



# Gaming Act 1968

## CHAPTER 65

### GAMING ACT 1968

#### PART I

##### GAMING ELSEWHERE THAN ON PREMISES LICENSED OR REGISTERED UNDER PART II OF THIS ACT

- 1 Gaming to which Part I applies
- 2 Nature of game
- 3 No charge for taking part in gaming
- 4 No levy on stakes or winnings
- 5 Gaming in public places
- 6 General provisions as to gaming on premises licensed for retail sale of liquor
- 7 Special provisions as to persons under 18
- 8 Offences under Part I

#### PART II

##### GAMING ON PREMISES LICENSED OR REGISTERED UNDER THIS PART OF THIS ACT

- 9 Gaming to which Part II applies
- 10 Gaming Board for Great Britain
- 11 Provisions as to licensing and registration
- 12 Who may participate in gaming to which Part II applies
- 13 Restrictions on games to be played
- 14 Charges for taking part in gaming
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- 16 Provision of credit for gaming
- 17 Exclusion of persons under 18
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##### *Sale, supply and maintenance of machines*

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## SCHEDULES

### SCHEDULE 1 — Provisions as to Gaming Board for Great Britain

- 1 The Gaming Board for Great Britain shall by that name...
- 2 The chairman and other members of the Board shall hold...
- 3 A person who ceases to hold office as a member...
- 4 In addition to the inspectors appointed under section 43 of...
- 5 The Secretary of State shall pay to the members of...
- 6 The Board shall pay to their officers and servants (including...
- 7 The Board shall have power to regulate their own procedure....
- 8 The validity of any proceedings of the Board shall not...

### SCHEDULE 2 — Grant, Renewal, Cancellation and Transfer of Licences

#### *Introductory*

- 1 (1) Subject to the provisions of this Schedule with respect...
- 2 (1) In this Schedule " the licensing authority in relation...

#### *Certificate of consent for purposes of application for licence*

- 3 (1) An application for the grant of a licence under...
- 4 (1) The provisions of this paragraph shall have effect with...

#### *Application for grant of licence (general provisions)*

- 5 (1) Except as provided by paragraph 8 of this Schedule,...
- 6 (1) At any time in March in the year in...
- 7 (1) Not later than seven days after the publication of...

#### *Application for grant of licence (initial period)*

- 8 Notwithstanding anything in paragraph 5 of this Schedule, an application...
- 9 The provisions of paragraphs 10 and 11 of this Schedule...
- 10 (1) Not later than fourteen days after the making of...
- 11 (1) Not later than seven days after the publication of...

#### *Application for renewal of licence*

- 12 (1) Any application for the renewal of a licence under...
- 13 (1) At any time in March in each year, every...

#### *Proceedings on application for grant or renewal*

- 14 (1) On any application for the grant or renewal of...
- 15 Where, in the case of an application for the grant...

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- 16 A licensing authority may from time to time adjourn the...  
17 On the consideration of any application for the grant or...

*Grounds for refusal to grant or renew licence*

- 18 (1) The licensing authority may refuse to grant a licence...  
19 (1) For the purposes of the last preceding paragraph, the...  
20 (1) Without prejudice to paragraph 18 of this Schedule, the...  
21 (1) The licensing authority may refuse to renew a licence...  
22 (1) The licensing authority shall refuse to grant or renew...  
23 Where for the purposes of paragraph 20(1)(a) of this Schedule...

*Restrictions attached to licence*

- 24 On granting or renewing a licence under this Act, the...  
25 (1) Without prejudice to the last preceding paragraph, on granting...  
26 Any restrictions imposed under paragraph 24 or paragraph 25 of...

*Regulations under section 22(3)*

- 27 Notwithstanding anything in paragraphs 18 to 26 of this Schedule,...

*Notification of advice given by Board*

- 28 The clerk to the licensing authority shall, at the request...

*Appeal in England or Wales by applicant*

- 29 (1) Where on an application under this Schedule to a...  
30 (1) On determining any appeal under paragraph 29 of this...

*Appeal in England or Wales by Board*

- 31 (1) Where a licensing authority in England or Wales grant...  
32 (1) On determining any appeal under the last preceding paragraph,...

*Appeal in Scotland by applicant*

- 33 (1) Where on an application under this Schedule to a...

*Appeal in Scotland by Board*

- 34 (1) Where a licensing authority in Scotland grant or renew...

*Revocation by Board of certificate of consent*

- 35 (1) Where under the preceding provisions of this Schedule the...

*Cancellation of licence by licensing authority or court*

- 36 (1) An application for the cancellation of a licence under...  
37 Where an application for the cancellation of a licence under...  
38 At any meeting of the licensing authority to consider such...  
39 A licensing authority may from time to time adjourn the...  
40 On the consideration of any such application, a licensing authority...  
41 The licensing authority shall refuse any such application if they...  
42 Subject to the last preceding paragraph, on any application for...  
43 If on such an application the licensing authority decide not...

- 44 If on such an application the licensing authority decide to...  
45 The provisions of paragraphs 29 and 30 of this Schedule...  
46 (1) Where a licensing authority in England or Wales refuse...  
47 (1) Where a licensing authority in Scotland refuse to cancel...  
48 (1) Where the holder of a licence under this Act...

*Disqualification order on cancellation of licence*

- 49 (1) Where under paragraph 42 of this Schedule a licensing...  
50 Where a licensing authority decides to cancel a licence under...

*Form and duration of licence*

- 51 (1) A licence under this Act shall be in the...  
52 (1) Subject to the following provisions of this Schedule, and...  
53 (1) Where an application for the renewal of a licence...  
54 If the holder of a licence under this Act dies...

*Certificate of consent for purposes of application for transfer of licence*

- 55 (1) An application for the transfer of a licence under...  
56 (1) The provisions of this paragraph shall have effect in...  
57 (1) Where the Board have issued a certificate of consent...

*Transfer of licence*

- 58 (1) An application for the transfer of a licence under...  
59 Paragraphs 10 and 11 of this Schedule shall have effect...  
60 On an application for the transfer of a licence under...  
61 Paragraphs 29 to 34 of this Schedule (with the omission...

*Revocation of certificate after transfer of licence*

- 62 In relation to a licence under this Act which has...

*Payment of fees*

- 63 (1) Notwithstanding anything in the preceding provisions of this  
Schedule,...

*Notification of change in directors of body corporate holding licence*

- 64 (1) Where the holder of a licence under this Act...

*Relinquishment of licence*

- 65 (1) The holder of a licence under this Act may...

SCHEDULE 3 — Registration of Members' Clubs under Part II in England and  
Wales

*Introductory*

- 1 (1) Each licensing authority in England or Wales shall, in...  
2 Paragraph 2 of Schedule 2 to this Act shall have...

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*Application for registration*

- 3 Paragraphs 5 to 11 of Schedule 2 to this Act...

*Application for renewal of registration*

- 4 (1) Any application for renewal of the registration of a...  
5 (1) At any time in March in each year, every...

*Proceedings on application for registration or renewal of registration*

- 6 Paragraphs 14 to 17 of Schedule 2 to this Act...

*Grounds for refusal to register or to renew registration*

- 7 (1) The licensing authority shall refuse to register or to...  
8 The licensing authority may refuse to register a club or...  
9 The licensing authority may refuse to renew the registration of...  
10 The licensing authority shall refuse to renew the registration of...

*Restrictions attached to registration*

- 11 (1) On registering or renewing the registration of a club...

*Appeal by applicant*

- 12 (1) Where on an application under this Schedule the licensing...

*Appeal by Board*

- 13 (1) Where on an application under this Schedule the licensing...

*Cancellation of registration*

- 14 Paragraphs 36 to 44 of Schedule 2 to this Act...  
15 (1) Where on an application made by virtue of paragraph...  
16 (1) Where an application for cancellation of the registration of...  
17 (1) Where a person is convicted of an offence under...

*Issue and duration of registration certificates*

- 18 (1) Where on an application under this Schedule a club...  
19 (1) Subject to the following provisions of this Schedule, and...  
20 (1) An application for renewal of the registration of a...  
21 (1) Where the registration of a club or institute under...  
22 (1) Where an application for renewal of the registration of...

*Payment of fees*

- 23 Notwithstanding anything in the preceding provisions of this Schedule,  
a...

*Relinquishment of registration*

- 24 (1) A club or institute registered under Part II of...

SCHEDULE 4 — Registration of Members' Clubs under Part II in Scotland

### *Introductory*

- 1 (1) The sheriff shall, in respect of premises in Scotland...  
2 (1) Any provision of Schedule 2 to this Act containing...

### *Application for registration*

- 3 (1) An application for the registration of a club or...  
4 Paragraph 10 of Schedule 2 to this Act shall have...  
5 (1) Not later than seven days after the publication of...

### *Application for renewal of registration*

- 6 (1) Not later than six weeks before the date of...  
7 (1) Any application for renewal of the registration of a...

### *Proceedings on application for registration or renewal of registration*

- 8 Paragraphs 14 to 16 of Schedule 2 to this Act...

### *Grounds for refusal to register or to renew registration*

- 9 (1) The sheriff shall refuse to register or to renew...  
10 The sheriff may refuse to register a club or institute...  
11 The sheriff may refuse to renew the registration of a...  
12 The sheriff shall refuse to renew the registration of a...

### *Restrictions attached to registration*

- 13 (1) On registering or renewing the registration of a club...

### *Cancellation of registration*

- 14 Paragraphs 36 to 38 and 41 to 43 of Schedule...  
15 (1) Where a person is convicted of an offence under...

### *Issue and duration of registration certificates*

- 16 (1) Where on an application under this Schedule a club...  
17 (1) Subject to the following provisions of this Schedule, and...  
18 (1) An application for renewal of the registration of a...  
19 (1) Where the registration of a club or institute in...  
20 Where an application for renewal of the registration of a...

### *No appeal against determination of sheriff*

- 21 The determination of the sheriff on an application under this...

### *Payment of fees*

- 22 Notwithstanding anything in the preceding provisions of this Schedule,  
a...

### *Relinquishment of registration*

- 23 (1) A club or institute registered under Part II of...

SCHEDULE 5 — Procedure for Approval by Board

## PART I — ISSUE AND REVOCATION OF CERTIFICATES OF APPROVAL

*Issue of certificate*

- 1 Any person may apply to the Board for the issue...
- 2 Any such application shall specify the premises, and the function...
- 3 In determining whether to issue a certificate on any such...
- 4 Where on an application under this Schedule it appears to...
- 5 Where the Board issue a certificate under that section, it...

*Revocation of certificate*

- 6 The Board may at any time revoke any such certificate...
- 7 Where the Board determine to revoke any such certificate, they...

*Payment of fees*

- 8 Notwithstanding anything in the preceding provisions of this Schedule, the...

## PART II — PENDING APPLICATIONS

- 9 Where a person applies to the Board for a certificate...

## SCHEDULE 6 — Certificates and Permits under Section 27

*Issue and renewal of certificates*

- 1 (1) A certificate may be issued in accordance with the...
- 2 In determining whether to issue or renew any such certificate,...
- 3 Subject to the following provisions of this Schedule, any such...

*Revocation of certificate*

- 4 The Board may at any time revoke any such certificate...
- 5 Where the Board determine to revoke any such certificate, they...

*Payment of fees*

- 6 Notwithstanding anything in the preceding provisions of this Schedule, the...

*Grant of permits*

- 7 Any application for the grant of a permit for the...
- 8 Any such permit granted by the Board shall specify the...

*Supplementary provisions*

- 9 (1) In determining, for the purposes of this Schedule, whether...

## SCHEDULE 7 — Registration under Part III in England and Wales

*Introductory*

- 1 Each licensing authority in England, or Wales shall, in respect...
- 2 (1) Paragraph 2 of Schedule 2 to this Act shall...



*Application for registration*

- 3 (1) An application for the registration of a club or...

*Application for renewal of registration*

- 4 (1) An application for renewal of the registration of a...

*Proceedings on application for registration or renewal of registration*

- 5 (1) On any application for the registration, or for renewal...  
6 (1) A licensing authority may from time to time adjourn...

*Grounds for refusal to register or to renew registration*

- 7 The licensing authority shall refuse to register, or to renew...  
8 The licensing authority may refuse to register or to renew...  
9 The licensing authority may refuse to renew the registration of...  
10 The licensing authority may refuse to register a club or...

*Appeal by applicant*

- 11 (1) Where on an application under this Schedule the licensing...  
12 Paragraph 30 of Schedule 2 to this Act shall have...

*Cancellation of registration*

- 13 (1) Subject to the following provisions of this paragraph, an...  
14 Where such an application has been made and not withdrawn,...  
15 At any meeting of the licensing authority to consider such...  
16 A licensing authority may from time to time adjourn the...  
17 On the consideration of any such application, a licensing authority...  
18 On any such application the licensing authority may cancel the...  
19 If on the consideration of any such application the licensing...  
20 (1) Where on any such application the licensing authority decide...

*Issue and duration of registration certificate*

- 21 Where on an application under this Schedule a club or...  
22 Subject to the following provisions of this Schedule, and without...  
23 (1) Where an application for renewal of the registration of...

*Payment of fees*

- 24 Notwithstanding anything in the preceding provisions of this Schedule,  
a...

*Relinquishment of registration*

- 25 (1) A club or institute registered under Part III of...

SCHEDULE 8 — Registration under Part III in Scotland

- 1 The sheriff shall, in respect of premises in Scotland within...  
2 (1) Any provision of Schedule 7 to this Act containing...  
3 Subject to the foregoing provisions of this Schedule, paragraphs 3...  
4 The determination of the sheriff on an application under this...

## SCHEDULE 9 — Permits under section 34

*Authority responsible for grant and renewal of permits*

- 1 In this Schedule " the appropriate authority "—
- 2 Where the premises are in Scotland and are situated in...

*Resolution by local authority as to grant or renewal of permits*

- 3 Any such council as is mentioned in sub-paragraph (b) or...
- 4 (1) No resolution under paragraph 3 of this Schedule shall...

*Application for grant or renewal of permit*

- 5 (1) An application for the grant of a permit in...
- 6 The appropriate authority shall not refuse to grant or renew...

*Grounds for refusal to grant or renew permit*

- 7 Where an application for the grant or renewal of a...
- 8 (1) In the case of premises to which paragraph 4...

*Condition imposed on grant or renewal of permit*

- 9 Where an application for the grant or renewal of a...
- 10 Subject to paragraph 9 of this Schedule, on granting or...

*Appeal in England or Wales against decision of appropriate authority*

- 11 (1) Where on an application under this Schedule in England...
- 12 (1) Where the appeal is an appeal against a decision...
- 13 Subject to paragraph 12 of this Schedule, on any appeal...
- 14 (1) On determining any appeal under paragraph 11 of this...

*Appeal in Scotland against decision of appropriate authority*

- 15 Where on an application under this Schedule in Scotland the...
- 16 Paragraph 12 of this Schedule shall apply to an appeal...
- 17 (1) Subject to paragraph 16 of this Schedule, on any...

*Duration of permit*

- 18 Subject to the following provisions of this Schedule, and without...
- 19 (1) Where an application for the renewal of a permit...
- 20 (1) A permit shall not be transferable, and, subject to...

*Payment of fees*

- 21 Notwithstanding anything in the preceding provisions of this Schedule,  
no...

*Supplementary provisions*

- 22 The grant or renewal of a permit shall not be...
- 23 In this Schedule " justices' on-licence ", " Part IV...

SCHEDULE 10 — Provision of Information by Licensing Authorities and Sheriff  
Clerks

- 1 The clerk to each licensing authority shall keep in the...
- 2 The clerk to each licensing authority in England or Wales...
- 3 Each licensing authority shall permit any constable, and any other...
- 4 Any constable, and any other person on payment of the...
- 5 (1) The clerk to each licensing authority shall send to...
- 6 The Board may request a licensing authority to send to...
- 7 Without prejudice to the preceding provisions of this Schedule, the...

#### SCHEDULE 11 — Minor and Consequential Amendments

##### PART I — AMENDMENTS OF BETTING, GAMING AND LOTTERIES ACT 1963

##### PART II — SCHEDULE SUBSTITUTED FOR SCHEDULE 6 TO ACT OF 1963 PERMITS UNDER SECTION 49

###### *Authority responsible for grant and renewal of permits*

- 1 (1) In this Schedule "the Gaming Act Schedule" means Schedule...
- 2 Paragraph 2 of the Gaming Act Schedule shall have effect...

###### *Resolution by local authority as to grant or renewal of permits*

- 3 Any local authority may pass either of the following resolutions,...
- 4 (1) No resolution under paragraph 3 of this Schedule shall...

###### *Application for grant or renewal of permit*

- 5 Paragraphs 5 and 6 of the Gaming Act Schedule shall...

###### *Grounds for refusal to grant or renew permit*

- 6 Where an application for the grant or renewal of a...
- 7 (1) In the case of premises to which paragraph 4...

###### *Appeal in England or Wales against decision of appropriate authority*

- 8 Paragraph 11 of the Gaming Act Schedule shall have effect...
- 9 The court of quarter sessions shall not allow an appeal...
- 10 Subject to paragraph 9 of this Schedule, on any such...
- 11 Paragraph 14 of the Gaming Act Schedule shall have effect...

###### *Appeal in Scotland against decision of appropriate authority*

- 12 Paragraph 15 of the Gaming Act Schedule shall have effect...
- 13 The sheriff shall not allow an appeal under this Schedule...
- 14 (1) Subject to paragraph 13 of this Schedule, on any...

###### *Duration of permit*

- 15 Paragraphs 18 to 20 of the Gaming Act Schedule shall...

###### *Payment of fees*

- 16 Notwithstanding anything in the preceding provisions of this Schedule,  
no...

###### *Supplementary provisions*

- 17 The grant or renewal of a permit shall not be...

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PART III — AMENDMENTS OF OTHER ENACTMENTS

SCHEDULE 12 — Enactments Repealed