

RE: A now irrelevant issue?

From: Mark Tafft </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=17d4006f282e4b709c4e54c67f1c1b18-mark tafft">
To: Mark Robertson [REDACTED], Lachlan Cobon [REDACTED], Michael S Young [REDACTED]
Date: Wed, 16 Jun 2021 05:50:05 +1000

Yes I agree.

Current wording in the Brief is this.

In relation to Pokie Credits (**Matchplay**), we note that the pokie credit is obtained by Crown Rewards member after exchanging Crown Rewards points for Pokie Points at any EGM. We submit that this makes no difference. Firstly, we submit that this exchange does not involve "... *sums, including cheques and other negotiable instruments received in any period by the Company from the conduct or playing of ...*" that game. Indeed, we submit it does not involve "sums" being received at all. In GSTR 2012/1 for instance, the Commissioner of Taxation takes the following view (paragraph 24): "The redemption of points by a member is not consideration for the supply of a reward to the member". Further, in GSTR 2002/3, the Commissioner takes the view that points redeemed for non-monetary prizes are not consideration for a supply (paragraph 198). Conversely, points redeemed for a money or redeemable gambling chips, are a monetary prize (paragraph 192) and deducted from the calculation of the Global GST Amount. In either case, the redemption serves to reduce the Global GST Amount

On this basis we submit that Pokie Credits (Matchplay) Jackpots are also being correctly excised from Crown's Gross Gaming Revenue for Casino Tax purposes.

Kind regards,
 Mark



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From: Mark Robertson [REDACTED]
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To: Mark Tafft <[REDACTED]>; Lachlan Cobon <[REDACTED]>; Michael S Young <[REDACTED]>
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Reward rules

Subject to these Rules (including without limitation, Rule 5), Points are awarded to Members for play on casino games (including electronic gaming machines and table games) **and lifestyle spend (including restaurants, hotels and shopping)** in Participating Facilities including at the Home Property and/or online, and for other activities as Crown may from time-to-time determine. Information in respect of the earning of Points is available at Crown Rewards desks.

We were first concerned with whether Bonus Pokie Credits were "sums paid as winnings" where they were sourced in Reward points in respect of lifestyle spend.

I think that this issue has disappeared now that we have analysed Categories 1 to 6 as simply irrelevant reversals of incorrect turnover

It is not relevant to category 7

Is it relevant to category 8? I think not, because we are only concerned with the \$7.50 dining credit that is triggered by actual play

If one really gets picky, however, I suppose there is a sub-sub category where Reward points in respect of lifestyle spend are converted into Pokie Credits. Those Pokie Credits are then bet on the EGM, and then those free bets trigger the EGM \$7.50 dining credit. So the dining credit arises on one view by reason of the lifestyle spend. Still, it arises "as winnings" "in respect of gaming.

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