

SCHEDULE 4

Transitional provisions

PART 4

Licences etc. granted under the Gambling Act 2005 before 1st September 2007

Licences etc. issued under the Gambling Act 2005 before 1st September 2007

34.—(1) Where a licence or permit is issued under the 2005 Act before 1st September 2007 (including where it is issued by virtue of a provision of this Schedule), it is not to take effect until that date.

(2) Sub-paragraph (1) is subject to paragraph 52 (which relates to personal licences issued before 1st September 2007).

Operating licences issued before 1st September 2007

35.—(1) Where an operating licence is issued before 1st September 2007, section 100(1) of the 2005 Act (which makes operating licences subject to an annual fee) is to have effect in relation to the licence as if it provided for the holder to pay—

- (a) a first annual fee to the Gambling Commission within the relevant period after 1st September 2007, and
- (b) an annual fee to the Commission before 1st September in each year following 2007.

(2) In sub-paragraph (1), the relevant period is a period equal in length to the period prescribed for the purposes of section 100(1)(a) of the 2005 Act (as that provision has effect in relation to operating licences issued on or after 1st September 2007).

Premises licences issued before 1st September 2007

36.—(1) Where a premises licence is issued before 1st September 2007, section 184(1) of the 2005 Act (which makes premises licences subject to an annual fee) is to have effect in relation to the licence as if it provided for the holder to pay—

- (a) a first annual fee to the licensing authority within the relevant period after 1st September 2007, and
- (b) an annual fee to the licensing authority before 1st September in each year following 2007.

(2) In sub-paragraph (1), the relevant period is a period equal in length to the period prescribed for the purposes of section 184(1)(a) of the 2005 Act (as that provision has effect in relation to premises licences issued on or after 1st September 2007).

Club gaming and machine permits issued before 1st September 2007

37.—(1) Where a club gaming or club machine permit is issued before 1st September 2007, paragraph 14(1) of Schedule 12 to the 2005 Act (which makes club gaming and machine permits subject to an annual fee) is to have effect in relation to the permit as if it provided for the holder to pay—

- (a) a first annual fee to the issuing licensing authority within the relevant period after 1st September 2007, and

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(b) an annual fee to the issuing licensing authority before 1st September in each year following 2007.

(2) In sub-paragraph (1), the relevant period is a period equal in length to the period prescribed for the purposes of paragraph 14(1)(a) of Schedule 12 to the 2005 Act (as that provision has effect in relation to permits issued on or after 1st September 2007).

(3) Where a club gaming or club machine permit is issued before 1st September 2007, paragraph 17(1) of Schedule 12 to the 2005 Act (which provides for the duration of club gaming and machine permits) is to have effect in relation to the permit as if it provided for the permit to cease to have effect at the end of the period of ten years beginning on that date unless—

- (a) it ceases to have effect before that time in accordance with a provision of that Schedule, or
- (b) it is renewed in accordance with paragraph 24 of that Schedule.

Licensed premises gaming machine permits issued before 1st September 2007

38.—(1) Where a licensed premises gaming machine permit is issued before 1st September 2007, paragraph 9(1) of Schedule 13 to the 2005 Act (which makes licensed premises gaming machine permits subject to an annual fee) is to have effect in relation to the permit as if it provided for the holder to pay—

- (a) a first annual fee to the issuing licensing authority within the relevant period after 1st September 2007, and
- (b) an annual fee to the issuing licensing authority before 1st September in each year following 2007.

(2) In sub-paragraph (1), the relevant period is a period equal in length to the period prescribed for the purposes of paragraph 9(1)(a) of Schedule 13 to the 2005 Act (as that provision has effect in relation to permits issued on or after 1st September 2007).