



Social Gambling

CLUBSWA

Accepted by law in clubs!

Please find attached extracts from the Director's policy with regards to social gambling that is popular in some clubs. This activity and some guidelines should be considered as part of your club's by laws for clarity of what is acceptable to the committee and members.

Licensed clubs need to be sure at all times, with any activity, that a duty of care is applied to the wellbeing of the club, the members of the club as a group and the rights of the individual members.

In Western Australia, social gambling is not unlawful. This means that certain types of games can be conducted without a permit. However, there are **strict conditions** that exist within legislation that defines social gambling.

Games that require a permit from Department of Racing Gaming & Liquor (RGL) and where a fee applies include: Bingo, Standard Lottery, Calcutta Lottery, Continuing Lottery or specific Gaming Function.

Social gambling is not unlawful provided:

- It is spontaneous, notwithstanding that it may occur regularly, habitually or by arrangement between the people involved in the game;
- It is not promoted or conducted for the private gain of any person not participating in the gambling;
- It is conducted in a manner that ensures;
 - No person is defrauded or cheated;
 - No charge in money or money's worth is made in respect of the gambling, and that no levy are charged on the winnings of any player;
 - No money or money's worth that any player puts down as stakes, pays as losses, or exchanges for tokens used in the game, are used for any purposes other than payment to the participants in the game;
- Jeopardises the mental, physical or moral welfare of any child under the age of 16;
- It does not contravene the requirements of the person responsible for the premises where the social gambling is taking place;
- It is not two-up;
- It is not a game that is restricted to being played at Burswood Casino, in accordance with the Casino Control Act 1984;
- Is not a prohibited game in accordance with the Gaming and Wagering Commission Act 1987;
- The chances of winning are equally favourable to all players participating in the game;
- The chances of winning lie fairly between one participant and all other players.

