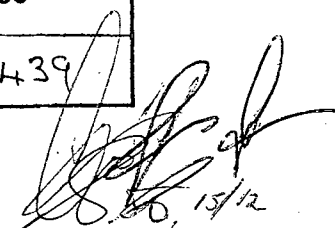
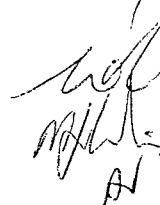


Q.O.G.R.	File No 115
QUEENSLAND GAMING COMMISSION	
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


QUEENSLAND GAMING COMMISSION

Minutes of Meeting held at
Queensland Office of Gaming Regulation
317 Edward Street, Brisbane
on Wednesday, 18 November, 1998

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 15/12

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Present -

- Chairman - Liam Walsh
- Members - Dale Hennessy, Tracy Dare, Jan McMillen, Myolene Carrick
- Executive Director - David Ford
- Director, Licensing & Gaming Services - Linda Woo
- Secretary - Denise Henry

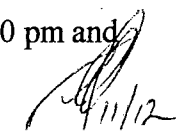
Man. Investigation	1	
Prin. Policy Advisor	2	
Senior Gam. Auditor	3	
Prin. Gam. Inspector	4	MO
Action Officer	Reply <input type="checkbox"/>	
	Advice <input type="checkbox"/>	
	Inform <input checked="" type="checkbox"/>	
Date Due	1 / 1	

Apologies -

Nil

Opening -

Following a tour of QOGR's offices, the Chairman declared the meeting open at 3.30 pm and welcomed all Commission members.


 11/12

S73 Irrelevant Information

Minutes -

(a) Meeting - 21 October 1998

The Minutes of the meeting held on 21 October 1998 were confirmed on the motion of T Dare seconded by J McMillen subject to the following in relation to the application by Pullenvale Estates Pty Ltd for a gaming machine licence at Indooroopilly Shoppingtown.

In its determination of the submission by Pullenvale Estates, the Commission gave consideration to all material placed before them. In particular, this included the applicant's submission itself, the recommendations and report on that application provided by the Executive Director as delegate of the Chief Executive and the Social Impact Study provided by the applicant in response to the Commission's request.

Key factors in this consideration included-

- the fact that the proposal was the first received by this Commission for inclusion of a gaming machine site in a major regional shopping centre;
- the likely impact of the operation of that site within the major regional shopping centre on users of the centre, including both patrons and other traders, and
- the broader social impacts in the adjoining community.

Following this consideration, the Commission resolved that the application be rejected.

(b) Business Arising from Minutes

S73 Irrelevant Information

Pullenvale Estates Pty Ltd

The Executive Director circulated a draft response to the Minister from the Chairman in response to the appeal. The response is to include that the Commission took into consideration the additional material forwarded from the applicant when the appeal was lodged.

Commission members discussed in detail the appeal material provided by the applicant. Comments were made on each point raised and it was decided that the Executive Director include the Commission's comments in the draft letter to the Minister. A further draft was to be circulated to Commission members prior to finalisation.

S73 Irrelevant Information

14 January 1999

Mr J McKnoulty
Liquor Licensing Consultants
P O Box 906
TOOWONG QLD 4066

Dear Mr McKnoulty

Pullenvale Estates Pty Ltd – Appeal against decision of Queensland Gaming Commission

I refer to your letter of 24 December 1998 concerning the Minister's reasons for disallowing the appeal and your desire to personally discuss the matter with him.

As the Minister is away until 18 January 1999, you may wish to consider your options under the Judicial Review Act independently of any proposed meeting whilst you are still eligible to do so.

With respect to any meeting with the Minister, it is reiterated that the decision of the Minister on the appeal is final. This means that, notwithstanding Judicial Review, all deliberative processes required for the application for the Gaming Machine Licence are at an end and cannot be resurrected. Every possible opportunity was provided to the appellant during the appeal process to supply the Minister with additional material. Now that the Minister has made his decision, the Minister is no longer empowered to discuss the appeal or matters pertaining to that specific application.

As you would appreciate, it is the Queensland Gaming Commission that decides the fate of an application for a licence and the Commission performs this function within the parameters of the Act and the policies it is empowered to formulate. While any further consideration of an amended application is clearly a matter for the Commission, I would note that a key element of the Commission's decision regarding the application by Pullenvale Estates related to the fact that Indooroopilly Shoppingtown is a major regional shopping centre. Accordingly, it is difficult to see how any new application for the same premises would be successful. Furthermore, as the Commission is an independent body, the Minister is unable to direct the Commission on matters that are not under appeal.

In this climate, should you still wish to pursue a meeting with the Minister, you should contact Mr Andrew McMicking at the Treasurer's office (Telephone 3224 2090).

Yours faithfully



David Ford
Executive Director

Contact: Terry Watts
Division: Queensland Office Of Gaming Regulation
Telephone: (07) 3872 0948
Doc ID: G:\OED\MACHINES\pulumckno.doc