



# 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.
- 15 Levy on stakes or winnings.
- 16 Provision of credit for gaming.
- 17 Exclusion of persons under 18.
- 18 Gaming on Sundays.

*Status: Point in time view as at 13/05/1991.*

*Changes to legislation: There are currently no known outstanding effects for the Gaming Act 1968 (repealed). (See end of Document for details)*

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- 19 Approval by Board of certain persons connected with gaming.
- 20 Special provisions as to bingo clubs.
- 21 Special provisions as to gaming for prizes.
- 22 Further power to regulate licensed club premises.
- 23 Offences under Part II.
- 24 Power of court to make disqualification order on conviction of certain offences.
- 25 Supplementary provisions as to disqualification orders.

### **PART III**

#### GAMING BY MEANS OF MACHINES

##### *Introductory*

- 26 Scope of Part III.

##### *Sale, supply and maintenance of machines*

- 27 General restrictions.
- 28 Restrictions as to terms and conditions.
- 29 Application of ss. 27 and 28 to concessionaires.

##### *Use of machines for gaming on premises licensed or registered under this Act*

- 30 Registration under Part III.
- 31 Use of machines by virtue of licence or registration.
- 32 Power for licensing authority to authorise more than two machines.

##### *Use of machines for gaming by way of amusement with prizes*

- 33 Use of machines at non-commercial entertainments.
- 34 Other uses of machines for amusement purposes.

##### *General restriction on other gaming by means of machines*

- 35 Use of machines not falling within ss. 31 to 34.

##### *Supplementary provisions*

- 36 Removal of money from machines.
- 37 Regulations with respect to machines and records.
- 38 Offences under Part III.
- 39 Penalties under Part III.

### **PART IV**

#### MISCELLANEOUS AND SUPPLEMENTARY PROVISIONS

- 40 Special charges for play at certain clubs and institutes.
- 41 Gaming at entertainments not held for private gain.
- 42 Restrictions on advertisements relating to gaming.
- 43 Provision for inspectors and rights of entry and related rights.
- 44 Local authority not to maintain or contribute to premises licensed under Part II.
- 45 Offences by bodies corporate.
- 46 Forfeiture.
- 47 Service of documents.

*Status: Point in time view as at 13/05/1991.*

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- 48 Financial provisions.
- 49 Provision of information by licensing authorities and sheriff clerks.
- 50 Annual report of Board.
- 51 Regulations and orders.
- 51A Meaning of “private gain” in relation to non-commercial entertainments.
- 52 Interpretation.
- 53 Minor and consequential amendments, and repeals.
- 54 Short title, extent and commencement.

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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...
- 5A The Secretary of State may pay such pension or gratuity...
- 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 to...
- 2A (1) Each licensing authority shall for each year fix a...

#### *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) An application for the grant of a licence under...
- 6 (1) Not later than fourteen days after the making of...
- 7 (1) Not later than seven days after the publication of...

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

8.–11 . . . . .

#### *Application for renewal of licence*

- 12 (1) Any application for the renewal of a licence under...
- 13 (1) Not later than seven days after the date on...

#### *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...
- 16 A licensing authority may from time to time adjourn the...

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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) . . . . .

*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...

*Application for continuance of certificate following change of controller of body corporate.*

35A (1) Where the holder of a certificate of consent to...

*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...

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- 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 6 and 7 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,...
- 63A No application for a certificate of consent under this Schedule...

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

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

*Notification of change in shareholding in public company*

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

*Relinquishment of licence*

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

*Status: Point in time view as at 13/05/1991.*

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### 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 Paragraphs 2 and 2A of Schedule 2 to this Act...

#### *Application for registration*

- 3 Paragraphs 5 to 7 of Schedule 2 to this Act...

#### *Application for renewal of registration*

- 4 Paragraphs 12 and 13 of Schedule 2 to this Act...

#### *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...

#### *Restriction 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...

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### *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 6 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...

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*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



*Status: Point in time view as at 13/05/1991.*

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### *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...

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- 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”— (a) in relation to...  
2 .....

##### *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...  
10A Condition in case of premises with liquor licence  
10B Grant by local authority of amusement machine premises permit

##### *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) .....

##### *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 .....

##### *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...  
20A (1) A permit expressed to be granted for the purposes...

##### *Payment of fees*

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

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*Supplementary provisions*

- 22 The grant or renewal of a permit shall not be...
- 23 In this Schedule “justices’ on-licence”, “Part IV licence”, and “licensing...”
- 24 For the purposes of this Schedule the proper officer of...

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, or officer of...
- 4 Any constable, or officer of customs and excise and any...
- 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. ....

Part III — AMENDMENTS OF OTHER ENACTMENTS

SCHEDULE 12 — Enactments Repealed

**Status:**

Point in time view as at 13/05/1991.

**Changes to legislation:**

There are currently no known outstanding effects for the Gaming Act 1968 (repealed).