

SUBCHAPTER 1. CONSTRUCTION AND APPLICATION OF RULES

19:40A-1.1 Authority

This chapter is issued under and pursuant to the authority of the Casino Control Act, constituting P.L. 1977, c. 110, as amended.

19:40A-1.2 Definitions

(a) The following words and terms are defined in the New Jersey Casino Control Act (P.L. 1977, c. 110, as amended) and are used in the rules of the Commission as defined in that Act:

"Applicant"

"Application"

"Attorney"

"Casino" or "licensed casino"

"Casino key employee"

"Casino license"

"Chairman" and "Commissioner" or "member"

"Commission"

"Director"

"Division"

"Family"

"Gaming" or "gambling"

"License"

"Licensee"

"Operation"

"Party"

"Person"

"Property"

"Registrant"

(b) The following words and terms, when used in this chapter, shall have the following meanings, unless the context clearly indicates otherwise:

"Act" or "Casino Control Act" means the New Jersey Casino Control Act (P.L. 1977, c. 110, as amended).

"Casino licensee" or "licensed casino" means the holder of any license, issued pursuant to the Casino Control Act, that authorizes the ownership or operation of a casino and, if applicable, of a casino simulcasting facility.

"Casino simulcasting" is defined by the Division at N.J.A.C. 13:69M-1.2.

"Casino simulcasting facility" is defined by the Division at N.J.A.C. 13:69M-3.1 through 3.4.

"Interested person" means any person whose specific legal rights, duties, obligations, privileges, benefits, or other specific legal relations are affected by the adoption, amendment, or repeal of a specific rule or by any decision, order, or ruling of the Commission.

19:40A-1.3 Construction and amendments

- (a) This chapter shall be construed in accordance with generally accepted principles of statutory construction, including those set forth in N.J.S.A. 1:1-1.1 et seq.
- (b) This chapter shall be liberally construed to permit the Commission to effectively carry out its statutory functions and to secure a just and expeditious determination of issues properly presented to the Commission.
- (c) Nothing contained in this chapter shall be construed as to conflict with any provision of the New Jersey Casino Control Act or any other applicable statute.
- (d) In special cases and for good cause shown, the Commission may relax or permit deviations from any rule in this chapter.
- (e) Whenever any provision of this chapter requires that an act or event occur on a specified day or date, and such day or date falls upon a Saturday, Sunday, or legal holiday, or upon a day in which the State is closed as the result of a declared state of emergency, such provision shall be construed to refer to the next business day immediately following such day or date.

19:40A-1.4 Severability and preemption

If any clause, sentence, subparagraph, paragraph, subsection, section, subchapter, or other portion of this chapter or the application thereof to any person or circumstance shall be held to be invalid, such holding shall not affect, impair, or invalidate the remainder of this chapter or the application of such portion held invalid to any other person or circumstances, but shall be

confined in its operation to the clause, sentence, subparagraph, paragraph, subsection, section, subchapter, or other portion thereof directly involved in such holding or to the person or circumstance involved therein.

19:40A-1.5 Practice where regulations do not govern

In any matter not governed by this chapter, the Commission shall exercise its discretion, so as to carry out the purposes of the Act.