SCHEDULES

SCHEDULE 11 — Articles 85(2), (4), (7), (8)(a) and (9) and 187(1).

APPLICATIONS FOR THE GRANT OF GAMING MACHINE CERTIFICATES AND GAMING MACHINE PERMITS

PART I

GAMING MACHINE CERTIFICATES

1. A person who intends to make an application for the grant of a gaming machine certificate shall—

(a) not more than 6 weeks or less than 2 weeks before the time of the court sitting at which the application is to be made, cause notice of the application to be published at least once in 2 newspapers circulating in the vicinity of the premises in which the applicant carries on his business and in the area in which he resides;

(b) not less than 3 weeks before that time, serve notice of the application upon the clerk of petty sessions and at the same time serve a copy of the notice upon—

(i) the sub-divisional commander of the police sub-division in which the premises in which the applicant carries on his business are situated; and

(ii) where the applicant resides in some other police sub-division, the sub-divisional commander of that sub-division.

2.—(1) The notice mentioned in paragraph 1 shall specify—

(a) the name of the applicant;

(b) the name of the owner of the business;

(c) whether the application is in respect of a gaming machine certificate for—

(i) the supply of gaming machines; or

(ii) the maintenance of the mechanism of gaming machines; or

(iii) the supply and maintenance of the mechanism of gaming machines;

and shall be in such form and shall contain such other information as may be prescribed by magistrates' courts rules.

(2) Without prejudice to sub-paragraph (1) where the notice mentioned in paragraph 1 relates to an application to be made by a body corporate, the notice served under paragraph 1(b) shall specify—

(a) the names of the directors of the body corporate;

(b) the names of any persons who have executive control of the body corporate;

(c) the names of any persons who have a financial interest in the body corporate; and

(d) a statement of the nature and extent of the financial interest of persons mentioned in head (c) (including a description of any right of direction or instruction to the directors given by that financial interest).

3. The applicant shall attach to the notice mentioned in paragraph 1(b) the receipt issued by the Department under Article 172(3) in respect of payment of the charge specified in Article 172(1)(j).

4. Any person shall be entitled to appear at the hearing of the application and object to the grant of the gaming machine certificate on any of the grounds mentioned in Article 85(8) and (10).

5. A person intending to object under paragraph 4 shall, not less than 1 week before the time mentioned in paragraph 1(a),—

(a) serve upon the applicant notice of his intention to object briefly stating his grounds for so doing;

(b) serve a copy of the notice upon the clerk of petty sessions.

PART II

GAMING MACHINE PERMITS

6. Part I shall apply for the purposes of an application for the grant of a gaming machine permit subject to the following modifications—

(a) paragraph 1(a) shall be omitted;

(b) in paragraphs 1(b) and 5 for any reference to the time mentioned in paragraph 1(a) there shall be substituted a reference to the time of the court sitting at which the application is to be made;

(c) paragraph 1(b)(i) shall be omitted;

(d) for paragraph 2(1)(c) there shall be substituted—

"(c) the gaming machine in respect of which the permit is required;

(d) the circumstances in which the permit is required;

(e) whether the application is in respect of a gaming machine permit for—

(i) the supply of the gaming machine; or

(ii) the maintenance of the mechanism of the gaming machine; or

(iii) the supply and maintenance of the mechanism of the gaming machine" ;

(e) paragraph 3 shall be omitted.

Changes to legislation:
The Betting, Gaming, Lotteries and Amusements (Northern Ireland) Order 1985, SCHEDULE 11 is up to date with all changes known to be in force on or before 28 July 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.
View outstanding changes

Changes and effects yet to be applied to :

– Instrument applied by 1997 c. 16 s.15(3)

Changes and effects yet to be applied to the whole Order associated Parts and Chapters:

– Act applied by 1997 c. 16 s.15(3)

Whole provisions yet to be inserted into this Order (including any effects on those provisions):

– art. 172A and cross-heading inserted by 2022 c. 14 (N.I.) s. 15(1)
– art. 186(3A) inserted by 2022 c. 14 (N.I.) s. 15(2)(a)