



# Horserace Betting Levy Act 1981

## 1981 CHAPTER 30

### 3 Relief from payments.

- (1) A bookmaker on whom a notice of determination has been served may apply in writing to the Levy Board to be excused from making payments on account in accordance with the notice on the grounds that his circumstances make it unjust that he should do so.
- (2) It shall be for the Government-appointed members of the Levy Board to consider applications under subsection (1) above and, for the purpose of disposing of them, they may consult the Bookmakers' Committee and such other persons, if any, as those members of the Board think proper.
- (3) If on an application under subsection (1) above the Government-appointed members are of the opinion that a reduction ought to be made in the payments on account to be made by a bookmaker they shall give either of the following directions with respect to payments becoming due as from a date specified in the direction, that is to say—
  - (a) a direction that those payments shall cease to be payable; or
  - (b) a direction that those payments shall be reduced to such amount or amounts as they may specify;but otherwise the Government-appointed members shall dismiss the application.
- (4) Where the Government-appointed members give a direction under subsection (3) above then—
  - (a) in the case of a direction under paragraph (a), they shall issue a notice cancelling the notice of determination with respect to which the application was made so far as that notice relates to payments on account becoming due on or after the specified date;
  - (b) in the case of a direction under paragraph (b), they shall issue a revised notice of determination which shall have effect as from the specified date in place of the notice with respect to which the application was made so far as that notice relates to payments on account becoming due on or after the specified date;and they shall cause the notice of cancellation or the revised notice of determination to be served on the bookmaker.

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*Status: Point in time view as at 01/02/1991. This version of this provision has been superseded.*

*Changes to legislation: Horserace Betting Levy Act 1981, Section 3 is up to date with all changes known to be in force on or before 05 May 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)*

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- (5) A revised notice of determination issued under subsection (4) above shall, subject to subsection (7) below, have effect as if it were a notice of determination issued in accordance with the scheme under section 1 above.
- (6) More than one application may be made by a bookmaker under subsection (1) above in any levy period but only where there has been a change in his circumstances since his last application.
- (7) If an application is made under this section with respect to a notice of determination no appeal shall lie under section 2 above with respect to that notice or any revised notice of determination issued in place of it under this section and if a bookmaker gives notice of appeal under the said section 2 he shall not make an application under this section until after the appeal has been determined or abandoned.
- (8) In this section references to the Government-appointed members of the Levy Board are to be construed in accordance with section 1(8) above.

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