

DEED OF CONFIDENTIALITY

DEED OF CONFIDENTIALITY IN RELATION TO WAGERING
ADVERTISING REFORM

Commonwealth of Australia

^Insert Party 2 Name^

^Insert Party 2 ABN^ ^Insert Party 2 ACN^

DEED OF CONFIDENTIALITY

Date

This Deed of Confidentiality is made on the date that the Confidant executes the Deed.

Parties

This Deed of Confidentiality is made by:

1. **^insert name of Confidant company and ACN^ of ^insert address^**
(the **Confidant**)

in favour of and legally enforceable by:

2. **Commonwealth of Australia** (represented by the Department of Infrastructure, Transport, Regional Development, Communications and the Arts
ABN 86 267 354 017 of 2 Phillip Law Street, Canberra, ACT 2601)
(the **Commonwealth**)

Context

This Deed is made in the following context:

- A. The Commonwealth is developing its response to the Standing Committee on Social Policy and Legal Affairs' Inquiry into online gambling and its impact on those experiencing gambling harm, including around gambling advertising.
- B. The Commonwealth wishes to enter into confidential consultation discussions with the Confidant to inform the development of proposed Commonwealth reforms to gambling advertising.
- C. During the course of the discussions, the Confidant, and its personnel may require access to Commonwealth Confidential Information (including Classified Confidential Information) in relation to the Purpose.
- D. The Commonwealth is willing to provide the Confidant access to necessary Confidential or Classified Confidential Information strictly for the Purpose and in accordance with this Deed.

Operative provisions

By this Deed the Confidant covenants and agrees as follows:

1. Interpretation

- 1.1. In this Deed, unless the context indicates otherwise:

| | |
|---------------------------|---|
| Approved Personnel | means the natural persons set out in Schedule 1, and any additional natural persons otherwise agreed in writing with the Commonwealth, who may access the |
|---------------------------|---|

| | |
|----------------------------------|--|
| | Confidential Information and Classified Confidential Information. |
| Business Day (in a place) | means a weekday other than a public holiday in the place specified or, if no place is specified, in the Australian Capital Territory. |
| Confidential Information | <p>a. means information, documents and data that is:</p> <p>b. is designated either specifically or generally in 0 to this Deed; or</p> <p>c. reasonably designated in any way by the Commonwealth or any of its Representatives as confidential; or</p> <p>d. which the Confidant knows or ought to know is confidential,</p> <p>that is provided by the Commonwealth or any of its Representative to the Confidant or that the Confidant otherwise accesses or becomes aware of in relation to the Purpose, but excludes information that:</p> <p>e. has been independently developed or lawfully acquired (without restriction) by the Confidant; or</p> <p>f. is in the public domain, unless it came into the public domain due to a breach of confidentiality.</p> |
| Copy | means any document, device, article or medium in which Confidential or Classified Confidential Information is, or may be, embodied. |
| Deed | means this Deed of Confidentiality and includes all Schedules to this Deed. |
| Purpose | means the Confidant's participation in the consultations on proposed Commonwealth reforms to wagering advertising and impacts of the proposed reforms, and for no other purpose. |
| Representative | means any Minister, ministerial adviser or Commonwealth entities that are subject to the <i>Public Governance, Performance and Accountability Act 2013</i> (Cth) and any entity controlled by them, and any directors, officers, employees, consultants, agents, contractors of a Commonwealth entity. |
| Schedule | means a schedule to this Deed. |
| Commonwealth | has the same meaning as in paragraph 2 of the Parties |

Classified Confidential Information means Confidential Information that, if compromised, could cause damage to the Commonwealth, the national interest, organisations or individuals.

Security Incident means a security breach, violation, contact or approach from those seeking unauthorised access to Confidential Information.

- 1.2. In this Deed, unless the contrary intention appears:
- a. clause headings are for convenient reference only and have no effect in limiting or extending the language of provisions to which they refer;
 - b. words importing a person includes a partnership and a body whether corporate or otherwise;
 - c. a reference to any legislation or legislative provision includes any statutory modification, substitution or re-enactment of that legislation or legislative provision;
 - d. the Schedules form part of this Deed;
 - e. if any conflict arises between the terms and conditions contained in the clauses of this Deed and any part of the Schedules, the terms and conditions of the clauses prevail;
 - f. a reference to writing is a reference to any representation of words, figures or symbols, whether or not in a visible form;
 - g. wherever the context permits a reference to a party includes its successors or assignees;
 - h. where the day on or by which any act, matter or thing is to be done under or pursuant to this Deed is not a Business Day, the act, matter or thing must be done on the next Business Day; and
 - i. references to clauses are references to clauses of this Deed.
- 1.3. This Deed records the entire agreement between the parties in relation to its subject matter.
- 1.4. As far as possible all provisions of this Deed will be construed so as not to be void or otherwise unenforceable. If anything in this Deed is void or otherwise unenforceable then it will be severed and the rest of the Deed remains in force. A provision of this Deed will not be construed to the disadvantage of a party solely on the basis that it proposed that provision or put forward this Deed.

2. Confidentiality

- 2.1. The Confidant must use the Confidential or Classified Confidential Information only as is legitimate and necessary for the Purpose and strictly in accordance with this Deed.
- 2.2. The Confidant must not, without the prior written authorisation of the Commonwealth, disclose any Confidential or Classified Confidential Information to any person, other than Approved Personnel, unless the disclosure is required by law.

- 2.3. Where the Confidant is required by law to disclose the Confidential or Classified Confidential Information, the Confidant must:
- a. use its best endeavours to notify the Commonwealth prior to disclosing the Confidential Information;
 - b. provide to the Commonwealth full details of the relevant legal requirement and information to be disclosed; and
 - c. take any reasonable action requested by, and reasonably cooperate with any action taken by, the Commonwealth to challenge, prevent or limit such disclosure.
- 2.4. The Confidant must ensure that, prior to disclosing any Confidential or Classified Confidential Information to any of the Approved Personnel, the Approved Personnel have given a written undertaking in the form attached at Schedule 2 relating to the use and non-disclosure of Confidential Information. The Confidant must provide copies of the same to the Commonwealth on request.
- 2.5. The Confidant must secure all Confidential or Classified Confidential Information against loss and unauthorised access, use, modification or disclosure.
- 2.6. The Confidant must implement security procedures as reasonably necessary to ensure that it meets its obligations under this Deed and, if requested in writing by the Commonwealth, provide details of these procedures.
- 2.7. The Confidant must:
- a. if requested by the Commonwealth, ensure all Approved Personnel are made available to attend any security training arranged for (at the Commonwealth's cost);
 - b. notify the Commonwealth immediately if it becomes aware that a Security Incident has occurred and otherwise implement the Commonwealth's procedures for Security Incident reporting as advised by the Commonwealth from time to time;
 - c. not allow any Classified Confidential Information to be transferred outside Australia without the Commonwealth's prior written approval;
 - d. give the Commonwealth, or any persons authorised in writing by the Commonwealth, access (as reasonably requested) to premises where Classified Confidential Information is located; and
 - e. comply with any additional security requirements as notified by the Commonwealth from time to time.

3. Privacy

- 3.1. The Confidant must, in relation to the use of the Confidential or Classified Confidential Information:
- a. comply with its obligations under the *Privacy Act 1988* (Cth) and not otherwise do any act or engage in any practice which, if done or engaged in by the Commonwealth, would be a breach of an Australian Privacy Principle under the *Privacy Act 1988* (Cth); and

- b. comply with any directions, guidelines, determinations or recommendations of the Commonwealth to the extent that they are consistent with the obligations referred to in clause 3.1.a above.

3.2. The Confidant must notify the Commonwealth immediately if it becomes aware of a breach or possible breach of any of its obligations under this clause 3.

4. Dealing with Copies

4.1. The Confidant must immediately upon request by the Commonwealth:

- a. deal with all Copies as directed by the Commonwealth, subject to any legal requirement binding on the Confidant; and
- b. provide evidence to the Commonwealth's satisfaction that it has complied with its obligations under clause 4.1.a.

5. Confidant's obligations

5.1. The Confidant must notify the Commonwealth immediately, and provide full details, if the Confidant is aware or reasonably suspects that:

- a. Confidential or Classified Confidential Information has, or might have been, accessed, used, modified or disclosed in any way other than as permitted under this Deed; or
- b. there has been any other breach of this Deed.

5.2. The obligations arising out of this Deed are in addition to any obligations of confidence at common law or equity.

5.3. The Confidant must provide all assistance that the Commonwealth reasonably requires to enable the Commonwealth to take any action or bring any proceedings in relation to any unauthorised access, use, modification or disclosure of Confidential or Classified Confidential Information.

6. Period of confidentiality

6.1. Except as otherwise may be notified in writing, all Confidential or Classified Confidential Information shall remain subject to the requirements of this Deed until it becomes available from a legal public source without restriction.

7. Commonwealth may enforce Deed

7.1. The Confidant:

- a. agrees that:
 - i. the obligations in this Deed are for the benefit of the Commonwealth and its Representatives, and that the Commonwealth or any of its Representatives may enforce the obligations herein; and
 - ii. the Confidential Information is the exclusive property of the Commonwealth or its Representatives and this Deed does not convey any proprietary or other interest in the Confidential Information to the Confidant; and

- b. acknowledges that:
- i. the Confidential Information is valuable to the Commonwealth and the Commonwealth Representatives and that damages may not be an adequate remedy for the Commonwealth or the Commonwealth Representatives for any breach of this Deed by the Confidant; and
 - ii. the Commonwealth is, and any Commonwealth Representatives are, entitled to seek injunctive relief as a remedy for any breach or threatened breach of this Deed by the Confidant, in addition to any other remedies available at law or in equity under or independently of this Deed.

8. Survival

- 8.1. The obligations under this Deed survive, and continue after, the completion or termination of the consultation and any other engagement in connection with, or relating to, the Purpose.

9. Notices

- 9.1. A notice under this Deed is only effective if it is in writing, and dealt with as follows:

- a. **if given by the Confidant to the Commonwealth** – addressed to:

Department of Infrastructure, Transport, Regional Development, Communications and the Arts
 2 Phillip Law Street
 CANBERRA ACT 2601
 Attention: s22(1)(a)(ii) ;
 Email: Online.gambling@communications.gov.au

- b. if given by the Commonwealth to the Confidant – addressed to:

^insert address details^
Attention: ^insert details^; or
Email: ^insert details^.

- 9.2. A party may, from time to time, notify the other party of any change to its details in clause 9.1.
- 9.3. A notice is to be signed by the person giving the notice and delivered by hand or signed and transmitted electronically by the person giving the notice by electronic mail.
- 9.4. A notice is deemed to be received upon receipt by the sender of either an electronic receipt notification (generated by the system transmitting the notice) or an acknowledgement from the other party that it has received the notice (whichever is earlier).

10. Applicable law

- 10.1. This Deed is governed by and will be construed in accordance with the laws applicable in the Australian Capital Territory and the Confidant submits to the non-exclusive jurisdiction of the courts of the Australian Capital Territory.

Executed as a Deed Poll

SIGNED, SEALED AND DELIVERED by
^insert name or organisation^ ^ ACN^ in
accordance with section 126 of the
Corporations Act 2001 (Cth) by:

[Signature of authorised agent]

[Print Name of authorised agent]

On: _____
[Insert date]

In the presence of:

[Signature]

[Insert name of Witness and date]

SCHEDULE 1 APPROVED PERSONNEL**1. Approved Personnel (Clause 1.1)**

The following persons are Approved Personnel for the purposes of this Deed of Confidentiality:

| Approved Personnel | Position | Organisation |
|---------------------------|-----------------|---------------------|
| [INSERT] | [INSERT] | [INSERT] |

SCHEDULE 2 CONFIDENTIALITY UNDERTAKING

Date

This Undertaking is dated **^day (numeric) month (name) year^**.

Parties

This Undertaking is provided by:

^Insert name of approved person^ of ^insert address of approved person^
(the **Recipient**)

Context

This Undertaking is provided in the following context:

- A. The Recipient may gain access to the Commonwealth's Confidential Information or Classified Confidential Information in relation to the Purpose under the Deed of Confidentiality between the Confidant and the Commonwealth.
- B. Clause 2.4 of the Deed of Confidentiality requires the Confidant to obtain a written undertaking from the Recipient prior to disclosing any Confidential Information to the Recipient.

Operative provisions

The Recipient provides the undertakings set out below in respect of all Confidential Information to which the Recipient has or will have access.

1. Interpretation

- 1.1. In this Undertaking, unless the contrary intention indicates otherwise:

| | |
|---------------------------------|--|
| Confidant | ^insert name of organisation^ |
| Confidential Information | has the same meaning as in clause 1 of the Deed of Confidentiality. |
| Deed of Confidentiality | means the deed of confidentiality between the Confidant and the Commonwealth dated ^insert date of deed of confidentiality^ . |
| Purpose | has the same meaning as in clause 1 of the Deed of Confidentiality. |
| Undertaking | means this Confidentiality Undertaking. |

2. Recipient's obligations

- 2.1. The Recipient agrees that he or she is aware of the provisions and effect of the Deed of Confidentiality.
- 2.2. The Recipient undertakes to deal with the Confidential Information in accordance with the requirements of the Deed of Confidentiality. In particular, the Recipient agrees not to do any act or fail to do any act, which act or failure to act if done by the Confidant, would result in a breach of the Deed of Confidentiality.

SCHEDULE 3 CONFIDENTIAL INFORMATION

For the purposes of clause 1.1 of the Deed, the designated Confidential Information is:

- a. Any written information provided by the Commonwealth (or its Representatives) to the Confidant about:
 - i. proposed measures, options and related matters being considered by the Commonwealth related to future Commonwealth wagering advertising reform;
 - ii. proposed commencement dates for any future Commonwealth wagering advertising reform; and
 - iii. proposed phasing of any proposed future Commonwealth wagering advertising reforms (collectively '**Reform Proposal**').
- b. Any information that the Confidant becomes aware of (whether disclosed to the Confidant orally or in writing) while attending a meeting with a Minister or the Department about the Reform Proposal.
- c. Any notes that the Confidant makes based on or arising out of any disclosure under paragraphs 1 and 2 above.
- d. Any discussions or correspondence between the Commonwealth (or any of its Representatives) and the Confidant relating to the information described in paragraphs a, b or c above.



Australian Government

Department of Infrastructure, Transport,
Regional Development, Communications and the Arts

Meeting Brief

MB24-000524

To: The Hon Michelle Rowland MP, Minister for Communications

MEETING: Next steps on wagering advertising - Seven

Timing: Tuesday 23 July, 8:10 – 8:30am

Venue: Virtual from M1.41 in Parliament House, Canberra

Meeting with: Seven West Media (Seven) – ^{s47F}
^{s47F} and ^{s47F}

You requested the meeting with Seven to outline where considerations on wagering advertising are up to, the consultation process that will follow and timeframes.

s47C

Key Points:

Wagering Advertising Reform

1. The final report from the House of Representatives Standing Committee on Social Policy and Legal Affairs inquiry into online gambling and its impacts on those experiencing gambling harm (Online Gambling Inquiry), released in June 2024, included a recommendation that the Government implement a full ban on online wagering advertising (Recommendation 26).
2. There will be significant commercial implications associated with any wagering advertising reform. Since receiving the report, the department has been consulting with a range of stakeholders, including Seven, on the impacts of the Committee's recommendation and other intermediate options. ^{s45}

s45

4. The Minister's Office and the department will meet with broadcasters, including Seven, from next week to provide further detail on the proposed wagering advertising reforms.

s22(1)(a)(ii)



Sensitive and Critical Information: As above.

Name: Bridget Gannon
Position: A/g First Assistant Secretary
Division: Online Safety, Media and Platforms
Ph: 02 6136 s22(1)(a)(ii)
Mob: s22(1)(a)(ii)
Date Cleared:

Contact Officer: Margaret Lopez
Branch: Media Industry and Sustainability
Ph: 02 6136 s22(1)(a)(ii)
Mob: s22(1)(a)(ii)

Attachments:

s22(1)(a)(ii)

Attachment B: Talking Points

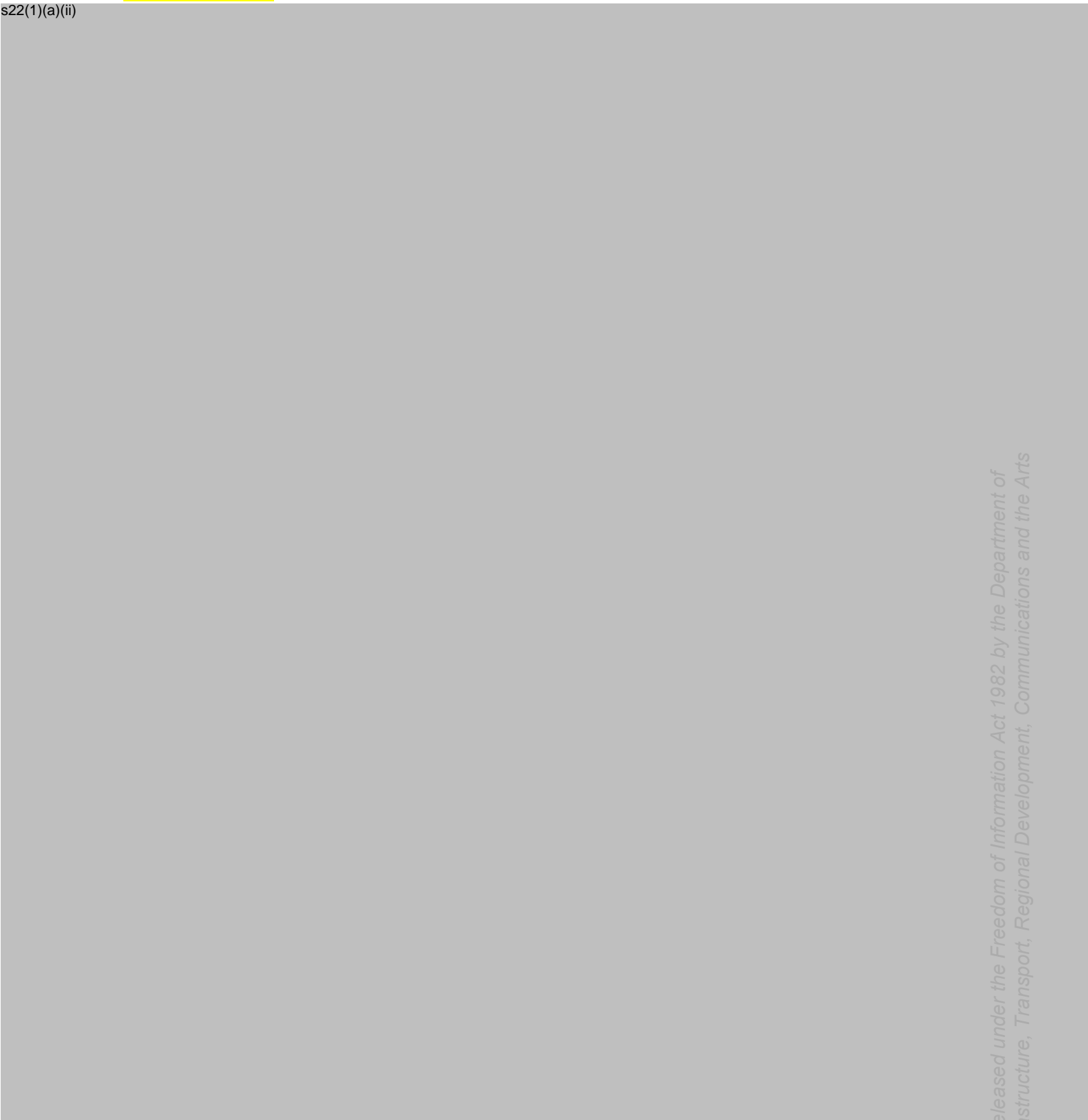
ATTACHMENT B

TALKING POINTS

Wagering Advertising Reform

- MO to insert.

s22(1)(a)(ii)





Australian Government

Department of Infrastructure, Transport,
Regional Development, Communications and the Arts

Meeting Brief

MB24-000525

To: The Hon Michelle Rowland MP, Minister for Communications

MEETING: Next steps on wagering advertising – Nine

Timing: Monday 22 July, 5:00pm – 5:20pm

Venue: Virtual from M1.41 in Parliament House, Canberra

Meeting with: Nine Entertainment Co. (Nine) – ^{s47F}
^{s47F} and ^{s47F}

You requested the meeting with Nine to outline where considerations on wagering advertising are up to, the consultation process that will follow and timeframes.

s47C

Key Points:

Wagering Advertising Reform

1. The final report from the House of Representatives Standing Committee on Social Policy and Legal Affairs inquiry into online gambling and its impacts on those experiencing gambling harm (Online Gambling Inquiry), released in June 2024, included a recommendation that the Government implement a full ban on online wagering advertising (Recommendation 26).
2. There will be significant commercial implications associated with any wagering advertising reform. Since receiving the report, the department has been consulting with a range of stakeholders, including Nine, on the impacts of the Committee's recommendation and other intermediate options. ^{s45}

s45

4. The Minister's Office and the department will meet with broadcasters, including Nine, from next week to provide further detail on the proposed wagering advertising reforms.

s22(1)(a)(ii)



Name: Bridget Gannon
Position: A/g First Assistant Secretary
Division: Online Safety, Media and Platforms
Ph: 02 6136 s22(1)(a)(iii)
Mob: s22(1)(a)(ii)
Date Cleared: 22 July 2024

Contact Officer: Margaret Lopez
Branch: Media Industry and Sustainability
Ph: 02 6136 s22(1)(a)(iii)
Mob: s22(1)(a)(ii)

Attachments:

s22(1)(a)(ii)

Attachment B: Talking Points

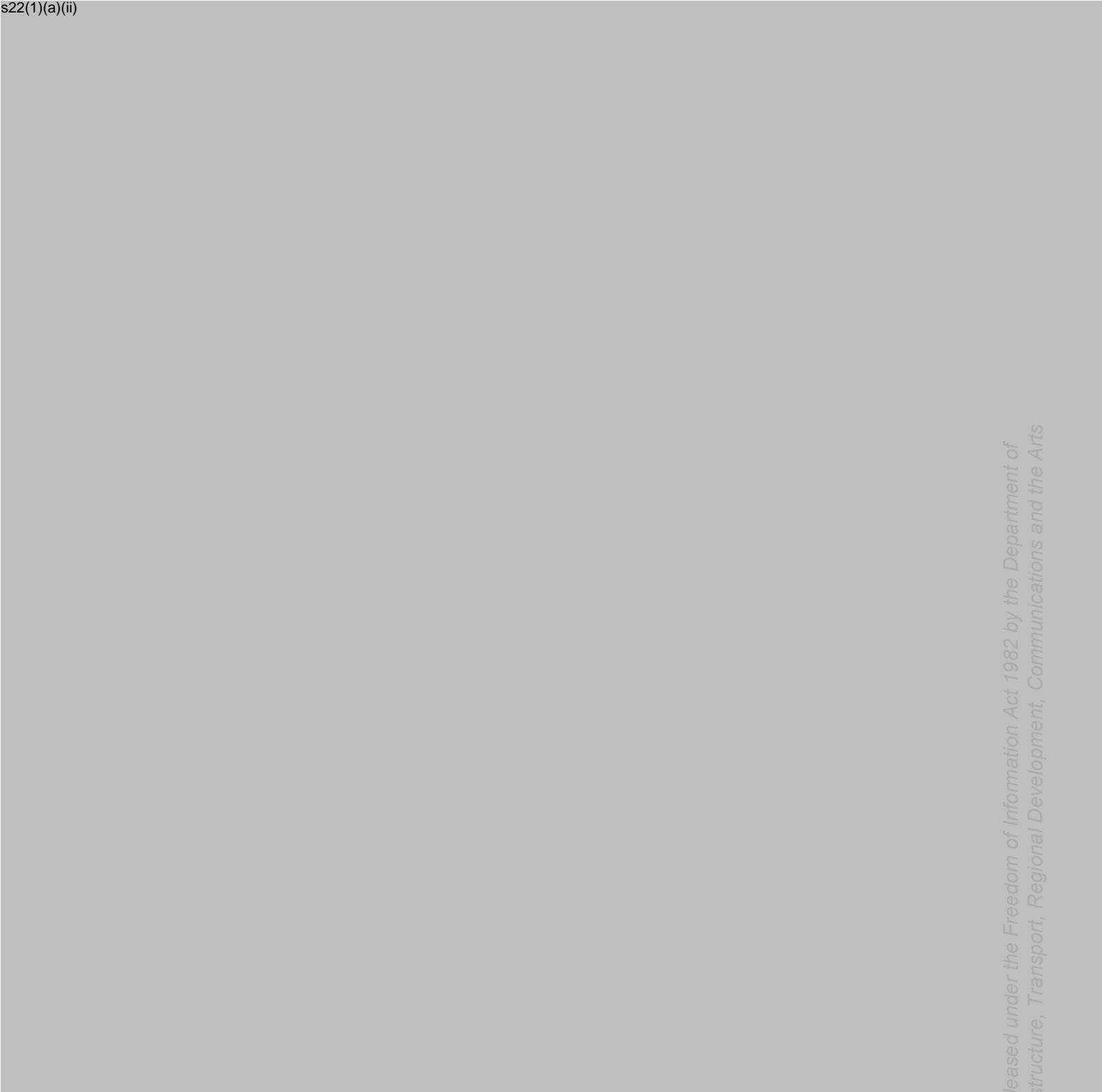
ATTACHMENT B

TALKING POINTS

Wagering Advertising Reform

- MO to insert.

s22(1)(a)(ii)



Released under the Freedom of Information Act 1982 by the Department of Infrastructure, Transport, Regional Development, Communications and the Arts



Australian Government

Department of Infrastructure, Transport,
Regional Development, Communications and the Arts

Meeting Brief

MB24-000526

To: The Hon Michelle Rowland MP, Minister for Communications

MEETING: Next steps on wagering advertising - Ten

Timing: Tuesday 23 July, 9:30 – 9:50am

Venue: Virtual from M1.41 in Parliament House, Canberra

Meeting with: Paramount ANZ (Ten) – ^{s47F}

and ^{s47F}

You requested the meeting with Ten to outline where considerations on wagering advertising are up to, the consultation process that will follow and timeframes.

Key Points:

Wagering Advertising Reform

1. The final report from the House of Representatives Standing Committee on Social Policy and Legal Affairs inquiry into online gambling and its impacts on those experiencing gambling harm (Online Gambling Inquiry), released in June 2024, included a recommendation that the Government implement a full ban on online wagering advertising (Recommendation 26).
2. There will be significant commercial implications associated with any wagering advertising reform. Since receiving the report, the department has been consulting with a range of stakeholders, including Ten, on the impacts of the Committee's recommendation and other intermediate options. ^{s45}

4. The Minister's Office and the department will meet with broadcasters, including Ten, from next week to provide further detail on the proposed wagering advertising reforms.

s22(1)(a)(ii)



Sensitive and Critical Information: As above.

Name: Bridget Gannon
Position: A/g First Assistant Secretary
Division: Online Safety, Media and Platforms
Ph: 02 6136 s22(1)(a)(ii)
Mob: s22(1)(a)(ii)
Date Cleared:

Contact Officer: Margaret Lopez
Branch: Media Industry and Sustainability
Ph: 02 6136 s22(1)(a)(ii)
Mob: s22(1)(a)(ii)

Attachments:

s22(1)(a)(ii)

Attachment B: Talking Points

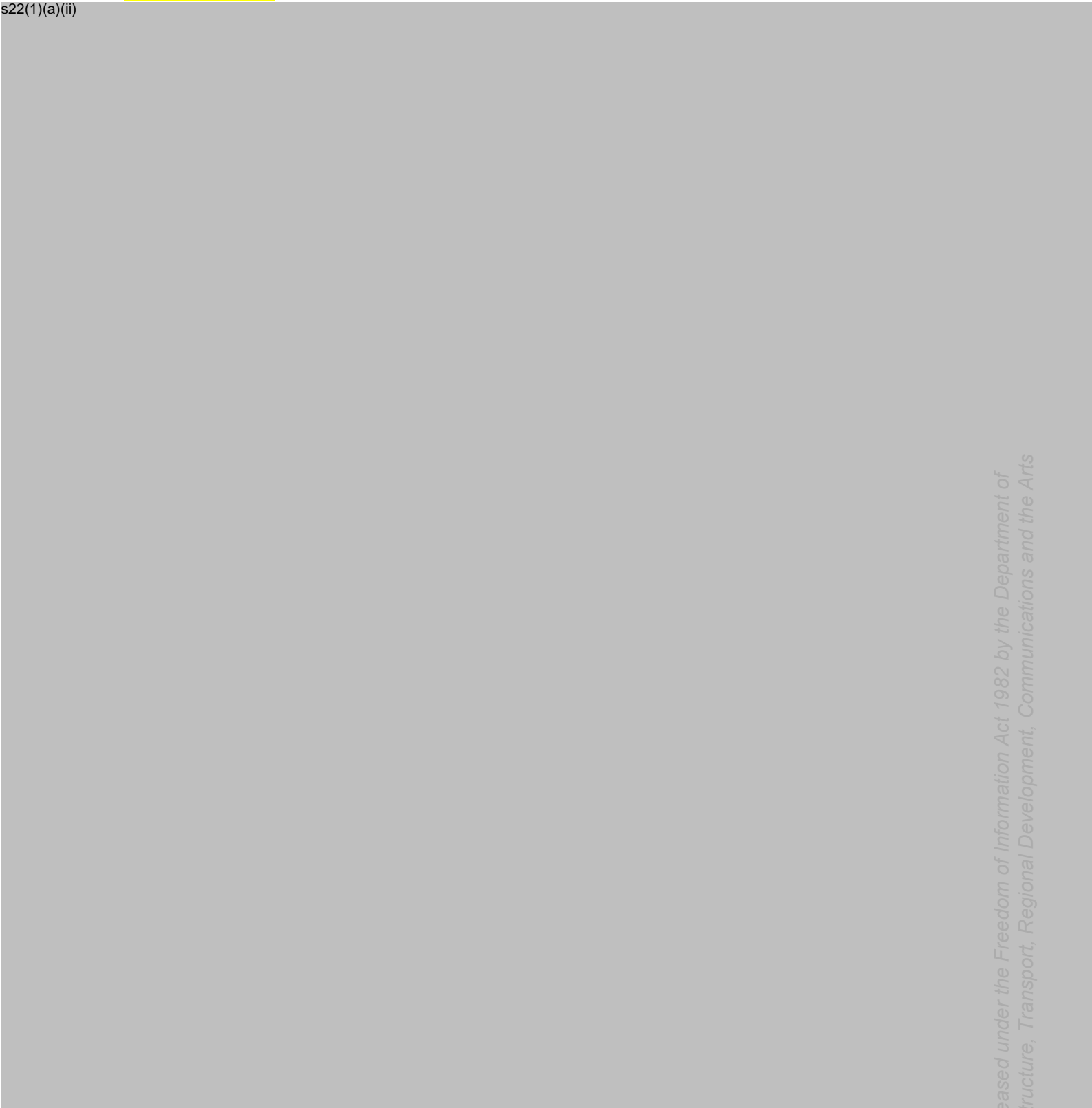
ATTACHMENT B

TALKING POINTS


Wagering Advertising Reform

- MO to insert.

s22(1)(a)(ii)



Released under the Freedom of Information Act 1982 by the Department of Infrastructure, Transport, Regional Development, Communications and the Arts

| | |
|---|--|
|  <p>Australian Government Department of Infrastructure, Transport, Regional Development, Communications and the Arts</p> | <p>Meeting Brief</p> <p>MB24-000527</p> |
|---|--|

To: The Hon Michelle Rowland MP, Minister for Communications

MEETING: Next steps on wagering advertising – Free TV Australia and Southern Cross Austereo

Timing: Monday 22 July 5:30 pm to 5:50 pm

Venue: Virtual from M1.41 in Parliament House, Canberra

Meeting with:

Free TV Australia – ^{s47F} [Redacted]

Southern Cross Austereo (SCA) – ^{s47F} [Redacted]

You requested the meeting with Free TV to outline where considerations on wagering advertising are up to, the consultation process that will follow and timeframes. SCA indicated a preference to join the Free TV meeting instead of having a separate meeting.

s47C



Key Points:

Wagering Advertising Reform

1. The final report from the House of Representatives Standing Committee on Social Policy and Legal Affairs inquiry into online gambling and its impacts on those experiencing gambling harm (Online Gambling Inquiry), released in June 2024, included a recommendation that the Government implement a full ban on online wagering advertising (Recommendation 26).
2. There will be significant commercial implications associated with any wagering advertising reform. Since receiving the report, the department has been consulting with a range of stakeholders, including Free TV, on the impacts of the Committee’s recommendation and other intermediate options. ^{s45} [Redacted]

s45



s45

4. The Minister's Office and the department will meet with broadcasters, including Free TV and SCA, from next week to provide further detail on the proposed wagering advertising reforms

s22(1)(a)(ii)

Released under the Freedom of Information Act 1982 by the Department of Infrastructure, Transport, Regional Development, Communications and the Arts

s22(1)(a)(ii)

Name: Bridget Gannon
Position: A/g First Assistant Secretary
Division: Online Safety, Media and Platforms
Ph: 02 6136 s22(1)(a)(ii)
Mob: s22(1)(a)(ii)
Date Cleared: 22 July 2024

Contact Officer: Margaret Lopez
Branch: Media Industry and Sustainability
Ph: 02 6136 s22(1)(a)(ii)
Mob: s22(1)(a)(ii)

Attachments:

s22(1)(a)(ii)

Attachment B: Talking Points

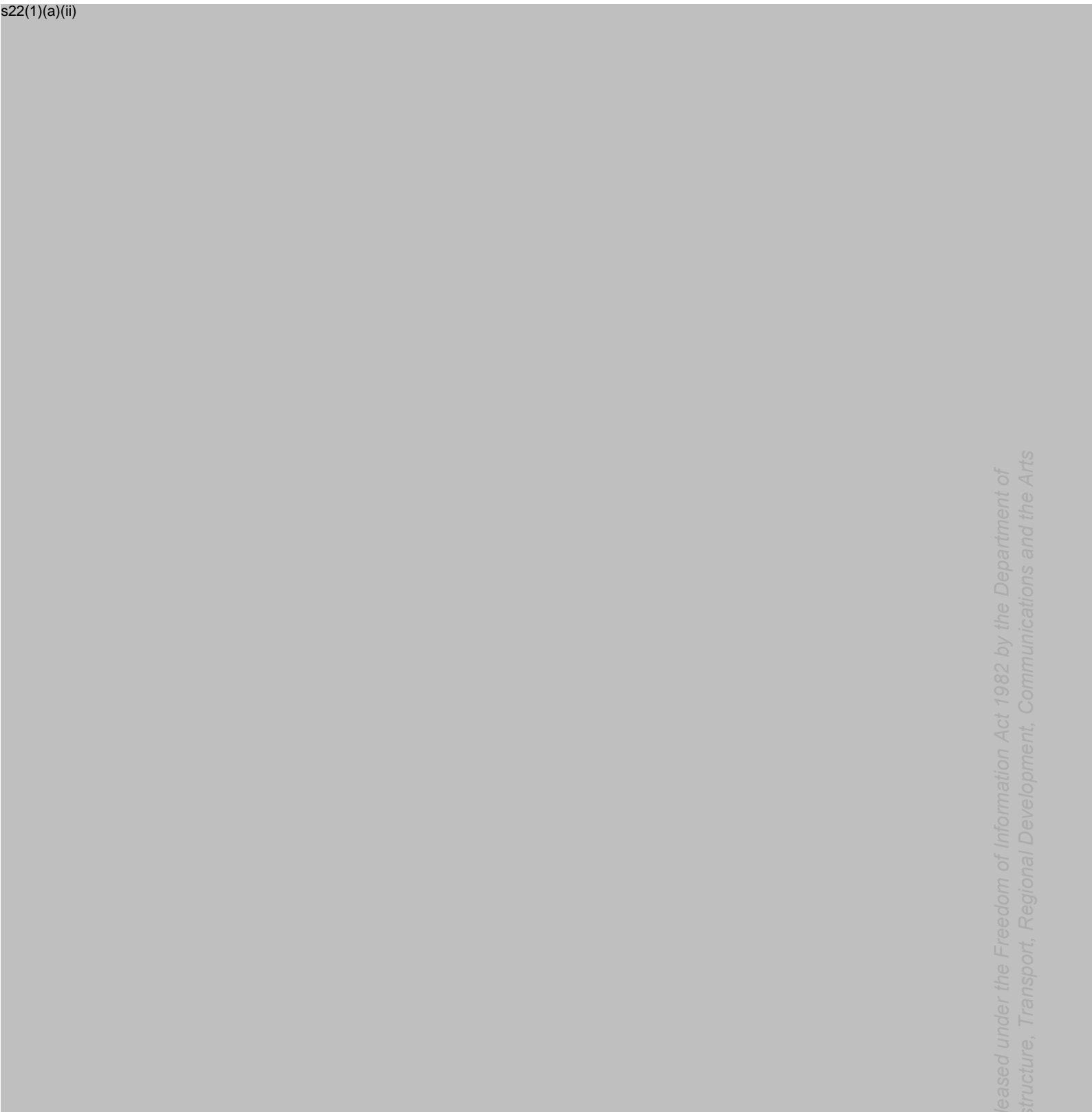
ATTACHMENT B

TALKING POINTS

Wagering Advertising Reform

- MO to insert.

s22(1)(a)(ii)





Australian Government

Department of Infrastructure, Transport,
Regional Development, Communications and the Arts

Meeting Brief

MB24-000528

To: The Hon Michelle Rowland MP, Minister for Communications

MEETING: Next steps on wagering advertising - WIN

Timing: 9am Tuesday 23 July 2024

Venue: Virtual from M1.41 in Parliament House, Canberra

Meeting with: WIN Television – ^{s47F}

You requested the meeting with WIN to outline where considerations on wagering advertising are up to, the consultation process that will follow, and timeframes.

s47C

Key Points:

Wagering Advertising Reform

1. The final report from the House of Representatives Standing Committee on Social Policy and Legal Affairs inquiry into online gambling and its impacts on those experiencing gambling harm (Online Gambling Inquiry), released in June 2024, included a recommendation that the Government implement a full ban on online wagering advertising (Recommendation 26).
2. There will be significant commercial implications associated with any wagering advertising reform. Since receiving the report, the department has been consulting with a range of stakeholders, including WIN, on the impacts of the Committee's recommendation and other intermediate options. ^{s45}

s45

4. The Minister's Office and the department will meet with broadcasters, including WIN, from next week to provide further detail on the proposed wagering advertising reforms.

s22(1)(a)(ii)



Name: Bridget Gannon
Position: A/g First Assistant Secretary
Division: Online Safety, Media and Platforms
Ph: 02 6136 s22(1)(a)(ii)
Mob: s22(1)(a)(ii)
Date Cleared: 22 July 2024

Contact Officer: Margaret Lopez
Branch: Media Industry and Sustainability
Ph: 02 6136 s22(1)(a)(ii)
Mob: s22(1)(a)(ii)

Attachments:

s22(1)(a)(ii)

Attachment B: Talking Points

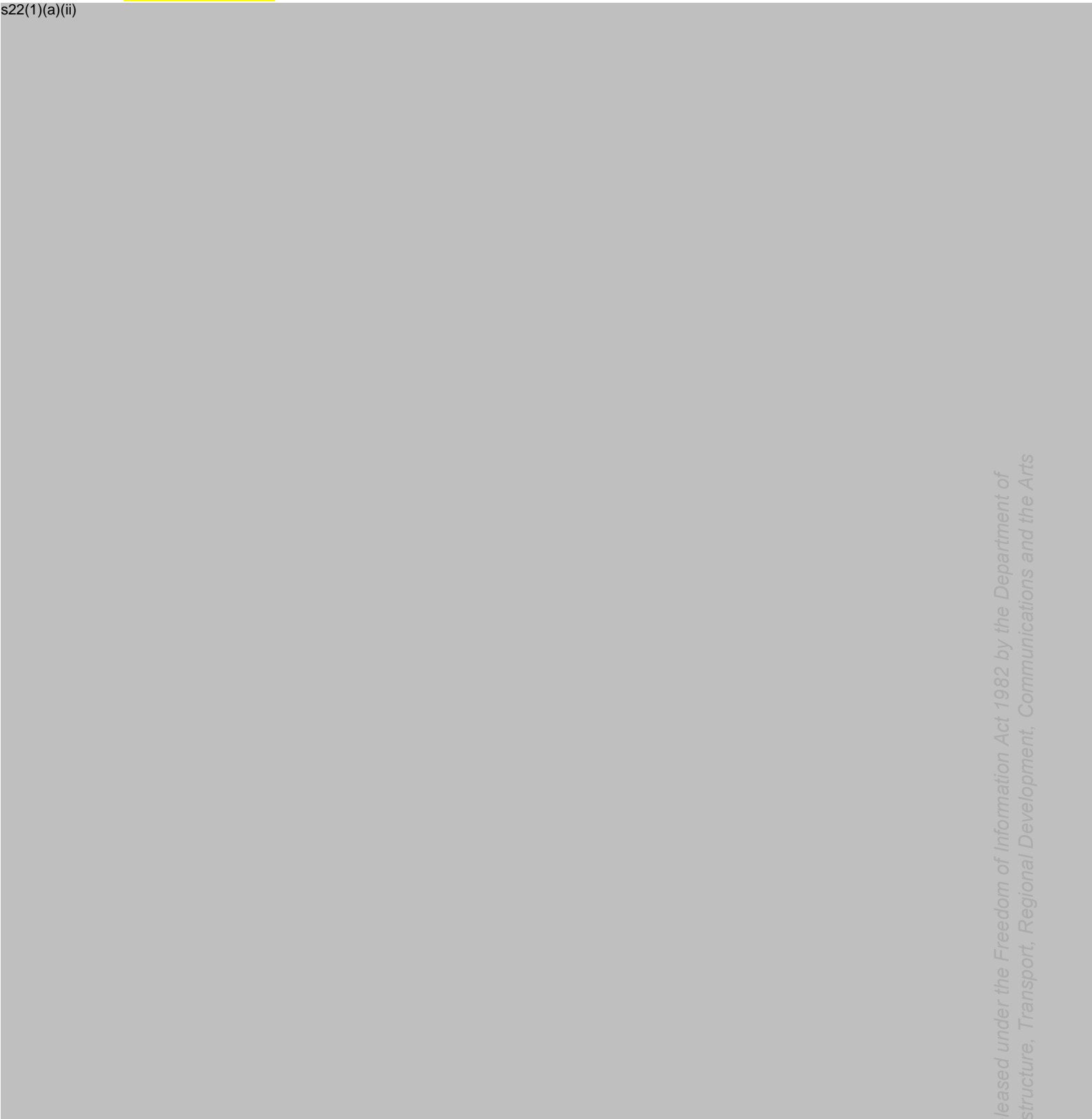
ATTACHMENT B

TALKING POINTS

Wagering Advertising Reform

- MO to insert.

s22(1)(a)(ii)





Australian Government

Department of Infrastructure, Transport,
Regional Development, Communications and the Arts

Meeting Brief

MB24-000530

To: The Hon Michelle Rowland MP, Minister for Communications

MEETING: Next steps on wagering advertising - Foxtel

Timing: 10.30am Tuesday 23 July 2024

Venue: Virtual from M1.41 in Parliament House, Canberra

Meeting with: Foxtel – ^{s47F} [REDACTED] and ^{s47F} [REDACTED]

You requested the meeting with Foxtel to outline where considerations on wagering advertising are up to, the consultation process that will follow and timeframes.

s47C

Key Points:

1. The final report from the House of Representatives Standing Committee on Social Policy and Legal Affairs inquiry into online gambling and its impacts on those experiencing gambling harm (Online Gambling Inquiry), released in June 2024, included a recommendation that the Government implement a full ban on online wagering advertising (Recommendation 26).
2. There will be significant commercial implications associated with any wagering advertising reform. Since receiving the report, the department has been consulting with a range of stakeholders, including Foxtel, on the impacts of the Committee's recommendation and other intermediate options. ^{s45} [REDACTED]

s45

4. The Minister's Office and the department will meet with broadcasters, including Foxtel, from next week to provide further detail on the proposed wagering advertising reforms.

Sensitive and Critical Information: As above.

Name: Bridget Gannon
Position: A/g First Assistant Secretary
Division: Online Safety, Media and Platforms
Ph: 02 6136 s22(1)(a)(ii)
Mob: s22(1)(a)(ii)
Date Cleared: 22 July 2024

Contact Officer: Margaret Lopez
Branch: Media Industry and Sustainability
Ph: 02 6136 s22(1)(a)(ii)
Mob: s22(1)(a)(ii)

Attachments:

s22(1)(a)(ii)

Attachment B: Talking Points

ATTACHMENT B

TALKING POINTS

- MO to insert.



Australian Government

Department of Infrastructure, Transport,
Regional Development, Communications and the Arts

Meeting Brief

MB24-000531

To: The Hon Michelle Rowland MP, Minister for Communications

MEETING: Next steps on wagering advertising - CRA

Timing: Tuesday, 23 July, 8:30 am – 8:50 am

Venue: Virtual from M1.41 in Parliament House, Canberra

Meeting with: Commercial Radio and Audio (CRA) – ^{s47F}
^{s47F} and ^{s47F}

You requested the meeting with CRA to outline where considerations on wagering advertising are up to, the consultation process that will follow and timeframes.

Key Points:

Wagering Advertising Reform

1. The final report from the House of Representatives Standing Committee on Social Policy and Legal Affairs inquiry into online gambling and its impacts on those experiencing gambling harm (Online Gambling Inquiry), released in June 2024, included a recommendation that the Government implement a full ban on online wagering advertising (Recommendation 26).
2. There will be significant commercial implications associated with any wagering advertising reform. Since receiving the report, the department has been consulting with a range of stakeholders, including CRA, on the impacts of the Committee's recommendation and other intermediate options. ^{s45}

5. The Minister's Office and the department will meet with broadcasters, including CRA, from next week to provide further detail on the proposed wagering advertising reforms.

s22(1)(a)(ii)



Sensitive and Critical Information: As above.

Name: Bridget Gannon
Position: A/g First Assistant Secretary
Division: Online Safety, Media and Platforms
Ph: 02 6136 s22(1)(a)(ii)
Mob: s22(1)(a)(ii)
Date Cleared: 22 July 2024

Contact Officer: Margaret Lopez
Branch: Media Industry and Sustainability
Ph: 02 6136 s22(1)(a)(ii)
Mob: s22(1)(a)(ii)

Attachments:

s22(1)(a)(ii)

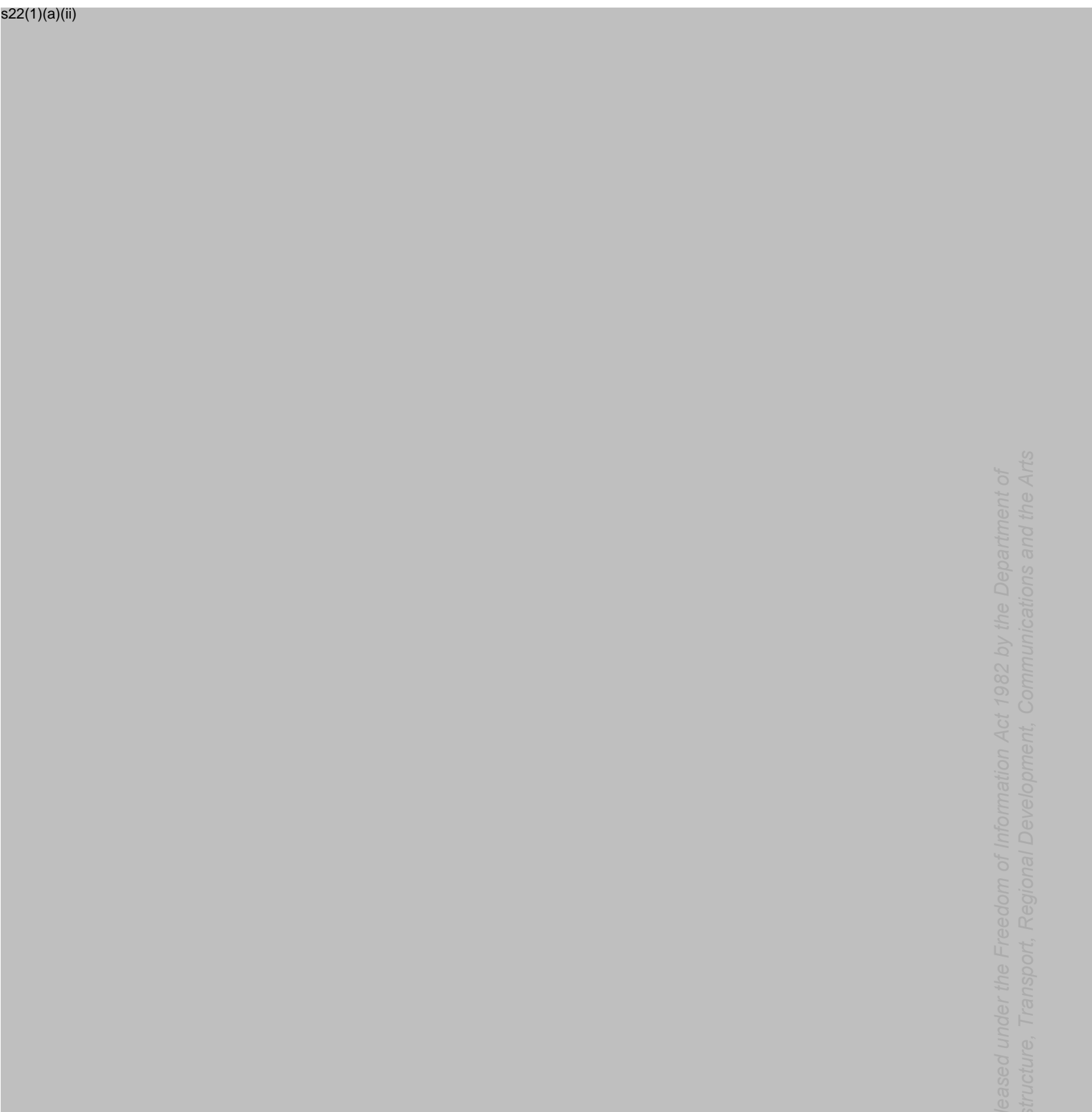
Attachment B: Talking Points

ATTACHMENT B

TALKING POINTS

Wagering Advertising Reform

- MO to insert.



s22(1)(a)(ii)



Australian Government

Department of Infrastructure, Transport,
Regional Development, Communications and the Arts

Meeting Brief

MB24-000532

To: The Hon Michelle Rowland MP, Minister for Communications

MEETING: Next steps on wagering advertising - NRL

Timing: Monday, 22 July, 5.50pm to 6.10pm

Venue: Virtual from M1.41 in Parliament House, Canberra

Meeting with: National Rugby League (NRL) – ^{s47F}

You requested the meeting with the NRL to outline where considerations on wagering advertising are up to, the consultation process that will follow and timeframes.

s47C

Key Points:

1. The final report from the House of Representatives Standing Committee on Social Policy and Legal Affairs inquiry into online gambling and its impacts on those experiencing gambling harm (Online Gambling Inquiry), released in June 2024, included a recommendation that the Government implement a full ban on online wagering advertising (Recommendation 26).
2. There will be significant commercial implications associated with any wagering advertising reform. Since receiving the report, the department has been consulting with a range of stakeholders, including the NRL, on the impacts of the Committee's recommendation and other intermediate options. ^{s45}

s45

4. The Minister's Office and the department will meet with sporting codes, including the NRL, from next week to provide further detail on the proposed wagering advertising reforms.

Sensitive and Critical Information: As above.

Name: Bridget Gannon
Position: A/g First Assistant Secretary
Division: Online Safety, Media and Platforms
Ph: 02 6136 s22(1)(a)(ii)
Mob: s22(1)(a)(ii)
Date Cleared: 22 July 2024

Contact Officer: Margaret Lopez
Branch: Media Industry and Sustainability
Ph: 02 6136 s22(1)(a)(ii)
Mob: s22(1)(a)(ii)

Attachments:


s22(1)(a)(ii)

Attachment B: Talking Points

ATTACHMENT B

TALKING POINTS

- MO to insert.

| | |
|---|--|
|  <p>Australian Government Department of Infrastructure, Transport, Regional Development, Communications and the Arts</p> | <p>Meeting Brief</p> <p>MB24-000533</p> |
|---|--|

To: The Hon Michelle Rowland MP, Minister for Communications

MEETING: Next steps on wagering advertising - AFL

Timing: Monday, 22 July, 6:15 pm to 6:40 pm

Venue: Virtual from M1.41 in Parliament House, Canberra

Meeting with: Australian Football League (AFL) – ^{s47F} [REDACTED]
and ^{s47F} [REDACTED]

You requested the meeting with the AFL to outline where considerations on wagering advertising are up to, the consultation process that will follow and timeframes.

s47C

Key Points:

1. The final report from the House of Representatives Standing Committee on Social Policy and Legal Affairs inquiry into online gambling and its impacts on those experiencing gambling harm (Online Gambling Inquiry), released in June 2024, included a recommendation that the Government implement a full ban on online wagering advertising (Recommendation 26).
2. There will be significant commercial implications associated with any wagering advertising reform. Since receiving the report, the department has been consulting with a range of stakeholders, including the AFL, on the impacts of the Committee's recommendation and other intermediate options. ^{s45} [REDACTED]

s45

4. The Minister's Office and the department will meet with sporting codes, including the AFL, from next week to provide further detail on the proposed wagering advertising reforms.

Sensitive and Critical Information: As above.

Name: Bridget Gannon
Position: A/g First Assistant Secretary
Division: Online Safety, Media and Platforms
Ph: 02 6136 s22(1)(a)(ii)
Mob: s22(1)(a)(ii)
Date Cleared:

Contact Officer: Margaret Lopez
Branch: Media Industry and Sustainability
Ph: 02 6136 s22(1)(a)(ii)
Mob: s22(1)(a)(ii)

Attachments:


s22(1)(a)(ii)

Attachment B: Talking Points

ATTACHMENT B

TALKING POINTS

- MO to insert.

| | |
|---|--|
|  <p>Australian Government Department of Infrastructure, Transport, Regional Development, Communications and the Arts</p> | <p align="right">Meeting/Event Brief</p> <p align="right">MB24-000196</p> |
|---|--|

To: The Hon Michelle Rowland MP, Minister for Communications

cc: The Hon Tony Burke MP, Minister for the Arts

MEETING: Free TV Board Meeting - May 2024

Timing: Wednesday 8 May, 11:00 am - 12:00 pm

Venue: Level 2, 76 Berry Street, North Sydney

Meeting with: Free TV Board members.

Free TV: s47F ; s47F . Seven West Media: s47F
. Nine Entertainment Company: s47F . Paramount Australia and
New Zealand: s47F
. WIN Corporation: s47F . Southern Cross
Austereo: s47F . Imparja Television: s47F

Prior meetings:

You recently met with Free TV s47F , and s47F on 6 March 2024
to discuss s22(1)(a)(ii) gambling, s22(1)(a)(ii)
Australian television (MB24-000075 refers). s22(1)(a)(ii)

s47C

Key Points:

s22(1)(a)(ii)

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s22(1)(a)(ii)



Gambling advertising

s45



s22(1)(a)(ii)

Released under the Freedom of Information Act 1982 by the Department of Infrastructure, Transport, Regional Development, Communications and the Arts

s22(1)(a)(ii)



Name: James Penprase
Position: Assistant Secretary Media Reform
Division: Online Safety, Media & Platforms
Ph: 02 6271 s22(1)(a)(ii)
Mob: s22(1)(a)(ii)
Date Cleared: 2/5/2024

Contact Officer: s22(1)(a)(ii)
Section: Broadcasting & Technology Policy
Ph: 02 6136 s22(1)(a)(ii)
Mob: s22(1)(a)(ii)

Attachments:

s22(1)(a)(ii)

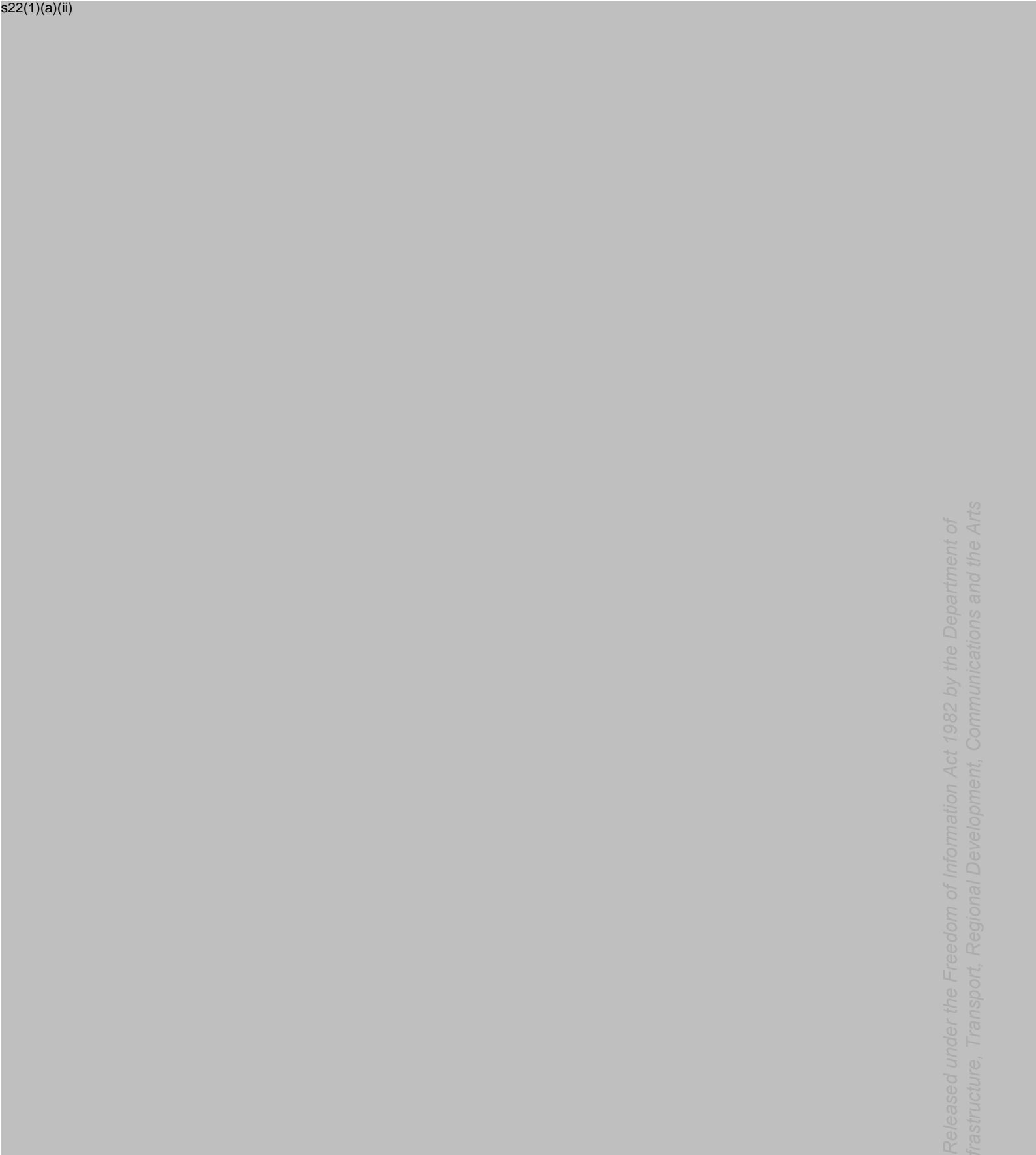
Attachment B: Talking Points

s22(1)(a)(ii)

ATTACHMENT B

TALKING POINTS

s22(1)(a)(ii)




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Released under the Freedom of Information Act 1982 by the Department of Infrastructure, Transport, Regional Development, Communications and the Arts

Gambling advertising

- The Government is closely considering the 31 recommendations from the Online Gambling Inquiry and will release its comprehensive response in due course.
- I have been clear in saying that the status quo of gambling advertising in Australia cannot continue.
- I acknowledge Free TV and its members' position in relation to the recommended wagering advertising ban.
- I am grateful for your engagement to date and for your members' contributions to information requests from my department and Mr Rob Nicholls, who has been engaged to provide specialised advice on the financial impacts of the recommended wagering advertising ban.

| | | |
|---|--|-----------------------------|
|  | <p>Australian Government</p> <hr/> <p>Department of Infrastructure, Transport, Regional Development, Communications and the Arts</p> | <p>Meeting Brief</p> |
| | | <p>MB24-000195</p> |

To: The Hon Michelle Rowland MP, Minister for Communications

Cc: The Hon Tony Burke MP, Minister for the Arts

MEETING: Commercial Radio & Audio (CRA) Board Meeting

Timing: Wednesday 8 May, 9:00am – 10:00am

Venue: Nine Entertainment Offices, 1 Denison Street, North Sydney

Meeting with: Members of the CRA ^{s47F}
s22(1)(a)(ii)

. CRA has invited you to discuss priorities for the commercial radio sector.

s22(1)(a)(ii)

s47C

Key Points:

s22(1)(a)(ii)

s22(1)(a)(ii)

Gambling Advertising

14. The House of Representatives Inquiry into Online Gambling and its impacts on those experiencing gambling harm (Online Gambling Inquiry) recommended that the Government implement a full ban on online wagering advertising, which would include radio.

15. The department has been consulting with stakeholders on the impacts of the Committee's recommended gambling advertising ban, and has also engaged the services of a consultant, Dr Rob Nicholls, to assist in this process.

16. CRA provided responses to each of the three information requests made by the department, and has also met with Dr Nicholls. The consultation requested information about the estimated impact various options to restrict wagering advertising, including the Committee's recommendation, would have on the volume of advertising and revenue.

s45

s22(1)(a)(ii)

s22(1)(a)(ii)



Name: Margaret Lopez
Position: AS, Media Industry & Sustainability
Division: Online Safety, Media & Platforms
Ph: 02 6136 s22(1)(a)(ii)
Mob: s22(1)(a)(ii)
Date Cleared: 3 May 2024

Contact Officer: s22(1)(a)(ii)
Section: Broadcasting & Gambling
Regulation
Ph: 02 6271 s22(1)(a)(ii)

Attachments:

s22(1)(a)(ii)

Attachment B: Talking Points

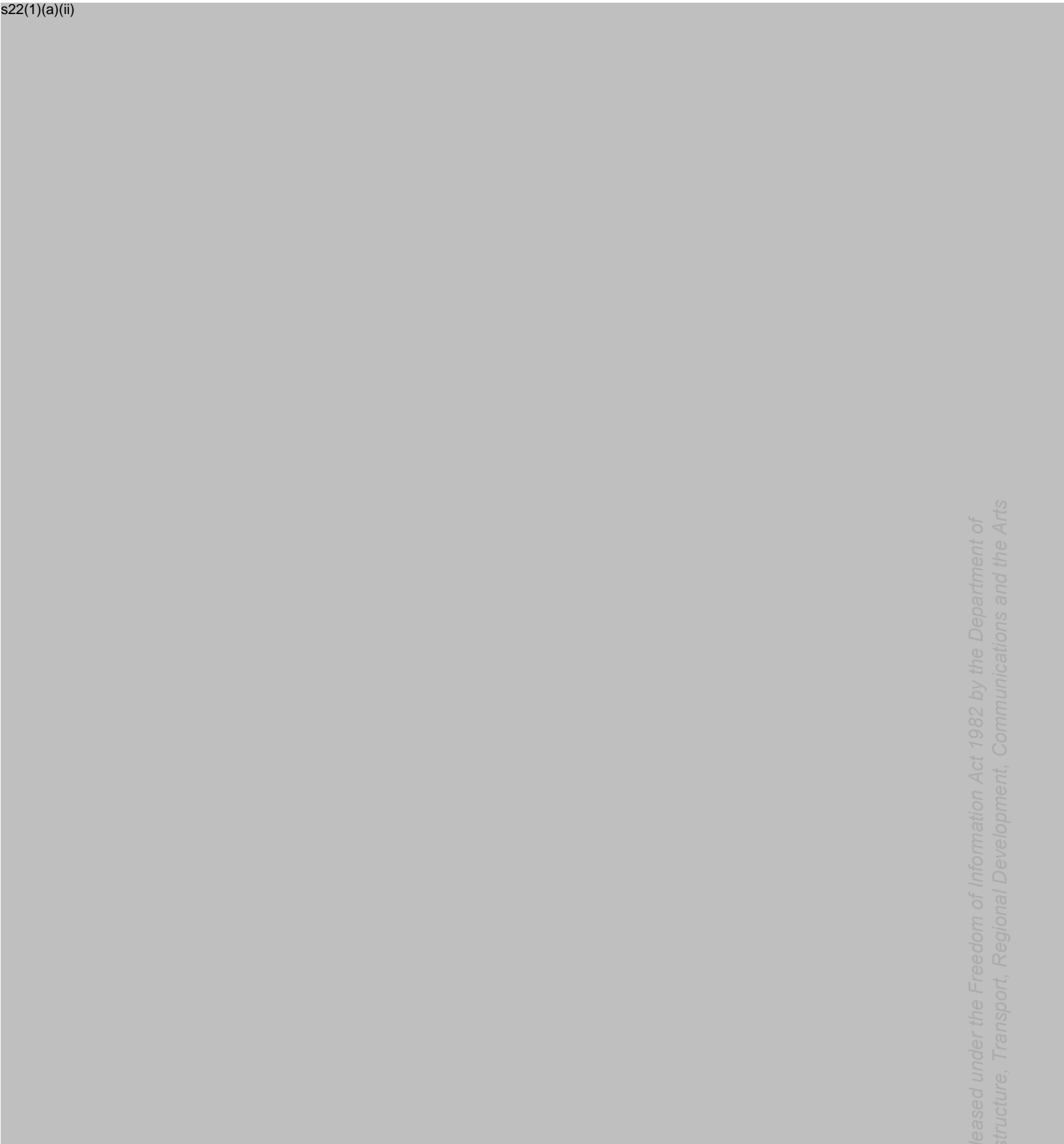
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ATTACHMENT B

TALKING POINTS

s22(1)(a)(ii)



Released under the Freedom of Information Act 1982 by the Department of Infrastructure, Transport, Regional Development, Communications and the Arts

s22(1)(a)(ii)


Gambling Advertising

- The Government is closely considering the 31 recommendations from the final report from the Online Gambling Inquiry.
- There are widespread concerns about the extent of wagering advertising, in particular during live sports and children/family viewing hours. It's clear that the status quo for gambling advertising cannot continue.
- I am grateful for CRA's engagement to date and its contributions to my department's information requests.

s45

- The Government is considering the outcomes of consultations and will release its comprehensive response in due course.

s22(1)(a)(ii)

| | |
|---|---|
|  <p>Australian Government Department of Infrastructure, Transport, Regional Development, Communications and the Arts</p> | <p>Meeting Brief</p> <p>MB24-000183</p> |
|---|---|

To: The Hon Michelle Rowland MP, Minister for Communications

MEETING: Meeting with Alliance for Gambling Reform

Timing: Monday, 8 April 2024 from 8:30 – 9:00am

Venue: Minister Rowland's Office

Meeting with: s47F the Alliance for Gambling Reform (AGR), s47F

AGR requested a meeting with you to discuss gambling reform, including the status of the Government response to the House of Representatives Standing Committee on Social Policy and Legal Affairs inquiry into online gambling and its impacts on those experiencing gambling harm (Gambling Inquiry).

s47C

Key Points:

1. You have met with the AGR on two previous occasions (20 February and 11 October 2023), including to discuss the Gambling Inquiry.

s22(1)(a)(ii)

s22(1)(a)(ii)

- 8. **Wagering advertising:** Recommendation 26 of the Gambling Inquiry report seeks a comprehensive ban on all forms of advertising for online gambling, to be implemented in 4 phases over 3 years. The AGR strongly supports this recommendation and will likely oppose any action that stops short of a full ban.
- 9. The department has consulted with harm reduction advocates, including the AGR, in relation to a potential ban of advertising for online gambling, in addition to a range of stakeholders across the broadcasting, online platforms, sporting codes, wagering, and racing industries to understand the likely impacts.

s22(1)(a)(ii)

Name: Margaret Lopez
 Position: Assistant Secretary
 Branch: Media Industry and Sustainability
 Ph: 02 6136 s22(1)(a)(ii)
 Mob: s22(1)(a)(ii)
 Date Cleared: 4 April 2024

Contact Officer: s22(1)(a)(ii)
 Division: Broadcasting and Gambling Regulation
 Ph: 02 6136 s22(1)(a)(ii)

Attachments:

s22(1)(a)(ii)

s22(1)(a)(ii)

- Attachment C: Gambling Inquiry Recommendations in Communications Portfolio
- Attachment D: Talking Points

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ATTACHMENT C

Gambling Inquiry Recommendations in Communications Portfolio

| Recommendation | Lead Agency |
|----------------|-------------|
|----------------|-------------|

s22(1)(a)(ii)



| | | |
|----|--|---------|
| 26 | <p>The Committee recommends the Australian Government, with the cooperation of the states and territories, implement a comprehensive ban on all forms of advertising for online gambling, to be introduced in four phases, over three years, commencing immediately:</p> <ul style="list-style-type: none"> • Phase One: prohibition of all online gambling inducements and inducement advertising, and all advertising of online gambling on social media and online platforms. Removal of the exemption for advertising online gambling during news and current affairs broadcasts. Prohibition of advertising online gambling on commercial radio between 8.30-9.00 am and 3.30-4.00 pm (school drop off and pick up). • Phase Two: prohibition of all online gambling advertising and commentary on odds, during and an hour either side of a sports broadcast. Prohibition on all in-stadia advertising, including logos on players' uniforms. • Phase Three: prohibition of all broadcast online gambling advertising between the hours of 6.00 am and 10.00 pm. • Phase Four: by the end of year three, prohibition on all online gambling advertising and sponsorship. | DITRDCA |
|----|--|---------|

s22(1)(a)(ii)

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ATTACHMENT D

TALKING POINTS

s22(1)(a)(ii)


Wagering advertising

- I acknowledge the Alliance's support for the Committee's recommendation to ban all forms of advertising for online gambling.
- The Government recognises the widespread concerns about the extent of gambling advertising. It's clear that the status quo cannot continue.
- Since receiving the Gambling Inquiry report, I have met with a number of harm reduction advocates, public health experts and academics. My department has been consulting with a broad range of stakeholders including broadcasters, sporting codes and digital platforms.

s47C

- I am very grateful for your advice on these matters and I look forward to engaging with you as work progresses.

s22(1)(a)(ii)

| | |
|---|--|
|  <p>Australian Government Department of Infrastructure, Transport, Regional Development, Communications and the Arts</p> | <p>Meeting Brief</p> <p>MB24-000076</p> |
|---|--|

To: The Hon Michelle Rowland MP, Minister for Communications

MEETING: Meeting with Seven West Media

Timing: Monday, 11 March 2023, 9.00am–9.30am

Venue: Sydney Commonwealth Parliamentary Offices

Meeting with: Seven West Media ^{s47F} [REDACTED] and ^{s47F} [REDACTED]

Seven requested a meeting with you to discuss wagering advertising restrictions ^{s22(1)(a)(ii)} [REDACTED]

You previously met with representatives from Seven in July 2023 to discuss the final report of the House of Representatives Inquiry into Online gambling and its impact on those experiencing gambling harm (Online Gambling Inquiry).

s22(1)(a)(ii)

s47C

Key Points:

Gambling advertising

1. The Online Gambling Inquiry recommended that the Government implement a full ban on online wagering advertising.
2. The department has been consulting with a range of stakeholders on the impacts of the Committee's recommended gambling advertising ban.

s45

s45

s22(1)(a)(ii)

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s22(1)(a)(ii)



Sensitive and Critical Information:



Name: Margaret Lopez
Position: Assistant Secretary
Branch: Media Industry and Sustainability
Ph: 02 6136 s22(1)(a)(ii)
Mob: s22(1)(a)(ii)
Date Cleared: 5 March 2023

Contact Officer: s22(1)(a)(ii)
Section: Broadcasting and Gambling
Regulation
Ph: 02 6271 s22(1)(a)(ii)

Attachments:

s22(1)(a)(ii)

Attachment B: Talking Points

ATTACHMENT B

TALKING POINTSGambling Advertising

- The Government is finalising its response to the House of Representatives Online Gambling Inquiry, including its approach to wagering advertising.
- There are widespread concerns about the extent of wagering advertising, in particular during live sports and children/family viewing hours. It's clear that the status quo for gambling advertising cannot continue.
- I am grateful for Seven's engagement to date and its contributions to my department's information requests.

s45

s47C

- The Government is considering the outcomes of consultations in developing its response.

s22(1)(a)(ii)



Australian Government

Department of Infrastructure, Transport,
Regional Development, Communications and the Arts

Meeting/Event Brief

MB24-000075

To: The Hon Michelle Rowland MP, Minister for Communications

MEETING: Meeting with Free TV

Timing: 6 March 2024

Venue: CPO, Sydney

Meeting with: s47F ; s47F

Free TV have requested a meeting with you to discuss s22(1)(a)(ii)
gambling s22(1)(a)(ii)

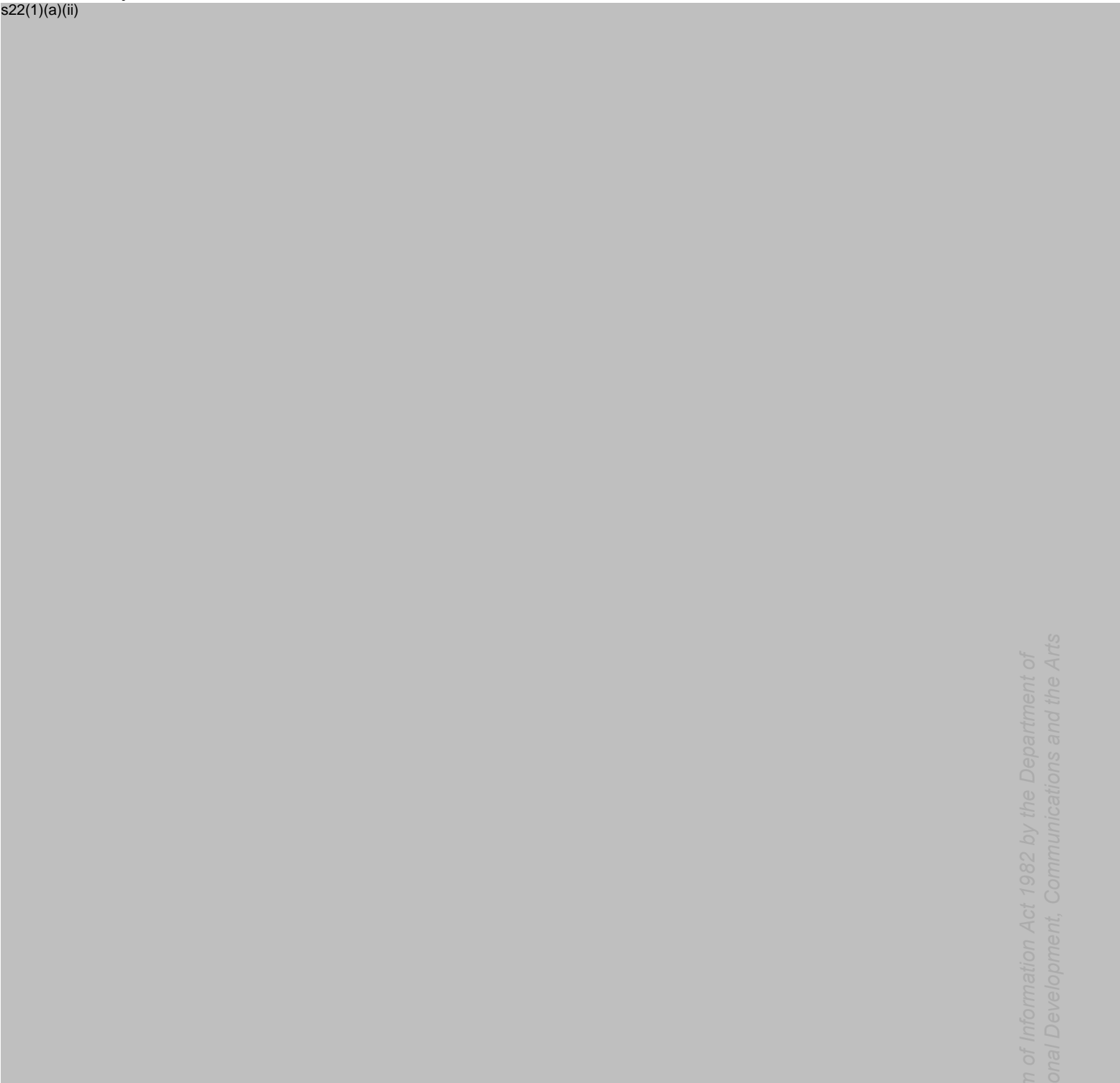
s22(1)(a)(ii)

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s47C

Key Points:

s22(1)(a)(ii)

Gambling

6. The House of Representatives Standing Committee on Social Policy and Legal Affairs inquiry into online gambling and its impacts on those experiencing gambling harm (Online Gambling Inquiry) recommended that the Government implement a full ban on online wagering advertising. The department has been consulting with a range of stakeholders on the impacts of the Committee's recommended gambling advertising ban.

s45

s22(1)(a)(ii)

Name: James Penprase
 Position: Assistant Secretary Media Reform
 Division: Online Safety, Media & Platforms
 Ph: 02 6271 s22(1)(a)(ii)
 Mob: s22(1)(a)(ii)
 Date Cleared: 4/2/2024

Contact Officer: s22(1)(a)(ii)
 Section: Broadcasting & Technology Policy
 Ph: 02 6136 s22(1)(a)(ii)
 Mob: s22(1)(a)(ii)

Attachments:

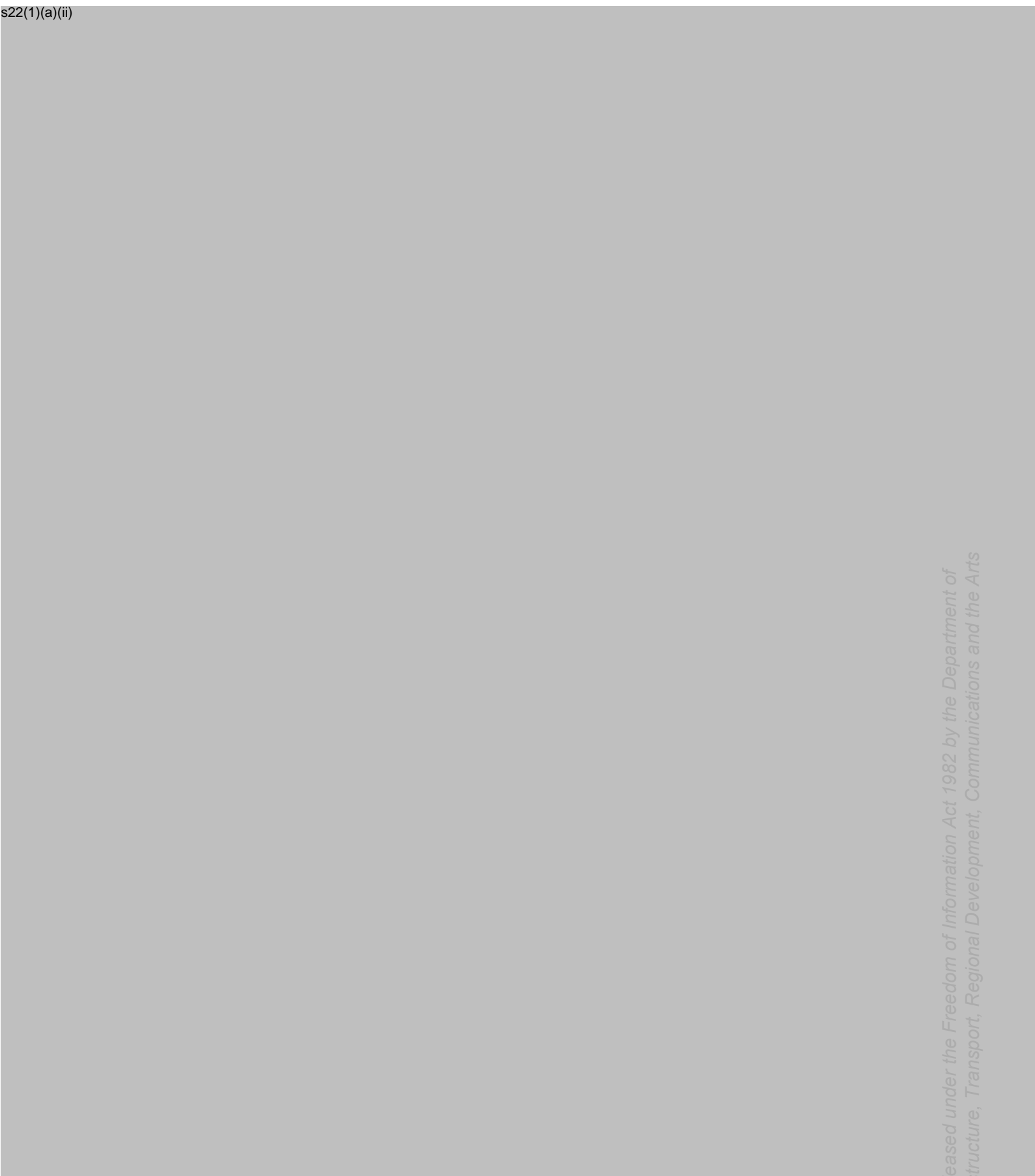
s22(1)(a)(ii)

Attachment B: Talking Points

ATTACHMENT B

TALKING POINTS

s22(1)(a)(ii)



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s22(1)(a)(ii)

Gambling Advertising

- The Government is finalising its response to the House of Representatives Gambling Inquiry.
- There are widespread concerns about the extent of gambling advertising, in particular during live sports and children/family viewing hours. It's clear that the status quo for gambling advertising cannot continue.
- I am grateful for your engagement to date and for your members' contributions to my department's information requests.


s45

s47C

- The Government is considering the outcomes of the consultation ^{s47C} [redacted] and the evidence collected is vital for informing our considerations.

s22(1)(a)(ii)

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| | |
|--|---|
|  <p>Australian Government</p> <hr/> <p>Department of Infrastructure, Transport, Regional Development, Communications and the Arts</p> | <p>Meeting/Event Brief</p> <p>MB24-000056</p> |
|--|---|

To: The Hon Michelle Rowland MP, Minister for Communications

MEETING: Meeting with Senator Lidia Thorpe

Timing: 4pm Monday, 12 February 2024

Venue: Australian Parliament House

Meeting with: Senator Lidia Thorpe

s22(1)(a)(ii)

s47C

Key Points:

s22(1)(a)(ii)

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s22(1)(a)(ii)

Broadcast and Gambling Regulation

26. On 28 June 2023, the HoR Standing Committee on Social Policy and Legal Affairs released its report on online gambling and its impacts on those experiencing gambling harm.
27. The 31 recommendations include consistent national consumer protections including duty of care obligations on wagering providers, gambling advertising reforms, disrupting illegal offshore gambling and addressing simulated gambling in video games.
28. The department has met with a number of stakeholders, including broadcasters, wagering and harm reduction advocates to understand the impacts of the recommendation.
29. Reforms in response to the report will complement gambling harm reduction measures recently introduced, including:
- a) banning the use of credit cards for online wagering, to commence in June 2024,
 - b) launching BetStop – the National Self-Exclusion Register in August 2023, with over 17,000 people registered to date,
 - c) introducing mandatory customer pre-verification in September 2023, and introducing mandatory minimum classifications for gambling-like content in computer games, to commence in September 2024.

s22(1)(a)(ii)

Sensitive and Critical Information: Nil.

Name: Bridget Gannon
 Position: a/g First Assistant Secretary
 Division: Online Safety, Media and Platforms
 Mob: s22(1)(a)(ii)
 Date Cleared: 8 February 2024

Contact Officer: Andrew Hyles
 Branch: Platforms and News
 Mob: s22(1)(a)(ii)

Attachments:

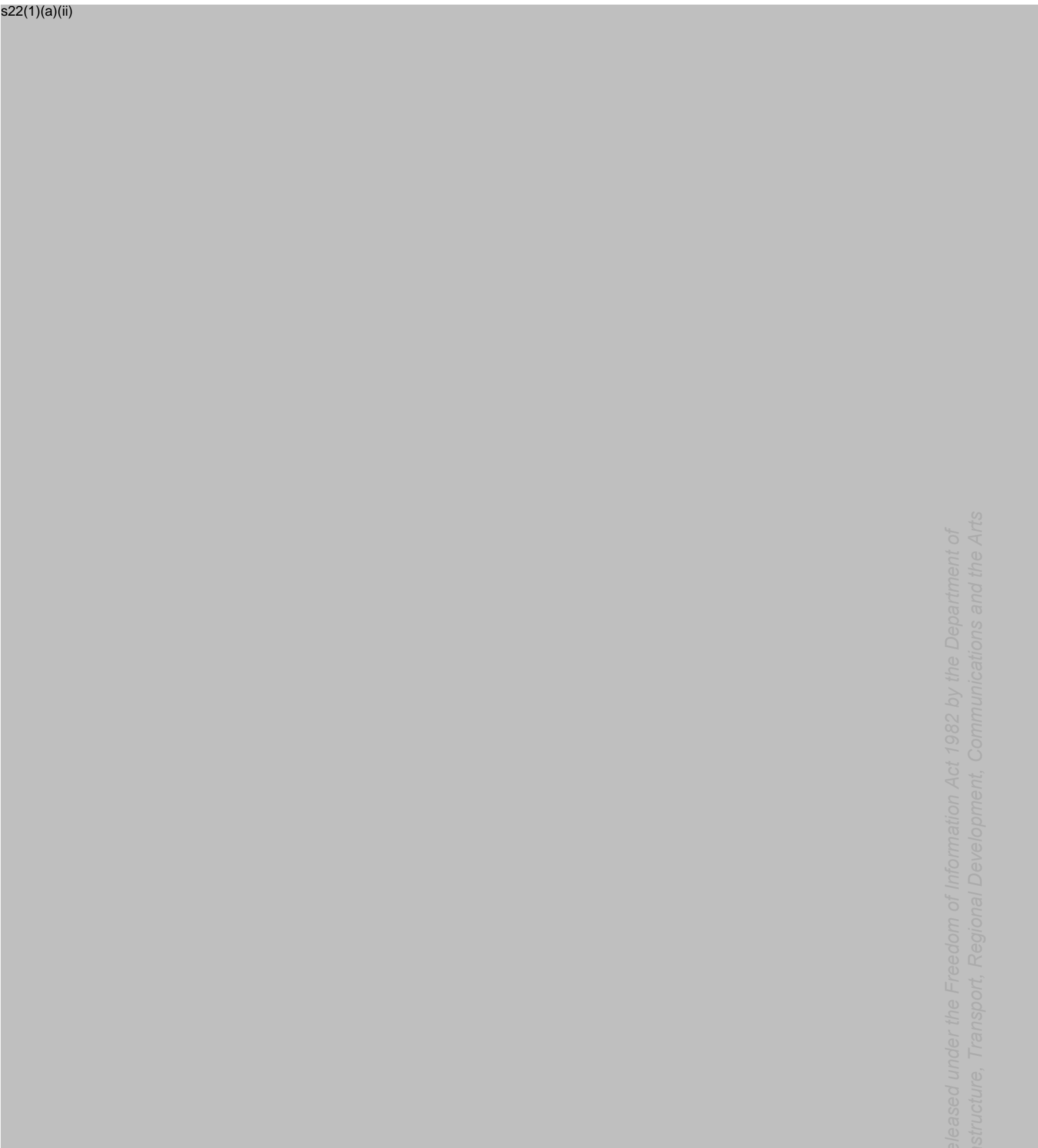
s22(1)(a)(ii)

Attachment B: Talking Points

ATTACHMENT B

TALKING POINTS

s22(1)(a)(ii)



s22(1)(a)(ii)

House of Representatives Gambling Inquiry

- The Government is finalising its response to the 31 recommendations made by the House of Representatives Inquiry into online gambling.
- I have met with harm reduction and public health experts to hear firsthand the concerns around gambling harms. My department has met with industry stakeholders to better understand the impacts of the Committee's recommendations.
- We want to ensure the Government's response is driven by evidence that supports our harm minimisation objectives without any unintended consequences.
- Reforms taken forward from the Inquiry will complement measures the Government has implemented over the past 12 months, including launching BetStop, the national self-exclusion register and banning the use of credit cards for online wagering.

s22(1)(a)(ii)

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Australian Government

Department of Infrastructure, Transport,
Regional Development, Communications and the Arts

BRIEF FOR MINISTER ROWLAND

LONDON, BRUSSELS + BARCELONA

19 February – 29 February 2024

Ministerial party

- **Hon Michelle Rowland MP**
Minister for Communications

s22(1)(a)(ii)

Officials

- **Mr Jim Betts** (London and Brussels)
Secretary, Department of Infrastructure, Transport, Regional Development, Communications and the Arts (DITRDCA)
- **Ms Bridget Gannon** (London, Brussels and Barcelona)
Acting First Assistant Secretary, Online Safety, Media and Platforms Division, DITRDCA

s22(1)(a)(ii)

s22(1)(a)(ii)

PART TWO **33**

s22(1)(a)(ii)

Daily Program - Wednesday, 21 February 2024

67

s22(1)(a)(ii)

Daily Program - Friday, 23 February 2024

121

s22(1)(a)(ii)

Key Issues Brief 6 – Gambling regulation and advertising bans

216

s22(1)(a)(ii)

Key Issues Brief 16 – Advertising Regulation/Ad Tech Transparency

240

s22(1)(a)(ii)

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Meeting with s47F and s47F

Gambling Commission

| | |
|---|---|
| <p>Time and place</p> <p>Wednesday 21 February 1145-1230</p> | <p>Key attendees</p> <p>s47F [REDACTED] Gambling Commission</p> <p>s47F [REDACTED] Gambling Commission</p> <p>s22(1)(a)(ii) [REDACTED]</p> |
| <p>Relevant Key Issues Briefs</p> <p>6 Gambling regulation and advertising bans</p> | |
| <p>Talking Points</p> <p><u>Gambling regulation and advertising bans</u></p> <ul style="list-style-type: none"> The Australian Government is committed to guaranteeing online gambling takes place under a robust legislative framework with strong consumer protections. The Government is finalising its response to the final report from the Online Gambling Inquiry released in June 2023, which made 31 recommendations to reduce harms from online gambling. The report recommended a full ban on gambling advertising, which is a key concern amongst the community and harm reduction advocates. | |
| <p>Questions [you may wish to ask]</p> <ul style="list-style-type: none"> I note the Culture, Media and Sport Committee's Gambling regulation report published in December 2023 considered that a complete ban on gambling advertising would not be appropriate: <ul style="list-style-type: none"> I am interested in hearing your views on the appropriateness of such a ban. Are there any other online gambling matters that are emerging that may need to be addressed going forward, including around games with gambling content and illegal offshore gambling? | |

s22(1)(a)(ii)

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Meeting with the Rt Hon Lucy Frazer

Secretary of State for Culture, Media and Sport

| | |
|---|--|
| <p>Time and place</p> <p>Tuesday 20 February 1430-1500</p> <p><i>Department of Culture, Media and Sport, 100 Parliament Street TBC</i></p> | <p>Key attendees</p> <p>The Rt Hon Lucy Frazer, Secretary of State for Culture, Media and Sport</p> <p>High Commissioner Stephen Smith</p> <p>s22(1)(a)(ii)</p> |
| <p>Relevant Key Issues Briefs</p> <p>6 Gambling regulation and advertising bans</p> | |

s22(1)(a)(ii)

Talking Points

Gambling regulation and advertising bans

- The Australian Government is committed to guaranteeing online gambling takes place under a robust legislative framework with strong consumer protections.
- The Government is finalising its response to the final report from the Online Gambling Inquiry released in June 2023, which made 31 recommendations to reduce harms from online gambling.
- The report recommended a full ban on gambling advertising, which is a key concern amongst the community and harm reduction advocates.

s22(1)(a)(ii)

s22(1)(a)(ii)

Questions [you may wish to ask]

- I note the Culture, Media and Sport Committee's Gambling regulation report published in December 2023 considered that a complete ban on gambling advertising would not be appropriate. I am interested in hearing your views on the appropriateness of such a ban.
- Are there any other online gambling matters that are emerging that may need to be addressed going forward, including illegal offshore gambling?

s22(1)(a)(ii)

Meeting with Judge Magali Clavie

Pronunciation: *Mah-Ga-lee Clay-vee*

Belgian Gambling Commission

| | |
|--|--|
| <p>Time and place</p> <p>Friday 23 February 1400-1500</p> <p><i>Venue: Gambling Commission Offices, Cantersteen 47, 1000 Brussels</i></p> | <p>Key attendees</p> <p>Judge Magali Clavie, President, Belgian Gambling Commission</p> <p><u>Australian attendees:</u></p> <p>Mr Betts s22(1)(a)(ii) Ms Gannon</p> |
|--|--|

s22(1)(a)(ii)

Released under the Freedom of Information Act 1982 by the Department of Infrastructure, Transport, Regional Development, Communications and the Arts

Relevant Key Issues Briefs

6 Gambling regulation and advertising bans

Talking Points

- The Australian Government is committed to guaranteeing online gambling takes place under a robust legislative framework with strong consumer protections.
- The Government is finalising its response to the final report from the Online Gambling Inquiry released in June 2023, which made 31 recommendations to reduce harms from online gambling.
- The report recommended a full ban on gambling advertising, which is a key concern amongst the community and harm reduction advocates.

Questions [you may wish to ask]

- I understand Belgium has introduced a ban on gambling advertising on television, radio, print, online and outdoor from July 2023, and will ban advertising in stadiums from 2025 and sponsorships of sports clubs in 2028.

- I am interested to hear your views on the effectiveness of these restrictions implemented to date?
- How did industry react to these restrictions? Do you know if any compensation was paid to them at the time?
- Were there any legal issues in regards to the breaking of existing contracts? Was the phased approach developed in part to mitigate these risks?

s22(1)(a)(ii)

Key Issues Brief 6 – Gambling regulation and advertising bans

Key Issues

- Australia has the highest gambling losses per capita worldwide, with a total of approximately \$24 billion in losses annually, which equates to \$1200 per person.
- On 28 June 2023, the House of Representatives Standing Committee on Social Policy and Legal Affairs released its report into online gambling and its impacts on those experiencing gambling harm (Online Gambling Inquiry).
- The 31 recommendations range from the need for consistent national consumer protections, reform of regulations, gambling advertising rules, illegal offshore gambling and simulated gambling in video games. The Government is currently finalising its position on these recommendations.
- Reforms taken forward from the Online Gambling Inquiry will complement the measures to minimise the harms from online gambling introduced to date, including:
 - banning the use of credit cards for online wagering, commencing in June 2024,
 - launching BetStop – the National Self-Exclusion Register in August 2023, with over 16,000 people registered to date,
 - introducing mandatory customer pre-verification in September 2023, and
 - introducing mandatory minimum classifications for gambling-like content in computer games, commencing in September 2024.

Wagering advertising reforms

- Gambling advertising reforms has emerged as a key priority from the Inquiry. Over two thirds (69%) of Australians believe that gambling advertising is too common.
- ACMA research from October 2023 found that \$238.6 million was spent on gambling advertising on free-to-air tv, metropolitan radio and online (including social media) between May 2022 and April 2023.
- There is widespread community, political and academic concern about the impact of wagering advertisements, its close association with sports, and that it normalises gambling for children and young people.

Background

- Online gambling is regulated in Australia by a combination of Commonwealth, State and Territory laws.
- The *Interactive Gambling Act 2001* (IGA) is the primary piece of legislation regulating online gambling in Australia.
- The Australian Communications and Media Authority (ACMA) is responsible for administering the IGA including BetStop, the national self-exclusion register; blocking illegal offshore gambling websites (under the *Telecommunications Act 1997*); and oversight of gambling advertising rules (under the *Broadcasting Services Act 1992* (BSA)).
- The Online Gambling Inquiry made several recommendations in relation to stopping illegal offshore gambling, including stronger sanctions; blocking financial transactions; and international co-operation (recs 4, 7 and 8).

- State and territory governments are responsible for licensing and regulating gambling products in their jurisdictions, including land-based gambling (casinos, poker machines, retail), online gambling services permitted under the IGA, and administering point of consumption taxes.

Gambling advertising

- Advertising regulation in Australia is intended to strike a balance between legitimate commercial interests and appropriate community safeguards.
- The ACMA administers a number of co-regulatory broadcasting codes of practice which include rules relating to the amount, scheduling and placement of gambling advertising as relevant to each broadcasting sector. The BSA also extends certain restrictions around live sporting events to online streaming services.

s22(1)(a)(ii)

Key Issues Brief 16 – Advertising Regulation/Ad Tech Transparency

Key Issues


- Advertising in Australia is subject to a range of regulatory, co-regulatory, and self-regulatory frameworks.
- The Government is currently finalising its position in response to the Online Gambling Inquiry, which made a number of recommendations in relation to online gambling harm, including that there should be a ban on all wagering advertising. These recommendations will underpin the Government's consideration of what further reforms are required to reduce gambling harms.

s22(1)(a)(ii)

Gambling advertising

- The co-regulatory broadcasting codes of practice include rules for the placement and scheduling of gambling advertisements, including restrictions around children's programs and live sporting events.
- The *Broadcasting Services Act 1992* also extends the restrictions around live sporting events to online streaming.
- The Government received the final report from the Online Gambling Inquiry at the end of June 2023, which made 31 recommendations to reduce harms from online gambling including to implement a phased a comprehensive ban on all forms of advertising for online gambling.

s22(1)(a)(ii)

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|---|---|
|  <p>Australian Government Department of Infrastructure, Transport, Regional Development, Communications and the Arts</p> | <p>Meeting/Event Brief</p> <p>MB23-003100</p> |
|---|---|

To: The Hon Michelle Rowland MP, Minister for Communications

MEETING: Meeting with the Special Broadcasting Service (SBS)

Timing: 8 February 2024

Venue: ACT - Minister's APH Office - M1.41

Meeting with: SBS Chair, Mr George Savvides AM, SBS Managing Director, Mr James Taylor, and SBS Director of Corporate Affairs, Ms Clare O'Neil.

The SBS requested a meeting with you to discuss the broadcaster's plans and priorities for 2024.

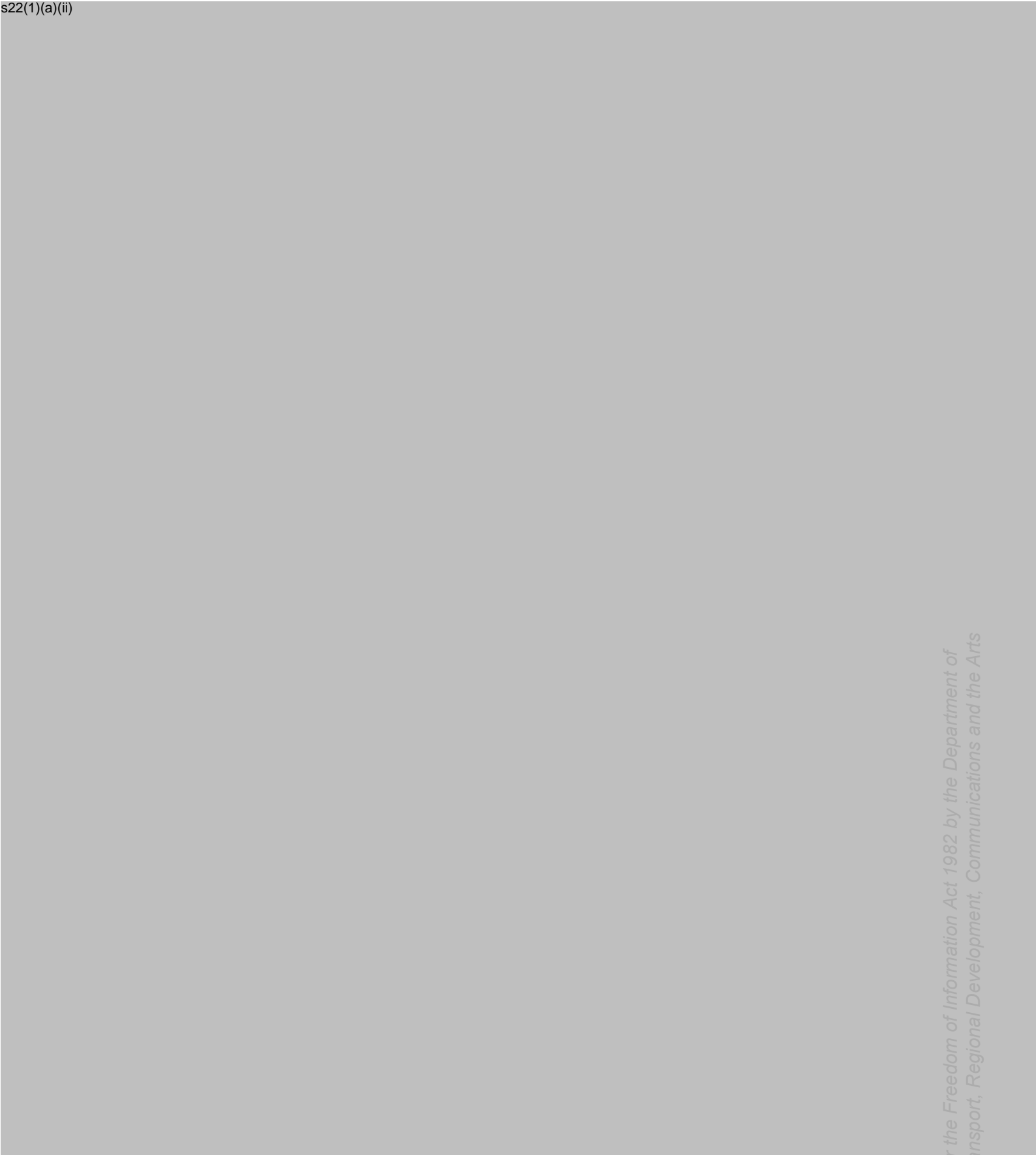
s22(1)(a)(ii)

s47C

Key Points:

s22(1)(a)(ii)

s22(1)(a)(ii)



2026 FIFA Men's World Cup and wagering advertising

13. In 2026, the SBS will be the exclusive domestic broadcaster for the 2026 FIFA Men's World Cup. The SBS has not yet announced its partners, which included Tabcorp in the 2022 World

Cup, however may have commenced negotiations with a range of stakeholders

s47G(1)(a)

s47G(1)(a)

Sensitive and Critical Information: N/A

Name: Margaret Lopez
Position: Assistant Secretary
Division: Media Industry & Sustainability
Ph: 02 6136 s22(1)
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Date Cleared: 5/02/2024

Contact Officer: s22(1)(a)(ii)
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Attachments:

s22(1)(a)(ii)

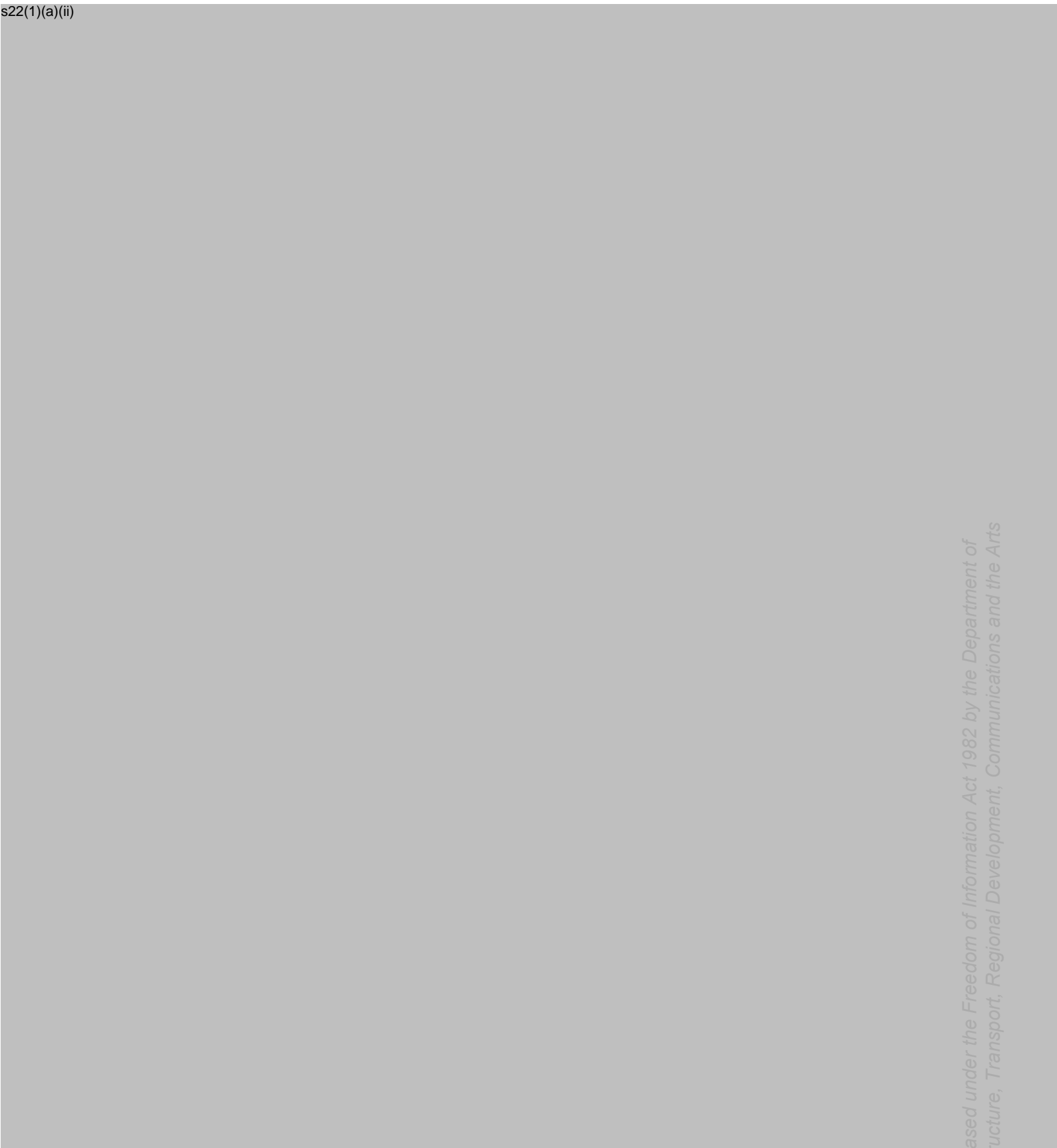
Attachment B: Talking Points

s22(1)(a)(ii)

ATTACHMENT B

TALKING POINTS

s22(1)(a)(ii)



2026 FIFA Men's World Cup

- I understand the SBS has secured the exclusive rights to the 2026 FIFA Men's World Cup.
- I note Tabcorp was one of the SBS's major sponsors in the 2022 World Cup.
- I am interested to hear your plans for any wagering sponsorship for the upcoming World Cup.
- As you know, the Government is currently finalising its response to the Online Gambling Inquiry which recommended a full ban on all wagering advertising. I understand this would have a significant impact on your revenue if implemented.