# **Local Impact Assessment Class 1 Application**



# Muswellbrook R.S.L. Sub-Branch Club Limited



# **CONTENTS**

Contents	Page 1
Executive Summary	Page 2
Map of Club Location	Page 3
	Page 3
1.0The Club	Page 3
2.0Benefits to the Local Community	Page 3
	Page 3
2.2Increased Employment Opportunities	Page 4
2.3Increase Economic Activity in the Local Region	
2.4Gaming Machine Expenditure	Page 4
2.5Increased Spend on Community Grants	Page 4
2.6Increased Taxes to Benefit NSW	Page 4
2.7Overall Poker Machine Reduction	Page 4
2.8Current Community Development Support Expenditure	Page 5
3.0Advertising, Promotions and Inducements to Gamble	Page 5
3.1Car Park Électronic Surveillance	Page 5
3.2Monitoring Procedures	Page 5
3.3Compliance Committee	Page 5
3.4Gaming Related Staff Requirements and Training	Page 5
3.5Problem-Gambling Counselling	Page 6
3.6Harm Minimisation and Responsible Gambling Measures	Page 6
3.7In-House Gaming Policy	Page 7
3.8Self-Exclusion Scheme	Page 7
4.0Profile of Muswellbrook LGA	Page 7
	Page 8
4.2Map of Muswellbrook LGA	Page 8
5.0 Conclusion	Page 8



#### **EXECUTIVE SUMMARY**

- Submission for Muswellbrook R.S.L. Sub-Branch Club Limited: Licence # 239918, LGA Band 2, Class 1 Application.
- The Club Premises are located at 113 Bridge Street, Muswellbrook NSW 2333 and is incorporated in the Muswellbrook Local Government Area (LGA), classified as in Band 2 by the Casino, Liquor and Gaming Control Authority as part of the Gaming Machines Amendment Act 2008 No 99. As such, a Class 1 Local Impact Assessment is submitted, requesting a poker machine threshold increase of 6 poker machines, which constitutes a low range increase according to this same Act
- Muswellbrook R.S.L. currently holds 74 approved entitlements for gaming machines and thus an increase of 6 poker machines would bring this overall total to 80.
- The forecasted revenue before costs and State Taxes from the extra 6 poker machines is \$289,300 per year. After all related taxes and internal expenses are taken into account this figure is estimated at \$207,864. (Est. based on 2011 tax rates and poker machine expenses averaged for 6 additional Machines)
- Positive outcomes for NSW and specifically the Muswellbrook community are the expected increase in employment opportunities both directly and indirectly as a result. The Club's employment prospects may extend with the likelihood of and additional \$21,883 allocated for this purpose. This additional amount, when fully operational and where necessary, will be spent yearly on wages within the Club.
- The projected annual net profit from the 6 additional poker machines of \$34,644 per machine, would allow the Club to support and maintain its current affordable pricing levels and assist with funding of the club's Financial Liabilities of \$2,929,738.
- Predominantly, by the exponential growth in Revenue, the Club would reasonably expect increases in its CDSE Category 1 spend and significantly, by a special allocation of \$12,000, being \$6,000 per annum for 2 Years, This amount to be contributed above the Standard Contribution to the Category 1 Fund, to allow for projects to be undertaken for the local community. The Club will allocate the funds to Muswellbrook District Hospital, the Muswellbrook branch of Mission Australia's gambling counselling service and the Upper Hunter Drug & Alcohol Services.
- The direct benefit to NSW would be an expected increase of \$56,413 in poker machine taxes.
- The Club adheres to all harm minimisation and responsible gambling measures stipulated in the Liquor Act 1982 No 147, Gaming Machines Regulation 2002 and the Gaming Machines Act 2001. Muswellbrook R.S.L. Sub-Branch has also adopted the Clubs NSW Registered Clubs Responsible Conduct of Gambling Code "Best Practice Guidelines", and is a member of the ClubSafe Responsible Gambling Program.
- The Club follows all Responsible Gambling Polices.
  - All gaming related staff at Muswellbrook R.S.L. Club are required to undertake in-house training, as well as completing a Liquor Administration Board approved Responsible Conduct of Gambling course (RCG).
  - > The subsequent information will establish that the Muswellbrook community will benefit by the increase of 6 x poker machines.

#### **Muswellbrook R.S.L. Map Location**



- 2 -

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### Introduction

The following submission outlines an application for a threshold increase of 6 poker machines for Muswellbrook R.S.L. Sub-Branch Club Ltd pursuant to the recently amended Gaming Machines Act 2001.

In accordance with sections 32 to 37 of the Gaming Machines Amendment Act 2008 No 99, a submission follows for a Class 1 Local Impact Assessment, detailing the benefits the club will provide to the local community, as well as the range of harm minimisation and responsible gaming measures employed by the Club. A copy of this Local Impact Assessment is available for public inspection at the Club during operating hours.

It is projected an extra 6 poker machines, when fully operational, are forecast to generate \$207,864 in profit after Costs and Taxes. (Estimates calculated from 2011 financial report)

This amount would assist and may be utilised to reduce Muswellbrook R.S.L. Club's Financial Liabilities in conjunction with improved services for the Club.

### 1.0...The Club

Muswellbrook R.S.L. Club is located in the Muswellbrook City Council Local Government Area, classified as Band 2 by the Casino, Liquor and Gaming Control Authority as part of the Gaming Machines Amendment Act 2008 No 99. The Club occupies a site at 113 Bridge Street, Muswellbrook NSW 2333.

The club was formed in 1947 and has been in operation for 64 Years. Muswellbrook R.S.L. Club currently holds 74 approved gaming machines and provides a range of food and beverage services, regular entertainment, free entertainment (small cover charge applies), promotions, TAB & Keno services.

Muswellbrook RsI currently has circa 5,800 members.

The club has strong relationships with Muswellbrook Rams RLFC. Muswellbrook Bowling Club and the Tennis Club.

Muswellbrook R.S.L. Club have 31 staff...11 Permanent/13 Permanent Part Time and 7 Casual. The Club also have 2 full time and 3 casuals employed at the Club Motel which was purchased in June 2010. The Club's Motel (Centabrook Motor Inn) is a 20 room facility which is utilised by Members and Guests of the Club.

The club also operates a Courtesy Bus between 12.00 noon to 11.30 pm daily and provides 200 parking spaces for our members and their guests.

In August 2009 we opened our \$1.3 million renovated Auditorium which now offers the local community a function room that caters for up to 300 people or can be divided into 3 seminar rooms.

It is used for Charity Functions/School Formals/Presentation nights/Weddings/Birthday Parties/Wakes/Seminars etc. In February this year we renovated our TAB to provide our Members and guests with the latest in TAB technology at a cost of \$50,000.

In September this year we upgraded all the furniture in the Club which included the Main Lounge/Bistro and TAB at a cost of \$90,000

The additional income generated by the increase in entitlements, will benefit both the club and the community, by engaging additional employees and greater community funding. This increase of 6 poker machines will provide positive community benefits if approved.

## 2.0...Benefits to the Local Community

Several of these expected benefits are of increased employment, upholding of the club's pricing & services, enhanced spend in the local area and most importantly, a significant increase in CDSE spend should offset any negative outcomes.

#### 2.1...Local Community Related Issue

Due to the legislative requirements expressing compulsory membership for those patrons who reside within 5km of the venue, studies have shown that the majority of members & visitors are found to have been sourced within the scope of that range. The conclusion being that any improvements bought about by the approval of this application would be for the greatest benefit to the local community.



- 3 -

### **2.2...Increased Employment Opportunities**

With further refurbishment planned for the club, there is a real prospect for additional local employment opportunities. The growth of the club depends on this additional income, which will benefit both the community and the Club by engaging both additional employees and providing greater community funding. To further define this, the additional poker machines would necessitate additional staff to cover the expected increase in demand for food, beverages, payouts and general customer service on the gaming floor. The additional 6 Gaming Machines applied for, have the potential to generate additional net revenue of \$207,864 per year, thus the expectation is that staff and wages would increase exponentially on approval of this application. (Estimates calculated from 2011 financial report)

This increase in gaming machines would also provide increased opportunities for employment for both internal employees and external businesses. With an extra 6 poker machines, additional furniture, stools and signage are just a small portion of the changes required to the Floor area in the implementation phase. Furthermore, the projected increase in revenue through the extra poker machines foresee accelerated plans for additional facilities within the Club, which would result in further increases in employment, both directly and indirectly.

Any increase in employment would be extremely beneficial within the Muswellbrook LGA, particularly in the current economic climate where the anticipated unemployment rate expects to rise steadily. Given the great majority of our staff are drawn from our local community; a further benefit will be to keep additional funds local to the region.

## 2.3...Increase Economic Activity in the Local Region

The projected increased revenue from the extra gaming machines are expected to allow greater proliferation of the Club's services and entertainment mix and thus attract visitors from outside the region, which will create further revenue injections into the community. A more attractive entertainment and gaming venue may potentially limit Muswellbrook residents from visiting venues outside the area, keeping their funds within the Muswellbrook community.

## 2.4...Gaming Machine Expenditure

The club currently operates 74 gaming machines. The net gaming revenue was \$3,568,043.52 for the 2011 year. The net profit after costs and Taxes was \$2,563,664.32.

## **2.5...Increased Spend on Community Grants**

Muswellbrook R.S.L. Club's CDSE spend has exponentially increased compared to \$43,577 in 2007, by 8% in 2008 (\$47,366), 25.18% in 2009 (58,240), 29.94% in 2010 (\$62,200) and 41.61% in 2011 (74,633). The projected increase in revenue from an extra 6 poker machines would provide the Club with the means to further increase community expenditure in order to support the local community.

Any further increases expected by the additional gaming machines, will have a positive effect on the community of Muswellbrook, who obviously benefit greatly from the Club's support.

Provided this application is approved, Muswellbrook R.S.L. Club will contribute an additional \$12,000 over 2 years at the rate of \$6,000 per annum to the CDSE Category 1. As there is no Local Committee in Muswellbrook, all additional funding will be managed by the Sub-branch Welfare Officer. The additional Funds will be allocated above and beyond all standard CDSE Contributions. The Club will allocate the funds to **Muswellbrook District Hospital**, the **Muswellbrook branch of Mission Australia's gambling counselling service and the Upper Hunter Drug & Alcohol Services**.

## 2.6...Increased Taxes to Benefit NSW

Poker machine taxes would exponentially increase if gaming revenue were to increase. It is anticipated, that the projected increase in revenue from 6 poker machines of \$207,864 in a year, would lead to a further \$56,413 paid to the NSW Government by Muswellbrook R.S.L. Club in poker machine tax, which would in turn, be utilised to provide necessary services to the people of NSW. GAMING MACHINE TAX ACT 2001-Par 5. (Estimates calculated from 2011 financial report)

#### 2.7...Overall Poker Machine Reduction

To gain an increase of 6 poker machines, Muswellbrook R.S.L. Club would be required to purchase 9 and relinquish 3 to the NSW State Government to dispose of. This would lead to overall decrease statewide of 3 poker machines.



- 4 -

## 2.8...Current Community Development Support Expenditure

Expediture Summary - Total Expediture on Community Development and Support								
	Catergory	Catergory				Catergory	Catergory	
CDSE - 2007	1	2	Total		CDSE - 2008	1	2	Total
Cash Donations	\$16,467	\$10,450	\$26,917		Cash Donations	\$16,060	\$19,756	\$35,816
In-Kind Donations	\$8,839	\$7,820	\$16,659		In-Kind Donations	\$3,520	\$8,030	\$11,550
Total	\$25,306	\$18,270	\$43,576		Total	\$19,580	\$27,786	\$47,366

	Catergory Catergory		
CDSE - 2009	1	2	Total
Cash Donations	\$21,300	\$33,600	\$54,900
In-Kind Donations	\$480	\$2,860	\$3,340
Total	\$21,780	\$36,460	\$58,240

	Catergory	Catergory Catergory	
CDSE - 2010	1	2	Total
Cash Donations	\$21,200	\$32,420	\$53,620
In-Kind Donations	\$4,180	\$4,400	\$8,580
Total	\$25,380	\$36,820	\$62,200

	Catergory	Catergory	
CDSE - 2011	1	2	Total
Cash Donations	\$27,833	\$39,100	\$66,933
In-Kind Donations	\$1,760	\$5,940	\$7,700
Total	\$29,593	\$45,040	\$74,633

## 3.0...Advertising, Promotions and Inducements to Gamble

Muswellbrook R.S.L. Club does not offer any unlawful inducements to gamble such as free or discounted liquor promotions to gamblers or any schemes that allow distribution of free gambling credits to gaming machine players.

The Club does not use the word Casino in any description or promotion of the Club in signs or any advertising or promotional material, which is visible or audible from outside the premises. The Club's gaming machine signs comply with Section 44 of the Gaming Machines Act 2001. The Club will not publish in any form information that identifies a winner of a prize, if requested not to do so in writing.

#### 3.1...Car Park Electronic Surveillance

To assist in complying with legislation and general public safety, surveillance cameras enable management to:

- Monitor car park to ensure that children are not left unattended in motor vehicles
- Monitor the behavior of club patrons

#### 3.2...Monitoring Procedures

Regular and thorough monitoring checks are completed as follows:

- Gaming machine sticker warnings are checked on a daily basis by gaming staff
- The Gaming Manager completes a monthly compliance checklist

This monitoring process is thorough and exceeds the minimum requirements, further emphasising the Club's commitment to ensuring a safe gambling environment to its patrons.

# 3.3...Compliance Committee

Operated by the Senior Executives of Muswellbrook R.S.L. Club, the Responsible Conduct of Gambling Compliance Committee, monitors the club's implementation of Responsible Conduct of Gambling policy, evaluates procedures and relevant issues, oversees the quarterly Responsible Conduct of Gambling audit, review's incident logs and if necessary investigates breaches.

### 3.4...Gaming Related Staff Requirements and Training

All staff who undertakes in any gaming-related duties, have all completed a Liquor Administration Board approved Responsible Conduct of Gambling course (RCG). As a member of ClubSafe, all staff has trained in the ClubSafe program and additional training has been provided for gaming area staff and Duty Managers in assisting problem gamblers and processing self-exclusions. This training goes beyond the minimum requirements of the legislation and focuses on how staff can properly assist problem gamblers. The ClubSafe Manual is available to all staff for training and revision purposes for responsible gaming procedures



- 5 -

### 3.5...Problem-Gambling Counselling

Muswellbrook R.S.L. Club is a member of the "ClubSafe" program. ClubSAFE is the club industry's Responsible Conduct of Gambling Program.

Details of ClubSafe are available at:

(http://www.clubsnsw.com.au/Content/NavigationMenu/AboutUs/ClubsNSWServices/ClubSAFEProgram/default.htm)

Initially developed by ClubsNSW with significant input from the Australian Institute for Gambling Research, ClubSAFE is a comprehensive package designed to help registered clubs manage responsible gambling operations that meet legislative requirements and community expectations

ClubSAFE is recognised as the market leader in offering a comprehensive and affordable program so clubs can easily manage compliance with the Gaming Machines Act

The club displays a notice of the name and contact details of this and other providers. If a patron enquires about problem gambling counselling, staff will ensure that the person is made fully aware of ClubSafe, G-Line, Mission Australia, Singleton, or any other provider near the gambler's residence. Any person identified as a problem gambler, will also be advised of the Club's Self-Exclusion Scheme. ClubSafe brochures, detailing information on counselling and the G-Line service, are also prominently displayed and readily available at the Club. The club and all staff take an active role in ensuring this information is available and known to any potential problem gamblers.

# 3.6...Harm Minimisation and Responsible Gambling Measures

In order to provide a responsible gambling environment and comply with the relevant legislation, Muswellbrook R.S.L. Club has adopted the Clubs NSW Registered Clubs Responsible Conduct of Gambling Code of Practice – Best Practice Guidelines and is a member of the Club Safe Responsible Gambling Program. The Club has lodged a Responsible Gambling Affidavit with the Liquor Administration Board.

Furthermore, it has made all necessary changes to comply with the requirements of Gaming Machines Regulation 2002 and the Gaming Machines Act 2001. Details of the Act and recent Amendments are available for viewing at: (http://www.legislation.nsw.gov.au/fullhtml/inforce/act+49+1999+ed+0+Y?)

Relating directly to Schedule 2 Amendment of Liquor Act 1982 No 147, Section 125D, Responsible conduct of gambling activities, (exert show below) the Club complies with all aspects of this legislative framework.

# Section 125D...Responsible conduct of gambling activities

- (1) The regulations may make provision for or with respect to requiring or encouraging the adoption of responsible practices in relation to the gambling activities that may lawfully be conducted at licensed premises.
- (2) In particular, the regulations may make provision for or with respect to the following:
- (a) Restricting or prohibiting the conduct of promotions or other activities (including advertising),
- (b) The standards to be observed on licensed premises for the conduct of responsible gambling activities,
- (c) Requiring licensees, managers or other persons involved or proposing to be involved in the conduct of gambling activities at licensed premises to undergo courses of training that will promote responsible practices in the conduct of those activities,
- (d) The prohibition or restriction of the offering of inducements, or inducements of a kind, specified in the regulations,
- (e) The information to be provided and signs to be displayed about gambling activities at licensed premises,
- (f) The notices to be displayed with respect to the availability of counselling in respect of financial, social or other problems that may arise in connection with gambling,
- (g) Requiring facilities on licensed premises for the withdrawal or transfer of money from banks and authorised deposit-taking institutions (such as ATMs and EFTPOS) to be installed or located in parts of the premises that are separate from parts of those premises where gambling activities are conducted,
- (h) The provision of anonymity at the request of a gambler who has won a major prize.
- (3) The regulations under this section may create offences punishable by a penalty not exceeding 50 penalty units.
- (4) It is the intention of Parliament that regulations under this section will be made as soon as practicable after the date of assent to the Gambling Legislation Amendment (Responsible Gambling) Act 1999.



- 6 -

### 3.7...In-House Gaming Policy

Muswellbrook R.S.L. Club has adopted the following responsible practices to comply with the above regulation:

- Provides gambling services and practises that conform to all applicable acts & regulations.
- Not permitting minors (under 18) in gaming area.
- Ensuring all legislative requirements related to cheque cashing, payment of winnings and financial transactions are implemented and encouraging patrons to develop responsible practises in the use of finances for gambling purposes.
- Not giving credit. Not cashing cheques.
- Ensuring all winning payments over \$2,000 are paid by cheque.
- Providing and maintaining a pleasant and safe gambling environment.
- Providing an effective self exclusion scheme and encouraging patrons to take responsibility for their gambling activity.
- Promoting G-line and other gambling counselling services.
- Ensuring that all approved signage is on gaming machines and ATM's.
- Displaying approved information brochures in the gaming area and throughout the club.
- Placing clocks throughout the gaming area.
- Promoting responsible gambling practises that conform to local community standards and expectations.
- Practising responsible advertising and promotions related to gambling and ensuring compliance with relevant legislation.
- Responsible handling of personal information relating to gambling patrons to protect their rights of privacy.
- Informing and training staff of legislative requirements and harm minimisation issues and the risks of not complying and taking appropriate steps to promote patron and employee care.

### 3.8...Self-Exclusion Scheme

Muswellbrook R.S.L. Club has adopted the ClubSafe self-exclusion scheme. Appropriate staff training has ensured that staff knows when to talk to patrons about self-exclusion and how to process their request. As part of this scheme, the Club:

- The club or an employee cannot refuse a participant's request to participate in the scheme.
- On receipt of a request, the Duty Manager will explain the process to the person and present the relevant documentation.
- Allows a participant to obtain independent legal or professional advice, at the participant's expense, before signing the appropriate forms as to the meaning and effect of the undertaking.
- Ensures that all participants sign a written undertaking not to gamble in the Club which clearly states the period of exclusion. Furthermore, the Club does not allow a participant to withdraw from the undertaking without the consent of ClubSafe, G-Line and Mission Australia, Singleton, who will ensure the participant, undergoes a rigorous assessment process to ascertain the progress the person has made in managing their gambling problems. The Club employs a minimum three month exclusion period.
- Ensures all appropriate information about gambling related counselling and treatment services are displayed and available to patrons, on relevant signage and in brochures within the Club.
- Ensures staff is equipped to identify participants by displaying a recent photograph in areas accessible only to gaming staff as well as a folder with the details of all participants in it. The importance of identifying participants is emphasised in staff training.
- Displays signs in the gaming area & reception foyer, advertising the accessibility of the self-exclusion scheme.

### 4.0...Profile of the Muswellbrook LGA, provided by 2006 Census Data

	P	opulation 20	006				
Source: Australian Bureau Of Statistics 2006							
Age Group	Males	Females	Number	% Of Total			
Under 15	1,867	1,824	3,691	24.23%			
15-17	381	381	762	5.00%			
18-24	683	613	1,296	8.51%			
25-34	1,092	986	2,078	13.64%			25-44 28.7%
35-44	1,224	1,070	2,294	15.06%			23-44 20.7%
45-54	1,038	972	2,010	13.19%	18+ 70.77%	25+	45-5413.9%
55-64	823	736	1,559	10.23%		62.26%	
65-74	430	443	873	5.73%			55+ 20.37%
75+	269	403	672	4.41%			
Total	7,807	7,428	15,235	100.00%			<u> </u>

The annual Population Growth of the Muswellbrook LGA is 0.1% with the average NSW State Growth at 0.9%.



- 7 -

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### 4.1...Demography (Comprehensive ABS 2010 Data not available)

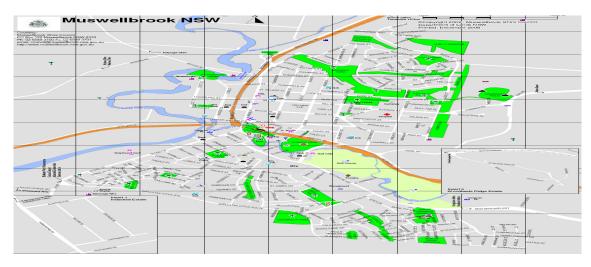
Muswellbrook R.S.L. Club is located 48.9 km from Singleton and 245 km from the Sydney GPO. Muswellbrook LGA lies on the New England Highway and the Hunter Rail Link.

From the Australian Bureau of Statistics 2006, the age distribution of the 15,235 residents is as follows:

- Under 15 age group of 24.23% (3,691)
- ❖ 5.0% (762) of residents are in the 15-17 age compared with NSW average of 4.1%.
- ❖ 28.7% of residents are in the 25 to 44 age groups (4,372).
- In the Muswellbrook LGA, 20.37% of residents are aged 55 and older, compared to 24.8% in NSW.
- Overall, 70.8% of the population were aged 18 years and over. This compares to 76% for NSW.
- Only 1.7% of Muswellbrook LGA residents speak a language other than English at home.
- Indigenous residents account for 4.8% of the resident population, compared to 2.1% in NSW.
- The unemployment rate of 5.4 % is marginally lower compared to 5.9% in the rest of NSW.

## 4.2...Map of Muswellbrook LGA

The club is located in the Muswellbrook LGA. As displayed in the map reproduced on Page 3. Muswellbrook LGA has an estimated population of 16,676. (http://www.abs.gov.au/AUSSTATS/abs@nrp.nsf/Latestproducts/LGA15650Population/People12006-2010?opendocument&tabname=Summary&prodno=LGA15650&issue=2006-2010)



### 5.0...Conclusion

Muswellbrook R.S.L. Club is being successful reversing their declining profits over the past few years.

The expected increase in Revenue from an additional 6 poker machines installed at the club, would aid in moderating this profit degeneration and thus improve the venue and significantly, contributions within the local community. On approval of this submission, it is the club's commitment, to provide a further \$12,000 over 2 years, allocated directly to CDSE Category 1 fund. These additional funds will undoubtedly make a substantial difference to the health and well-being of families in the region. The club is undertaking every effort in all area of the club's operations, to ensure a positive future for its members and the community as a whole.

The Club has undertaken a number of measures to ensure that gambling activities are conducted in a responsible manner. Muswellbrook R.S.L. Club has shown a very high level of legislative compliance over an extended period of time. To comply further, the club joined and fully participates in the ClubSafe program, to expose its commitment as significant with responsible gambling compliance and attitude.

Muswellbrook R.S.L. Club appreciates that they have met all the necessary Legislative requirements and in combination with the extensive harm minimisation and problem gambling initiatives undertaken, indicate a low range increase of 6 poker machines in the Club will result in a net positive outcome to the region.

Daryl Egan Chief Executive Officer By Order, the Board of Directors Muswellbrook R.S.L Sub-Branch Club Limited



- 8 -

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