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STATUTORY INSTRUMENTS

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**1995 No. 3231**

**DEREGULATION**

**The Deregulation (Greyhound Racing) Order 1995**

Made - - - - 10th Decemeber  
1995  
Coming into force - - 7th January 1996

Whereas:

- (a) the Secretary of State is of the opinion that certain provisions of the Betting, Gaming and Lotteries Act 1963(1) and which are the subject of this Order impose burdens affecting persons in the carrying on of a trade, business, profession or otherwise and that by amending or repealing the provisions concerned and by making certain other provision it is possible to remove or reduce the burdens without removing any necessary protection;
- (b) he has consulted such organisations as appear to him to be representative of interests substantially affected by his proposals and such other persons as he considers appropriate;
- (c) it appears to the Secretary of State that it is appropriate, following that consultation, to proceed with the making of this Order;
- (d) a document setting out the Secretary of State's proposals has been laid before Parliament as required by section 3 of the Deregulation and Contracting Out Act 1994(2) and the period for Parliamentary consideration under section 4 of that Act has expired;
- (e) the Secretary of State has had regard to the representations made during that period;
- (f) a draft of this Order has been laid before Parliament with a statement giving details of those representations and the changes to the Secretary of State's proposals in the light of those representations; and
- (g) a draft of this Order has been approved by resolution of each House of Parliament.

Now, therefore, the Secretary of State, in exercise of the powers conferred on him by section 1 of the Deregulation and Contracting Out Act 1994, hereby makes the following Order:

**Citation, commencement and extent**

1.—(1) This Order may be cited as the Deregulation (Greyhound Racing) Order 1995 and shall come into force 28 days after the day on which it is made.

(2) This Order does not extend to Northern Ireland.

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(1) 1963 c. 2.  
(2) 1994 c. 40.

## Interpretation

2. In this Order “the 1963 Act” means the Betting, Gaming and Lotteries Act 1963.

## Relaxation of restrictions on permanent betting structures

3.—(1) In section 1 of the 1963 Act (restriction on use of premises for betting transactions with persons resorting thereto) after subsection (6) there shall be inserted—

“(7) In the case of a track which is a dog racecourse, subsection (6) of this section shall not apply in relation to the use of a permanent structure by a bookmaker for the purposes of his business if—

- (a) the use takes place on a day on which the public are admitted to the track for the purpose of attending dog races; and
- (b) no betting transactions in connection with dog races run on the track are effected in the course of the use.”.

(2) In section 18 of that Act (charges to bookmakers on licensed tracks), there shall be inserted at the end—

“(3) In the case of a track which is a dog racecourse, the reference in subsection (2) of this section to facilities shall be construed as a reference to facilities other than in relation to a permanent structure.”.

## Facilitation of advance betting

4. In section 16(1)(3) of the 1963 Act (requirements in relation to operation of totalisators on licensed tracks) the words “on any day” and “on that day” shall be omitted.

## Facilitation of inter-track betting

5.—(1) In section 4(2) of the 1963 Act (which prohibits the carrying on of off-track pool betting business) at the end of the proviso (which excepts certain business from the prohibition) there shall be inserted “or to the operation of a licensed inter-track betting scheme”.

(2) In section 16(1)(c) of that Act (which requires a totalisator on a licensed track to be used only for effecting betting transactions on dog races run on that track) there shall be inserted at the end “or betting transactions under a licensed inter-track betting scheme”.

(3) After section 16 of that Act there shall be inserted—

### “Licensing of inter-track betting schemes.

**16A.** Schedule 5ZA to this Act (which makes provision for and in connection with the licensing of inter-track betting schemes) shall have effect.”.

(4) In section 55(1) of that Act (interpretation)—

(a) after the definition of “game of chance” and “gaming”(4) there shall be inserted—

““inter-track betting scheme” means a scheme for the pooling of bets made by means of totalisators on different licensed tracks, being bets on a dog race run on a track participating in the scheme or on a combination of dog races run on the same participating track;”; and

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(3) Section 16(1) was amended, and section 16(1)(a) repealed, by the Betting, Gaming and Lotteries (Amendment) Act 1985 (c. 18), sections 1 and 2 and Schedule.

(4) The definition of “game of chance” and “gaming” was substituted by section 53 of, and Schedule 11 to, the Gaming Act 1968 c65.

(b) after the definition of “licensed betting office” there shall be inserted—

““licensed inter-track betting scheme” means an inter-track betting scheme in respect of which a licence under Schedule 5ZA to this Act is for the time being in force;”.

(5) In Schedule 5 to that Act (totalisators on dog racecourses)(5) there shall be inserted at the end—

“18.—(1) In relation to the operation of the totalisator for effecting betting transactions under a licensed inter-track betting scheme, this Schedule shall have effect with the following modifications.

(2) Where the operation is in connection with racing on the track where the totalisator is situated, the references in paragraphs 4 and 4B to the totalisator shall be construed as references to any totalisator on a track participating in the inter-track betting scheme.

(3) Where the operation is in connection with racing on a track other than the track where the totalisator is situated—

(a) the references in paragraph 3(a) and (b) to the operator shall be construed as references to the operator of the totalisator on the track where the racing takes place; and

(b) paragraphs 4 and 4B to 6 shall be omitted.

(4) In paragraph 4A—

(a) references to a race or combination of races on the track shall be construed as references to a race or combination of races in relation to which betting takes place under the inter-track betting scheme; and

(b) references to bets made by means of the totalisator shall be construed as references to bets made under the inter-track betting scheme.

(5) In paragraph 13, the reference to the licensing authority shall be construed as including a reference to the authority by whom the inter-track betting scheme is licensed.”.

(6) After Schedule 5 to that Act there shall be inserted the Schedule set out in Schedule 1 to this Order.

### **Occupiers allowed certain bookmaking interests**

6. Section 19 of the 1963 Act (occupier of licensed track not to have an interest in bookmaking thereon) shall be re-numbered so as to become section 19(1), and after the resulting subsection (1) there shall be inserted—

“(2) In the case of a track which is a dog racecourse, subsection (1) of this section shall only apply in relation to bookmaking in connection with races run on that track.”.

### **Relaxation of requirements as to totalisators on dog racecourses**

7.—(1) Schedule 5 to the 1963 Act shall be amended as follows.

(2) In paragraph 1, for the words “be a mechanically or electrically operated apparatus complying” there shall be substituted the word “comply”.

(3) Paragraph 3(6) shall be amended as follows:

(a) there shall be omitted—

(i) in sub-paragraph (a) the words from “, not exceeding” to “statutory instrument,”; and

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(5) Paragraphs 4A and 4B of Schedule 5 were inserted by section 2(4) of the [Betting, Gaming and Lotteries \(Amendment\) Act 1985 \(c.18\)](#).

(6) Paragraph 3 was amended by the [Betting, Gaming and Lotteries \(Amendment\) Act 1969 \(c. 17\)](#), section 1, and by the [Betting, Gaming and Lotteries \(Amendment\) Act 1985 \(c. 18\)](#), section 2(3).

- (ii) the words from “Any power” to “subsequent order.”; and
- (b) there shall be inserted—
  - (i) after the words “on the track” the words “or, where bets may be made by means of the totalisator in more than one distinct area of the track, in each such area”; and
  - (ii) in sub-paragraph (a), after the word “specify”, the words “, prominently and in easily legible print.”.
- (4) In paragraph 4(b)(7) for the words “paragraphs 5 and 6” there shall be substituted the words “paragraphs 4C to 6”.
- (5) After paragraph 4B(8) there shall be inserted —
 

“**4C.**—(1) This paragraph applies where the amount payable in respect of each betting unit staked by a person winning a bet is or includes a fraction of the betting unit where is not one or more tenths of that unit.

  - (2) Where the fraction is less than a twentieth of the betting unit, the operator may retain it.
  - (3) Where the fraction is more than a tenth of the betting unit, but exceeds the next lower tenth of that unit by less than a twentieth of that unit, the operator may retain so much of it as exceeds that tenth of that unit.
  - (4) Otherwise, the amount payable in respect of each betting unit staked by a person winning a bet shall be deemed to be increased —
    - (a) to the next higher tenth of the betting unit; or
    - (b) where the fraction concerned exceeds nine tenths of the betting unit, to the next multiple of that unit.”.
- (6) In paragraph 5(9), after the word “bet” there shall be inserted the words “, after any rounding under paragraph 4C of this Schedule.”.
- (7) In paragraph 6, for the words “not being earlier than forty-eight hours after” there shall be substituted “being a time not falling within the period of 7 days beginning with the day after that of”.
- (8) In paragraph 8 the words “Subject to paragraph 9 of this Schedule,” shall be omitted.
- (9) For paragraph 9(10) there shall be substituted —
 

“**9.** The totalisator shall not be operated on any day unless the accountant has been given not less than 48 hours notice in writing that it is intended that betting should take place on that day by means of the totalisator.”.
- (10) Paragraphs 10 and 10A(11) shall be omitted.
- (11) For paragraph 12 there shall be substituted—
 

“**12.**—(1) The operator shall, within seven days after the close of each month, submit to the accountant for examination by him a complete statement of account for that month.

  - (2) The statement required by sub-paragraph (1) of this paragraph shall—
    - (a) specify, in relation to any amount carried over from one race or combination of races to another in accordance with such a condition as is mentioned in paragraph 4A of this Schedule —

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(7) Paragraph 4 was amended by the Finance Act 1966 (c. 18), section 12(6)(b).

(8) Paragraph 4B was inserted by the Betting, Gaming and Lotteries (Amendment) Act 1985, section 2(4).

(9) Paragraph 5 was substituted by the Decimal Currency Act 1969, section 10, Schedule 2, paragraph 17.

(10) Paragraph 9 was amended by the Betting, Gaming and Lotteries (Amendment) Act 1985, section 2(5).

(11) Paragraph 10A was inserted by the Betting, Gaming and Lotteries (Amendment) Act 1985, section 2(6).

- (i) the amount carried over; and
  - (ii) the date of the race or combination of races to which it is carried over; and
- (b) give all such other information as the accountant may require for the purpose of ascertaining whether the provisions of this Schedule have been complied with.”.

### **Repeals**

8. The enactments mentioned in Schedule 2 to this Order are hereby repealed to the extent specified in the third column of that Schedule.

### **Transitional Provision**

9. In relation to any time before 1st April 1996, paragraph 1(1)(b) of the new Schedule 5ZA to the 1963 Act inserted by article 5(6) of this Order shall have effect as if for the words from “a council” to the end there were substituted “the council of any islands area or district”.

Home Office  
10th December 1995

*Michael Howard*  
One of Her Majesty’s Principal Secretaries of  
State

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SCHEDULE 1

Article 5(6)

LICENSING OF INTER-TRACK BETTING SCHEMES

“SCHEDULE 5ZA

Section 16A

LICENSING OF INTER-TRACK BETTING SCHEMES

*Licensing authorities*

1. Each of the following councils shall be the licensing authority for their area for the purposes of this Schedule, that is to say—

- (a) in England and Wales, the council of any county so far as they are the council for an area for which there are no district councils, the council of any county borough, district or London borough and the Common Council of the City of London;
- (b) in Scotland, a council constituted under section 2 of the Local Government etc. (Scotland) Act 1994<sup>(12)</sup>.

*Applications*

2.—(1) An application for a scheme licence shall be made—

- (a) by the person who proposes to operate the scheme; and
- (b) to the licensing authority for the area in which the proposed centre of operation of the scheme is situated.

(2) An application for a scheme licence shall—

- (a) be in such form, and contain such information, as the licensing authority to whom it is made may require; and
- (b) be accompanied by a copy of the scheme and such fee as the applicant may be required to pay under paragraph 18(1) of this Schedule.

(3) Not later than seven days after the date when an application for a scheme licence is made, the applicant shall send a copy of the application, and of the scheme to which it relates—

- (a) to the appropriate chief officer of police; and
- (b) in the case of a renewal application, to the person appointed to carry out in relation to the scheme to which the existing licence relates the functions under this Schedule of a scheme accountant.

*Proceedings before the licensing authority*

3.—(1) A licensing authority may only consider an application for a scheme licence at a meeting of which at least seven days' notice has been given to the applicant and the appropriate chief officer of police.

(2) At any meeting of a licensing authority to consider an application for a scheme licence, the applicant and the appropriate chief officer of police shall be entitled to be heard, either in person or by a representative.

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<sup>(12)</sup> 1994 c. 39.

*Grant or refusal*

4.—(1) Subject to sub-paragraph (2) of this paragraph and paragraph 6(2) of this Schedule, a licensing authority shall grant an application for a scheme licence if they are satisfied—

- (a) that the applicant is a fit and proper person to operate an inter-track betting scheme;
- (b) that the applicant is likely to be capable of, and diligent in, securing that the terms of the scheme to which the application relates are observed;
- (c) that the scheme to which the application relates is a qualifying scheme (as defined by paragraph 5 of this Schedule);
- (d) that the scheme to which the application relates affords to those making bets under it reasonable protection against—
  - (i) fraud or unfair practices on the part of any person involved in the scheme or any person making bets under it;
  - (ii) the failure of any equipment used to effect betting transactions under the scheme or the consequences of the failure of any such equipment; or
  - (iii) disruption caused by, or fraud perpetrated by means of, any unauthorised access to any such equipment; and
- (e) that the scheme to which the application relates makes —
  - (i) with respect to a person who has, in relation to the scheme, the functions under this Schedule of a scheme accountant, and
  - (ii) with respect to a person who has, in relation to the scheme, the functions under this Schedule of a scheme technical adviser,provision which is adequate to enable him to carry out his functions.

(2) A licensing authority may refuse an application for a scheme licence if it appears to them that any information given to them by the applicant in, or in connection with, the application is false in a material particular.

(3) A licensing authority shall refuse to grant an application for a scheme licence if they are not satisfied as mentioned in sub-paragraph (1) of this paragraph.

(4) If a licensing authority refuse to grant an application for a scheme licence, they shall notify the applicant and the appropriate chief officer of police in writing of the refusal and of the reason for it.

5. For the purposes of paragraph 4(1)(c) of this Schedule, an inter-track betting scheme is a qualifying scheme if it—

- (a) specifies the name and address of the person who is to operate the scheme;
- (b) sets out the responsibilities of operators of totalisators on participating tracks in connection with the operation of the scheme;
- (c) sets out, in relation to races to which the scheme applies, the arrangements governing the pooling of bets, transfer of money between participating tracks, the payment of winnings and the carrying over of bets where there are no winning bets;
- (d) sets out the arrangements governing the provision of information about the operation of the scheme to persons attending participating tracks;
- (e) sets out the arrangements for ensuring that equipment used for the purposes of the scheme functions properly when betting under the scheme takes place;
- (f) contains arrangements governing the admission of tracks to the scheme as participating tracks, the supervision of participating tracks and the circumstances in which a track is to cease to be a participating track;

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- (g) makes provision for a person who has, in relation to the scheme, the functions under this Schedule of a scheme accountant or scheme technical adviser to be supplied with information which he needs to carry out his functions; and
- (h) makes provision for such a person as is mentioned in paragraph (g) of this sub-paragraph to have for the purpose of carrying out his functions (whether in person or by an employee authorised in that behalf in writing)—
  - (i) a right of access to the books and papers of the person operating the scheme and of persons operating totalisators on participating tracks; and
  - (ii) a right to examine, and test and watch the operation of, totalisators on participating tracks and any equipment used for or in connection with the operation of the scheme.

6.—(1) In relation to a renewal application, paragraph 4 of this Schedule shall have effect as if paragraph (c) of sub-paragraph (1) were omitted.

(2) A licensing authority may also refuse a renewal application if it appears to them that the power of revocation under paragraph 11(2) of this Schedule is exercisable in relation to the existing licence.

#### *Duration*

7.—(1) A scheme licence shall continue in force for a period of 5 years beginning with the date on which it was granted, unless the licensing authority by whom it was granted revoke or cancel it.

(2) Where a person makes a renewal application and the application is not disposed of or withdrawn before the date on which the existing licence is due to expire, sub-paragraph (1) of this paragraph shall have effect in relation to it as if the reference to the end of the 5 year period were a reference to the date on which the application is disposed of or withdrawn.

#### *Scheme accountant and scheme technical adviser*

8.—(1) A licensing authority, in the case of each inter-track betting scheme in respect of which they grant a licence under this Schedule—

- (a) shall appoint an appropriate qualified accountant to carry out in relation to the scheme the functions under this Schedule of a scheme accountant; and
- (b) may appoint an appropriate person to carry out in relation to the scheme the functions under this Schedule of a scheme technical adviser.

(2) A licensing authority shall, before appointing a person to carry out in relation to an inter-track betting scheme the functions under this Schedule of a scheme technical adviser, consult with the person appointed by them to carry out in relation to the scheme the functions under this Schedule of a scheme accountant.

(3) A person appointed under sub-paragraph (1) of this paragraph shall hold office on such terms (including terms as to remuneration) as may be determined by the appointing authority after consultation with the relevant licensee.

(4) The remuneration of a person appointed under sub-paragraph (1) of this paragraph shall be payable by the appointing authority, but they may recover any sum which they pay by way of such remuneration as a debt due to them from the relevant licensee.

(5) In sub-paragraph (1) of this paragraph, “appropriate” means—

- (a) independent of the relevant licensee; and
- (b) appearing to the appointing authority to have suitable knowledge and experience.

(6) In this paragraph—



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- (a) “remuneration” includes expenses; and
- (b) references to the relevant licensee, in relation to an appointment under sub-paragraph (1) of this paragraph, are to the person who holds the licence under this Schedule in respect of the scheme for which the appointment is made.

9.—(1) A scheme accountant for an inter-track betting scheme shall be responsible for scrutinising the operation of the scheme and, in particular, shall—

- (a) examine all information supplied to him under the scheme or this Schedule; and
- (b) carry out or cause to be carried out such inspections as he considers necessary, for the purpose of ascertaining whether the terms of the scheme are being complied with.

(2) Where a scheme accountant for an inter-track betting scheme —

- (a) has reason to believe that the terms of the scheme are not being complied with; or
- (b) becomes aware of any information which is relevant to the functions of the licensing authority,

he shall report the matter to the licensing authority forthwith.

(3) A scheme accountant for an inter-track betting scheme shall make a report to the relevant licensing authority—

- (a) as soon as reasonably practicable after each anniversary of the grant of a licence under this Schedule in respect of the scheme; and
- (b) as soon as reasonably practicable after receiving notice under paragraph 2(3)(b) of this Schedule.

(4) A report under sub-paragraph (3)(a) of this paragraph shall cover the period since the grant of the licence or, as the case may be, since the end of the period covered by the previous report under that provision relating to the scheme.

(5) A report under sub-paragraph (3)(b) of this paragraph shall cover the period since the end of the period covered by last report under sub-paragraph (3)(a) of this paragraph relating to the scheme.

(6) A report under sub-paragraph (3) of this paragraph shall —

- (a) state whether the person making the report—
    - (i) has reason to believe that the terms of the scheme have not been complied with during the period covered by the report; or
    - (ii) has become aware during that period of any information which is relevant to the functions of the licensing authority;
- and

(b) if, in either case, he has, give particulars.

(7) A scheme accountant for an inter-track betting scheme shall, at any time when there is a scheme technical adviser for the scheme, carry out his functions under sub-paragraphs (1)(b) and (3) of this paragraph in consultation with that person.

(8) A scheme accountant for an inter-track betting scheme and a scheme technical adviser for such a scheme shall give to the relevant licensing authority such information and advice in connection with the authority’s functions under this Schedule as the authority may reasonably require.

(9) In this paragraph, “relevant licensing authority”, in relation to a scheme accountant or scheme technical adviser, means the licensing authority by whom he is appointed.

#### *Notification of change in licensee’s directors*

10. If, where the holder of a scheme licence is a body corporate, any change occurs in—

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- (a) the persons who are its directors; or
- (b) the persons in accordance with whose directions or instructions its directors are accustomed to act,

it shall, as soon as reasonably practicable after the occurrence of the change, give particulars in writing of the change to the licensing authority by whom the licence was granted, the appropriate chief officer of police and the person appointed to carry out in relation to the scheme the functions under this Schedule of a scheme accountant.

### *Revocation*

**11.**—(1) The licensing authority by whom a scheme licence was granted shall revoke it if they are satisfied—

- (a) that the licensee is not a fit and proper person to operate an inter-track betting scheme; or
- (b) that the licensee is not likely to be capable of, and diligent in, securing that the terms of the scheme to which the licence relates are observed,

or if the scheme to which the licence relates does not have its centre of operation in the authority's area.

(2) The licensing authority by whom a scheme licence was granted may revoke it if it appears to them—

- (a) that any information given to them by the licensee in, or in connection with—
  - (i) the application for the licence; or
  - (ii) where the application was a renewal application, any previous relevant application, was false in a material particular;
- (b) having regard to the operation of the scheme to which the licence relates, that it does not afford to persons making bets under it such protection as is mentioned in paragraph 4(1)(d) of this Schedule;
- (c) that any provision of the scheme to which the licence relates with respect to the rights of a person who has, in relation to the scheme, the functions under this Schedule of a scheme accountant or scheme technical adviser has not been complied with; or
- (d) that there has been any failure on the part of the licensee to comply with the obligation imposed by paragraph 10 of this Schedule; or if any fee which is payable to them under paragraph 18(2) of this Schedule in respect of the licence has not been duly paid.

(3) A licensing authority shall, before revoking a scheme licence under this paragraph, given the licensee an opportunity to be heard.

(4) At any hearing for the purposes of sub-paragraph (3) of this paragraph, the licensee shall be entitled to be heard either in person or by a representative.

(5) In sub-paragraph (2)(a)(ii) of this paragraph, the reference to any relevant previous application is to any previous application for the grant of a scheme licence made—

- (a) by the same person;
- (b) to the same licensing authority; and
- (c) in respect of the same scheme,

as the renewal application.

**12.** If a licensing authority revoke a scheme licence, they shall notify the revocation and the reason for it in writing to—

- (a) the licensee; and

- (b) the appropriate chief officer of police.

#### *Cancellation*

**13.—**(1) The licensing authority by whom a scheme licence was granted shall cancel it if requested to do so by the licensee.

(2) If the licensing authority by whom a scheme licence was granted cancel the licence, they shall notify the cancellation in writing to the appropriate chief officer of police.

#### *Appeals*

**14.—**(1) Where a licensing authority in England and Wales—

- (a) refuse an application for a scheme licence; or
- (b) revoke a scheme licence,

the applicant or, as the case may be, the licensee may appeal against the decision to the Crown Court.

(2) An appeal under this paragraph shall be commenced by giving notice to—

- (a) the appropriate officer of the Crown Court; and
- (b) the licensing authority whose decision it is desired to appeal against,

within twenty-one days of the applicant or, as the case may be, the licensee being notified by that authority of their decision.

**15.—**(1) Where a licensing authority in Scotland—

- (a) refuse an application for a scheme licence; or
- (b) revoke a scheme licence,

the applicant or, as the case may be, the licensee may appeal against the decision to the sheriff having jurisdiction in the relevant area.

(2) An appeal under this paragraph shall be made within such time, and in accordance with such rules, as may be prescribed by the Court of Session by act of sederunt.

(3) On an appeal under this paragraph, the decision of the sheriff shall be final and may include such order as to the expenses of the appeal as he thinks proper.

(4) In sub-paragraph (1) of this paragraph, the reference to the relevant area is to the area in which the scheme's centre of operation is proposed to be or, as the case may be, is situated.

**16.—**(1) Where a licensing authority revoke a scheme licence, the revocation shall not have effect until the end of the time within which notice of appeal may be given and, if such notice is given, until the determination or abandonment of the appeal.

(2) If, on an appeal against the decision of a licensing authority to revoke a scheme licence, the Crown Court or, as the case may be, the sheriff confirms the decision of the licensing authority, the court or the sheriff may, if it or he thinks fit, order that the revocation shall be postponed until the end of a further period not exceeding two months from the date of the order.

**17.—**(1) Where a licensing authority refuse a renewal application, the existing licence shall not expire until the end of the time within which notice of appeal may be given and, if such notice is given, until the determination or abandonment of the appeal.

(2) If, on an appeal against the decision of a licensing authority to refuse a renewal application, the Crown Court or, as the case may be, the sheriff confirms the decision of the licensing authority,

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the court or the sheriff may, if it or he thinks fit, order that the expiry of the existing licence shall be postponed for a period not exceeding two months from the date of the order.

#### *Fees*

**18.—**(1) A person who applies for a scheme licence shall pay to the licensing authority to whom the application is made such reasonable fee as the authority may determine.

(2) The holder of a scheme licence shall—

- (a) on each anniversary of the grant of the licence; and
- (b) where the licence terminates otherwise than on the anniversary of its grant, on its termination,

pay to the licensing authority by whom it was granted such reasonable fee as the authority may determine.

#### *Interpretation*

**19.** In this Schedule—

“appropriate chief officer of police” means—

- (i) in relation to an application for a scheme licence, the chief officer of police for the police area in which the scheme’s proposed centre of operation is situated; and
- (ii) in relation to a scheme licence, the chief officer of police for the police area in which the scheme’s centre of operation was, at the time of the application for the licence, proposed to be situated;

“centre of operation”, in relation to an inter-track betting scheme, means the place, or principal place, from which the operation of the scheme is carried on;

“existing licence”, in relation to a renewal application, means the licence under this Schedule which the applicant holds in respect of the scheme to which the application relates;

“participating track”, in relation to an inter-track betting scheme, means a licensed track which participates in the scheme;

“renewal application” means an application which is made —

- (a) by a person who holds a licence under this Schedule in respect of an inter-track betting scheme which is the same as that to which the application relates; and
- (b) to the licensing authority by whom the licence was granted;

“scheme accountant” means a person appointed under paragraph 8(1)(a) of this Schedule;

“scheme licence” means a licence under this Schedule in respect of an inter-track betting scheme; and

“scheme technical adviser” means a person appointed under paragraph 8(1)(b) of this Schedule.”.

## SCHEDULE 2

Article 8

## REPEALS

Chapter	Short title	Extent of repeal
1963 c. 2.	The Betting,, Gaming and Lotteries Act 1963.	In section 16(1),, the words “on any day” and “on that day”.  In Schedule 5,, in paragraph 3,, the words from “,, not exceeding” to “statutory instrument,” and the words from “Any power” to “subsequent order.”,, in paragraph 8,, the words “Subject to paragraph 9 of this Schedule,” and paragraphs 10 and 10A.
1969 c. 17.	The Betting,, Gaming and Lotteries (Amendment) Act 1969.	The whole Act.
1985 c. 18.	The Betting,, Gaming and Lotteries (Amendment) Act 1985.	Section 2(2) and (6).

## EXPLANATORY NOTE

*(This note is not part of the Order)*

This Order removes certain burdens from the greyhound betting industry and from the operators of dog tracks.

First, article 3 allows the operator of a dog racecourse to make available permanent structures to bookmakers on the track, provided that the permanent structures are only used (a) in connection with betting on events elsewhere than on the track; and (b) at times when racing is taking place on that track.

Secondly, article 4 of the Order allows the taking of bets on a dog race by means of a totalisator in advance of the day of the race.

Thirdly, article 5 and Schedule 1 make provision for inter-track totalisator betting. That is to say for bets to be taken by means of the totalisator on one day racecourse in respect of a race or a combination of races run on another dog racecourse. Such inter-track betting by means of totalisators is permitted only when it is in accordance with a licensed inter-track betting scheme. Provision is made for the licensing of such schemes (in relation to which article 9 makes a transitional provision to deal with the reorganisation of local government in Scotland).

**Status:** This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

Fourthly, article 6 of the Order permits the operator of a dog racecourse to have an interest in bookmaking on that track in respect of events elsewhere than on that track.

Fifthly, article 7 makes a number of lesser changes:

- (a) it removes the present statutory limit on deductions that a tote operator may make from bets placed with him;
- (b) it makes provision for the rounding up and down of winnings payable to those placing winning bets by means of a totalisator;
- (c) it enables a totalisator on a dog racecourse to be operated without a local authority accountant being present, though: the accountant still has to be given advance notification of when the totalisator is to be operated; and the tote operator's reporting obligations to the accountant are extended; and
- (d) it extends the period which has to be allowed for the collection of winnings on bets made by means of a totalisator, in the light of the new facilities for advance and inter-track totalisator bets.

Article 8 and Schedule 2 make certain consequential repeals of enactments.