



Gambling Act 2005

2005 CHAPTER 19

PART 18

MISCELLANEOUS AND GENERAL

Miscellaneous

344 Participation fees

- (1) In this Act “participation fee” means an amount paid in respect of entitlement to participate in gambling; and for that purpose—
 - (a) it is immaterial—
 - (i) how a fee is described,
 - (ii) whether a fee is payable in money or in money’s worth,
 - (iii) when and how a fee is payable,
 - (iv) to whom a fee is payable,
 - (b) a charge for admission to premises where gambling takes place shall be treated as a participation fee,
 - (c) a membership subscription is not a participation fee (subject to subsections (2) and (3)), and
 - (d) a stake is not a participation fee.
- (2) The Secretary of State may by regulations provide for a membership subscription to be treated as a participation fee in specified circumstances.
- (3) For the purposes of section 279, a membership subscription is a participation fee.
- (4) The Secretary of State may make regulations providing, in connection with the operation of a provision made by or by virtue of this Act in relation to a participation fee, for the apportionment of an amount which is payable partly in respect of entitlement to participate in gambling and partly in respect of another matter; and that provision may, in particular—
 - (a) provide for apportionment by a specified person;

Status: This is the original version (as it was originally enacted).

- (b) provide for apportionment in accordance with a specified formula or principle;
- (c) refer to the concept of reasonableness.