



THE  
**JAMAICA GAZETTE**  
**SUPPLEMENT**

**PROCLAMATIONS, RULES AND REGULATIONS**

223

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Vol. CXXXVI

WEDNESDAY, APRIL 17, 2013

No. 27

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No. 67

**THE CASINO GAMING ACT**  
(Act 11 of 2010)

**THE CASINO GAMING ACT 2010, (APPOINTED DAY)**  
**NOTICE, 2013**

In exercise of the power conferred upon the Minister by section 1 of the Casino Gaming Act, 2010, the following Notice is hereby given:—

1. This Notice may be cited as the Casino Gaming Act, 2010 (Appointed Day) Notice, 2013.
2. The 17th day of April, 2013, is hereby appointed as the day on which the provisions of the Casino Gaming Act, 2010, specified hereunder, which were not in force prior to this date, shall come into operation, namely:—
  - (a) Part III
  - (b) Part IV
  - (c) Part V



- 
- (d) Part VI
  - (e) Part VII
  - (f) Part VIII
  - (g) Part IX
  - (h) Second, Third, Fourth, Fifth and Sixth Schedules

Dated this 17th day of April, 2013.

PETER PHILLIPS  
Minister of Finance and Planning.





THE  
**JAMAICA GAZETTE**  
**SUPPLEMENT**

**PROCLAMATIONS, RULES AND REGULATIONS**

590H<sup>1</sup>

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Vol. CXXXV

FRIDAY, NOVEMBER 9, 2012

No. 130E

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No. 224G<sup>1</sup>

PUBLIC BUSINESS

Extract from the Minutes of the Honourable House of Representatives on the 2nd day of October, 2012:

The Minister of Finance and Planning moved:

**THE CASINO GAMING ACT**

**THE CASINO GAMING (PRESCRIBED GAMES) REGULATIONS, 2012**

WHEREAS, by virtue of section 72 of the Casino Gaming Act (hereinafter referred to as "the Act"), the Casino Gaming Commission may, with the approval of the Minister, make regulations which prescribe the games, the playing of which constitute casino gaming for the purposes of this Act:

AND WHEREAS on the 19th day of July, 2012, the Casino Gaming Commission, with the approval of the Minister, made the Casino Gaming (Prescribed Games) Regulations, 2012;



No.

AND WHEREAS it is desirable that the Casino Gaming (Prescribed Games) Regulations, 2012, be affirmed:

NOW, THEREFORE, BE IT RESOLVED by this Honourable House as follows:

- (i) These Regulations may be cited at the Casino Gaming (Prescribed Games) Regulations, 2012;
- (ii) The Casino Gaming (Prescribed Games) Regulations, 2012, which were laid on the Table of the House on the 31st day of July, 2012, are hereby affirmed.

Seconded by Mr. Raymond Pryce.

Agreed to.

I certify that the above is a true extract from the Minutes.

HEATHER E. COOKE, JP, (MRS.)  
Clerk to the Houses

No. 224G<sup>1</sup>

PUBLIC BUSINESS

Extract from the Minutes of the Honourable Senate on the 9th day of November, 2012:

The Minister of Foreign Affairs and Foreign Trade and Leader of Government Business, having obtained suspension of the Standing Orders, moved:

**THE CASINO GAMING ACT**

THE CASINO GAMING (APPLICATION FOR DECLARATION OF APPROVED INTEGRATED RESORT DEVELOPMENT) REGULATIONS, 2012, RESOLUTION

WHEREAS, by virtue of section 72 of the Casino Gaming Act (hereinafter referred to as "the Act"), the Casino Gaming Commission may make regulations, with the approval of the Minister, which make provision for the form and content of applications to be made to the Minister for the issue by him of an Order for the Declaration of an Approved Integrated Resort Development;

AND WHEREAS, on the 16th day of July, 2012, the Casino Gaming Commission, with the approval of the Minister, made the Casino Gaming (Application for Declaration of Approved Integrated Resort Development) Regulations, 2012;





AND WHEREAS it is desirable that the Casino Gaming (Application for Declaration of Approved Integrated Resort Development) Regulations, 2012, be affirmed:

NOW, THEREFORE, BE IT RESOLVED by this Honourable Senate as follows:

(i) These Regulations may be cited as the Casino Gaming (Application for Declaration of Approved Integrated Resort Development) Regulations, 2012;

(ii) The Casino Gaming (Application for Declaration of Approved Integrated Resort Development) Regulations, 2012, which were laid on the Table of the Senate on the 21st day of September, 2012, are hereby affirmed.

Seconded by Senator Floyd Morris.

Agreed to.

I certify that the above is a true extract from the Minutes.

HEATHER E. COOKE, JP, (MRS.)  
Clerk of the Houses

No. 224G<sup>3</sup>

### THE CASINO GAMING ACT

#### THE CASINO GAMING (APPLICATION FOR DECLARATION OF APPROVED INTEGRATED RESORT DEVELOPMENT) REGULATIONS, 2012

In exercise of the power conferred upon the Casino Gaming Commission by section 72 of the Casino Gaming Act, the following Regulations are hereby made, with the approval of the Minister:—

1. These Regulations may be cited as the Casino Gaming (Application for Declaration of Approved Integrated Resort Development) Regulations, 2012.

2.—(1) Subject to regulation 3, an application for the declaration of an integrated resort development as an approved integrated resort development under section 9 of the Act shall—

Schedule

(a) contain the information and documents specified in Part I of the Schedule;

Form A

(b) be delivered under cover of a letter which conforms with Form A in Part II of the Schedule;

Form B.

- (c) be accompanied by a personal history disclosure form in the form set out as Form B in Part II of the Schedule, in relation to the applicant, for—
- (i) each individual who is the holder of five per cent or more of the voting capital of the applicant;
  - (ii) the chief executive officer;
  - (iii) each director;
  - (iv) every other officer and senior employee of the applicant named in the application; and
  - (v) any individual who it is proposed will operate any major component of the proposed integrated resort development;

Form C.

- (d) be accompanied by a business entity disclosure form in the form, set out as Form C in Part II of the Schedule for each business entity which directly or indirectly holds five per cent or more of the voting shares of the applicant or which is a third party operating any major component of the resort development, except that, if the applicant is a subsidiary, then a business entity disclosure form shall be completed by only the ultimate parent company and each business entity that indirectly holds, through the ultimate parent company, five per cent or more of the voting shares of the applicant; and
- (e) be accompanied by a non-refundable application fee of one hundred and fifty thousand United States dollars or the equivalent in Jamaican currency.

## NOTE:

Examples of the application of this Regulation---

*Example 1:* Company A is the applicant. Company B owns 100% of the voting shares of the applicant. Company C, the ultimate parent company, owns 100% of the voting shares of Company B. The voting shares of Company C are owned equally by 20 other companies (each such owns five per cent of the voting shares of company C). Thus, each company that owns five per cent of the voting shares of Company C indirectly holds, through Company C (which is the ultimate parent company) five per cent of the voting shares of the applicant. Accordingly, all 20 companies that own five per cent of the voting shares of Company C are required to file a business entity disclosure form.

*Example 2:* Company A is the applicant. Company B owns 100% of the voting shares of the applicant. Company C the ultimate parent company, owns 90% of the voting shares of Company B. The voting shares of the Company C are owned equally by 20 other companies (each such company owns five per cent of the voting shares of Company C). Thus, each company that owns five per cent of the voting shares of Company C indirectly holds, through Company C (which is the ultimate parent company) 4.5% per cent of the voting shares of the applicant. Accordingly, none of the 20 companies that own five per cent of the voting shares of Company C are required to file a business entity disclosure form.

An applicant should note that in determining whether a business entity directly holds, through the ultimate parent company, five per cent or more of the voting share of the applicant, the Minister may, in his discretion, aggregate the holdings of two or more business entities where there is an affiliation between or among them such that they may potentially act in concert to pool their power to control the applicant.

3.—(1) Every application for the declaration of an integrated resort development as an approved integrated resort development under section 9 of the Act shall have a title page which shall contain the following—

“APPLICATION FOR DECLARATION OF AN APPROVED INTEGRATED  
RESORT DEVELOPMENT BY  
(The name and address of the applicant)”.

(2) The title page of such application shall be followed by the Table of Contents.

(3) The Table of Contents of such application shall be followed by an Executive Summary in which the applicant shall provide a brief outline of the location, facilities and investment requirements of the proposed integrated resort development.

(4) The body of such application shall follow the Executive Summary which shall contain the documents specified in Part I of the Schedule.

(5) Four hard copies and one electronic copy of such application, the relevant personal history disclosure forms and business entity disclosure form shall be delivered by the applicant to the Financial Secretary.

(6) The pages of such application (except for the title page and Table of Contents) shall be numbered consecutively from the beginning with the final page headed by the words “Final Page”.

(7) Any information in such application that the applicant considers to be confidential, proprietary commercial information or a trade secret shall be labelled accordingly throughout the text, and list of those labelled sections shall be placed after the title page and before the table of contents.

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- (8) The Minister may—
- (a) waive the requirement for any information and document specified in the Schedule; and
  - (b) require alternative document or information to be provided with the application as a condition of the waiver.

4.—(1) Where the Minister thinks necessary he may, by notice in writing, require an applicant for the declaration of an integrated resort development as an approved integrated resort development to furnish such additional information or document as he may specify.

(2) If a requirement made under this paragraph is not complied with, the Minister may refuse to consider the application concerned.

5.—(1) If a material change occurs in the information, including any plan, specification, drawings or report provided in or in connection with an application for the declaration of an integrated resort development as an approved integrated resort development under section 9 of the Act before the application is determined, the applicant shall as soon as possible give the Minister written particulars of the change verified by statutory declaration.

(2) Particulars of any change given by the applicant are then to be considered to have formed part of the original application for the purposes of the application of subsection (1) to any further material change in the information provided.

## SCHEDULE

(Regulation 2)

## PART I

*Content of Application for Declaration of an Approved  
Integrated Resort Development*PART A. *General Information about the applicant*

1. The name of the applicant. \_\_\_\_\_
2. Address of its principal office.  
Telephone No.: \_\_\_\_\_ Facsimile No.: \_\_\_\_\_  
E-mail address: \_\_\_\_\_
3. Legal form of the applicant (for example, limited liability company or partnership).
4. In the case of a company or partnership—
  - (a) the jurisdiction in which it was incorporated or formed;
  - (b) date of incorporation or formation.
5. Attach the following—
  - (a) if the applicant is a company or partnership, a copy of each of the organizational documents of the applicant certified by the supervisory or regulatory body with which the original is lodged;
  - (b) if the applicant is a company or partnership—
    - (i) a certificate of incorporation or a copy of the certificate of incorporation certified to be a true copy by the supervisory or regulatory body of the company;
    - (ii) a certificate of, good standing or equivalent document, from the supervisory or regulatory body of the company.
6. Name and nationality of Chief Executive Officer.
7. In the case of a company—
  - (a) authorized share capital;
  - (b) issued share capital distinguishing voting and non-voting shares; and
  - (c) in respect of each legal and beneficial owner of five per cent or more of each class of issued shares of the company—
    - (i) name;
    - (ii) residential address or in the case of a corporate shareholder, address of principal office; and

SCHEDULE, *contd.*

(iii) total shareholding.

8. In the case of a partnership, with respect to each partner---
- (a) the name of the partner;
  - (b) business and residential address;
  - (c) date of admission to partnership; and
  - (d) partnership interest.
9. If the applicant is a subsidiary company, then in respect of its ultimate parent company---
- (a) the name of the parent company;
  - (b) address of principal office;
  - (c) jurisdiction of incorporation and company registration number;
  - (d) name, address and total shareholding of each legal and beneficial owner of five per cent or more of each class of issued shares of the company; and
  - (e) in respect of each of the directors of the applicant, the Chief Executive Officer, the corporate secretary and other officers and senior employees of the applicant who reports directly to the Chief Executive Officer---
    - (i) name;
    - (ii) nationality;
    - (iii) business and residential addresses;
    - (iv) position;
    - (v) date of appointment; and
    - (vi) telephone number and email address.
10. Resumes for the chief executive officer, each director, other officers and senior employees of the applicant named in the application.

PART B. *The Site of the Proposed Resort Development*

1. Identification of the location of the site of the proposed development.
2. Legal description of the proposed site (for example, Volumes and Folio Number of the land in the Register Book of Titles).
3. If the applicant is not the current owner of all of the site, a detailed description of the applicant's legal right to control and develop the site referring to any relevant attachment evidencing such right.

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SCHEDULE, *contd.*

4. Description of any land modifications (for example, drainage of wetland, clearance of forested area, dredging of sea floor) and the infrastructural works (for example, sewerage, water, roadways, piers, jetties) required for the development, estimated times for commencement and completion of such modifications and works.
5. List of approvals, including permits, licences, orders and other similar requirements (other than those required under the Act) necessary for the proposed site to be laid out, prepared and used as proposed in the master plan.
6. For each of the approvals referred to in paragraph 5 a statement regarding—
  - (a) the status or proposed scheduling of application for approval; and
  - (b) the anticipated date of grant of approval.
7. Aerial photograph(s) of the site of the proposed development.

*PART C. Description of the Proposed Development*

1. Name of the proposed integrated resort development.
2. Detailed master plan and narrative describing the major components of the proposed integrated resort development including the hotel and casino and other entertainment and recreation facilities. If it is deemed necessary or desirable for the purposes of establishing the integrated resort development that a temporary casino be operated, the plan and narrative should include details of the temporary casino operation planned.
3. The total number of hotel rooms to be constructed as part of the proposed integrated resort development in accordance with the master plan and an estimated timetable for commencement, completion of construction and commencement of operation of the integrated resort development or of each phase of the resort if it is proposed to provide hotel rooms for occupancy in phases.
4. Description of the manner in which the integrated resort development is to be operated, including whether any major components thereof will be operated by a third party.
5. With respect to a third party operating any major component of the integrated resort development, provide the same information as is required at Part A with respect to the applicant.

*PART D. Feasibility*

1. Give a description of the manner in which integrated resort development is proposed to be operated.
2. Documentation demonstrating the availability of adequate financing for the establishment, operation and maintenance of the integrated resort development,

SCHEDULE, *contd.*

including estimated cost of development broken down into major expenditure components.

3. Details of the master plan for financing the proposed integrated resort development, including—

- (a) amounts and estimated timing of major instalments of investment;
- (b) anticipated sources of financing, distinguishing equity and debt; and
- (c) anticipated holders of equity and of debt obligations after each major instalment of investment.

4. Business plan for the enterprise for at least five years from the commencement of hotel operation of the proposed integrated resort development.

*PART E. Economic Effect*

Give a short description of the anticipated overall economic, effect of the proposed integrated resort development, including—

- (a) direct and indirect employment;
- (b) direct and indirect economic benefits to the neighbourhood, community and Jamaica; and
- (c) tax revenues.

*PART F. Exclusivity*

If the applicant wishes to have exclusivity status within the meaning of section 12 of the Act, a description of the proposed exclusive geographical area, a statement on the desired exclusivity and economic justification therefor.

NOTE: The Minister will take into account all relevant factors, including—

- (a) the scope and size of the approved integrated resort development;
- (b) its anticipated overall economic effects including direct and indirect employment; direct economic benefit to the community and tax revenues;
- (c) the total investment required for development; and
- (d) the period necessary for an approved developer to earn a reasonable return on his investment.



SCHEDULE, *contd.*

PART G. *Attachments*

*List Attachments*

PART II

FORM A

*Cover Letter to Application for Declaration of an Approved Integrated Resort Development under section 10(a) of the Casino Gaming Act*

To: The Financial Secretary

\_\_\_\_\_  
(Insert name of applicant)

concerned with the establishment of \_\_\_\_\_  
(Name of integrated resort development) hereby applies to be declared

an Approved Integrated Resort Development for the purposes of section 9 of the Casino Gaming Act. We enclose the attached completed application for consideration.

Please contact \_\_\_\_\_  
(Name and contact information of

\_\_\_\_\_  
authorized representative of applicant)

We undertake, if required, to provide additional information to the Minister to assist in the consideration of the application and hereby authorize the Minister to make such investigations, both inside and outside Jamaica as would assist reasonably in determining the status of each of our directors. We undertake to provide, if required, authorizations to any regulatory authority or law enforcement agency in any jurisdiction to release to the Minister information held by such regulatory authority or law enforcement agency on the company. We understand that failure to comply with any of the above undertaking may result in the denial of the application.

We declare that the representations of fact made by us in the application are true and, to the best of our knowledge, representations made by others in documents attached are true.

We acknowledge that misrepresentation of any material fact may be ground for the application to be denied and for the revocation of an order, if granted, declaring the proposed integrated resort development an approved integrated resort development pursuant to the Act. Dated this day of , 20

SCHEDULE, *contd.*Signed on behalf of: \_\_\_\_\_  
[Insert name of Application]By: \_\_\_\_\_  
Signature

Name and Title: \_\_\_\_\_

## FORM B

## THE CASINO GAMING ACT

THE CASINO GAMING (DECLARATION OF APPROVED INTEGRATED RESORT  
DEVELOPMENT) REGULATIONS, 2012  
(under regulation 2(1)(c))*Personal History Disclosure Form*

## Instructions

Please read all instructions carefully before completing this form.

## I. Completing this form—

- (a) You must make accurate statements and include all material facts. Any misrepresentation, falsification, omission or the failure to provide updated requested information, may result in the denial of the application with which this form is filed.
- (b) Should you be unable to understand this form fully in english, it is your responsibility to acquire adequate means of translation. If you submit a document to the Minister that is in a language other than english, you must also submit an english translation.
- (c) Read each question carefully prior to answering. Answer every question completely. Do not leave blank spaces. If a question does not apply to you, indicate "does not apply" in response to that question. Failure to provide a response to every question could result in the rejection of the application with which this form is filed.
- (d) All entries on this form, except initials and signatures, must be typed or printed in block lettering. If your form is not legible, it will not be accepted. You must use blue ink to personally enter your initials and the date in the space provided on the bottom of each page of the form.

SCHEDULE, *contd.*

- (e) If the space available is insufficient to respond to a question, you are to supply the required information on an attachment page and clearly identify which question you are answering. The blank page may be used to provide this additional information. You must use blue ink to personally enter your initial and the date at the bottom of each of these attachment pages.
- (f) If you make any modification to the pre-printed questions or information contained in this form, the form will be rejected. Once the form is accepted, it becomes the property of the Minister and will not be returned.
- (g) Confidential information supplied to the Minister or otherwise obtained shall not be revealed except in the course of the necessary administration of the Casino Gaming Act, or upon the lawful order of a court of competent jurisdiction or, to the commissioner of police. If provided, your taxpayer registration number will be used by the Minister to obtain and verify information.

The original form, four paper copies, and one compact disc (cd) containing all forms must be sent with the entire application package to the financial secretary.

- II. Be sure to check to ensure that you have placed your initials and the date on the bottom of each page of this form in the space provided and on any attachment pages.
- III. Before you submit this form to the Minister, be sure that—
  - (a) You have reviewed the filing instructions.
  - (b) You have included all required attachments listed in this form.
  - (c) Every question has been answered completely.
  - (d) You retain a completed copy of your form for your own records.
  - (e) You keep a blank copy of the form. When you need to update information, you can use the appropriate pages from the blank form to provide the information.
  - (f) You use blue ink where you sign, initial and date your form. Using blue ink will make it clear that your form is to be considered as an original and not a photocopy.

SCHEDULE, *contd.**Please print or type your answers*PART A. *Personal Data*

1. \_\_\_\_\_ / \_\_\_\_\_ / \_\_\_\_\_  
                     Surname                      First Name                      Middle Name

Suffix (Jr., Sr., Etc.) \_\_\_\_\_

Provide any other names or aliases you have used or by which you are known  
 (for example, birth name, married name, maiden name, religious name,  
 professional name or nickname):

\_\_\_\_\_  
 \_\_\_\_\_

2. Date of birth: \_\_\_\_\_ / \_\_\_\_\_ / \_\_\_\_\_  
   dd                      mm                      yyyy

3. Place of birth:  
 Country \_\_\_\_\_ City \_\_\_\_\_  
 State \_\_\_\_\_ Province \_\_\_\_\_

4. Sex:    Male                       Female

5. Taxpayer Registration Number (TRN): \_\_\_\_\_

6. National Identification No. (if applicable):  
 \_\_\_\_\_

7. Social Security No. (if applicable): \_\_\_\_\_

8. Descriptive information:

Height (cm) \_\_\_\_\_ Weight \_\_\_\_\_

Colour of eyes \_\_\_\_\_ Colour of hair \_\_\_\_\_

Tattoos, scars or distinguishing marks:  
 \_\_\_\_\_

Driver's Licence No. (if available): \_\_\_\_\_

SCHEDULE, *contd.*

9. Citizenship (provide a list of countries in which you have citizenship/hold valid passport):

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

10. Home address (includes apartment number, street, city, state, province, postal zone and country):

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

11. Telephone No: \_\_\_\_\_ Facsimile No: \_\_\_\_\_  
E-mail: \_\_\_\_\_

12. Passport particulars (of all valid passports held):

Passport No: \_\_\_\_\_

Date of issue: \_\_\_\_\_

Place of issue: \_\_\_\_\_

Date of expiry: \_\_\_\_\_

Country of issue: \_\_\_\_\_

13. Marital status:

- |                                   |   |
|-----------------------------------|---|
| <input type="checkbox"/> Married  | <input type="checkbox"/> Single (never married) |
| <input type="checkbox"/> Widowed  | <input type="checkbox"/> Separated              |
| <input type="checkbox"/> Divorced | <input type="checkbox"/> Common Law             |

SCHEDULE, *contd.*

14. If married give date and place of marriage and full name, include maiden name of wife, if applicable and any other names or aliases and date of birth of spouse:

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

15. Business Address (name of business, street, city, state, province, postal zone and country):

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

16. Family members (parents, siblings including half and step siblings, children, including step children and former spouse, if any):

\_\_\_\_\_/\_\_\_\_\_/\_\_\_\_\_

Surname First Name Middle Name

Date of birth: \_\_\_\_/\_\_\_\_/\_\_\_\_

dd mm yyyy

\_\_\_\_\_  
Relationship to declarant

\_\_\_\_\_  
Address of family member

\_\_\_\_\_/\_\_\_\_\_/\_\_\_\_\_

Surname First Name Middle Name

Date of birth: \_\_\_\_/\_\_\_\_/\_\_\_\_

dd mm yyyy

\_\_\_\_\_  
Relationship to declarant

\_\_\_\_\_  
Address of family member

\_\_\_\_\_/\_\_\_\_\_/\_\_\_\_\_

Surname First Name Middle Name

Date of birth: \_\_\_\_/\_\_\_\_/\_\_\_\_

dd mm yyyy

SCHEDULE, *contd.*

Relationship to declarant

Address of family member

PART B. *Residential History*

17. Provide a list of all residence (s) where you have lived during the past ten years, include apartment number, street, city, state, province, postal zone and country:

| Date |    | Address<br>(No., Street,<br>Apt#/Flat#<br>City/Town,<br>State/Province,<br>Country &<br>Zip/Postal<br>Code) | Own<br>or<br>Rent | Name, Address<br>and Telephone<br>No. of<br>Landlord or<br>Mortgage/<br>Bond Holder<br>if known |
|------|----|---|-------------------|---|
| From | To |   |                   |   |
|      |    |   |                   |   |
|      |    |   |                   |   |

PART C. *Education and Employment*

18. Education history (list all schools and universities attended after elementary level stating dates and all qualifications gained):

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

SCHEDULE, *contd.*

19. Give full details of your profession or occupation over the past ten years including the names and addresses of all employers and the nature of your employment:
- \_\_\_\_\_
- \_\_\_\_\_
- \_\_\_\_\_
20. List all professional licences ever held and give full details of each:
- \_\_\_\_\_
- \_\_\_\_\_
- \_\_\_\_\_
21. Have you ever applied in any jurisdiction for a licence, permit, registration or other authorization to participate in a lawful gaming enterprise (e.g. casino gaming, horse racing, dog racing, parimutuel operation, lottery, sports betting, etc.) or have you ever been employed, in or had any connection, with a gaming enterprise in any country?
- Yes       No
22. If the answer to question 21 is yes, give full details including, as applicable, name and address of licensing agency, disposition of application that is, if granted or denied, name and address of gaming enterprise address and relevant dates.
- \_\_\_\_\_
- \_\_\_\_\_
- \_\_\_\_\_
23. Have you ever been suspended, discharged or asked to resign?
- Yes       No
24. If the answer to question 23 is yes, give details of each occasion where you have been discharged, suspended or asked to resign from employment. Give the date



SCHEDULE, *contd.*

and reason of discharge, suspension or resignation and the name and address of the employer (include street, city, state, province, postal zone and country):

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

PART D. *Positions of Trust*

25. List of all offices, trusteeships, directorships or fiduciary positions held by you with any firm, corporation, association, partnership, charity or other business in the past ten years, include name and full address of body, position, dates position held:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

PART E. *Bankruptcy and Civil History*

26. Has any company or firm of which you or your spouse were a partner, director or officer been or the subject of a winding-up petition?

Yes       No

27. If the answer to question 26 is yes, give details of winding up petition (include name of company or firm, address of firm or registered address and relevant dates):

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

28. Civil proceedings:

Have you or your spouse ever been declared bankrupt or been the subject of a bankruptcy petition?

Yes       No

29. If the answer to question 28 is yes, give details, including—

(a) date of bankruptcy proceedings: \_\_\_\_\_

SCHEDULE, *contd.*

- (b) country (include legal jurisdiction, for example, state, province or department, if applicable): \_\_\_\_\_
- (c) court: \_\_\_\_\_
- (d) outcome of proceedings: \_\_\_\_\_
30. Have you or your spouse ever had legal proceedings (other than bankruptcy proceedings) instituted against you or ever received a judgement against you in a civil court?
- Yes       No
31. If the answer to question 30 is yes, give full details below, include—
- (a) date: \_\_\_\_\_
- (b) nature of proceedings (include description of claim, statement of claim and defence): \_\_\_\_\_
- (c) country (include legal jurisdiction, for example, state, province or department, if applicable): \_\_\_\_\_
- (d) court: \_\_\_\_\_
- (e) disposition of claim: \_\_\_\_\_

PART F. *Criminal History*

## 32. Criminal proceedings:

Have you or your spouse ever been charged or convicted of a criminal offence in any country?

Yes       No

## 33. If the answer to question 32 is yes, give details, including:

- (a) date: \_\_\_\_\_
- (b) nature of offence: \_\_\_\_\_
- (c) country (include legal jurisdiction, for example, state, province or department, if applicable): \_\_\_\_\_
- (d) law enforcement agency: \_\_\_\_\_
- (e) court: \_\_\_\_\_
- (f) disposition of charge: \_\_\_\_\_

SCHEDULE, *contd.*PART G. *Declaration*

I certify that to the best of my knowledge and belief the information given in this disclosure form is true and complete.

I understand that any misrepresentation contained in this form may lead to discontinuation of the processing of the application with which this form is filed and the revocation of any approval granted.

Dated this            day of            , 20

Signed: \_\_\_\_\_

## FORM C

## THE CASINO GAMING ACT

THE CASINO GAMING (DECLARATION OF APPROVED  
INTEGRATED RESORT DEVELOPMENT) REGULATIONS, 2012*Business Entity Disclosure Form*  
(under regulation 2(1)(d))

## Instructions

Please Read All Instructions Carefully Before Completing This Form.

## I. Completing This Form:

- (a) You must make accurate statements and include all material facts. Any misrepresentation, falsification, omission or the failure to provide updated requested information, may result in the denial of the application with which this form is filed.
- (b) Should you be unable to understand this form fully in english, it is your responsibility to acquire adequate means of translation. If you submit a document to the minister that is in a language other than english, you must also submit an english translation.
- (c) Read each question carefully prior to answering. Answer every question completely. Do not leave blank spaces. If a question does not apply to you, indicate "does not apply" in response to that question. Failure to provide a response to every question could result in the rejection of the application with which this form is filed.

SCHEDULE, *contd.*

- (d) All entries on this form, except initials and signatures, must be typed or printed in block lettering. If your form is not legible, it will not be accepted. You must use blue ink to personally enter your initials and the date in the space provided on the bottom of each page of the form.
- (e) If the space available is insufficient to respond to a question, you are to supply the required information on an attachment page and clearly identify which question you are answering. The blank page may be used to provide this additional information. You must use blue ink to personally enter your initial and the date at the bottom of each of these attachment pages.
- (f) If you make any modification to the pre-printed questions or information contained in this form, the form will be rejected. Once the form is accepted, it becomes the property of the minister and will not be returned.
- (g) Confidential information supplied to the minister or otherwise obtained shall not be revealed except in the course of the necessary administration of the casino gaming act, or upon the lawful order of a court of competent jurisdiction or, with the approval of the attorney general, to the commissioner of police. If provided, your taxpayer registration number will be used by the minister to obtain and verify information.

The original form, four paper copies, and one compact disc (cd) dvd or other form of digital storage in such format as be specified, from time to time, containing all forms must be sent with the entire application package to the financial secretary.

- II. Be sure to check to ensure that you have placed your initials and the date on the bottom of each page of this form in the space provided and on any attachment pages.
- III. Before you submit this form to the minister, be sure that:
  - (a) You have reviewed the filing instructions.
  - (b) You have included all required attachments listed in this form.
  - (c) Every question has been answered completely.
  - (d) You retain a completed copy of your form for your own records.

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SCHEDULE, *contd.*

- (e) You keep a blank copy of the form. When you need to update information, you can use the appropriate pages from the blank form to provide the information.
- (f) You use blue ink where you sign, initial and date your form. Using blue ink will make it clear that your form is to be considered an original and not a photocopy.

Please print or type your answers

PART A

1. Name of business.
2. Legal form of business.
- 3.—(1) Address of registered office if statute in place of formation requires maintenance of a registered office.  
(2) Address of principal place of business.
4. Date and place of incorporation or other formation.
5. Registration or other identification number, if any, issued in place of incorporation or formation. (Attach copy of certificate of incorporation/registration, if any, issued.)
6. Previous names, if any, of the business and dates of change of name.
7. Provide copies of organizational documents of the business (for example, memorandum and/or articles of association).
8. If the business is a company:
  - (a) its authorized share capital;

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SCHEDULE, *contd.*

19. Give full details of your profession or occupation over the past ten years including the names and addresses of all employers and the nature of your employment:

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20. List all professional licences ever held and give full details of each:

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21. Have you ever applied in any jurisdiction for a licence, permit, registration or other authorization to participate in a lawful gaming enterprise (e.g. casino gaming, horse racing, dog racing, parimutuel operation, lottery, sports betting, etc.) or have you ever been employed, in or had any connection, with a gaming enterprise in any country?

Yes                       No

22. If the answer to question 21 is yes, give full details including, as applicable, name and address of licensing agency, disposition of application that is, if granted or denied, name and address of gaming enterprise address and relevant dates.

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23. Have you ever been suspended, discharged or asked to resign?

Yes                       No

24. If the answer to question 23 is yes, give details of each occasion where you have been discharged, suspended or asked to resign from employment. Give the date

SCHEDULE, *contd.*

(b) in respect of issued shares—

(i) *Voting shares*: set out for each class of shares and in respect of each holder of five per cent or more of the Class—

| Name of Share Holder | Residential and Business Address | Class of Shares | No. of Shares | % of Shares of the Class |
|----------------------|----------------------------------|-----------------|---------------|--------------------------|
|                      |                                  |                 |               |                          |

(ii) *Non-Voting shares*: set out for each class of shares and in respect of each holder of five per cent or more of the Class—

| Name of Share Holder | Residential and Business Address | Class of Shares | No. of Shares | % of Shares of the Class |
|----------------------|----------------------------------|-----------------|---------------|--------------------------|
|                      |                                  |                 |               |                          |

SCHEDULE, *contd.*

9. In respect of any other type of business, set out in respect of legal of beneficial holders of ownership interests in the enterprise or in the assets of the enterprise:

| Name of each holder of ownership interest | Residential and Business Addresses | % of ownership of the enterprise or assets of the enterprise | Voting power incident to ownership |
|---|------------------------------------|--|------------------------------------|
|   |                                    |  |                                    |

10. Provide full details of all holding, subsidiary, associate and/or otherwise related companies. Please provide a chart showing the present group structure also:

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PART B

11. Set out for each of the directors or trustees of the business—

- (a) name;
- (b) position in the business;
- (c) current residential address; and
- (d) date and place of birth.

12. Set out for—

- (a) the Chief Executive Officer;
- (b) other holders of offices provided for by the business organizational documents; and



SCHEDULE, *contd.*

- (c) senior employees reporting directly to the Chief Executive Officer—
- (i) name;
  - (ii) position in the business;
  - (iii) current residential address;
  - (iv) date and place of birth.

## PART C

13. Provide as attachment—

- (a) the latest audited financial statements of the business; and
- (b) the latest annual report to shareholders or other owners.

14. Has the business, any company owned by it or any associate company, ever been declared insolvent or declared itself insolvent?

Yes       No

15. If your answer to question 14 is yes, give details:

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16. Has the business, any company owned by it any associate company ever been placed under financial administration by an external party (e.g. liquidation, receivership)?

Yes       No

17. If the answer to question 16 is yes, give details:

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## PART D

18. Has the business, any company owned by it or any associated company, ever applied in any jurisdiction for a licence, permit, registration or other authorization to participate in the gaming or wagering industry (for example, casino gaming, horse racing, dog racing, pari-mutuel operation, lottery, sports

SCHEDULE, *contd.*

betting, etc.), or has such a licence, permit, registration or other authorization ever been refused, suspended or revoked?

Yes       No

19. If your answer to question 18 is yes, give full details including, as applicable, name and address of licensing agency, full regulatory history and relevant dates:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

20. Provide details of any criminal or civil action which has involved the business, any company owned by it, any associated companies, directors, trustees, officers or senior employees reporting to the Chief Executive Officer:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 20

Signed on behalf of

By: \_\_\_\_\_  
Signature

\_\_\_\_\_  
Name

\_\_\_\_\_  
Position

Dated this 16th day of July, 2012.

WALTER H. SCOTT, QC,  
Chairman  
Casino Gaming Commission.

Approved:

PETER PHILLIPS  
Minister of Finance and Planning.

No. 224G<sup>1</sup>**THE CASINO GAMING ACT****THE CASINO GAMING (PRESCRIBED GAMES) REGULATIONS, 2012**

In exercise of the powers conferred upon the Casino Gaming Commission by section 72 of the Casino Gaming Act, and with the approval of the Minister, the following Regulations are hereby made:—

1. These Regulations may be cited as the Casino Gaming (Prescribed Games) Regulations, 2012.

2. The playing of table games, including but not limited to Roulette, Big Six Wheel, Baccarat, Mini Baccarat, Blackjack, Craps, Faro, Red Dog, Pai Gow, Sic Bo, Poker, (including draw, stud and other forms of poker), Casino War, Fast Action Hold 'Em and any variations of these games shall constitute casino gaming if such games involve the following—

- (a) one or more dealers performing any of of the following functions—
  - (i) operating a device essential for the playing of the game (including the wheel in Roulette or Big Six Wheel or the cage which spins the dice in Sic Bo;
  - (ii) dealing cards;
  - (iii) taking, collecting and paying out bets;
  - (iv) directing the play of the game; or
- (b) players and dealers being in one another's presence during play of the game.

Dated this 19th day of July, 2012.

WALTER H. SCOTT, QC,  
Chairman  
Casino Gaming Commission.

Approved:

PETER PHILLIPS  
Minister of Finance and Planning.

