



# Gambling Act 2005

## 2005 CHAPTER 19

### PART 9

#### TEMPORARY USE OF PREMISES

##### *Miscellaneous*

#### **231 Vehicles and vessels**

- (1) A temporary use notice—
  - (a) may not be given in respect of a vehicle (or part of a vehicle),
  - (b) may be given in respect of all or part of a passenger vessel,
  - (c) may be given in respect of all or part of a vessel (within the meaning of section 353(1)) situated at a fixed place in or on water, and
  - (d) may not be given in respect of all or part of a vessel to which neither of paragraphs (b) and (c) applies.
- (2) In relation to a vessel, a reference in this Part to a place in which premises are wholly or partly situated shall be construed—
  - (a) in the case of a vessel (within the meaning of section 353(1)) situated at a fixed place in or on water, as a reference to that place,
  - (b) in the case of a vessel which is permanently moored at a place, as a reference to that place,
  - (c) in the case of a vessel which is habitually moored at one place more frequently or for longer periods than at any other place, as a reference to that place, and
  - (d) in any other case, as a reference to any place at which a vessel is moored or is likely to be moored, or to the place in the United Kingdom nearest to any place at which a vessel is or is likely to be, while activities are carried on in the vessel in reliance on a temporary use notice.
- (3) In relation to a vessel, the following are responsible authorities for the purposes of this Part (in addition to the persons listed in section 157)—

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*Status: This is the original version (as it was originally enacted).*

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- (a) a navigation authority, within the meaning of section 221(1) of the Water Resources Act 1991 (c. 57), which has functions in relation to any place at which a vessel is moored or is likely to be moored, or to the place in the United Kingdom nearest to any place at which a vessel is or is likely to be, while activities are carried on in the vessel in reliance on a temporary use notice,
- (b) the Environment Agency,
- (c) the British Waterways Board, and
- (d) the Secretary of State.