

Status: Point in time view as at 28/07/2000.

Changes to legislation: There are currently no known outstanding effects for the Betting and Gaming Duties Act 1981, Cross Heading: Failure to produce a licence: grant of default licence. (See end of Document for details)

SCHEDULES

[^{F1}SCHEDULE 4A

UNLICENSED AMUSEMENT MACHINES

Textual Amendments

- F1** Sch. 4A inserted (28.7.2000 with effect as mentioned in Sch. 2 para. 10(2) of the amending Act) by 2000 c. 17, s. 17, Sch. 2 para. 10(1)

Failure to produce a licence: grant of default licence

- 3 (1) In any case where—
- the Commissioners give a default notice,
 - the due date specified in the notice passes, and
 - it appears to the Commissioners that at some time during the alleged default period specified in the notice one or more amusement machines were provided for play on the relevant premises so specified without an amusement machine licence being in force in relation to the machines,
- the Commissioners may grant, in accordance with this paragraph, one or more licences in relation to each of the machines.
- (2) In this Schedule—
- “default licence” means a licence granted by the Commissioners under sub-paragraph (1) above;
- “unlicensed machine” means a machine in relation to which a default licence is granted by the Commissioners.
- (3) The Commissioners may grant a separate default licence for each period of consecutive days—
- which falls within the alleged default period, and
 - for which no amusement machine licence in force in relation to the unlicensed machine was produced.
- (4) The Commissioners may grant a default licence in relation to an unlicensed machine even though the period of that licence would include a day or days when the unlicensed machine was provided for play in contravention of section 21(1) or 24(3) or (4) of this Act on premises other than the relevant premises specified in the applicable default notice.
- (5) In a case where the Commissioners grant a default licence in accordance with sub-paragraph (4) above, references in this Schedule to the relevant premises shall be construed in relation to any particular time as references to the premises on which the machine was provided for play at that time.

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- (6) The Commissioners may grant a default licence even though no application has been made for it.
- (7) A default licence may be granted for a period of any length (whether or not a licence under Schedule 4 to this Act could be granted for a period of that length).]

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