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**GAMING CONTROL LAW IN ONTARIO**

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**What's New in this Update:**

*Gaming Control Law in Ontario* provides a thorough understanding of the laws and policy directives governing the gaming industry. It reviews and interprets legislative and regulatory requirements relevant to gaming and gaming premises in Ontario. Flow charts are also included to guide you through approval processes and regulatory requirements.

This release features substantial revisions, including updates to Chapters 2 (Legal Framework for Casino Gaming), 4 (Registration), 15 (Liquor and Gaming), 17 (Charitable Gaming); and 18 (Lotteries). This release also features the addition of the Electronic cGaming Systems Minimum Technical Standards and the Electronic Raffle Systems Minimum

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Technical Standards documents published by the Alcohol and Gaming Commission of Ontario (AGCO).

### Highlights:

- **Registration - Appeal Process - Jurisdiction of Tribunal and Standard of Review - Request for Reconsideration** - this new section inserted in Chapter 4 contains valuable commentary on the Tribunal's authority to reconsider its decisions within 21 days of the decision being released and the surrounding applicable procedures.
- **Legal Framework for Casino Gaming - Criminal Code Parameters for Legal Gaming** - this section includes new commentary that discusses the definition and interpretation for the terms "mixed chance and skill". Chance does not need to be the dominant element of the game for the game to meet the definition of mixed chance and skill in the *Criminal Code*. However, the fact that "some elements of the game are out of the control of the player does not make the game one of mixed chance and skill."
- **Charitable Gaming - Commercial Sector of Charitable Gaming - Appeal Process** - this section has been modified significantly to provide greater discussion on the procedures surrounding an appellant's Notice of Appeal (NOA).
- **Liquor and Gaming - Unlawful Gaming** - a new section has been added to Chapter 15 that discusses Ontario Regulation 719/90 under the *Liquor Licence Act* that prohibits licence holders from, among other things, unlawful gambling in the licensed premises or adjacent washrooms, liquor and food preparation areas and storage areas under the exclusive control of the license holder. The section also further discusses unlawful gaming generally.