



Gambling Act 2005

2005 CHAPTER 19

PART 2

THE GAMBLING COMMISSION

24 Codes of practice

- (1) The Commission shall issue one or more codes of practice about the manner in which facilities for gambling are provided (whether by the holder of a licence under this Act or by another person).
- (2) In particular, a code shall describe arrangements that should be made by a person providing facilities for gambling for the purposes of—
 - (a) ensuring that gambling is conducted in a fair and open way,
 - (b) protecting children and other vulnerable persons from being harmed or exploited by gambling, and
 - (c) making assistance available to persons who are or may be affected by problems related to gambling.
- (3) A code may include provision about how facilities for gambling are advertised or described.
- (4) A code may be revised or revoked by the Commission.
- (5) A code, and any revision, must state when it comes into force.
- (6) The Commission shall publish a code and any revision in a manner which the Commission thinks likely to bring it to the attention of those whose activities it concerns.
- (7) The Commission may make different provision under this section for different cases or circumstances (whether or not by way of separate codes of practice).
- (8) A failure to comply with a provision of a code shall not of itself make a person liable to criminal or civil proceedings; but this subsection is subject to any provision of or

Status: This is the original version (as it was originally enacted).

by virtue of this Act making an exception to an offence dependent on compliance with a code.

- (9) But a code—
- (a) shall be admissible in evidence in criminal or civil proceedings,
 - (b) shall be taken into account by a court or tribunal in any case in which it appears to the court or tribunal to be relevant, and
 - (c) shall be taken into account by the Commission in the exercise of a function under this Act.
- (10) Before issuing or revising a code under this section the Commission shall consult—
- (a) the Secretary of State,
 - (b) Her Majesty's Commissioners of Customs and Excise,
 - (c) one or more persons who appear to the Commission to represent the interests of persons who—
 - (i) carry on gambling businesses, and
 - (ii) are likely to be affected by the code or revision,
 - (d) one or more persons who appear to the Commission to have knowledge about social problems relating to gambling, and
 - (e) in the case of a code including provision by virtue of subsection (3), one or more persons who appear to the Commission to have a relevant responsibility for regulating the advertising industry.
- (11) Before issuing or revising a code under this section the Commission shall also consult, if and to the extent that the Commission thinks appropriate having regard to the nature of the code or revision—
- (a) one or more persons who appear to the Commission to represent local authorities (including, in Scotland, licensing boards),
 - (b) one or more persons who appear to the Commission to represent chief constables of police forces,
 - (c) one or more persons who appear to the Commission to represent the interests of persons carrying on gambling businesses (apart from those consulted under subsection (10)(c)), and
 - (d) in such manner as the Commission thinks appropriate, members of the public.