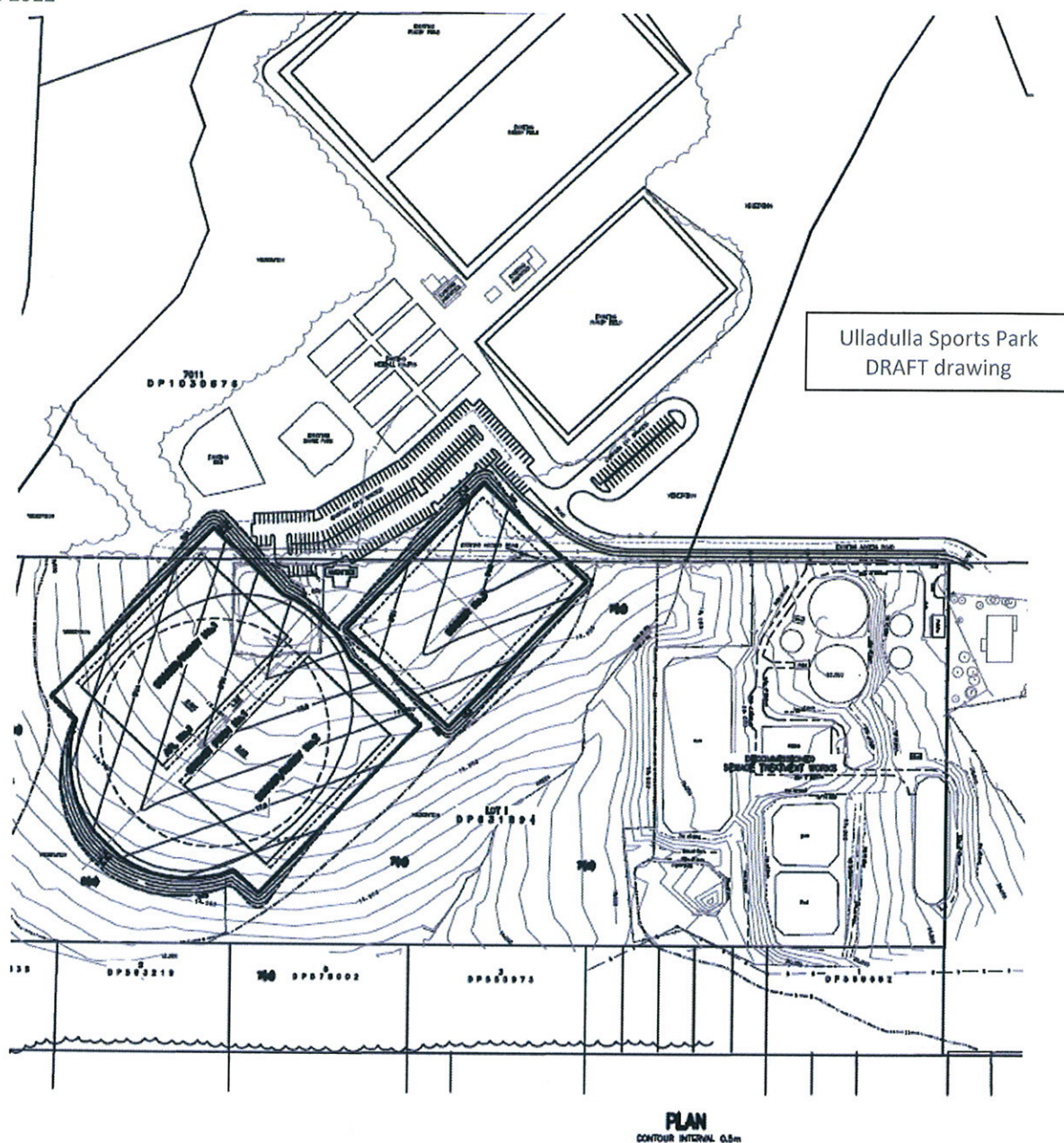


Local Impact Assessment Class 1 Application
212-222 Princes Highway, Ulladulla

Milton & Ulladulla Ex-Servo's Club Ltd (231674)

June 2012



Prepared by:

lawler 
partners

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EXECUTIVE SUMMARY

1. INTRODUCTION

- I. This document is a Local Impact Assessment Class 1 to accompany a Threshold Increase Application made for approval of a 'low range' gaming machine threshold increase of 20 for Milton & Ulladulla Ex- Servo's Club Ltd (the "Applicant") at premises situated at 212-222 Princes Highway, Ulladulla NSW (the "Venue") located in the Band 2 Local Government Area (the "LGA") of Shoalhaven. The Applicant has operated at the Venue for more than 30 years and provides hospitality based recreational pursuits and community based enterprises for its members and their guests. This LIA provides relevant gaming data, social data and issues of concern to the Local Community so that the Authority can determine whether additional gaming machines will provide a positive contribution to the Local Community.

2. RESPONSIBLE GAMBLING MEASURES

- II. Chapter 2 of this Report details the mandatory and additional responsible conduct of gambling measures put in place by the Applicant at the Venue. The Applicant operates its gaming machine operations in strict accordance with legislated and 'best-practice' interventions and initiatives modelled on its Responsible Service of Gambling House Policy (see Appendix 1). The Applicant has also implemented additional measures to ensure compliance with recent amendments to the Gaming Machines Act 2001 and associated Regulations. The Applicant is a member of ClubSafe, and has adopted its best practice guidelines and policies.

3. LOCAL COMMUNITY

- III. Chapter 3 of this Report details the communities potentially affected by the approval of the Application. The Shoalhaven LGA is the Local Government Area of the Venue and a map illustrating the extent of the LGA and the location of the Venue is included as Appendix 2. An area extending 5kms from the Venue has been identified as the Local Community for the purpose of assessment. Chapter 4 provides a demographic description of the LGA, the Urban Centre/Locality Ulladulla, and the Local Community.

4. POSITIVE CONTRIBUTION

- IV. Chapter 5 of this Report details the positive contributions resultant from approval of the Application to the Local Community. These include the benefits arising out of the construction of a variety of enhancements to a local sporting site – West Ulladulla Sports Park to the value of \$50,000. The Shoalhaven is one of the fastest growing areas of New South Wales with in excess of 5,000 new residents a year relocating to the Shoalhaven. Almost 25% of the LGA are aged less than 18 years of age. This has, and continues to place additional pressure on social infrastructure such as registered clubs and recreational facilities such as sporting ovals. The majority of the sporting facilities in the area are currently not of a standard to either sufficiently cater to the local community population for sporting and recreational endeavours or encourage participation in sport. The project to be funded by the Venue will result in an upgrade to existing netball court surfaces, cricket nets, new field lighting and additional parking facilities. These works will allow for increased utilisation of the facilities, and provide for more comfortable and accessible community facilities. As a result, more local residents, including the LGA's markedly large population of young people, will be encouraged to participate in the recreational forms these sporting grounds offer. Other positive contributions include additional employment and additional state taxes.

5. CONCLUSION

- V. Given the satisfaction of the requirements of the Act and Regulation through the conduct of gaming machine operation at the Venue in a responsible manner and the evidence of substantial positive contributions to the Local Community, it is the Applicant's belief that this LIA meets the requirements of the Legislation.

1 INTRODUCTION

1.1 This Report is a Local Impact Assessment ("LIA") Class 1 to accompany a Threshold Increase Application ("the Application") for a Band 2 Local Government Area venue of 'low range increase' of 20 gaming machines for Milton & Ulladulla Ex-Servo's Club Ltd ("the Applicant"). The Applicant is located at 212-222 Princes Highway, Ulladulla NSW ("the Venue") in the Shoalhaven Local Government Area ("the LGA").

1.2 Methodology

1.3 In respect of LIAs relating to threshold increase applications, the LIA Guidelines provide that the Casino, Liquor and Gaming Control Authority ("the Authority") can only approve an LIA where the LIA complies with the requirements of the [Gaming Machines] Act [2001] and the [Gaming Machines] Regulations [2008] ("the Legislation") and demonstrates that gambling activities will be conducted in a responsible manner. The Guidelines further state that an LIA Class 1 must demonstrate that the proposed increase in gaming machines for the venue will provide a positive contribution towards the Local Community in which the venue is situated.

1.4 Applicant Details and History

1.5 The Applicant, founded in 1977, was initially established to provide both a meeting point and a source of support for war veterans in the area. The original clubhouse was renovated numerous times, and was finally replaced in 2009 by a modern facility. In 2007, the Applicant's original registered name, Milton & Ulladulla Ex-Serviceman's & Citizen's Club Ltd, was changed to its current name, Milton & Ulladulla Ex-Servos Club Ltd, at the behest of the Local Community, which is indicative of the extent to which the Applicant is community-oriented. The Applicant has now grown to over 10,500 members and employs 47 staff on a full time, part time and casual basis.

1.6 Current Applicant Services, Facilities and Donations

1.7 The Venue consists of a lounge bar, a sports bar, Sea Salt Restaurant & Café, alfresco terrace areas featuring panoramic views, gaming and wagering facilities, function and meeting rooms, a kids' room with child-friendly entertainment options and childminding, and a bottle shop. Along with the provision of gaming and refreshments, the Venue offers regular live entertainment, raffles and promotions as well as a courtesy bus to and from the venue. The Applicant makes donations to like-minded sporting clubs and charities throughout the local community including Milton Ulladulla Senior Rugby League Football Club, Royal Volunteer Coastal Patrol, Ulladulla United Cricket Club and Milton Ulladulla Soccer Club.

1.8 Financial performance of the Applicant

1.9 The Applicant had a total revenue in 2011 of \$7.2 million and a pre-tax profit of \$147,046. Gaming machine revenue for 2011 was \$4.4 million, representing 61% of total revenue. Total bar, function and bottleshop revenue was \$1.62 million (21%) and food and catering revenue was nil due to the contracted service. The Applicant paid \$827,729 in gaming machine duty in 2011. The Applicant made donations of \$295,000 in the year ending 31 October 2009 and had a total employee benefits expense of over \$170,000.

1.10 Gaming machine indicators

1.11 The Applicant operates 92 gaming machines currently (current threshold limit is 94). The Applicant

had a profit per gaming machine (total turnover less payouts) of \$55,311 for the 2011 year. The Applicant projects that each additional gaming machine will return a profit of \$25,000 for the second year of operation. It is expected that for the first 12 months of operating the additional gaming machines that the total gaming revenue of the Venue will not increase as gaming revenue is expected to be redistributed across the existing and new gaming fleet.

1.12 Proposal

1.13 To meet this growth and in keeping with its role in the local community and LGA, the Applicant is proposing with the assistance of Shoalhaven City Council to assist in the improvement of a popular local sporting ground. This project includes upgrades to netball court surfaces, cricket nets, parking and access works and lighting of fields. Each of these improvements is designed to meet the current and future needs of the Local Community and LGA. As identified in recent Council documents, specifically in the Community Strategic Plan, the improvements will address the ongoing issue of poor quality local sporting facilities, increased accessibility to recreational sites (particularly for the physically disabled), encourage wider usage of the subject venues, extend the hours of usability for these facilities and ensure the sun-safety of users of these venues. The Applicant will contribute \$50,000 in total to this project.

1.14 Further detail in relation to the positive contributions is provided later in this Report.

2 RESPONSIBLE GAMBLING MEASURES

2.1 The Applicant's gaming machine operation is in strict accordance with legislated and optional responsible gambling measures and is considered best practice in this area. A copy of the Applicant's House Policy on the Responsible Conduct of Gambling is included at Appendix 1. The Applicant operates its responsible gambling house policy which is drafted in accordance with the legislative requirements stated in the Gambling Legislation Amendment (Responsible Gambling) Act 1999, the Registered Clubs Act 1976, the Gaming Machines Act 2001 and accompanying regulations. The Applicant's harm minimisation strategies include:

- All employees involved in gaming related duties hold a responsible conduct of gambling qualification in an approved course;
- All prize winners receive prizes in accordance with clause 13 *Gaming Machines Regulation*;
- The prize schedule of the Applicant is operated in accordance with clause 14 *Gaming Machines Regulation*;
- The Applicant maintains certain records as per clause 18 and 19 *Gaming Machines Regulation*;
- The Applicant maintains records relating to gaming machine prizes as per clause 15 *Gaming Machines Regulation*;
- No inducements as specified in clause 48 of the *Gaming Machines Regulation* are offered by the Applicant to gamble;
- Player information brochures in relevant community languages are kept in the Venue as per clauses 22, 23 and 24 *Gaming Machines Regulation*;
- Signage containing wordage as per clauses 26, 25 and 49 of the *Gaming Machines Regulation* are located in conspicuous positions in all gaming areas of the Venue;
- All jackpot link monitors are located in gaming or bar areas only;
- The identities of any prize winners are not published;
- The Applicant does not promote gambling outside the Venue, including not providing

gambling signage which draws attention to the availability of gaming machines in the Venue, includes a term or expression frequently associated with gambling or relates to gambling franchise or gambling business;

- The Applicant maintains records of its player loyalty scheme in compliance with clauses 42, 43 and 44 *Gaming Machines Regulation*;
- The Applicant operates its player loyalty scheme in accordance with section 45 of the *Gaming Machines Act*, specifically provisions relating to the promotion of cash prizes over \$1,000, exchanging prizes for cash, redemption of bonus points for cash and advises of availability of player activity statements upon request;
- All gaming machines at the Venue are located in areas which do not attract members of the public who are outside the Venue or are contrary to public interest;
- The Applicant operates its gaming machine operations in accordance with the ClubsNSW Code of Practice;
- No minors are ever allowed access to gaming areas of the Venue;
- Strong links are maintained with established referral systems problem gambling counselling services;
- The Applicant operates the ClubSafe self-exclusion scheme in compliance with clause 47 *Gaming Machines Regulation*;
- Consumer information on the chance of winning maximum prizes and jackpots is made available in the gaming area;
- Gaming machines notices on the dangers of excessive gambling are placed in all required areas;
- Signage on the unavailability of credit facilities, both through access to credit funds via Automatic Teller Machines and through no facility at the venue;
- No cashing of third party cheques is possible;
- Clocks are clearly visible in all areas of the Venue as per clause 28 *Gaming Machines Regulation*;
- No gaming cash payments over \$2,000 are made;
- No cash prizes in gaming promotions;
- Only the provision of opt-in marketing is undertaken and only as part of the Applicant's full suite of promotions;
- All direct advertising of gaming is contained within the Venue premises and is not visible outside the Venue; and
- The availability of player activity statements by players upon request is well known.

2.2 The Applicant has also implemented additional measures to ensure compliance with amendments to the Gaming Machines Act 2001 and associated Regulation, this includes:

- No ATM in the Venue permits the dispensing of cash withdrawn from a credit account
- Any unclaimed prizes are now processed as follows:
 - The Applicant places any unclaimed jackpot winning tickets not claimed within 12 months in a conspicuous area of the Venue for one month;
 - Any unclaimed gaming machine tickets or jackpots not claimed during the 12 month period are now to be paid into the Community Development Fund;
- All prize winning cheques now clearly state - 'Prize winning cheque – cashing rules apply'; and
- Individuals who has self-excluded must apply in writing after their initial exclusion period before they are allowed re-entry to the Venue.

- 2.1 The Applicant is a member of ClubSafe, and has adopted its best practice guidelines and policies. As such, the Applicant goes beyond compliance with current legislation.

3 LOCAL COMMUNITY

3.1 Definition of Local Community

- 3.2 The Legislation provides that there must be a positive contribution from approval of the Application. The approach to which the Applicant has defined its Local Community has been developed through its analysis of its membership penetration in the surrounding area. Generally a registered club will have a membership penetration in urban and semi-urban areas of approximately 5kms. This assessment is linked heavily to legislative requirements pertaining to compulsory membership of any person residing within 5kms of the registered club in question. In the context of the information set out above, the Local Community is defined as encompassing:

- The following suburbs: Burrill Lake, Dolphin Point, Kings Point and Mollymook; and
- Parts of the following suburbs: Mollymook Beach, Ulladulla.

- 3.3 It is submitted therefore, that this defined area meets the requirements of the Act, Regulation, and Guidelines. A map of the Local Community is included in Appendix 3.

4 DEMOGRAPHY

- 4.1 Shoalhaven LGA is located on the south coast of NSW, approximately 145km south of Sydney, and incorporates a mix of 109 popular beaches, stretched over 160km of coastline. There are over 35 regional towns in the LGA, and tourism is a large factor of the area's economy due to the pristine natural outdoor spaces. In June 2006, its population was estimated at 88,405 and 43.8% of people fully owned their dwellings compared to the NSW average of 32%. In 2006, 76% of the population was aged 18 years and over which is comparable to NSW at the same period. The median age of people residing in the LGA in 2006 was 44 years compared to the state median of 37 years. 81% of the population is Australian-born. The population of the Shoalhaven LGA grew at an annual rate of 1.3% between 2010 and 2011 which was the fastest growing NSW coastal LGA at that time.
- 4.2 Shoalhaven LGA has a SEIFA (2006 social-economic index of relative advantage-disadvantage) of 947, which is slightly lower than the State average of 978. An alternative measure of SEIFA is provided by the ABS. Each LGA in NSW has been ranked in deciles (ranges of 10 percent). The first decile denotes the most disadvantaged LGAs, the tenth decile, the most advantaged. Shoalhaven LGA falls in the fifth decile. It therefore ranks in the middle of all NSW LGAs. The advantage of using this method to analyse SEIFA is that it allows comparison with all LGAs, not simply a State average, which is skewed by a small number of very high SEIFA estimates for certain LGAs. This is emphasised by the fact that in 2006 only 50 of 151 LGAs (excluding Unincorporated NSW) or 33.1% of all LGAs, had a SEIFA in excess of the NSW average.
- 4.3 The LGA is characterised by its relatively younger and growing population. The proportion of the population who are married is relatively high at 54%, compared to the Australian figure of 49.6% and represents the family orientated nature of the population.
- 4.4 The LGA is characterised as one where residents enjoy a range of lifestyle options, recreational activities and work opportunities and is a popular visitor destination due to its spectacular natural

environment. The LGA is also experiencing vast population and economy growth. Demographic indicators show that unemployment in the LGA was quite high at 9.2%, however 21.2% of Shoalhaven residents are aged 65 and over, therefore a high amount of retirees would affect this percentage. As discussed earlier in this document, the LGA is experiencing significant population growth which is expected to continue for the immediate future.

5 POSITIVE CONTRIBUTIONS

5.1 General

5.2 The granting of the Application will yield a significant social and economic benefit for the Local Community and LGA through a number of major and ancillary positive contributions, including:

- Community based redevelopment of West Ulladulla Sports Park, including:
 - a. Netball court surfaces;
 - b. Cricket nets;
 - c. Parking and access works; and
 - d. Lighting of fields.
- Additional state taxes, employment and local expenditure

5.3 Community project at West Ulladulla Sports Park

5.4 West Ulladulla Sports Park is regularly used by a variety of local sporting organisations, including Shoalhaven Cricket Association (which has junior and senior players) and Shoalhaven Kangaroos Junior Rugby League Club. The Oval is also used regularly by Shoalhaven West Public School.

5.5 At present, the Park does not contain any safe surfaces for use by netball teams or cricket teams, or sufficient lighting for after-hour's competition. Work to improve these facilities are now underway, however funding restrictions are leading to Council reducing the original plans, and therefore certain sporting groups within the community will miss out. The development application for the work has been approved by Council, and the Federal Government has pledged \$1.3 million towards the \$1.6 million project. Further information pertaining to the planned construction of player/spectator facilities can be found in Appendix 5.

5.6 *The project*

5.7 The Applicant has been approached by Shoalhaven City Council to provide funds that will facilitate the enhancement of the planned facilities (as described above). These extra funds would allow for the upgrade of netball court surfaces, cricket nets, parking and access works and lighting of fields. The parking and access improvements will ensure more efficient entry and exit on busy days, and the lights will allow for sporting clubs, school users and individuals in the Local Community to utilise the facilities after dark. The inclusion of these additions to the planned facilities will serve to render them as safer, more user-friendly and more widely accessible.

5.8 *Amount to be contributed*

- 5.9 A positive contribution to the amount of \$50,000 in total will be donated by the Applicant pending the success of this Application. The Shoalhaven Community Strategic Plan 2010-2020 identifies the limited availability of State and Federal Government funding as one of the Council's key challenges in its attempts to deliver the various elements of its Strategic Plan and is indicative of the significance of the funding that the Applicant seeks to facilitate. The relevant section of the Community Strategic Plan is reproduced below:

OBJECTIVE 1.4 - A HEALTHY AND ACTIVE COMMUNITY - STRATEGIES

1.4.1 Provide and maintain a diverse range of high quality passive and active open space.

1.4.2 Manage and maintain sporting and recreation facilities for maximum community use and value.

5.10 *Benefit to the Local Community*

- *Lifestyle*

- 5.11 The Applicant's LGA and Local Community is characterised by the spectacular natural environment and growing population and economy. The Shoalhaven residents enjoyment of a range of lifestyle options and recreational activities indicates that the area is in particular need for appropriately appointed sporting facilities to accommodate their requirements. The Shoalhaven City Council's Shoalhaven Community Strategic Plan 2010-2020 identifies the improvement of recreational and leisure facilities as one of its goals (pg. 14). This coupled with the significant population growth of the LGA over the next 25 years provides added support to the need for improved recreational and sporting facilities in the area. Correspondence included as Appendix 4 from Shoalhaven City Council confirms that the local community and LGA will benefit from the redevelopment project.
- 5.12 The Oval is currently primarily used by junior rugby league and cricket players, as well as primary school students. Any enhancement of the appeal and usability of the sporting fields will serve to encourage more young people to make use of the site, whether by active participation in sport or as passive spectators, and will facilitate the safe and convenient use of the site by the Local Community's youth.
- *The provision of recreational pleasure and support for general health and well-being*
- 5.13 Sporting facilities such as ovals of this type have the potential to offer the enjoyment provided by either active or passive participation in sport as well as support for general health and well-being.
- 5.14 The generally poor quality of sports and leisure facilities as they are currently provided in the area is also an issue identified separately within the Shoalhaven Community Strategic Plan 2010-2020. The Council commissioned a community survey that was undertaken during the latter half of 2008, upon which this Plan is largely based. One of the key priorities to arise out of this process was the need to address the current substandard quality of local sporting facilities and lack of access to adequate facilities.
- 5.15 In their current state, the facilities available to users of the Oval are inadequate and render the site inconvenient and unappealing, and discourage its wider usage. The planned construction of a meeting/viewing room, kitchenette and amenities will go far to address this inadequacy and thereby meet the Local Community's recreational needs, as identified by local Council. However, these facilities would be markedly enhanced by the addition of a shaded viewing deck, allowing spectators

and players to view matches in a comfortable and convenient shaded outdoor space. Such an addition would no doubt add to the appeal of the Oval and thereby encourage more local residents to participate either actively by playing sport or passively as supporters and spectators.

- 5.16 The construction of a shaded viewing deck would also assist the Council in “providing, maintaining and monitoring shaded public environments to prevent skin cancer”, an objective detailed in the Social Plan 2005-2010 (p. 56). Such a deck would help to ensure the sun-safety of all those involved in playing and viewing sport at the Oval.

- *Accessibility for the disabled*

- 5.17 The wheelchair access ramp, another of the additions that would be made with funds generated by the granting of the Application, would benefit disabled residents of the Local Community and LGA in that, by increasing the accessibility of to the fields, it would encourage physically disabled individuals to participate more fully in the recreational life of the Community. Page 119 of the Social Plan states that “all people should have the opportunity to improve their quality of life through participation in a diversity of recreation opportunities”. It goes on to state explicitly that “people with disabilities” should be “welcomed and included in recreation, leisure and public space in Shoalhaven” (p. 128). In order to achieve these objectives, the Plan seeks that Council to “support the development of mixed use facilities available for recreation and leisure (modified where required)” (p. 128).

5.18 Additional employment

- 5.19 The revenue generated by the additional gaming machines will result in a further two part-time positions becoming available at the Venue. The benefits expense of the additional two positions will be approximately \$46,000 per annum.

5.20 Additional taxes

- 5.21 Additional annual state taxes are estimated to average \$225,000 at year three of operation of the additional gaming machines subject to this Application. The proportion of this amount which flows back to the Local Community (estimated on a per capita basis) is \$2,917.

5.22 Summation of positive contributions to Local Community

- 5.23 From this information it is estimated that the additional gaming machines will result, either directly or indirectly in an additional \$97,917 in funds, will directly benefit the Local Community.

6 CONCLUSION

- 6.1 This LIA, pursuant to Section 37 of the Gaming Machines Amendment Regulation 2009, defines the Applicant’s Local Community, details the positive contributions that the Applicant will provide to the Local Community if the Application is approved, and details the harm minimisation and responsible gambling measures that are in place at the Venue.
- 6.2 The Applicant is a community based registered club which provides needed community support through additional donations exceeding those required through CDSE contributions. The Venue provides a central meeting place for its Local Community, including numerous recreational and social facilities and opportunities existing for the benefit of members and guests. The Applicant is the major contributor to Rugby League in the local area, supporting sporting endeavours more widely through its various contributions.

-
- 6.3 The Applicant operates gaming at the Venue in compliance with mandated Legislative requirements and operates a best-practice style of interventions and procedures. The Applicant enforces this strict approach based on its House Policy on the Responsible Conduct of Gambling conducting regular in-house training for all of its gaming staff, each of whom holds qualifications in the Responsible Conduct of Gambling.
- 6.4 The positive contributions put forward in this LIA will not occur without the approval of the Application. There is no doubt that the planned construction projects at the local sporting ground in question will positively contribute to the Local Community of the Applicant in that they will improve the safety and convenience of the relevant site and thus result in increased utilisation of the recreational spaces they offer. The LGA is set to grow considerably over the next 25 years and is made up of a larger proportion of young people than NSW. There is considerable support for the project within the community as evidenced by Council's support of the project. Given the current population suffers from a lack of adequate community, recreational and sporting facilities will ensure there are some facilities for the local population. This project is substantial and is targeted specifically at the Local Community of the Venue.
- 6.5 It is therefore provided that the test as set out in the Guideline and Legislation is met and the Applicant submits that the Application should be approved.

Appendix 1

ClubSafe Responsible Conduct of Gambling Policy

Prepared by:



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IMPORTANT NOTICE

Machine Playing Conditions



These Conditions regulate and limit the rights and obligations of anyone who plays a gaming machine in the Club.
You should read them before playing any machine. Do not play any machine if you do not understand and accept all of these Conditions.

1. No patron is required to participate. Any playing of machines is at your sole option, discretion and risk.
2. Player information brochures are available. Please ask if you would like to know how to get one. Player brochures are for general information only and if there is any inconsistency with these Conditions, then to the extent of the inconsistency these conditions prevail.
3. You should not play any machine unless you completely understand -
(a) how you have to play it, and
(b) the combinations that you would have to get to win a prize.
4. If you disagree with anything done by the Club in connection with a prize or the playing of a machine, please ask about the Club's complaint handling procedures.
5. Machines must not be played by anyone under the age of 18 years.
6. These Conditions cannot be varied for you personally except by a document that sets out the change(s), expressly refers to these Conditions and is signed by an authorised Club officer.
7. These Conditions apply even where there are separate conditions stipulated for a particular machine or promotion or prize, except only where (and to the extent that) the Club expressly states in writing that it is amending these Conditions.
8. Payments may be withheld and the Police called if in the Club's opinion a machine or the circumstances show any sign of use of or interference with the machine which is unlawful or in breach of these Conditions or the Club has any reasonable suspicion of play in breach of these Conditions or which is otherwise improper.
9. A prize or purported prize will not be paid or awarded where in the Club's reasonable opinion it arises as a result of a machine malfunction; or as a result of any aspect of the operation, working, use or performance of the machine that was not intended or not reasonably anticipated by the Club (even if that aspect of the operation, working, use or performance of the machine was otherwise predictable); or (without limiting the previous general words), where the winning combination showing has not been registered in the machine. The Club's decision is final.
10. Various legal requirements binding on the Club in some circumstances are mandatory and cannot be varied. If any such requirement is inconsistent with these Conditions then the legal requirement prevails but only to the extent of the inconsistency.
11. You must not play any machine which the Club has marked as malfunctioning or otherwise in some way marked or indicated as withdrawn from play. The Club will not pay any prize won on any such machine.
12. At any time when requested by the Club a player must provide their full name and address plus details of the basis on which they are on the Club's premises, with such documentary proof as the Club reasonably requires. The Club may prevent you from playing or continuing to play any machine if you do not satisfactorily comply with this requirement.
13. Club employees and former employees, and contractors and suppliers to the Club (and their officers and staff) must observe all relevant restrictions imposed by the Club from time to time regarding such persons. Without limiting those general words, an employee must not play machines whilst on duty nor during meal or rest periods or other breaks from duty. Prizes won by an employee or former employee, or by a contractor or supplier (or one of their officers or staff) when playing a machine in breach of this Condition, will not be awarded or paid.
14. Only coins and notes of Australian legal tender are to be used to play gaming machines and that must be in accordance with the particular requirements of any particular machine as noted on that machine.
15. You may reserve not more than one machine at a time and then for a maximum of 15 minutes. However, the Club may in any particular case decide in its discretion not to allow a machine reservation to continue. The Club has no liability to you if you reserve a machine but for any reason that machine is played by some other person. The Club may in its discretion but without limiting the other provisions of this condition, allow particular types of players to reserve more than one machine or to reserve a machine for a longer period.
16. The Club may reserve any number of machines for the exclusive use of full members or for a particular promotion or activity. If you are not entitled to play a machine under any such particular arrangement then you are not entitled to claim any prize won on the machine whilst it is so reserved.
17. A prize will not be paid unless the winning combination is seen by an authorised staff member of the Club and verified for payment according to the Club's standard procedure for paying prizes.
18. A prize will not be paid if it is won before the opening time of the Club, or after the announced closing time of the Club.
19. The Club has the right to ensure that every prize, short pay and machine refill is played off.
20. The Club may refuse any person the right to play or to continue to play a gaming machine in its discretion at any time without giving any reason.
21. You must immediately report to an authorised Club staff member any machine that is able to be operated without using the correct legal tender or without reducing the credit meter by an appropriate amount or that is malfunctioning in any other way, and you must stop playing that machine.
22. You must also immediately report to an authorised Club staff member any machine that overpays or pays other than the correct amount for a winning combination, and you must stop playing that machine.
23. Any property, including money, left by players in or on an unattended machine must be reported and returned to the Club for appropriate action.
24. If you do not report a malfunction as required then you may be liable to the Club for damages suffered by the Club as a result.
25. You must not tilt, rock, move damage or interfere with a machine or do anything calculated or likely to interfere with the normal operation of a machine, or do anything prohibited by law.
26. Cheating in relation to a machine is a very serious criminal offence carrying a maximum penalty of \$11,000.00 or imprisonment for 12 months, or both, for each offence.
27. Prizes are not payable to any player, and may not be claimed by any person, who is under the age of 18 years or who is not either a financial member, provisional member, temporary member or honorary member, or a bona fide guest of a member and on the premises in compliance with all requirements of the law and the Club's Constitution and playing the machine in the reasonable company of the member concerned.
28. Prizes or accumulated credits over \$2,000.00 will, and prizes of less than that amount may be paid by crossed cheque payable to the prizewinner, or by EFT where that is requested by the prizewinner and those means are available to the Club.
29. Monetary prizes and stored or accumulated credits will be paid within 48 hours of a request for payment from the prizewinner. The Club in its discretion may pay part of a prize or of a stored or accumulated credit, in advance of paying the balance.
30. A prize may be awarded in a non-monetary form. Where a prize is awarded in a non-monetary form there is no option to take the prize in any other non-monetary form except as the Club may have separately specified in writing for any particular machine or promotion. The prizewinner does have the choice of being paid instead. The prize will be awarded as stated in the Club's published information, or if no time has been specified then within 48 hours of a request from the prizewinner.
31. Where a prize is not awarded or paid immediately after the prizewinner has requested it, the Club will give the prizewinner a written acknowledgment of the prizewinner's entitlement to the prize.
32. For a monetary prize, the Club will pay the prizewinner an amount equal to but not exceeding the value of the credits accumulated by the prizewinner from playing the relevant machine.
33. Except as specified by the Club in writing or by legislation for any particular machine or promotion, all prizes are paid in cash. The Club keeps certain records in relation to machines and prizes. Players must cooperate with the Club regarding the keeping of those records.
34. If the Club offers any machine which is operated as part of an inter-club linked gaming system (no matter what that system is named) then -
(a) to the maximum extent permitted by law, progressive jackpots (and other similar prizes) are payable by TAB limited or other operator of the linked gaming system alone and the Club has no liability to pay, and gives no representation or warranty concerning, any such jackpot, prize or other benefit offered by that operator;
(b) any other specific Conditions applicable to the relevant linked gaming system, including those notified by the operator of the linked gaming system, apply. If there is any inconsistency, then as between you and the Club (except as any other Conditions promulgated by the Club may expressly provide) these Conditions prevail to the extent of the inconsistency to maximum extent permissible at law;
(c) the Club may if it chooses act as the representative or agent of the linked gaming system operator eg. to facilitate payment of a progressive jackpot or prize. However, that does not waive or affect these conditions all of which continue to apply.
35. The Club may immediately withdraw a machine or any progressive system from play if the Club in its absolute discretion suspects a malfunction. If the machine is of a progressive type then the Club will have the machine repaired as soon as practicable.
36. Only the actual prizewinner may claim or receive payment of a prize. They must do so in person at the club's premises. The Club may in its absolute discretion waive this condition.
37. If the Club in good faith pays or awards a prize to someone appearing to the club to be or to duly represent the prizewinner, then the maximum extent permitted by law that payment or award fully discharges the club from all liability to the prizewinner in relation to that prize.
38. If the Club provides any gaming machine ticket (as defined in the Gaming Machine Regulation 2002 as may be amended from time to time) then -
(a) The ticket may only be redeemed at the place or places at the Club's premises which are designated by the Club.
(b) The ticket may be redeemed at the Club's election in cash or by cheque or both.
(c) The Club may refuse to redeem the ticket if the Club is not satisfied that the person claiming in respect of the ticket or if that person does not provide documentary proof of identity and their signature and provide and let the Club take from that documentary proof of identity the following information - their full name and address; the identifying numbers or letters of the document proving their identity; and the full name, address and signature of the person claiming in respect of the ticket (if different to the person presenting the ticket).
(d) Claims may be made for undetected tickets at any time when the Club is open for trading.
39. The Club may still publish information relating to the type or value of any prize won and the venue or geographic location where it was won, even if the prizewinner requests in writing that nothing disclosing the prizewinner's identity be published.
40. By accepting or redeeming a prize, a prizewinner consents to use of their name and likeness for marketing purposes (until they request the Club in writing given to the Club or an employee of the Club that anything disclosing their identity not be published), based on the winning of the prize and without additional compensation.
41. Nothing in these Conditions affects anything contained in any self-exclusion deed which you may sign. The Club is entitled to rely on every provision in any self-exclusion deed signed by you (whether or not the deed is titled as a self-exclusion deed), despite anything in these Conditions.
42. Any other specific Conditions applicable to any particular machine, promotion or prize apply. If there is any inconsistency, then (except as those other conditions may expressly provide) these Conditions prevail to the extent of the inconsistency.
43. A member who breaches any of these Conditions is liable to disciplinary action by the Club in addition to any disqualification from claiming a prize and any other lawful penalty.
44. The Club may withdraw or amend these Conditions at any time in its absolute discretion. Any change becomes operative immediately it is displayed anywhere at the Club.

IS GAMBLING A PROBLEM FOR YOU?
G-LINE (NSW) IS A CONFIDENTIAL, ANONYMOUS & FREE COUNSELLING SERVICE
FREE CALL 1800 633 635

Appendix 2

Map of Ulladulla

Prepared by:



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Ulladulla NSW

VENUE •



Appendix 3

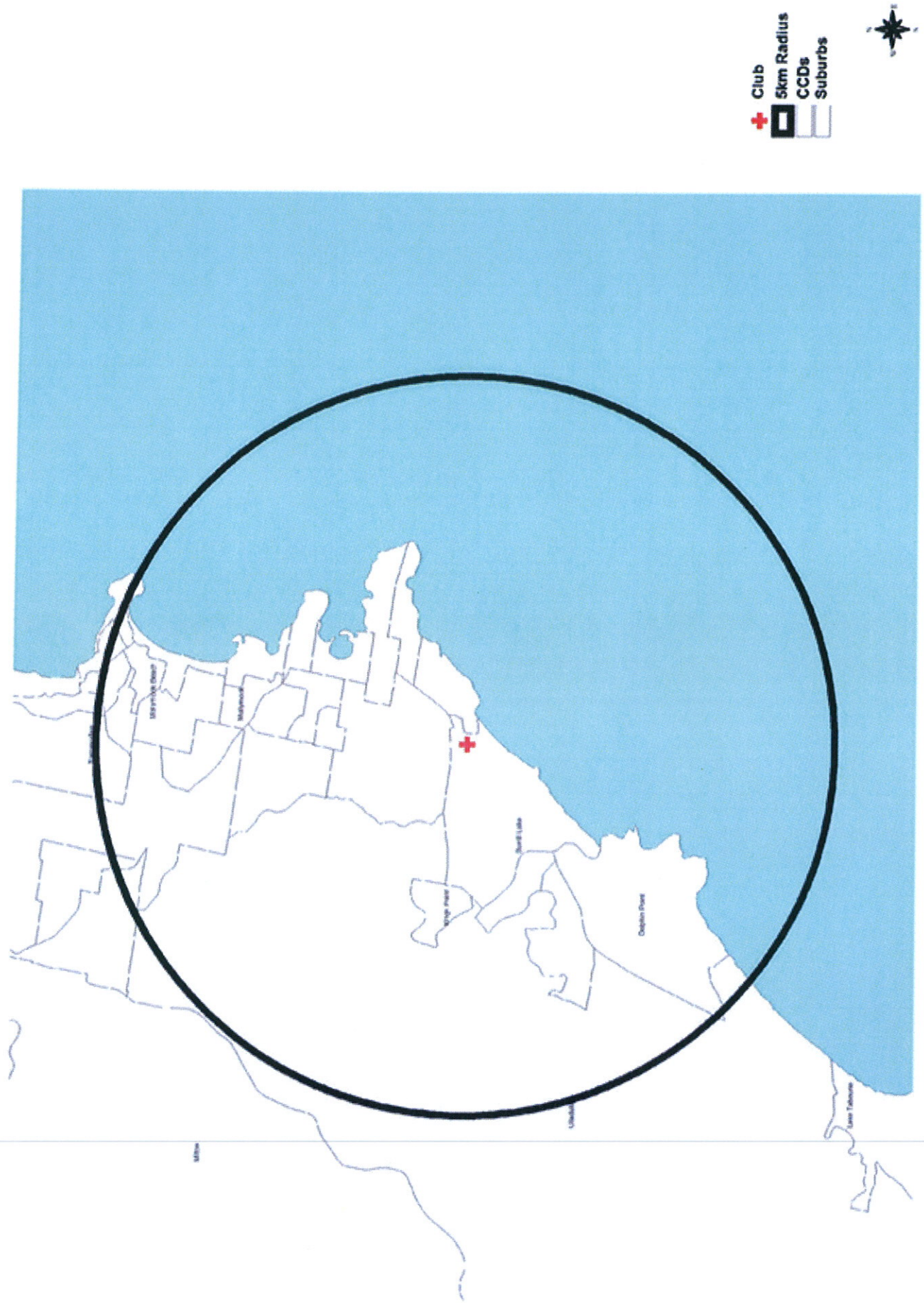
Local Community Map

Prepared by:



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Appendix 4

Layout of Venue

Prepared by:



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Appendix 5

Council correspondence regarding project

Prepared by:



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City Administrative Centre
Bridge Road, Nowra NSW Australia 2541
Phone: (02) 4429 3111 • Fax: (02) 4422 1816 • DX 5323 Nowra

Address all correspondence to
The General Manager, PO Box 42 Nowra NSW Australia 2541

COUNCIL REFERENCE: 27093E (D12/75337)
CONTACT PERSON: Peter Adams

RECEIVED 11 April 2012
13 APR 2012

The Secretary Manager
Darryl Bozicevic
Milton Ulladulla Ex-Servos Club Limited
PO Box 126
ULLADULLA NSW 2539

BY:

By email only: darryl@ulladullaexservos.com.au

Dear Darryl

**Application to Office of Liquor, Gaming and Racing –
Ulladulla Milton Ex-Servos Club**

The purpose of this letter is to confirm that a community project that would benefit from contribution by the Club is the West Ulladulla Sports Park.

As you are aware, Shoalhaven City Council is undertaking a major multi sport facility at West Ulladulla. While the project significantly improves some sports facilities, and provides some new facilities, there is a range of important components not able to be funded. These include but are not limited to:

- Netball court surfaces
- Cricket nets
- Parking and access works
- Lighting of fields etc

I would be very happy to discuss this project in further detail should you wish to.

If you need further information about this matter, please contact me on (02) 4429 3470.
Please quote Council's reference 27093E.

Yours faithfully

A handwritten signature in black ink, appearing to read "Peter Adams".

Peter Adams
Director Strategic Planning & Infrastructure Group

Appendix 5

Preliminary Drawing of West Ulladulla Sports Park

Prepared by:



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