to gamble if—
 - (i) the person is intoxicated; or
 - (ii) the persons's speech, balance, coordination or behaviour is noticeably impaired and it is reasonable to believe that the impairment is the result of the consumption of liquor,
- (b) to ensure that alcohol is not supplied to reward, promote or encourage continued gambling.

7 *[Not included]*

* * * * *

8 **Cheques**

The gambling provider will not cash cheques in a gambling area, unless the Authority has given an exemption from this prohibition to the gambling provider in respect of the gambling area, by notice in writing stating the reason for the exemption (such as the location of the premises containing the gambling area).

9 **Database removal facility**

The gambling provider will ensure that, at each point of sale, a facility is provided for the removal, at a person's request, of his or her details from loyalty databases.

10 **Staff and training**

(1) The gambling provider will—

(a) ensure that all people selling its gambling products at an office or agency receive problem gambling training, through—

(i) at least one person usually working at that place receiving training which includes a “train the trainer” module, provided—

(A) if the place is an agency conducted by an agent who had been appointed prior to the commencement of this clause, through on-site training provided by the Lotteries Commission; and

(B) if the place is an office or an agency conducted by an agent appointed on or after the commencement of this clause, through off-site training provided either by the Lotteries Commission or another person;

(ii) other staff receiving training provided on site;

(b) provide refresher courses for all staff at least each two years;

(c) include responsible gambling information in employee newsletters and magazines; and

(d) display responsible gambling material in back of house areas to remind staff of policies and their responsibilities.

South Australia
State Lotteries—Responsible Gambling Code of Practice—
Prescription Notice 2013

GR Notice No. 5 of 2013

Clause 11

- (2) If the gambling provider is to use an external provider for training, that training provider must be appropriately accredited in a manner acceptable to the Authority.
- (3) Problem gambling training programs will be designed to—
 - (a) provide information about the potential effect of gambling on customers; and
 - (b) include information on the recognition and identification of problem gambling traits; and
 - (c) ensure that the processes for approach, intervention, referral and follow-up are clear and well understood; and
 - (d) reinforce the obligations on agents under the terms of the *State Lotteries Act 1966* and will include, but not be limited to, selling tickets to minors and seeking to ensure that they do not sell tickets to people purchasing on behalf of minors and at the request of minors.
- (4) The gambling provider will ensure that problem gambling training programs are regularly reviewed and revised.
- (5) The gambling provider will—
 - (a) make arrangements to ensure that training programs provided to its staff are the subject of an annual audit of their compliance with the requirements of this notice; and
 - (b) provide a report of the outcome of each audit to the Authority within 28 days after completion.
- (6) The gambling provider will take reasonable steps to ensure that staff with a potential or actual gambling problem are identified and referred for treatment.
- (7) If the gambling provider provides training through an appropriately accredited external provider, the gambling provider may comply with sub-clauses (3), (4) and (5) through the activities of that external provider.

11 Definitions and interpretation

(1) In this notice—

“**ATM**” includes—

- (a) an automatic teller machine in or near premises containing a gambling area;
- (b) an electronic funds transfer device in or near premises containing a gambling area—

over which the gambling provider could reasonably be expected to exercise control;

“**condensed warning message**” means the following message—”

“Gamble Responsibly.”;

“**expanded warning message**” means the relevant warning message referred to in sub-clause (2);

“**gambling area**” means a public area of an office or agency in which provision is made for people to prepare to enter or participate in lotteries, to enter or participate in lotteries and to await the outcome of their entry or participation in lotteries;

“**gambling rules**” means the rules from time to time in force under section 18 of the *State Lotteries Act 1966*;

“**helpline card**” means a card of approximately 9 cm by 5 cm giving the name and telephone number of a widely available gambling referral service, identified by its usual name;

“**helpline sticker**” means a sticker giving the name and telephone number of a widely available gambling referral service, identified by its usual name.

(2) A message listed as an expanded warning message in the table in Schedule 1 is the relevant expanded warning message during—

- (a) the period of 6 months listed beside it as the first relevant period; and
- (b) the period of 6 months commencing on every third anniversary of the commencement of the first relevant period.

South Australia
State Lotteries—Responsible Gambling Code of Practice—
Prescription Notice 2013

GR Notice No. 5 of 2013

Clause 12

12 Transitional

- (1) The code prescribed by this notice is intended to operate as though this notice remade, without amendment, the code in force under the repealed sections 13C and 13D.
- (2) In this clause, “**repealed sections 13C and 13D**” means sections 13C and 13D the *State Lotteries Act 1966* as in force immediately prior to the commencement of section 144 of the *Statutes Amendment (Gambling Reform) Act 2013*.

13 Code to apply to actions of gambling provider’s agent as though agent were principal

- (1) If the gambling provider routinely provides a gambling product via an agent, the gambling provider is required by this clause to ensure that the actions of its agent conform with the code prescribed by this notice as though the agent were the gambling provider.
- (2) For the purposes of sub-clause (1), if the agency arrangement involves one or more intermediate agency appointments, the gambling provider’s obligations under that clause extend to the actions of all of the agents.

Schedule 1

<i>Expanded warning message</i>	<i>First relevant period</i>
You know the score. Stay in control. Gamble responsibly.	1 July 2013–31 December 2013
Know when to stop. Don’t go over the top. Gamble responsibly.	1 January 2014–30 June 2014
Think of the people who need your support. Gamble responsibly.	1 July 2014–31 December 2014
Don’t chase your losses. Walk away. Gamble responsibly.	1 January 2015–30 June 2015
Don’t let the game play you. Stay in control. Gamble responsibly.	1 July 2015–31 December 2015
Stay in control. Leave before you lose it. Gamble responsibly.	1 January 2016–30 June 2016