



Gambling Act 2005

2005 CHAPTER 19

PART 5 **E+W+S**

OPERATING LICENCES

Conditions

79 Scope of powers to attach conditions **E+W+S**

- (1) Without prejudice to the generality of the powers conferred by sections 75, 77 and 78, a condition attached under any of those sections may, in particular, do any of the things specified in this section.
- (2) A condition may have the effect of restricting the activities that may be carried on in reliance on the licence by reference to—
 - (a) the nature of the activities,
 - (b) the circumstances in which they are carried on, or
 - (c) their extent.
- (3) A condition may make provision wholly or partly by reference to—
 - (a) the nature of the licensed activities;
 - (b) the circumstances in which the licensed activities are carried on;
 - (c) the nature or circumstances of the licensee or of another person involved or likely to be involved in the conduct of the licensed activities.
- (4) In regulating the licensed activities a condition may make provision about—
 - (a) the facilities that may or must be provided in connection with the licensed activities;
 - (b) the manner in which facilities are provided;
 - (c) the number of persons that may or must be employed in the provision of facilities;
 - (d) the financial resources available for particular purposes to the person providing facilities;

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Changes to legislation: There are currently no known outstanding effects for the Gambling Act 2005, Section 79. (See end of Document for details)

- (e) any other matter.
- (5) A condition may relate to the financial circumstances of the licensee or of another person involved or likely to be involved in the conduct of the licensed activities; in particular, a condition may make provision about the maintenance of reserves in respect of potential liabilities.
- (6) A condition of a remote operating licence may restrict the methods of communication that may be used in the course of the licensed activities.
- (7) A condition may make provision about how facilities for gambling are advertised or described.
- (8) A condition may make provision about the provision of assistance to persons who are or may be affected by problems related to gambling.
- (9) A condition may make provision about—
- (a) establishing the identity of users of facilities;
 - (b) recording the identity of users of facilities;
 - (c) restricting facilities to persons registered in respect of the facilities in advance.

Modifications etc. (not altering text)

- C1** S. 79 applied (with modifications) (1.1.2007) by [Gambling \(Personal Licences\) \(Modification of Part 5 of the Gambling Act 2005\) Regulations 2006](#) (S.I. 2006/3267), regs. 1(1), 2(2), **Sch.** Table 2

Commencement Information

- I1** S. 79 in force at 1.10.2005 for specified purposes by [S.I. 2005/2455](#), art. 2(1), **Sch.** (with art. 3)
- I2** S. 79 in force at 1.1.2007 in so far as not already in force by [S.I. 2006/3272](#), art. 2(1), **Sch. 1** (with arts. 7-11, 7-12, **Sch.** 4)

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