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# Memorandum of Variation to the memorandum of understanding for the Gambling Research Australia Program

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# Memorandum of Variation to the memorandum of understanding for the Gambling Research Australia Program

## Context

This Memorandum of Variation is made in the following context:

- A. The Commonwealth of Australia, State of Victoria, State of New South Wales, State of Queensland, State of South Australia, State of Western Australia, State of Tasmania, Northern Territory and Australian Capital Territory entered into a memorandum of understanding in 2003 to commission and manage research projects in relation to gambling (the Principal MOU).
- B. The Parties entered into a memorandum of variation in 2008 to amend the Principal MOU.
- C. The Parties have agreed to further vary the Principal MOU as set out in this Memorandum of Variation.

## Operative Provisions

The parties to this Memorandum of Variation agree to vary the Principal MOU, as previously amended, effective from the date of this memorandum as follows:

### 1. Amendments to Parties

- (a) referring to the COMMONWEALTH OF AUSTRALIA for "Department of Family and Community Services" **substitute** "Department of Families, Housing, Community Services and Indigenous Affairs";
- (b) referring to the STATE OF NEW SOUTH WALES for "Department of Gaming and Racing" **substitute** "Department of the Arts, Sport and Recreation";
- (c) referring to the STATE OF QUEENSLAND for "represented by the Queensland Treasury" **substitute** "represented by and acting through the Office of Liquor, Gaming and Racing";
- (d) referring to the STATE OF SOUTH AUSTRALIA for "Liquor and Gambling Commissioner" **substitute** "Department of Treasury and Finance";
- (e) referring to STATE OF WESTERN AUSTRALIA for "Department of Racing, Gaming and Liquor" **substitute** "Department of Treasury and Finance";
- (f) referring to the NORTHERN TERRITORY for "Northern Territory Treasury" **substitute** "Department of Justice".

*Memorandum of Variation to the memorandum of understanding  
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**Amendment 2**

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**2. Amendments to the definitions and interpretive provisions (clause 1)**

(1) In clause 1.1—

(a) in paragraph (b) of the definition of year of funding **substitute**—

“each of the 12 month periods ending on 30 June 2004, 30 June 2005, 30 June 2006, 30 June 2007, 30 June 2008, 30 June 2009, 30 June 2010, 30 June 2011, 30 June 2012, 30 June 2013 and 30 June 2014”.

**3. Amendments to Invoicing Arrangements (clause 7)**

(1) Insert clause numbering “7.1”, “7.2” and “7.3” in front of the paragraphs respectively.

(2) For clause 7.2 **substitute**—

“7.2. In accordance with clause 7.1 Victoria will issue fully detailed invoices to the Parties for their contribution to the Funds in accordance with Item D of the Schedule. Invoices issued under this clause to the contributing Parties will be provided:

- (a) for the 2009-10 Year of Funding, within one month of the signing of the Memorandum of Variation which provides for funding for 2009-10; and
- (b) for other Years of Funding, 2 months prior to the start of the financial year for which the contribution relates.”

**4. Amendments to Budget costs and disbursements (including Secretariat costs) (clause 8)**

(1) For paragraph 8.4 **substitute**—

“8.4 The amount reimbursed each year under clause 8.3(a) or (b) is limited to the amount that Victoria contributed to the funding of the GRA program for that Year of Funding. For the 2009-10 Year of Funding and subsequent Years of Funding, Victoria may however seek additional reimbursement (if required) of up to \$50,000 per Year of Funding subject to GRA approval after consideration of a business case.”

*Memorandum of Variation to the memorandum of understanding  
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**Amendment 5**

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**5. Amendments to audit and monitoring**

(1) In clause 10.5—

(a) for “end of the financial year 2005-06” **substitute** “end of the 2013-2014 Year of Funding”.

(2) In clause 10.6—

(a) for “end of the financial year 2005-06” **substitute** “end of the 2013-2014 Year of Funding”.

**6. Amendments to the Schedule**

(1) In the Schedule, for Item A, “**A. Program priority areas** [Clause 3.1]”:

(a) after the phrase “Ministerial Council on Gambling are:” **insert** the following text in a new line above sub-item A (a) —

“(i) for the Years of Funding up to and including 2008-09:”

(b) after “older people-“ and before “and any areas ... from time to time” **insert**—

“(ii) for subsequent Years of Funding:

(a) access to cash and pre-commitment tools;

(b) responsible gambling environments; and

(c) gaming machine standards that support harm minimisation —“

(2) In Item B of the Schedule, “**B. Time-Frame and Activity Period** [Clause 1.1]”:

(a) **replace** —

“30 June 2009” with “30 June 2014”

(b) **insert** the following text in a new line after “30 June 2014” —

“This MOU will remain in effect until each Party has performed all of its obligations under this MOU.”

*Memorandum of Variation to the memorandum of understanding  
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**Amendment 6**

(3) In Item D of the Schedule, “D. Funds [Clause 5]”: —

- (a) **replace** — “per annum” with “per Year of Funding” throughout item D;
- (b) in a new line above “The total contribution ...” **insert** —  
 “(i) For the Years of Funding up to and including 2008-09:”
- (c) after the table and before “If due to funding .....” **insert** —  
 “(ii) For subsequent Years of Funding:

The total contribution by the Parties will be \$1,005,223 per Year of Funding (with up to \$10,998 per Year of Funding more being contributed by Tasmania and up to \$10,000 per Year of Funding more being contributed by Western Australia, on a project by project basis) which will be apportioned on the basis of each jurisdiction’s share of national gambling expenditure (with the exception of the Commonwealth, the State of Tasmania and the State of Western Australia) as follows:

Commonwealth	\$300,000 per Year of Funding
New South Wales	\$290,000 per Year of Funding. Effective from June 2009, the provision of funding by NSW is conditional upon the Trustees of the Responsible Gambling Fund recommending to the NSW Minister that the amount of funding be paid from the fund and the NSW Minister being satisfied, from time to time, that the purposes for which such amounts are to be expended will be for the benefit of NSW.
Victoria	\$250,000 per Year of Funding
Queensland	\$105,000 (per Year of Funding – subject to a participation review each year)
Western Australia	{up to \$10,000 per Year of Funding on a project by project basis}
South Australia	\$41,478 per Year of Funding
Tasmania	{up to \$10,998 per Year of Funding on a project by project basis}
Australian Capital Territory	\$11,009 per Year of Funding
Northern Territory	\$7,736 per Year of Funding”

*Memorandum of Variation to the memorandum of understanding  
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**Amendment 6**

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- (4) In Item E of the Schedule—
- (a) beside New South Wales for 'Office of Liquor, Gaming and Racing' **substitute** 'Department of the Arts, Sport and Recreation'
  - (b) beside Queensland for 'Queensland Treasury' **substitute** 'Office of Liquor, Gaming and Racing'
  - (c) beside South Australia for Office of the Liquor and Gambling Commissioner' **substitute** 'Department of Treasury and Finance'
  - (e) beside Northern Territory for 'Northern Territory Treasury' **substitute** 'Department of Justice'.

*Memorandum of Variation to the memorandum of understanding  
for the Gambling Research Australia Program*

**Execution and attestation**

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**EXECUTION—AUSTRALIAN GOVERNMENT**

Date:

EXECUTED for and on behalf of the  
Commonwealth of Australia by  
Hon. Jenny Macklin MP, Minister for  
Families, Housing, Community  
Services and Indigenous Affairs, in  
the presence of:

}

..... *J. Macklin* .....

..... *JENNY MACKLIN* .....

Print name:

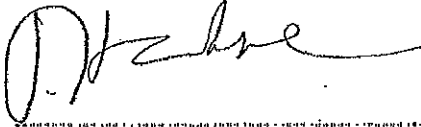
*Memorandum of Variation to the memorandum of understanding  
for the Gambling Research Australia Program*


**Execution and attestation**

**EXECUTION—AUSTRALIAN CAPITAL TERRITORY**

Date: 30 June 2009

EXECUTED for and on behalf of the  
Australian Capital Territory by  
Jon Stanhope MLA, Acting Treasurer,  
in the presence of:

} 

  
Print name:



*Memorandum of Variation to the memorandum of understanding  
for the Gambling Research Australia Program*

**Execution and attestation**

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**EXECUTION—NEW SOUTH WALES**

Date:

EXECUTED for and on behalf of the  
State of New South Wales by  
Hon. Kevin Greene MP, Minister for  
Gaming and Racing, in the presence of:

}

*K. Greene*  
.....

.....  
*Print name:*

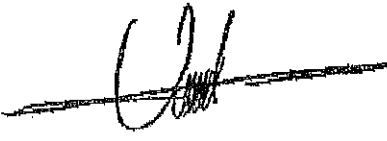
*Memorandum of Variation to the memorandum of understanding  
for the Gambling Research Australia Program*

**Execution and attestation**

**EXECUTION—NORTHERN TERRITORY**

Date:

EXECUTED for and on behalf of the  
Northern Territory of Australia by  
Hon. Kon Vatskalis MLA, Minister for  
Racing, Gaming and Licensing, in  
the presence of:



.....  
29 JUN 2009

ANDREW BLAKEY  
Print name: 29/6/09

*Memorandum of Variation to the memorandum of understanding  
for the Gambling Research Australia Program*

**Execution and attestation**

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**EXECUTION—QUEENSLAND**

Date: 30th June 2009.

EXECUTED for and on behalf of the  
State of Queensland by  
Hon. Peter Lawlor MP, Minister for  
Tourism and Fair Trading, in  
the presence of:

}

*Peter Lawlor*  
.....

*LKF*  
.....

Print name:

LOUISE KATHARINE FOLEY

30 JUNE 2009

*Memorandum of Variation to the memorandum of understanding  
for the Gambling Research Australia Program*

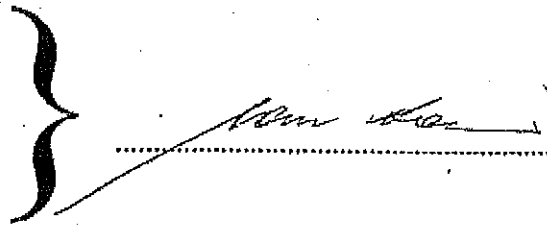
Execution and attestation

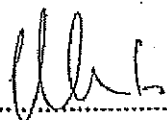
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EXECUTION—SOUTH AUSTRALIA

Date: 26 JUNE 2009

EXECUTED for and on behalf of the  
State of South Australia by  
Hon. Tom Koutsantonis MP, Minister  
for Gambling, in the presence of:

  
.....

  
.....  
Print name: NICK ANTONOPOULOS

*Memorandum of Variation to the memorandum of understanding  
for the Gambling Research Australia Program*

**Execution and attestation**

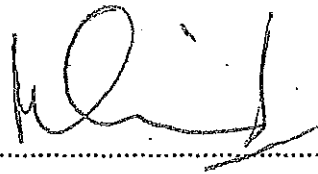
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**EXECUTION—TASMANIA**

Date: *25-6-2009*

EXECUTED for and on behalf of the  
State of Tasmania by  
Hon. Michael Aird MLC, Treasurer, in  
the presence of:

}

  
.....



*SARAH HAZELL  
15 MONDAY ST. HOBART*  
.....

Print name:

*Memorandum of Variation to the memorandum of understanding  
for the Gambling Research Australia Program*

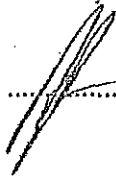
**Execution and attestation**

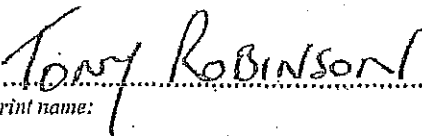
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**EXECUTION—VICTORIA**

Date: 29.6.09

EXECUTED for and on behalf of the  
State of Victoria by  
Hon. Tony Robinson MP, Minister for  
Gaming, in the presence of:

}  \_\_\_\_\_

  
Print name: \_\_\_\_\_

*Memorandum of Variation to the memorandum of understanding  
for the Gambling Research Australia Program*

**Execution and attestation**

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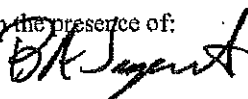
**EXECUTION—WESTERN AUSTRALIA**

Date: 26/6/09

EXECUTED for and on behalf of the  
State of Western Australia by  
Hon. Terry Waldron MLA, Minister  
for Sport and Recreation, Racing and  
Gaming in the presence of:

}

  
.....



BARRY ANDREW SARGEANT

Print name: