

Not relevant



812 MGA08/07CS

Appointment of a Presiding Member to the
Independent Gambling Authority
APPROVED

Not relevant



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MGA08/07CS

THE PREMIER – FOR CABINET SUB-COMMITTEE

APPOINTMENT OF A PRESIDING MEMBER TO THE INDEPENDENT GAMBLING AUTHORITY

1. **PROPOSAL**

1.1. To request His Excellency the Governor in Executive Council to appoint, pursuant to the provisions of the *Independent Gambling Authority Act 1995*, Mr Alan Peter Moss as the Presiding Member of the Independent Gambling Authority for a period commencing on 1 October 2007 and expiring 30 September 2010.

2. **BACKGROUND**

2.1 Pursuant to the *Independent Gambling Authority Act 1995* (Act) the functions and powers of the Independent Gambling Authority (IGA) include:

- to develop and promote strategies for reducing the incidence of problem gambling and for preventing or minimising harm caused by gambling; and
- to undertake, assist in or co-ordinate on-going research into matters relevant to the IGA's functions.

2.2 Under Section 5 of the Act, Members of the IGA are appointed by the Governor on the nomination of the Minister.

2.3 Under Section 5(1)(b) of the Act, the Members together, must have, in the Minister's opinion, the abilities and experience required for the effective performance of the IGA's functions.

2.4 In addition, under Section 5(1)(a) of the Act, the Presiding Member is required to be a judge or a person having at least 10 years' standing as a legal practitioner, prior to appointment to the position.

2.5 It is also a condition under Section 5 of the Act that a person who, without the approval of the Minister, has a direct or pecuniary interest in a licensee, or a business conducted by a licensee, under a prescribed Act, is not eligible for appointment to the IGA.

2.6 Under Section 6(1) of the Act a Member will be appointed for a term, not exceeding three years, specified in the instrument of appointment and is, at the expiration of a term of office, eligible for reappointment.

2.7 Remuneration for the Presiding Member of the IGA is currently \$27,200. In addition, the Presiding Member of the IGA is entitled to an annual attraction/retention allowance of \$10,000 (paid in May each year).

- 2.8 The term of the current Presiding Member of the IGA, Ms Margaret Kelly, concludes at midnight on 30 September 2007. Ms Kelly has indicated she is not available to be appointed as Presiding Member on a long term basis.
- 2.9 Ms Kelly was appointed as the Presiding Member on an interim basis from 16 August 2007 until 30 September 2007, after the previous Presiding Member, Mr Stephen Howells, advised that he was unavailable for reappointment.
- 2.10 Ms Kelly is currently a Member of the IGA (term ending on 27 August 2009) and will return to the position of Deputy Presiding Member after her term as Presiding Member concludes.

3. DISCUSSION

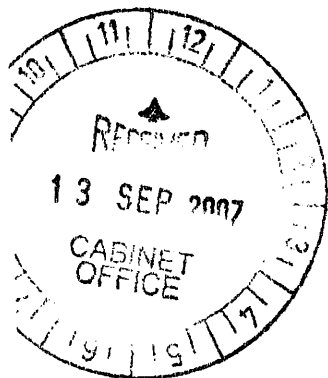
- 3.1 On 3 September 2007, Cabinet noted that the approval of Cabinet Sub-Committee would be sought to appoint Mr Alan Peter Moss as the Presiding Member of the IGA.
- 3.2 The Act requires that at least 2 Members must be women and 2 Members must be men. Gender requirements are met and do not influence this appointment.
- 3.3 The current board Membership, and expiry date for Members is as follows:

| Members | Expiry dates |
|--|---------------------|
| Robyn Lee Buckler | 30/9/2007 |
| John Thomas Hill | 14/7/2010 |
| Rex William Jory | 23/3/2008 |
| Margaret Kelly (interim Presiding Member from 16/8/2008 until 30/9/2007) | 27/8/2009 |
| Margaret Wallace | 30/4/2009 |
| Dale Peter West | 30/9/2007 |

- 3.4 Mr Moss has the abilities and experience required for the effective performance of the IGA's functions as required under the Act.

- 3.5 Mr Moss also has the required abilities and experience for the position of the Presiding Member as required under the Act.
- 3.6 Mr Moss was most recently Senior Judge with the South Australian Youth Court.
- 3.7 I wrote to Mr Moss on 5 September 2007 (attachment 1) offering him the position of Presiding Member of the IGA, for a period commencing 1 October 2007 and expiring 30 September 2010. I received a letter of acceptance on 9 September 2007 (attachment 2).
- 3.8 A copy of Mr Moss' curriculum vitae is attached (attachment 3).
- 3.9 The nomination of Mr Moss meets the requirements for appointment as Presiding Member as set out in the provisions of the Act.
- 3.10 The proposed board Membership will be as follows:

| Members | Expiry dates |
|--|--------------|
| Robyn Lee Buckler | 30/9/2010 |
| John Thomas Hill | 14/7/2010 |
| Rex William Jory | 23/3/2008 |
| Margaret Kelly (Deputy Presiding Member) | 27/8/2009 |
| Margaret Wallace | 30/4/2009 |
| Dale Peter West | 30/9/2010 |
| Alan Moss (Presiding Member) | 30/9/2010 |

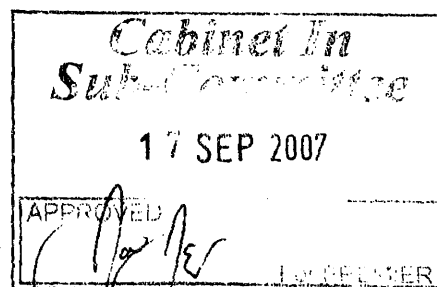


4. RECOMMENDATIONS

- 4.1 That Cabinet Sub-Committee request that His Excellency the Governor in Executive Council appoint, pursuant to section 5(1)(a) of the *Independent Gambling Authority Act 1995*, Mr Alan Peter Moss as the Presiding Member of the Independent Gambling Authority for a period commencing on 1 October 2007 and expiring on 30 September 2010.


PAUL CAICA
MINISTER FOR GAMBLING

13 September 2007



COPY

The Hon Paul Caica MP
Member for Colton

Ref No: MGA07/01359

05 September 2007

Mr Alan Moss

6(1) Personal affairs

Dear Mr ^{Alan}Moss

I am pleased to offer you the position of Presiding Member of the Independent Gambling Authority, commencing 1 October 2007 and expiring 30 September 2010.

I am confident that your well regarded skills and experience will bring together the various competing interests and will be an asset for the development of responsible gambling environments in South Australia.

Please advise me of your acceptance of this offer as soon as possible.

If you would like to discuss any matter with me please contact Mr Paul Ryan, Chief of Staff, on 0423 782 388.

Yours sincerely



PAUL CAICA
MINISTER FOR GAMBLING



Government
of South Australia

Minister for Employment,
Training and Further
Education

Minister for Science and
Information Economy

Minister for Youth

Minister for Gambling

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att 2

Mr A. P. Moss

6(1) Personal affairs

September 9, 2007

The Hon P. Calca
Minister for Gambling
Level 11 East Zurich House
50 Grenfell St
Adelaide SA 5000

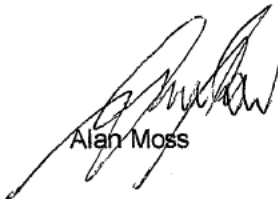
Re: Letter MGA07/01359 Dated 05 Sep 07

Dear Minister,

Thankyou for offering me the position of Presiding Member of the Independent Gambling Authority, upon the terms set out in your letter of 5th September 2007.

I am pleased to accept the position and will do my very best to justify your faith in me.

Yours Sincerely,



Alan Moss

Curriculum Vitae

4 pages removed

Exempt clause 6(1) – personal affairs