



Gambling Act 2005

2005 CHAPTER 19

PART 12

CLUBS, PUBS, FAIRS, &C.

Clubs

271 Club gaming permit

- (1) Sections 33, 37 and 242 shall not apply to the provision of facilities for gaming in accordance with a club gaming permit.
- (2) A club gaming permit is a permit issued by a licensing authority authorising the provision of facilities for gaming—
 - (a) on premises on which a members' club or a miners' welfare institute operates, and
 - (b) in the course of the activities of the club or institute.
- (3) A club gaming permit shall, by virtue of this section, authorise—
 - (a) making up to three gaming machines available for use, each of which must be of Category B, C or D,
 - (b) the provision of facilities for gaming which satisfies the conditions in section 269 except for the first condition, and
 - (c) the provision of facilities for games of chance, of such class or description as may be prescribed, in accordance with the conditions specified in subsection (4).
- (4) Those conditions are—
 - (a) that no participation fee is charged otherwise than in accordance with regulations (which may make provision about the circumstances in which a fee may be charged and about the amount of a fee),
 - (b) that no amount is deducted or levied from sums staked or won otherwise than in accordance with regulations (which may make provision about the

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- circumstances in which an amount may be deducted or levied, about the amount of the deduction or levy and about the method by which the amount is determined),
- (c) that the public is excluded from any area of the club's or institute's premises where gaming is taking place, and
 - (d) that children and young persons are excluded from any area of the club's or institute's premises where gaming is taking place.
- (5) Regulations under subsection (4)(a) or (b) may—
- (a) make different provision for different classes of club or institute;
 - (b) make different provision for different classes or descriptions of game;
 - (c) make different provision for different classes or descriptions of fee, deduction or levy.
- (6) A club gaming permit shall, by virtue of this subsection, be subject to the condition that each person who participates in gaming in reliance on the permit—
- (a) is a member of the club or institute who applied for membership, was nominated for membership or became a member, at least 48 hours before he participates, or
 - (b) is a guest of a member of the club or institute who would be entitled to participate by virtue of paragraph (a).
- (7) A club gaming permit shall, by virtue of this subsection, be subject to the conditions—
- (a) that no child or young person use a Category B or C gaming machine on the club's or institute's premises, and
 - (b) that the holder comply with any relevant provision of a code of practice under section 24 about the location and operation of a gaming machine.