

JAMAICA

No. 17 – 2021

I assent,

[L.S.]

Sgd. P. L. Allen
Governor-General.

12th day of August 2021

AN ACT to Amend the Casino Gaming Act.

[13 August 2021]

BE IT ENACTED by The Queen's Most Excellent Majesty, by and with the advice and consent of the Senate and House of Representatives of Jamaica, and by the authority of the same, as follows:—

1. This Act may be cited as the Casino Gaming (Amendment) Act, 2021, and shall be read and construed as one with the Casino Gaming Act (hereinafter referred to as the “principal Act”) and all amendments thereto.

Short title
and
construction.

Amendment
of section 2
of principal
Act.

2. Section 2 of the principal Act is amended by inserting in the appropriate alphabetical sequence, the following definition—

““luxury hotel room” means private hotel accommodation in an approved integrated resort development that—

- (a) includes facilities, furnishing, décor, amenities and services, superior to other accommodation available at the development;
- (b) meets such size specifications as the Minister may, by order, prescribe under section 9(1)(b); and
- (c) is constructed at such minimum cost as the Minister may, by order, prescribe under section 9(1)(b).”.

Amendment
of section 9
of principal
Act.

3. Section 9 of the principal Act is amended—

- (a) by deleting subsection (1) and substituting therefor the following—

“ (1) Subject to the provisions of this Act, the Minister may, by order—

- (a) declare an integrated resort development to be an approved integrated resort development; and
- (b) prescribe the size specifications and minimum construction cost of luxury hotel rooms proposed to be constructed in an approved integrated resort development.”;

- (b) in subsection (3) by—

- (i) deleting paragraph (a) and substituting therefor the following—

“ (a) the integrated resort development, when completed, will be comprised of one or more hotels providing in the aggregate at least one thousand associated hotel

rooms including hotel rooms under construction but excluding hotel rooms already in existence prior to the making of the application under section 10 of which five hundred rooms will be designed and designated as luxury hotel rooms;”;

- (ii) inserting in paragraph (b) next after the words “not less than one thousand associated hotel rooms” the words “of which five hundred shall be luxury hotel rooms;”; and
- (iii) renumbering paragraphs (c) and (d) as paragraphs (f) and (g) and inserting the following as paragraphs (c), (d) and (e)—
 - “(c) construction of the designated luxury hotel rooms in the proposed integrated resort development, shall be completed in accordance with the size specifications and meet the minimum construction cost prescribed in an order made under subsection (1);
 - (d) a minimum capital investment of five hundred million United States dollars has been acquired by the developer for the establishment, operation and maintenance of the proposed integrated resort development;
 - (e) construction of the integrated resort development shall be completed, in accordance with the design specifications approved by the relevant local authority, and all elements of that approved design

shall be fully operational, within three years after the date of commencement of any casino gaming activity at the integrated resort development;”;

(c) in subsection 4 by—

- (i) deleting the word “and” at the end of paragraph (b); and
- (ii) renumbering paragraphs (c) and (d) as paragraphs (d) and (e) and inserting the following as paragraph (c)—

“(c) the size specifications and minimum construction cost of the designated luxury hotel rooms in the integrated resort development;” and

(d) by inserting next after subsection (5) the following subsection—

“(6) The Minister may by order subject to affirmative resolution amend the amount of the minimum capital investment specified in subsection (3)(d).”.

Amendment
of section 11
of principal
Act.

4. Section 11 of the principal Act is amended in subsection (2) by inserting immediately before the words “the Minister may” the words “or that construction has not been completed, with all elements of the approved design fully operational, as required under section 9(3)(e).”.

Existing
orders not
affected.

5. For the avoidance of doubt, nothing in this Act shall be construed as affecting any order made under section 9(1) prior to the date of the commencement of this Act.

Passed in the House of Representatives this 29th day of June 2021.

JULIET HOLNESS

Deputy Speaker.

Passed in the Honourable Senate this 9th day of July 2021.

THOMAS TAVARES-FINSON, CD, QC, JP

President.

This printed impression has been carefully compared by me with the authenticated impression of the foregoing Act, and has been found by me to be a true and correct printed copy of the said Act.

Sgd. Valerie A Curtis
Clerk to the Houses of Parliament.

