

GAMBLING ACT 2005

EXPLANATORY NOTES

TERRITORIAL EXTENT

Territorial limits – vessels and aircraft

Schedule 9: Applications for casino premises licences

Sections 201 to 203: Review

513. Where a licensing authority has granted an application for a review, or has given notice of its intention to initiate a review, it must review the licence as soon as reasonably practicable (after the period for giving representations has expired) in order to determine what, if any, action should be taken under this Part.
514. In conducting the review, the licensing authority must hold a hearing unless the applicant for the review and any person who made representations has consented to the hearing being waived; or the licensing authority considers that all the representations made following notice of the review are frivolous, vexatious or will not influence their decision.
515. When determining what, if any, action under section 202(1) to take, the licensing authority must take into account representations made before or during the hearing, and the grounds specified in any application for a review made by a responsible authority or an interested party.
516. Following a review, a licensing authority may:
- suspend (for a period not exceeding 3 months) or revoke a licence; or
 - amend, add or exclude the conditions attached to the licence. This includes reinstating a condition imposed under section 168 that they excluded under section 169.
517. After completing a review of a licence, the licensing authority must notify the licensee, the applicant for a review (if any), the Commission, any person who made representations, the police and Customs and Excise of their decision as soon as possible after it has been made. Notification must give reasons for the decision.
518. A right of appeal is provided against a determination by the licensing authority to take, or not to take, action under these sections. An appeal may be made by the licensee; any person who made representations in relation to a review; the person (if any) who applied for the review; and the Commission.