



Gambling Act 2005

2005 CHAPTER 19

PART 5

OPERATING LICENCES

Rules for particular kinds of licence

96 Gaming machine technical operating licence: standards

- (1) The Commission may establish, or provide for the establishment of, standards in respect of the manufacture, supply, installation, adaptation, maintenance or repair of gaming machines or parts of gaming machines.
- (2) Standards under subsection (1)—
 - (a) may operate by reference to regulations under Part 10, and
 - (b) may not make provision which is inconsistent with a provision of regulations under Part 10.
- (3) Standards under subsection (1) may, in particular, make provision (which may include provision designed to discourage repetitive play or to protect children or other vulnerable persons from harm) about—
 - (a) the nature of a game that a machine is designed to be used to play;
 - (b) the way in which the results of a game are to be determined or presented;
 - (c) the nature of images or information displayed by or on a machine.
- (4) In particular, the Commission may—
 - (a) provide for the enforcement of standards by the attachment of conditions under section 75 or 77;
 - (b) make arrangements with any person for the establishment of standards;
 - (c) make arrangements with any person for the administration of tests of compliance with standards;

Changes to legislation: There are currently no known outstanding effects for the Gambling Act 2005, Section 96. (See end of Document for details)

- (d) for the purpose of considering whether a condition under section 75 or 77 has been complied with, require the holder of a gaming machine technical operating licence—
 - (i) to submit to a test in accordance with arrangements made under paragraph (c) above, and
 - (ii) to produce specified evidence of the result of the test;
 - (e) for the purpose of considering whether to grant an application under this Part, require the holder of or an applicant for a gaming machine technical operating licence—
 - (i) to submit to a test in accordance with arrangements made under paragraph (c) above, and
 - (ii) to produce specified evidence of the result of the test.
- (5) Standards established under subsection (1) may, in particular, be expressed—
- (a) by reference to the opinion of a specified person or class of persons;
 - (b) by reference to a specified process or class of machine.
- (6) This section is without prejudice to the generality of sections 75, 77 and 78.

Modifications etc. (not altering text)

- C1** Pt. 5 modified (1.1.2007) by [The Gambling Act 2005 \(Commencement No. 6 and Transitional Provisions\) Order 2006 \(S.I. 2006/3272\)](#), art. 1(1), **Sch. 4 para. 72**
- C2** Pt. 5 modified (1.1.2007) by [The Gambling Act 2005 \(Commencement No. 6 and Transitional Provisions\) Order 2006 \(S.I. 2006/3272\)](#), art. 1(1), **Sch. 4 para. 50**
- C3** Ss. 89-99 excluded (1.1.2007) by [Gambling \(Personal Licences\) \(Modification of Part 5 of the Gambling Act 2005\) Regulations 2006 \(S.I. 2006/3267\)](#), regs. 1(1), 2(1), **Sch. Table 1**

Commencement Information

- I1** S. 96 in force at 1.1.2007 by [S.I. 2006/3272](#), art. 2(1), **Sch. 1** (with arts. 7-11, 7-12, Sch. 4)

Changes to legislation:

There are currently no known outstanding effects for the Gambling Act 2005, Section 96.