



## National Self-exclusion Register (Cost Recovery Levy) Determination 2022

---

The Australian Communications and Media Authority makes the following determination under subsections 9(1) and 11(1) of the *National Self-exclusion Register (Cost Recovery Levy) Act 2019*.

Dated:

Member

Member/General Manager

Australian Communications and Media Authority

---

## Part 1—Preliminary

### 1 Name

This is the *National Self-exclusion Register (Cost Recovery Levy) Determination 2022*.

### 2 Commencement

This instrument commences at the start of the day fixed by Proclamation for the purposes of subsection 61GC(1) of the *Interactive Gambling Act 2001*.

Note: The Federal Register of Legislation may be accessed free of charge at [www.legislation.gov.au](http://www.legislation.gov.au).

### 3 Authority

This instrument is made under sections 9 and 11 of the *National Self-exclusion Register (Cost Recovery Levy) Act 2019*.

### 4 Definitions

In this instrument:

**ACMA** means the Australian Communications and Media Authority.

**Act** means *National Self-exclusion Register (Cost Recovery Levy) Act 2019*.

**designated levy period 1** means the period beginning at the start of the proclaimed start day and ending at the end of 30 June 2022.

**designated levy period 2** means the financial year beginning on 1 July 2022.

**designated levy period 3** means the financial year beginning on 1 July 2023.

**designated levy period 4** means the financial year beginning on 1 July 2024.

**designated levy period 5** means the financial year beginning on 1 July 2025.

**request for access** means a request by a licensed interactive wagering service provider to the Register operator under subsection 61NC(1) of the Act.

Note: A number of other expressions used in this instrument are defined in the Act, including the following:

- (a) designated levy period;
- (b) levy;
- (c) levy period;
- (d) licensed interactive wagering service provider;
- (e) proclaimed start day;
- (f) Register; and
- (g) Register operator.

## 5 References to other legislative instruments

In this instrument, unless the contrary intention appears, a reference to any other legislative instrument is a reference to that other legislative instrument as in force from time to time.

Note 1: For references to Commonwealth Acts, see section 10 of the *Acts Interpretation Act 1901*; and see also subsection 13(1) of the *Legislation Act 2003* for the application of the *Acts Interpretation Act 1901* to legislative instruments.

Note 2: All Commonwealth Acts and legislative instruments are registered on the Federal Register of Legislation.

DRAFT

## Part 2—Amount of levy and designated levy periods

### 6 Method for calculating amount of levy

The amount of levy imposed on a person under subsection 9(1) of the Act for a levy period is the amount calculated in accordance with the following method:

$$A = (B \div C) \times D,$$

where:

- (a) A is the levy payable by a licensed interactive wagering service provider for a levy period;
- (b) B is the number of requests for access by the licensed interactive wagering service provider during a levy period;
- (c) C is the total number of requests for access by all licensed interactive wagering service providers during the levy period; and
- (d) D is the total of the amounts and costs set out in paragraphs 10(1)(a) to (g) of the Act that are recoverable by the ACMA during the levy period.

Note: Section 10 of the Act sets out the limits on the total amounts of levies imposed on persons for a levy period.

### 7 Designated levy periods and applicable percentages

For the purpose of subsection 11(1) of the Act:

- (a) each of the levy periods specified in the table below is a designated levy period; and
- (b) the applicable percentage for a designated levy period is the percentage specified in the table below:

Levy period	Designated levy period 1	Designated levy period 2	Designated levy period 3	Designated levy period 4	Designated levy period 5
Applicable percentage	0 per cent	15 per cent	25 per cent	30 per cent	30 per cent