

Form 12 Surrender notification of gaming machine licence

Gaming Machine Act 1991 s. 95 • V3 Dec 2013



Queensland
Government

<div style="border: 1px solid black; border-radius: 10px; padding: 5px;"> <p style="text-align: center; margin: 0;">Office use only</p> <p>Date</p> <p>Org no.</p> <p>Lic no.</p> <p>Site no.</p> </div>	<p>Instructions Please complete in BLOCK letters. Attach extra pages if needed. If you need help completing this form contact the Office of Liquor and Gaming Regulation (OLGR) on 13 QGOV (13 74 68).</p> <p>Warning In accordance with s. 350 of the <i>Gaming Machine Act 1991</i>, providing false or misleading information may incur a penalty of 400 penalty units or two years imprisonment.</p>	<p>Incomplete notifications The surrender of a gaming machine licence cannot be effected unless this notification form is fully completed and all required documents are enclosed. All incomplete notifications will be returned to the licensee for completion.</p>
Part A—The following documents form part of the notification and must accompany the notification form at lodgement		
Category 1: hotels	<input type="checkbox"/> Current gaming machine licence document. This must be the original document—a photocopy is not acceptable.	
Category 2: clubs	<input type="checkbox"/> Current gaming machine licence document. This must be the original document—a photocopy is not acceptable <input type="checkbox"/> Certified copy of the minutes of the meeting where the decision was made to surrender the licence. The document must be certified as a true copy by the secretary or other person properly authorised on behalf of the club <input type="checkbox"/> Optional: Form 77 Application for permanent transfer of gaming machine entitlements between clubs. This application must accompany the surrender notification if you wish both applications to be considered concurrently.	
Part B—Notification details		
<p>Section 1 Licence details These details must be exactly as printed on the current gaming licence document.</p>	<p>Gaming machine licence no.</p> <p>Licence name</p> <p>Premises name</p>	
<p>Section 2 Contact details</p>	<p>Contact name</p> <p>Postal address</p> <p>Phone no. Fax no.</p> <p>Email</p>	
<p>Section 3 Effective date With the exception of hotels notifying of a conditional surrender.</p>	<p>The <i>Gaming Machine Act 1991</i> provides for the surrender to take effect on the <i>nominated day for the surrender of the licence</i></p> <p>Note 1: The nominated day is the day that is three months after the notification of surrender is given unless an earlier day is requested by the licensee and approved by the Commissioner for Liquor and Gaming.</p> <p>Do you wish to nominate a day for the surrender to take effect? <input type="checkbox"/> Yes <input type="checkbox"/> No</p> <p>Date nominated <input type="text"/> <input type="text"/> / <input type="text"/> <input type="text"/> / <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/></p>	

Part C—Category 1: hotels only

Section 4
Conditional
surrender

The *Gaming Machine Act 1991* requires all operating authorities attached to the surrendered category 1 (hotel) licence to be sold at an authorised sale except where this surrender is in conjunction with an application under s. 56A. The Act also provides for the surrender to be conditional upon their sale to allow you to continue to operate the gaming machines until the associated authorities are sold at tender.

Is this surrender conditional on the sale of the operating authorities? Yes No

Section 5
S. 56A of the Act

Is this notification in conjunction with an application for the grant of a gaming machine licence for a new premises to replace this premises under s. 56A?

Yes No

If 'yes', state:

a. no. of operating authorities requested to be transferred to replacement premises.....

b. no. of operating authorities (if any) to be placed in pool for sale at an authorised sale.....

c. total no. of operating authorities endorsed on the current gaming machine licence

Note: a + b must equal c

Part D—Category 2: clubs only

Section 6
Transfer of
entitlements

- Clubs surrendering their gaming machine licence must permanently transfer all entitlements within two years of the date that the surrender takes effect. Any entitlements not permanently transferred in this time will become entitlements of the State.
- Clubs wishing to temporarily transfer their entitlements are not required to lodge this form and must retain a gaming machine licence for the term of the transfer. Refer to guidelines.
- If the club is a party to a temporary transfer of entitlements, the surrender of the gaming machine licence will end that transfer. The club is advised to consult with the other party to the transfer and seek legal advice before lodging this form with OLGR.
- Clubs transferring their liquor licence are not required to lodge a surrender as the entitlements will automatically transfer to the new licensee on the re-issue of the liquor licence and issue of the new gaming licence.

If requested, the Commissioner for Liquor and Gaming will consider this application in conjunction with an application for the permanent transfer of entitlements. If the commissioner is not willing to approve the transfer application, the club will be contacted for confirmation that they wish to continue with the surrender of its licence.

Is this notification to be considered in conjunction with an application for the permanent transfer of entitlements? Yes No

If yes, the permanent transfer application and all required attachments must accompany this notification

Section 7
S. 56B of the Act

Is this notification in conjunction with an application for the grant of a gaming machine licence for a new premises to replace this premises under s. 56B?

Yes No

If 'yes', state:

a. no. of entitlements requested to be transferred to replacement premises

b. no. of entitlements (if any) to be permanently transferred

c. total no. of entitlements endorsed on the current gaming machine licence

Note: a + b must equal c

Part E—Individual licensee

**Section 8
Individual licensees
signature**

I, being the holder of the gaming machine licence identified in section 1 of this form, hereby surrender said licence pursuant to s. 95 of the *Gaming Machine Act 1991*.

Signature.....Date / /

Part F—Clubs, companies and partnership licensees

**Section 9
All clubs, company
and partnership
licensees sign here**

I/We and
(insert full name of executive officers)

- certify that I am/we are duly authorised to execute this notification on behalf of the body corporate/partnership being the holder of the gaming machine licence identified in **Section 1** of this form and
- hereby surrender said licence pursuant to s. 95 of the *Gaming Machine Act 1991*.

Executed under the common seal of
(if applicable insert full name of club/company)

Signature of authorised executive officer.....

Date / /

Signature of authorised executive officer.....

Date / /

Part G—Lodgement

**Section 10
Lodgement details**

By mail:
Office of Liquor and Gaming Regulation
Locked Bag 180
CITY EAST QLD 4002

In person:
Office of Liquor and Gaming Regulation
Upper Plaza, 33 Charlotte Street
BRISBANE QLD 4000