

Terms and Conditions for Charitable Texas Hold 'em Poker Tournaments

Under subsection 34(2) of the *Gaming Control Act*, a licence is subject to terms and conditions as may be imposed by the Registrar.

These are the terms and conditions for Charitable Texas Hold'em Poker Tournament imposed by the Registrar.

1. Definitions:

ALLOWABLE EXPENSES - only those expenses that are identified on the licence application as approved by the Registrar.

BIG BLIND - a mandatory bet by the player to the immediate left of the Small Blind position. The Big Blind must be posted each hand, before the Dealer deals any cards. The level of the Big Blind is determined by the blind schedule as laid out in the House Rules.

BUY IN - see definition for "Entry Fee."

CHARITABLE OR RELIGIOUS ORGANIZATION - an organization which conducts activities for organizations whose purpose is for:

- (i) the relief of poverty,
- (ii) education,
- (iii) advancement of religion, or
- (iv) any purpose beneficial to the community;

A not-for profit organization can be considered eligible when the use of proceeds is considered charitable.

COMMUNICATION DEVICE - any electronic device that can be used for communicative purposes (including, but not limited to mobile phones, personal digital assistants (PDAs), laptop computers, etc.)

DEALER - a tournament official that is assigned to a specific table with the task of dealing the cards, awarding the pots and generally conducting the play at that particular table.

DEALER BUTTON - an object used to indicate the player who is in the dealing position for that Hand. The Dealer Button moves clockwise around the table, one position per Hand.

DESIGNATED LANGUAGE - the language permitted to be spoken at the tables of a tournament as stipulated by the Licensee on the licence application. A Designated Language is necessary to prevent table talk that may compromise the integrity of Charitable Texas Hold 'em Poker Tournaments.

ENTRY FEE - the fee that must be paid by a player to participate in a Charitable Texas Hold 'em Poker Tournament. All players in a tournament must pay the same Entry Fee and receive the same amount of chips.

GROSS PROCEEDS - the total amount of revenue generated from entry fees (and rebuys, if applicable) from a Charitable Texas Hold 'em Poker Tournament .

ENTRY FEE REVENUE - the total amount of revenue generated at a tournament from entry fees only. If there are no rebuys at a tournament, Entry Fee Revenue equals Gross Proceeds.

HAND - any combination of a player's hole cards and the five community cards that are used to create a standard five-card poker Hand.

HOUSE RULES - a set of rules, guidelines or procedures the Licensee will use to operate certain aspects of the tournament. The House Rules must be submitted with the application form and state the following: proposed process for rebuys (if any), blind structure for the tournament, procedure for colouring up of chips, rules on betting limits, and prize payout structure. The House Rules should also include any other information or rules that the Licensee will use during the tournament that may be useful to players (such as rules for leaving the table, expected player etiquette, etc).

LICENSEE - the holder of a valid licence, issued by the Registrar for a Charitable Texas Hold 'em Poker Tournament or multiple tournaments.

MISDEAL - an incorrect distribution and/or shuffling of the cards by the Dealer.

REBUY - an optional fee paid by a player to receive more chips to stay in the tournament.

REGISTRAR - the Registrar of Gaming Control as appointed under section 28 or

Deputy Registrar of Gaming Control as appointed under section 29.

SMALL BLIND - a mandatory bet by the player to the immediate left of the Dealer Button. The Small Blind must be posted each hand, before any cards are dealt by the Dealer. The Small Blind is typically half the amount of the Big Blind.

TABLE MANAGER - a tournament official who is responsible for overseeing a specific number of tables at the tournament as determined by the Registrar. The Table Managers report to the Tournament Director and are responsible for such tasks as managing the general play at the tables to which they are responsible, resolving player disputes, assisting in colouring up of chips and relocating players. Table Managers must be bona fide volunteer members of the Licensee.

TERMS AND CONDITIONS - refers to these Terms and Conditions for Charitable Texas Hold 'em Poker Tournaments in their entirety.

TOURNAMENT - an individual Charitable Texas Hold 'em Poker Tournament.

TOURNAMENT AREA - the separate room or partitioned area in which tournament play takes place.

TOURNAMENT DIRECTOR - head official of the tournament and person ultimately responsible for the tournament's operation and any necessary dispute resolution. The Tournament Director must be a bona fide volunteer member of the Licensee.

2. General:

When submitting an application for a Charitable Texas Hold 'em Poker Tournament licence, allow a minimum of 30 days for application processing between the date you submit your application and the date you intend to hold your first Tournament.

All Tournaments will be conducted in accordance with the licence, these Terms and Conditions and any House Rules as approved by the Registrar. If any conflict between a House Rule and the Terms and Conditions exist, the Terms and Conditions take precedence.

The Registrar reserves the right to deny any application for a licence that would not be in the public interest to grant and to amend or apply any rules (to any licence) in the public interest.

Charitable organizations that are deemed eligible and have obtained the necessary licence(s) may hold a maximum of one (1) Tournament per week and 13 Tournaments per licence. Each licence has a maximum term of 3 months from the date of the first Tournament.

The Registrar reserves the right to limit the number of Tournaments held by an organization or in any one location during any specific time period.

The Licensee shall ensure that no person under the age of 19 years will participate in (as a player or worker such as a Dealer or

Table Manager) or attend a tournament as a spectator or in any other capacity.

The licence must be posted in a conspicuous place in the premises where the Charitable Texas Hold 'em Poker Tournament is being held during the conduct of the tournament(s).

Before, during and after the Charitable Texas Hold 'em Poker Tournament, inspectors under the *Gaming Control Act* must be permitted access to:

- all areas of the premises in which the Charitable Texas Hold 'em Poker Tournament takes place and
- all equipment used in the conduct of any tournament.

Any other lottery scheme conducted in conjunction with a Charitable Texas Hold 'em Poker Tournament must have a separate licence.

All applicable municipal, provincial and federal laws must be observed.

3. Licensing and Eligibility:

Groups eligible for licensing include:

- Charitable or Religious Organizations

No permits will be granted for Charitable Texas Hold 'em Poker Tournaments.

All organizations seeking to obtain a licence for Charitable Texas Hold 'em Poker Tournament must complete an official application form and submit it to the Registrar for consideration.

Applicants must provide all information requested on the application form. As well, the Registrar may request any other information necessary for the consideration of the licence application.

All organizations must submit a list of proposed House Rules for their tournament(s) with their application form.

All organizations must submit a \$25 application fee and a \$25 licence fee with their application. The application fee is non-refundable.

All organizations must indicate the Designated Language of their tournament(s) on the application form.

Any change or amendments to a licence must be requested in writing and receive written approval from the Registrar. If submitting a request for a change to a licence, allow a minimum of 5 business days for processing.

4. Use of Proceeds:

All revenue generated from a Charitable Texas Hold 'em Poker Tournament not used for Allowable Expenses or prizes must be used for the Charitable Purpose as stated on the application and in accordance with the Terms and Conditions.

Proceeds from the licence must be disbursed in the following manner:

- Maximum of 20% of Entry Fee Revenue used on Allowable Expenses. (Please see Section 5)

- "Costs and Expenses" for further guidelines on Allowable Expenses).
- Maximum of 65% of Gross Proceeds used for prizes. (Please see Section 6 "Tournament Parameters" for further guidelines on prizes).
- Balance of Gross Proceeds after provision for Allowable Expenses and prizes (at least 15% of Gross Proceeds) to the charity for the charitable purpose as per the licence application.

5. Costs and Expenses:

All anticipated expenses for a Charitable Texas Hold 'em Poker Tournament licence, including any cost related to the use of a facility, must be stated on the licence application.

The Registrar may deny a licence to any applicant that does not show on its application (to the satisfaction of the Registrar) how it will meet this condition of the licence.

A Licensee owning the premises where the Charitable Texas Hold 'em Poker Tournament takes place is not permitted to deduct rent as an expense.

Fees paid for the rental or use of a facility must not be based on a percentage of revenue from the Charitable Texas Hold 'em Poker Tournament (i.e., no sliding scale rental fees will be permitted).

Commercial operations are not permitted to charge rent for the use of their facilities for a Charitable Texas Hold 'em Poker Tournament.

6. Tournament Parameters (Entry fees, tickets, prizes, etc):

There will be no extension of credit to enter a tournament or purchase a rebuy.

No discounted or complementary entry fees (or rebuys) can be offered for any tournament.

The combined value of the Entry Fee and a Rebuy (if applicable) cannot exceed \$100.

There can be a maximum of one (1) rebuy per player at each tournament. The value of the Rebuy cannot be greater than the value of the Entry Fee. No rebuy can result in a player receiving more chips than originally issued with the entry fee.

All players must be 19 years of age or older. Players will be required to provide their age upon registration and provide government-issued photo identification with their date of birth, before receiving their ticket. Players will also be required to show ID and their ticket before entering the Tournament Area.

All Licensees must state on the ticket what will occur in the event that the tournament does not attract the expected number of entrants. This might include cancellation and refunding tournament fees, a revised prize structure and/or some other scenario, if approved by the Registrar. All tickets must include the licence number.

All ticket sales must stop upon commencement of a tournament.

There can be a maximum of 400 players in a tournament.

A maximum of 65% of the Gross Proceeds of a tournament may be used for prizes. This includes all cash prizes and purchased merchandise and services that are awarded as prizes.

Individual prizes per player may not exceed 50% of the available prize pool.

Donated merchandise and/or services may also be awarded but are not required to be included in the Gross Proceeds or individual prize calculations.

Organizers utilizing non-monetary prize(s) must submit proof of purchase/donation of prize(s) to the Registrar with their licence application.

Entrance into another Charitable Texas Hold 'em Poker Tournament cannot be awarded as a prize.

Each tournament shall last no more than 12 hours in total duration and must be conducted during the hours listed on the licence. Tournaments must conclude by 2 a.m.

All Licensees must make copies of the House Rules and the Rules of Gameplay section of these Terms and Conditions, available upon registration by entrants and at the tournament site.

By entering the tournament, players agree to be bound by these rules.

The use of Communication Devices at the tables is prohibited.

7. Advertising:

Applicants are not permitted to advertise any tournament until approval of the licence has been granted.

Advertising of a tournament should include location, cost of entry fee and rebuys (if permitted), designated Language, maximum number of players, prizes, start date and time and any other information the Licensee feels is necessary.

The Registrar reserves the right to limit or amend any advertising by the Licensee.

8. Equipment and Supplies:

The Licensee is responsible for ensuring all equipment utilized in the conduct of a Charitable Texas Hold 'em Poker Tournament is of sufficient quality to protect the players and the integrity of the tournament.

Charitable Texas Hold 'em Poker Tournaments must be played with new standard 52-card decks without jokers, and must be of a high quality suitable for tournament play.

All tables utilized in a tournament must be large enough to accommodate a Dealer and a maximum of 10 players.

The Licensee will ensure that chips issued at a tournament are identifiable and unique to that tournament. Licensees must also ensure that only chips issued at the tournament are used at the tournament.

9. Conduct and Management:

The Licensee is responsible for the conduct and management of the Charitable Texas Hold 'em Poker Tournament licence.

Licensees are not permitted to delegate the conduct or management of a Charitable Texas Hold 'em Poker Tournament licence, or any individual tournament of a licence.

Persons directly involved in the conduct and management of the Charitable Texas Hold 'em Poker Tournament are not permitted to play at that tournament. This includes (but is not necessarily limited to) the Tournament Director, all Table Managers and all Dealers.

Each Licensee must appoint a Tournament Director with sufficient knowledge and ability to oversee and manage the Charitable Texas Hold 'em Poker Tournament.

The Tournament Director must be identified on the licence application.

The Tournament Director must:

- Be a bona fide volunteer member of the Licensee and at least 19 years of age
- Be present throughout the Charitable Texas Hold 'em Poker Tournament
- Not act as a Dealer or Table Manager
- Provide fair and consistent resolution when disputes and questions arise

- Refer to Robert's Rules of Poker to resolve issues that may arise that are not addressed in the Terms and Conditions. In cases where there is a conflict, the Terms and Conditions prevail.
- Record all disputes and incidents that arise during a tournament which require his/her intervention, and ensure that they are reported to the Registrar in a format suitable to the Registrar
- Oversee and be ultimately responsible for all aspects of a tournament, including but not limited to colouring up of chips, placement of players at tables, conduct of players, resolution of disputes, etc.

Each Licensee must provide Table Managers and Dealers as laid out in the manner following:

- One Dealer for each table
- Table Managers in the following ratios:
 - **0-4 tables** - Table Manager optional
 - **5-9 tables** - 1 Table Manager
 - **10-15 tables** - 2 Table Managers
 - **16-20 tables** - 3 Table Managers
 - **21-25 tables** - 4 Table Managers
 - **26-30 tables** - 5 Table Managers
 - **31-35 tables** - 6 Table Managers
 - **36-40 tables** - 7 Table Managers

The Licensee must ensure that each Table Manager and Dealer is properly trained to perform his/her duties for the Charitable Texas Hold 'em Poker Tournament.

Only players holding a valid ticket and tournament volunteers are allowed in the Tournament Area. All spectators and other non-players must be kept at least 3.05 metres (10 feet) from boundaries of the Tournament Area.

10. Rules of Gameplay:

General:

All Charitable Texas Hold 'em Poker Tournaments will be conducted tournament style, where all players pay the same entry fee/buy-in for the same amount of chips. There will be no cash redemption value assigned to the chips used in the tournament.

All players will be assigned seating on a random basis under the supervision of the Tournament Director.

In a multiple table tournament, the number of players at each table must be kept equal or as equal as possible. Moving players between tables must be done in such a manner as to ensure the players new position is as close to his/her previous position with regards to the position of the blinds. Moving players is done at the discretion of the Tournament Director and Table Managers.

All suits have the same rank. The rank of cards from highest to lowest is ace, king, queen, jack, 10, 9, 8, 7, 6, 5, 4, 3, 2 - except where an ace may be counted low.

The Dealer will collect all cards and shuffle them thoroughly prior to each hand of play.

The Table Managers or Tournament Director will determine deck changes.

Player Conduct:

Players must keep all of their chips on the table and visible at all times. Chips will only be removed from the table when a player is relocated under the supervision of a Table Manager or Tournament Director.

Players must keep their hole cards on the table and in full view of the Dealer at all times.

Players may examine their hole cards at any time. It is the responsibility of each player to ensure they do so in a manner which does not disclose the value of the cards to other players or spectators.

Players are responsible to protect their cards at all times.

Players may not handle the chips placed in the pot.

A player may not bet on more than one Hand in any round of play.

Players that fold from a round of play may not reveal their hole cards. Players may not exchange information regarding their cards.

Dealing and Betting Procedure:

Cards must only be dealt by the designated Dealer at each table.

In the event of a Misdeal, the Dealer must collect all cards, shuffle and deal a new hand. No misdeal can be called after the first bet (posting of blinds does not constitute the first bet).

In the event of a Misdeal, no additional antes or blinds shall be required.

All cards will be dealt in a clockwise direction, beginning with the player to the immediate left of the dealer button position.

The Dealer Button must start with the player to the left of the Dealer and move clockwise around the table one position for each round of play. Only the Dealer may move the Dealer Button.

The Dealer will begin each round of play by dealing one card to each player face down, then a second card to each player face down. Together, these two cards constitute a player's hole cards (also referred to as pocket cards).

The player to the immediate left of the Dealer Button shall post the required Small Blind before each round of play.

The player to the immediate left of the Small Blind position shall post the required Big Blind before each round of play, except when all but two players have been eliminated from the tournament, in which case the player with the Dealer Button shall post the Small Blind and the other player shall post the Big Blind.

The Dealer shall ensure blinds are posted. Betting shall proceed as follows:

- The player to the immediate left of the Big Blind position is the first to act and must call, raise or fold.

Note: When all but two players have been eliminated from the table/tournament, the player with the Dealer Button is the first to act and must call, raise or fold.

- Betting continues in a clockwise direction until each player has had an opportunity to call, raise or fold. The player in the Big Blind position may check if no other player has raised, or has the option to raise.

The Dealer shall begin the second betting interval by burning a card and then dealing three community cards face up on the table, commonly referred to as the flop.

Betting for the second betting interval will proceed as follows:

- The player to the immediate left of the Dealer Button position is first to act and must check, bet or fold
- Betting continues in a clockwise direction until each player has had a chance to check, bet, call, raise or fold.

The Dealer will begin the third betting interval by burning a card and dealing one community card face up on the table, commonly referred to as the Turn.

Betting for the third betting interval shall proceed in the same manner as for the second interval.

The Dealer will begin the fourth betting interval by burning a card and dealing one community card face up on the table, commonly referred to as the River.

Betting for the fourth betting interval shall proceed in the same manner as for the second and third intervals.

Upon completion of four rounds of betting:

- If only one player remains in the round of play (all other players have folded), that player wins the pot and is not obligated to show his/ her hand
- If two or more players remain in the round of play, the player who made the last bet will be obligated to show his/her hand. If no player has placed a bet, it shall be the obligation of all players to show their hands

Any combination of a player's hole cards and/or community cards may be used to construct a standard five-card poker hand. The ranking of hands is as follows:

Royal Flush - a hand containing an ace, king, queen, jack and ten of the same suit.

Straight Flush - a hand containing five cards of the same suit in consecutive ranking. An ace may count high or low.

Four of a Kind - a hand containing four cards of the same rank.

Full House - a hand containing Three of a Kind and One Pair.

Flush - a hand containing five cards of the same suit, but not in consecutive ranking.

Straight - a hand containing five cards in consecutive ranking regardless of suit. An ace may count high or low

Three of a Kind - a hand containing three cards of the same rank

Two Pair - a hand containing two pairs

One Pair - a hand containing two cards of the same rank

High Card - a hand that does not contain one pair or better.

In the event of equal ranking poker combinations of Four of a Kind, Three of a Kind, Two Pair or One Pair, the high card, or cards, not used in the poker combination (commonly known as the kicker or kickers) shall break the tie.

In the event of a tie that cannot be broken, the pot shall be split equally among the tied hands for that round of play.

In the event there is an extra chip after the split, the extra chip shall be removed by the dealer.

The dealer is responsible for determining the winning hand from the remaining players in accordance with the ranking of hands (above).

The dealer will then award the pot to the player with the winning hand (or, in the

event of a tie that cannot be broken, players with the winning hands).

Elimination and Order of Finish:

A player is eliminated from the tournament when the player has lost all of his/her chips.

Tournament play continues until either:

- All but one player is eliminated, or
- The finishing time as indicated on the licence is reached, whichever comes first.

The order of finish for the tournament will be:

- If play continues until all but one player is eliminated, the order of finish will be the reverse order of elimination. The last remaining player is the winner. If two or more players are eliminated on the same round of play, for the purposes of the order of finish, they will be
- ranked by the value of chips each player had going into that round of play, from highest to lowest.

If more than one player remains at the finishing time, the order of finish will be determined first by the value of the chips held by each player from highest to lowest, and then (if more prize spots remain than players with chips), reverse order of elimination.

11. Cancellation and Suspension:

Cancellation and/or suspension of a Charitable Texas Hold 'em Poker Tournament licence may occur when it is evident the Licensee has not upheld the Terms and Conditions of the licence or any other lottery licence issued to the Licensee.

Cancellation of a licence means the rescinding of all privileges granted under an approved licence. An organization would not be permitted to resume operations under a cancelled licence. An organization may apply for a new licence once the reason for the cancellation has been removed or resolved.

Suspension of a licence means the removal of all licensing privileges from the date of the suspension forward, until, and, if, specified conditions are met to the satisfaction of the Registrar.

12. Reporting Requirements:

The Licensee must record all revenues and expenses from each tournament. These tournament financial reports should be kept for a period of six years unless otherwise advised by the Registrar.

All Licensees shall:

- Maintain a separate bank account for the deposit of revenue from all tournaments
- Deposit all tournament proceeds into the account immediately after each tournament
- Disburse all donations, expenses and prizes, by cheque directly from the

separate bank account, as per the approved licence application. Prizes must not be paid in cash.

- Within 30 days following the expiration of the licence, the Licensee must complete and submit to the Registrar the following reports:
 - Financial report for the licence
 - List of all donated merchandise and services complete with retail value for each tournament
 - Player registration lists and rebuy lists from each tournament
 - Listing of prize winners and prizes awarded for each tournament including the retail value of merchandise and/or services prizes purchased from the gross proceeds
 - Incident reports from each tournament.

Licensee records pertaining to Charitable Texas Hold 'em Poker Tournaments may be subject to audit by audit staff.

Licensees must give the Registrar supporting documentation for the use of licence profits upon request.