

Approval as an Associated Entity - for a Key Gaming Operative or a ASX Listed Venue Operator Licensee/Parent company

Applying for approval as an associate of:

- | | |
|---|---|
| <input type="checkbox"/> a. Casino Operator's Licence | <input type="checkbox"/> d. Monitoring Licence |
| <input type="checkbox"/> b. Public Lottery Licence | <input type="checkbox"/> e. Keno Licence |
| <input type="checkbox"/> c. Wagering and Betting Licence | <input type="checkbox"/> f. Venue operator licence for ASX listed licensee or parent company |

This application is a:

- a.** New licensee
- b.** Renewal licensee
- c.** Stand-alone to an existing licensee

How to apply

Send application via email to:

contact@vgccc.vic.gov.au

Privacy Policy

The VGCCC is committed to responsible and fair handling of personal information consistent with the *Privacy and Data Protection Act 2014* and its obligations under the *Gambling Regulation Act 2003 (the Act)*.

Confidentiality Provisions

Information provided in your application must not be disclosed by the VGCCC or its staff to someone else, except for the purposes stated in Part 1, Division 6 of Chapter 10 of the Act. Go to vgccc.vic.gov.au to access this Act.

Request for approval as an associated entity of venue operator

Lodgement Guide

Directions for completion

Answer every question and use BLOCK letters-

- If a question does not apply, or if there are no details to disclose in response to a particular question, print N/A (not applicable) in response.
- If the space available is insufficient, please supply the required information on an attachment page/s. If you do so, begin each answer with the title and reference of the question you are responding to.

Prior to lodging this application, please ensure that you have attached all required items.

The application form will be returned to you if you do not provide a response to all applicable questions or if all required attachments are not enclosed.

The following documentation, where applicable, must be submitted with this application:

- A letter from the Key Gaming Operative explaining and providing details of the Company's association with the Key Gaming Operative or advice as to why such a letter is not attached
- A corporate tree diagram detailing the relationship of the Company to any other entities
- Copy of the Company's Certificate of Incorporation
- Copy of the Company's Constitution (Memorandum of Association and Articles of Association)
- Copy of any Trust Deeds
- Historical Organisational Extract from the Australian Securities and Investments Commission
 - OR, if applicable**
 - An equivalent report from the regulatory authority in the Company's jurisdiction
- Equifax Company Credit Report
 - OR, if applicable**
 - An equivalent report from the relevant agency in the Company's jurisdiction
- List of Debtors and Creditors as at date of lodgment of this form

Request for approval as an associated entity

Details of licensee

Licensee name:

Licence number:

2) Reason for classification as an associate (tick appropriate box/es):

- a. Ultimate holding company of the applicant/licensee
- b. Related party, subsidiary or subsidiary company (as defined by the Australian Corporations Law) of the applicant/licensee
- c. Shareholder of the applicant/licensee
- d. Partner of the applicant/licensee
- e. Unit holder of the applicant/licensee who, by virtue of the Trust Deed, is empowered individually or as a group to remove/change the Trustee or to influence the Trustee's decisions.
- f. Other – explain below reason for classification as an associate:

Associated entity's particulars

3) Name of associated entity:

4) Current address:

5) Postal address (if same as registered office address, write 'as above')

6) Contact Details:

Email address:

Contact number:

7) Details of authorised officer completing this form on behalf of the associated entity:

Authorised officer's name:

Position with associated entity:

(Company director, secretary, treasurer, president, etc.)

Email address:

Contact number:

Note: The authorised officer must complete an Associated Individual form.

8) Has the associated entity operated or does it intend to operate under any other business name/s?

YES NO

If **NO**, proceed to Q9. If **YES**, provide details below.

9) Has the associated entity's name or business/trading name changed in the last three (3) years?

YES NO

If **NO**, proceed to Q10. If **YES**, provide details below.

Name changed from:

Name changed to:

Date of change (dd/mm/yyyy):

Name changed from:

Name changed to:

Date of change (dd/mm/yyyy):

Name changed from:

Name changed to:

Date of change (dd/mm/yyyy):

Name changed from:

Name changed to:

Date of change (dd/mm/yyyy):

10) Has the Associated Entity ever been investigated by a regulatory body or law enforcement agency? (e.g. ASIC, RIA, APRA, ACCC)

YES NO

If **NO**, proceed to Q11. If **YES**, provide details below.

Number of occurrences:

Name of regulatory body:

Nature of action:

Date of hearing (if known) (dd/mm/yyyy):

Result:

Have further details been provided on an attachment page?

YES NO

Legal action

11) Has the Associated Entity ever been the defendant respondent to any legal action in the past 10 year (including in progress)?

YES NO

If **NO**, proceed to Q12 (**Note:** Failure to disclose relevant legal action will delay determination of any new venue operator's licence connected to this application).

If **YES**, provide the following details:

Number of occurrences:

Nature of legal action:

Plaintiff:

Jurisdiction*:

Result/settlement:

* "Jurisdiction" means the State or Territory and, if outside Australia, the country and locality

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Court or tribunal where matter was heard (if applicable):

Case number issued by court/tribunal (if known):

Date of delivery of judgement (dd/mm/yyyy):

If a matter has been finalised a **copy** of independent documentation confirming the court outcome or, if settled out of court, a **copy** of the settlement agreement **must** be provided, regardless of whether any terms of the agreement are confidential.

Is a **copy** of the court outcome or settlement agreement attached?

YES NO

Have further details been provided on an attachment page?

YES NO

12) Is there any legal action currently being pursued against the associated entity?

YES NO

If **NO**, proceed to Q13 (**Note:** Failure to disclose relevant legal or regulatory action will delay determination of any new licence connected to this application).

If **YES**, provide the following details for each action:

Nature of legal action:

Plaintiff:

Jurisdiction:

Court or tribunal where matter is scheduled to be heard (if applicable):

Case number issued by court/tribunal (if known):

Next scheduled hearing date (dd/mm/yyyy):

Have further details been provided on an attachment page?

YES NO

Racing and gambling history

13) Has the Associated Entity ever applied for any racing or gambling industry licence, approval, authorisation or registration?

YES NO

If **NO**, proceed to Q14. If **YES**, provide the following details for each application and then proceed to Q14.

a. If the application was granted/approved or is still pending, provide details below:

Type of licence, approval etc:

Licence No. (if known):

Name of Racing/Gambling Regulator (if known):

Name shown on licence, approval etc:

Licence/approval association date (mm/yyyy):

 to

b. If the application was refused or withdrawn, provide details below:

Type of licence, approval etc sought

Licence No. (if known):

Date of application (mm/yyyy):

Name of Racing/Gambling Regulator (if known):

Reason for refusal or withdrawal:

* "Jurisdiction" means the State or Territory and, if outside Australia, the country and locality

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Have further details been provided on an attachment page?

YES NO

14) a. Has the Associated Entity ever been the subject of disciplinary action, regulatory breaches, or had an application for any licence or permit refused?

YES NO

If **NO**, proceed to Q15. If **YES**, provide the following details:

Number of occurrences:

Type of licence, approval etc:

Licence No. (if known):

Jurisdiction*:

Name of Racing/Gambling Regulator (if known):

Details of action taken or any special conditions or restrictions imposed on a licence, approval, etc. Please specify dates of breaches, enforcement action and conditions:

Have further details been provided on an attachment page?

YES NO

b. Is there any regulatory investigation underway against the associated entity that you are aware of?

YES NO

If **YES**, provide detail:

Charges, findings of guilt and convictions

15) Has the Associated Entity ever been charged with, or found guilty of, a criminal offence, or been investigated by a law enforcement agency for an alleged offence against the Associated Entity?"

YES NO

If **NO**, proceed to Q16.

If **YES** give details below and indicate on an attachment page if the current ownership or management structure of the Associated Entity (e.g. directors, shareholders, trustees, beneficiaries, etc.) differs in any way from its ownership or management structure at the time of the offence(s):

Number of occurrences:

* "Jurisdiction" means the State or Territory and, if outside Australia, the country and locality

Nature of offence:

Date (dd/mm/yyyy):

Jurisdiction*:

Result of hearing or other disposition:

Have further details been provided on an attachment page?

YES NO

16) Has the Associated Entity ever taken part in a Diversion Program?

YES NO

If **NO**, proceed to Q17. If **YES**, provide the following details:

Number of occurrences:

Nature of investigation or charge:

Jurisdiction:

Have further details been provided on an attachment page?

YES NO

17) Is there any investigation or charge currently pending against the associated entity in respect of any offence?

YES NO

If **NO**, proceed to Q18. If **YES**, provide the following details:

Nature of investigation or charge:

City or town:

Jurisdiction*:

Have further details been provided on an attachment page?

YES NO

Corporate structure and establishment of associates

IMPORTANT INFORMATION

Historical Organisational Extract from the Australian Securities and Investments Commission (ASIC)

Associated Entities incorporated under Australian Corporations Law

All associated entities incorporated under Australian Corporations Law must lodge with this application form a Historical Organisational Extract from ASIC (refer to instructions on website).

Associated Entities not incorporated under Australian Law

A Historical Organisational Extract from ASIC is **not** required for an entity which is not registered with ASIC or **not** incorporated under Australian Corporations Law. Instead, to assist the VGCCC with its investigations it is requested that an entity based outside Australia seek an equivalent report from the relevant overseas agency to be forwarded for the VGCCC's consideration. For further details about Historical Organisational Extracts and the type of information contained in the report, refer to the instructions contained on website.

18) Is the Historical Organisational Extract or an overseas equivalent report attached?

YES NO

If **YES**, proceed to Q19.

If **NO**, is an equivalent report from the regulatory authority in each of those jurisdictions attached?

YES NO N/A

Have further details been provided on an attachment page?

YES NO

* "Jurisdiction" means the State or Territory and, if outside Australia, the country and locality

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19) a. State below how the profits of the associated entity are to be distributed (e.g. distributions to beneficiaries, trusts, dividends to shareholders, capital investment, etc):

19) b. Provide details of profit distribution by the associated entity for the last three (3) financial years (include amounts of distribution and the names of beneficiaries of any distribution):

Have further details been provided on an attachment page?

YES NO

If the associated entity is a COMPANY, complete Q20 to Q27

20) Date of incorporation (mm/yyyy):

Place of incorporation:

Australian Company Number (ACN, or overseas equivalent if applicable):

Australian Business Number (ABN, if applicable):

20) List the ultimate holding company, as defined in Australian Corporations Law, of the associated entity (if applicable).

- 'ultimate holding company' – a corporation that is a holding company of the company lodging the associated entity form and is itself a subsidiary of no other corporation.

Ultimate holding company's name:

22) List below details of any entity having control or significant influence over the financial and operating decision making policies of the entity currently seeking approval as an associate.

Note: Include the registered and commonly used business name of each entity.

i. Registered name:

Australian Company Number (or overseas equivalent if applicable):

Business name:

Nature of organisation's business:

Relationship to the associated entity:

ii. Registered name:

Australian Company Number (or overseas equivalent if applicable):

Business name:

Nature of organisation's business:

Relationship to the associated entity:

Have further details been provided on an attachment page?

YES NO

23) Give the total number of ordinary shares (voting and income entitlement shares) and preference shares (income entitlement shares only) of the associated entity:

a. ordinary shares (voting and income entitlement shares):

Total number:

b. preference shares (income entitlement shares only):

Total number:

24) List below the names of all shareholders who hold five (5) per cent or more of the total number of shares in the associated entity, and the number of shares held by each:

Full name of shareholder:

Class of share:

No. of shares held

Full name of shareholder:

Class of share:

No. of shares held

Full name of shareholder:

Class of share:

No. of shares held

Full name of shareholder:

Class of share:

No. of shares held

Full name of shareholder:

Class of share:

No. of shares held

Full name of shareholder:

Class of share:

No. of shares held

Full name of shareholder:

Class of share:

No. of shares held

Note: Shareholders with 10 per cent or more of income entitlement and/or voting right shares **must** complete an Associated Entity or Associated Individual form as appropriate. The VGCCC may at its discretion require any other shareholder in the associated entity to complete an Associate form.

25) Do any of the shareholders holding 5 per cent or more of shares in the associated entity hold those shares on behalf of or in trust for any person or entity?

YES NO

If **NO**, proceed to Q26. If **YES**, provide details below:

Shares held by:

Full name of beneficial owner:

No. of shares held

Shares held by:

Full name of beneficial owner:

No. of shares held

Shares held by:

Full name of beneficial owner:

No. of shares held

Note: Any beneficial owner of shares named in response to Q25 holding a total of 10 per cent or more of ordinary or preferential shares **must** complete an appropriate Associate form.

26) a. a. List below the names of all current company directors and the company secretary (if a company) or the names of all current committee members and the secretary (if an incorporated association).

| Name of office holder | Position held |
|-----------------------|----------------------|
| <input type="text"/> | <input type="text"/> |

Note: All individuals identified above must complete an Associated Individual form.

26) b. Provide details of the Company's management structure, including each executive position within the structure and the name and date of birth of any persons currently filling those positions:

Have further details been provided on an attachment page?

YES NO

27 (a). Is the associated entity a corporate trustee?

YES NO

If **NO**, proceed to Q28. If **YES**, complete the following:

Name(s) of Trust:

Address:

Type of Trust (tick only one):

Discretionary Trust Unit Trust

A **copy** of the Trust Deed must be provided. Is a **copy** of Trust Deed attached?

YES NO

27) b. List below details of the individuals and/or entities that are beneficiaries or unit holders of the trust:

Full name:

Company Individual (tick appropriate box)

% of ownership:

Voting:

Income:

Full name:

Company Individual (tick appropriate box)

% of ownership:

Voting: Income:

Full name:

Company Individual

% of ownership:

Voting: Income:

Full name:

Company Individual

% of ownership:

Voting: Income:

27) c. Specify which of the beneficiaries/unit holders of the trust received 10 per cent or more of the Trust's income distribution in any one of the last three (3) years:

27) d. Identify below any trust beneficiaries/unit holders with voting rights that, by virtue of the Trust Deed, enable them individually or as a group to remove/ change the Trustee or to influence the Trustee's decisions:

Note: All beneficiaries or unit holders identified at Q27(d) must complete an Associated Entity or Associated Individual form as appropriate.

Have further details been provided on an attachment page?

YES NO

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**If the associated entity is a PARTNERSHIP,
complete Q28**

28) Partnership's Australian Business Number (ABN):

List below the details of the individuals and/or entities that constitute the partnership:

Full name:

Company Individual

% of ownership:

Voting: Income:

Full name:

Company Individual

% of ownership:

Voting: Income:

Full name:

Company Individual

% of ownership:

Voting: Income:

Full name:

Company Individual

% of ownership:

Voting: Income:

Note: All partners with a partnership interest of 10 per cent or greater of income or voting entitlements **must** complete an Associated Entity or Associated Individual form as appropriate.

Have further details been provided on an attachment page?

YES NO

Financial particulars

ACCOUNTANT OR AUDITOR'S STATEMENT

The Accountant or Auditor's statement must be completed and provided with this application.

Holding Company's Accountant or Auditor's statement (if applicable)

An Accountant or Auditor's statement must be completed and provided with this application in respect of the holding company.

Summary of financial information

In addition to providing an accountant or auditor's statement, the applicant must provide a summary of financial information for the three most recent completed financial years. The applicant is advised to consult with its accountant or auditor to ensure that the true and correct summary of financial information is provided.

The VGCCC may subsequently request audited financial statements be submitted in the event that this summary is found to be incomplete, incorrect or misleading.

The applicant must also ensure the solvency declaration at the end of this section is signed by each Director of the applicant. The solvency declaration requires each Director to declare that they have a reasonable belief that the company will be able to pay its debts as and when they become due and payable.

This solvency declaration will assist the Commission to consider whether the applicant is of sound and stable financial background for the purposes of the *Gambling Regulation Act 2003*.

IMPORTANT INFORMATION

Business Credit File

All associated entities (whether a company or an incorporated association) must lodge with this application form a Business Credit File from either illion or Equifax (refer to instructions on website). Only matters not reported in this credit report should be disclosed when responding to Q31.

29) Is an Accountant or Auditor's statement for the Applicant or, where applicable, the holding company attached?

YES

Have further details been provided on an attachment page?

YES NO

30) Is a Business Credit File attached?

YES

31) Other than what has been disclosed on the Credit File, is the Associated Entity in default of any debt repayment or loan (including less than \$5,000)? (**Note:** Do not include details **unless** a payment is overdue or in arrears)

YES NO

If **NO**, proceed to Q32. If **YES**, complete the following details (Note: All amounts must be stated in Australian currency):

Number of occurrences:

Financial institution or creditor:

Amount owing (total amount):

\$

Amount in default (total amount):

\$

Date payment was due (dd/mm/yyyy):

Have further details been provided on an attachment page?

YES NO

32) Has the Associated Entity ever been wound up, placed into liquidation, had a receiver, controller, administrator or agent for a mortgage appointed, entered into a scheme of arrangement, or involved in other similar proceedings? (**Note:** Include any pending arrangements known to the associated entity)

YES NO

If **NO**, proceed to Q33. If **YES**, provide details below:

Number of occurrences:

Type of proceedings:

Date action taken (dd/mm/yyyy):

Reason for action taken:

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Details of administrator, liquidator, receiver, controller, regulatory body or law enforcement agency:

Name:

Telephone number:

Have further details been provided on an attachment page?

YES NO

33) Other than what has been disclosed on the Credit File, has the Associated Entity ever been subject to bankruptcy or any insolvency arrangements?

YES NO

If **NO**, proceed to Q34. If **YES**, provide details below:

Number of occurrences:

34) Is the Associated Entity the guarantor for someone else's debt or loan?

YES NO

If **NO**, proceed to Q35.

If **YES**, is any person, including any corporation in respect of whom you have given a guarantee in default of any agreements with respect to payment of a debt or loan?

YES NO

If **YES**, provide details below:

Number of occurrences:

Have further details been provided on an attachment page?

YES NO

35) Provide the name and full address of all financial institutions and other sources with which the associated entity has accounts, borrowings or investments:

i. Financial institution/source name:

Branch/source address:

Nature of account:

ii. Financial institution/source name:

Branch/source address:

Nature of account:

iii. Financial institution/source name:

Branch/source address:

Nature of account:

Have further details been provided on an attachment page?

YES NO

36) Do you have any other associations within the gambling industry?

YES NO

If yes, please provide:

Type of association:

Entity associated with:

State or country of operations:

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Declaration by authorised officer

I hereby declare that I have been authorised by the Associated Entity to complete this application form and:

- i. acknowledge that I have read and understood the questions in this application form and the directions for answering them
- ii. confirm that I have answered the questions truthfully and completely to the best of my knowledge
- iii. consent to all information relating to the associated entity, in or pursuant to this application form, whether provided verbally or in writing, being made available to the applicant for a venue operator's licence in the event that the information and material provided by me may raise matters which the VGCCC considers should be provided or discussed with the applicant.

Signature of authorised officer:

Date (day/month/year):

Signature of witness*:

Date (day/month/year):

Print name of witness (*any adult can be a witness):

Payment details

IMPORTANT INFORMATION

The prescribed fee must accompany this application. Please note that once an application has been registered, the application fee is non-refundable.

Note: To confirm the current fee, refer to the 'Gambling fees and fines' information sheet available at www.vgccc.vic.gov.au. The application fee can be paid by credit card (Visa or MasterCard) payment.

Privacy – the VGCCC is committed to responsible and fair handling of personal information consistent with the Policy and Data Protection Act 2014 and its obligations under the Gambling Regulation Act 2003. This page will be destroyed once your payment has been processed.

Financial information release form

Gambling Regulation Act 2003

In the matter of this request for approval as an associate of an applicant for the holder of a licence.

Name (Full name of applicant):

Address (Full address of applicant):

Authorised officer (Full name of authorised officer signing the form on behalf of the associated entity):

The applicant hereby authorises all **persons** who receive a photocopy of this **financial information release form** from the Victorian Gambling and Casino Control Commission (the VGCCC) and its staff to undertake the **authorised actions** for the **authorised purposes** as set out below:

Authorised actions

- (a). To allow the VGCCC and its staff or any other person appointed in writing by the VGCCC, to inspect and obtain a copy of any document, record or correspondence in the possession or under the control of any person, which contains information pertaining to the associate (or to the associate and another person and to any subsidiary, related body corporate, trust or partnership to which the associate was a party), including but not limited to:
- any loan information
 - any information relating to an account held with a financial institution (passbook, statement or other), including information relating to withdrawals, deposits, transfers and balances
 - any information (including trust account information) of any solicitor, accountant, real estate agent or other person who has the management or care of business or financial matters on behalf of the associate.
- (b). To answer written or verbal queries of and to provide information (by any means) to the VGCCC and its staff or any other person appointed in writing by the VGCCC to undertake the authorised actions, about the financial resources of the associate.

Authorised purposes

To enable the VGCCC to be satisfied, in considering the suitability of an associate of an applicant for or the holder of a licence, that the applicant and its associates have desirable and satisfactory financial resources and, in conducting on-going monitoring, that those financial resources continue to be desirable and satisfactory.

Acknowledgment

I acknowledge having read and understood the terms of the consent and the release and have noted that independent legal advice may be sought before signing this consent. This authorisation commences on the date below and continues until the later of:-

- the VGCCC considers that the applicant is no longer an associated entity of a licence holder; or
- the expiry of any licence (if granted).

A photocopy of this form will be considered as effective and as valid as the original.

Signature of applicant:

(Signature of authorised officer on behalf of the associated entity)

Dated (dd/mm/yyyy)

Position:

(Authorised officer's position e.g. director, secretary)

Notes

1. This **financial information release form** is approved for the purposes of section 10.4.5 (1)(d) of the Gambling Regulation Act 2003. Among the people to whom it is intended to be produced are banks and other financial institutions, solicitors, accountants, financial advisers and any other person or organisation who has lent money to or borrowed from the associate.
2. In this **financial information release form**-reference to a member of staff of the VGCCC is reference to a person employed by the VGCCC to assist in the administration of the *Gambling Regulation Act 2003*.

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Associated Entity

Authorisation by Applicant Under Section 10.1.32(1)(a)

Gambling Regulation Act 2003

Who must complete this form?

This form **must** be completed for all entities requesting approval as an associated entity of an applicant for a new or renewal of licence. You **must** read the following and important information and complete the form below. If you are seeking approval as a new associate of the holder of a current licence, you are not required to complete this form.

Important Information

By completing this form, you will indicate your decision to authorise or not authorise the Victorian Gambling and Casino Control Commission (the VGCCC) and its staff to disclose the information outlined below. The VGCCC and its staff are bound by Division 6 of Part 1 of Chapter 10 of the *Gambling Regulation Act 2003*, which contains strict confidentiality provisions. Any protected information that is recorded in this document is subject to Division 6 of Part 1 of Chapter 10 of the Act and cannot be disseminated except in accordance with those provisions. A copy of the relevant sections of the Act is provided with this application. If endorsed, VGCCC staff will be authorised to advise the licence applicant (to which this request for approval relates) that information obtained by the VGCCC in relation to your associated entity form requires further assessment or investigation. The final determination of the licence application may be delayed pending the outcome of the assessment/investigation of your associated entity form.

Your endorsement of the following form **does not mean** you allow the release of any information or details contained in your associated entity form, or the release of any information obtained by the VGCCC in the course of its investigations.

The **only** information provided to the licence applicant will be the fact that the application for such a licence will be delayed pending the outcome of the assessment/investigation of your associated entity form.

You do not have to authorise the release of this information. However, if you do not, it may significantly delay any application this associated entity form relates to. Indicate your decision to authorise or not to authorise the release of this information by choosing the appropriate choice in the below form. If you have any questions regarding this matter contact the VGCCC on telephone 1300 182 457 or email your enquiry at contact@vgccc.vic.gov.au.

Authorisation by Associate

In accordance with section 10.1.32(1)(a) of the Gambling Regulation Act 2003,

Associated entity details:

Name (full name of applicant):

of

Address (full address of associate):

('associate')

Authorised officer (Full name of authorised officer signing the application on behalf of the associated entity):

Authorisation

The associate hereby

AUTHORISES

or

DOES NOT AUTHORISE

the VGCCC and its staff to inform the applicant to which this Associated Entity form relates that determination of the application may be delayed due to assessment of this form requiring further or additional investigation.

Signature of associate:

(Signature of authorised officer on behalf of the associated entity)

Dated (dd/mm/yyyy)

Associated Entity

Attachment 2 – Associated Entity – Accountant or Auditor’s Statement

Gambling Regulation Act 2003

Background

In the matter of this application, and for the purposes of ongoing monitoring, Section 10.4A.1 of the and section 28A(4)(b) of the *Casino Control Act 1991* requires the Commission to consider whether an applicant is of ‘sound and stable financial background’.

The following statement is to be completed by a Certified Practising Accountant or Associate Chartered Accountant. This statement is provided for the sole purpose of assisting the Commission to assess an application made under the or the *Casino Control Act 1991*.

Name of Associated Entity:

Name of accountant or auditor:

Accountant or auditor’s address:

Qualification: Certified Practising Accountant Chartered Accountant

I have considered all relevant documentation relating to the financial affairs of the above applicant. I am satisfied that at the time of making this statement, the applicant is able to pay its debts when and as they become due and payable.

Please specify below, or attach to this statement, any qualifications or explanations relating to the above statement that you wish to make.

Signature of accountant:

Date:

Printed name of signatory:

Attachment 2(a) – Associated Entity – Summary of financial information

Gambling Regulation Act 2003

Background

In addition to providing an accountant or auditor’s statement, the applicant is required to complete this section with the required summary of its financial information for the **three most recent completed financial years**. The applicant is advised to consult with its accountant or auditor to ensure that a true and correct summary of financial information is provided.

The applicant must also ensure the solvency declaration at the end of this section is signed by each Director of the applicant. The solvency declaration requires each Director to declare that they have a reasonable belief that the company will be able to pay its debts as and when they become due and payable.

This solvency declaration will assist the Commission to consider whether the applicant is of sound and stable financial background for the purposes of the *Casino Control Act 1991*.

| Profit & Loss Statement | Year ended: | / / | / / | / / |
|--|--------------------|-----|-----|-----|
| Total Sales/Revenue | | | | |
| Less: Cost of Sales | | | | |
| Gross Operating Profit | | | | |
| Other Income (please specify): | | | | |
| _____ | | | | |
| _____ | | | | |
| Total Income | | | | |
| Less: Operating Expenditure | | | | |
| Net Profit/(Loss) before taxation | | | | |
| Less: Taxation Payable | | | | |
| Net Profit/(Loss) after taxation | | | | |
| Profit & Loss Appropriation | | | | |
| Net Profit/(Loss) after taxation | | | | |
| Retained Profits/(Losses) b/fwd | | | | |
| Distribution to Beneficiaries | | | | |
| Dividends declared/paid | | | | |
| Others (please specify): | | | | |
| _____ | | | | |
| _____ | | | | |
| Retained Profits/(Losses) c/fwd | | | | |
| Current assets | Year ended: | / / | / / | / / |
| Cash & deposits | | | | |
| Trade debtors | | | | |

| | | | |
|--|----------|--|--|
| Inventories | | | |
| Amounts owing by related parties/entities | | | |
| Amounts owing by shareholders/unit-holders | | | |
| Others (please specify): | | | |
| _____ | | | |
| _____ | | | |
| Total current assets | a | | |

Non-current assets

| | | | |
|--|----------|--|--|
| Property, plant & equipment | | | |
| Intangible assets | | | |
| Amounts owing by related parties/entities | | | |
| Amounts owing by shareholders/unit-holders | | | |
| Others (please specify): | | | |
| _____ | | | |
| _____ | | | |
| Total non-current assets | b | | |
| Total assets (a + b) | c | | |

Current liabilities

| | | | |
|--|----------|--|--|
| Bank overdraft & loans (secured) | | | |
| Trade creditors | | | |
| Sundry creditors | | | |
| Amounts owing to related parties/entities | | | |
| Amounts owing to shareholders/unit-holders | | | |
| Tax/GST liabilities | | | |
| Others (please specify): | | | |
| _____ | | | |
| _____ | | | |
| Total current liabilities | d | | |

Non-current liabilities

| | | | |
|--|----------|--|--|
| Bank overdraft & loans (secured) | | | |
| Amounts owing to related parties/entities | | | |
| Amounts owing to shareholders/unit-holders | | | |
| Provisions | | | |
| Others (please specify): | | | |
| _____ | | | |
| _____ | | | |
| Total non-current liabilities | e | | |
| Total liabilities (d + e) | f | | |
| Net assets (c - f) | g | | |

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| Equity | Year ended: | | | |
|-------------------------------|-------------|---|---|---|
| Issued capital/settlement sum | | / | / | / |
| Reserves | | | | |
| Retained profits/(losses) | | | | |
| Others (please specify): | | | | |
| | | | | |
| Total equity | h | | | |

Net assets (g) **must** be equal to total equity (h)

Declaration by authorised officer

I, the authorised officer of the applicant declare and confirm that the attached audited financial statements or the summary of financial information provided are true and correct on the understanding that the applicant and myself are reliable to prosecution for providing false and misleading information.

Name of Authorised Officer: Signature of Authorised Officer: Date:

Directors declaration

The persons listed below declare that we are the Directors of the applicant and that we have enquired into the financial affairs of the applicant. We declare that we are satisfied that at the time of making this application, the applicant is able to pay its debts as and when they become due and payable.

Name of Director: Signature of Director: Date:

Associated Entity

Authorisation to release information to the Victorian Gambling and Casino Control Commission ("Authorisation")

To: All courts, corrections agencies, employers, banks, financial and other institutions and all government agencies and statutory bodies in any country or jurisdiction, without exception both foreign and domestic and to whomsoever else this Authorisation may be presented.

From (print company name):

("the Company")

Background:

- 1) The Victorian Gambling and Casino Control Commission (VGCCC) regulates Victoria's casino and gaming industry.
- 2) The VGCCC is required to investigate any person, body or association having a business association with a key gaming operative pursuant to section 28A of the *Casino Control Act 1991* (Vic.) or Chapters 3 to 8 of the *Gambling Regulation Act 2003* (Vic).
- 3) The company has entered or will enter into a business relationship with a key gaming operative.
- 4) The company acknowledges that the VGCCC is currently conducting an investigation into its affairs.

Authorisation:

The company authorises any person to whom a copy of this *Authorisation* is presented to give the VGCCC (and those members of the VGCCC's staff who are authorised by an original letter of authority signed by the Chair of the VGCCC) to have access to inspect and obtain copies of the following **documents** and information relating to the company and its **subsidiaries**:

- a. any information and documents relating to the company's credit worthiness, credit history, credit standing and credit capacity in the last 10 (ten) years;
- b. any information, statements and records relating to bank accounts of any kind in the last 10 (ten) years;
- c. any information relating to investigations of the operations or activities of the company, or its subsidiaries, conducted in the last 10 (ten) years by the person or entity to whom this *Authorisation* is presented;
- d. any documents and court records relating to any present past civil, criminal or court proceedings in the last 10 (ten) years to which the company or its subsidiaries is a party; and
- e. any other document, record or correspondence pertaining to the company or its subsidiaries which the VGCCC considers may be relevant for the purposes of the investigation.

Notes:

1. The information may be provided in electronic or printed form, as agreed by the person requesting the information.
2. A photocopy of this form will be considered as effective and as valid as the original.

In this Authorisation:

3. the meaning of "**document**" includes, in addition to a document in writing:
 - (a) any book, map, plan, graph or drawing;
 - (b) any photograph;
 - (c) any label, marking or other writing which identifies or describes anything of which it forms part, or to which it is attached by any means whatsoever;
 - (d) any disc, tape, sound track or other device in which sounds or other data (not being visual images) are embodied so as to be capable (with or without the aid of some other equipment) of being reproduced therefrom;
 - (e) any film (including microfilm), negative, tape or other device in which one or more visual images are embodied so as to be capable (with or without the aid of some other equipment) of being reproduced therefrom; and
 - (f) anything whatsoever on which is marked any words, figures, letters or symbols which are capable of carrying a definite meaning to persons conversant with them.
4. "subsidiaries" means any entity, whether or not incorporated, that is controlled by the Company.

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Signed or sealed in accordance with the constitution of:

(print company name)

Seal:

Signature of Director:

Print Director's name

Secretary's signature

Print Secretary's name

Date:

(Day/Month/Year)

