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STATUTORY INSTRUMENTS

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**2007 No. 454**

**BETTING, GAMING AND LOTTERIES**

**The Gambling Act 2005 (Family Entertainment  
Centre Gaming Machine) (Permits) Regulations 2007**

<i>Made</i>	- - - -	<i>19th February 2007</i>
<i>Laid before Parliament</i>		<i>20th February 2007</i>
<i>Coming into force</i>	- -	<i>21st May 2007</i>

The Secretary of State makes the following Regulations in exercise of the powers conferred by section 355(1) and paragraphs 5(d), 11, 18(3) and 21(2) of Schedule 10 to the Gambling Act 2005<sup>(1)</sup>:

**Commencement, citation and application**

1.—(1) These Regulations may be cited as the Gambling Act 2005 (Family Entertainment Centre Gaming Machine) (Permits) Regulations 2007 and shall come into force on 21st May 2007.

(2) These Regulations apply to England and Wales and Scotland, except regulations 3 and 6 which apply only to England and Wales.

**Interpretation**

2.—(1) In these Regulations—

“the Act” means the Gambling Act 2005;

“existing operator” means a person who—

- (a) makes an application for a permit before 1st September 2007;
- (b) on the date on which he makes the application—
  - (i) holds a permit issued under section 34 of the Gaming Act 1968<sup>(2)</sup> (a “section 34 permit”), or
  - (ii) is applying to the appropriate authority (within the meaning of paragraph 1 of Schedule 9 to the Gaming Act 1968) for a section 34 permit, and the application (including any appeal) has not been finally determined; and
- (c) the application relates to the same or substantially the same premises as those to which the section 34 permit, or the application for a section 34 permit, relates.

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(1) 2005 c.19; for the meaning of “prescribed” see paragraph 1 of Schedule 10 to the Act.

(2) 1968 c.65.

“permit” means a family entertainment centre gaming machine permit<sup>(3)</sup>;

(2) A reference in these Regulations to a numbered paragraph is a reference to that paragraph of Schedule 10 to the Act so numbered.

#### **Application fee**

3. For the purposes of paragraph 5(d)—
- (a) (subject to sub-paragraphs (b) and (c)) the fee to accompany an application for a permit is £300;
  - (b) the fee to accompany an application for a permit made by an existing operator is £100;
  - (c) the fee to accompany an application for renewal of a permit under paragraph 18(1) is £300.

#### **Form of Permit**

4. A permit must be in the form prescribed in Schedule 1.

#### **Fee for change of name**

5. For the purposes of paragraph 11(2)(a)(i), the fee to be sent with a request that a new name be substituted for the old name specified on a permit is £25.

#### **Fee for copy of permit**

6. For the purposes of paragraph 21(2), the fee to accompany an application for a copy of a permit is £15.

19th February 2007

*Richard Caborn*  
Minister of State  
Department for Culture, Media and Sport

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(3) For the meaning of “family entertainment centre gaming machine permit” see section 247(2) of the Act.

**Status:** This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

SCHEDULE 1

Regulation 4

*This form is prescribed by regulation 4 of the Gambling Act 2005 (Family Entertainment Centre Gaming Machine) (Permits) Regulations 2007*

**Family Entertainment Centre Gaming Machine Permit**

This family entertainment centre gaming machine permit authorises.....

.....

.....*(name of permit holder)*

to make Category D gaming machines available for use on the following premises.....

.....

.....

.....

.....

.....

.....*(address of premises, including postcode)*

Date on which this permit takes effect or is renewed:

.....

Date on which this permit expires:

.....

This permit is issued by.....

.....

.....

.....

.....

.....

.....*(Name and address of licensing authority issuing permit)*

**EXPLANATORY NOTE**

*(This note is not part of the Regulations)*

These Regulations make provisions about the fees relating to a family entertainment centre gaming machine permit (a ‘permit’), and the form of the permit.

**Status:** This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

Regulation 3 prescribes the application fee for a permit and for renewal of a permit. Regulation 3 also prescribes the fee that applies in specified circumstances, to applications by persons who already hold an equivalent gambling permission under the Gaming Act 1968 (c. 65).

Regulation 4 and Schedule 1 prescribe the form that the permit should take.

Regulation 5 prescribes the fee for substituting a name on a permit. The name on a permit may be substituted if the permit holder changes his name or wishes to be known by another name.

Regulation 6 prescribes the fee for applying for a copy of the permit. A permit holder may apply for a copy of the permit if it is lost, stolen or damaged.

A full Regulatory Impact Assessment of the costs and benefits of these Regulations is available from the Premises Licence Team, Department for Culture, Media and Sport, 2-4 Cockspur Street, London SW1Y 5DH, telephone 020 7211 6353.