

*Status: Point in time view as at 01/09/2007.*

*Changes to legislation: There are currently no known outstanding effects for the Gambling Act 2005, Cross Heading: Determination of application. (See end of Document for details)*

## SCHEDULES

### SCHEDULE 10 **E+W+S**

#### FAMILY ENTERTAINMENT CENTRE GAMING MACHINE PERMITS

##### *Determination of application*

- 8 (1) On considering an application for a permit a licensing authority may—
- (a) grant it, or
  - (b) refuse it.
- (2) A licensing authority may not attach conditions to a permit.
- (3) As soon as is reasonably practicable after granting an application a licensing authority shall issue a permit to the applicant.
- (4) As soon as is reasonably practicable after refusing an application a licensing authority shall notify the applicant of—
- (a) the refusal, and
  - (b) the reasons for it.

##### **Commencement Information**

- I1** Sch. 10 para. 8 in force at 21.5.2007 by S.I. 2006/3272, art. 2(2), Sch. 2 (with arts. 7-11, 7-12, Sch. 4) (as amended by S.I. 2007/1157, arts. 3(3), 4)
- I2** Sch. 10 para. 8 in force at 1.9.2007 in so far as not already in force by S.I. 2006/3272, art. 2(4)(5), Sch. 3B (with arts. 7-11, 7-12, Sch. 4) (as inserted by S.I. 2007/2169, arts. 3, 6, Sch.)

- 9 A licensing authority may grant an application for a permit only if they—
- (a) are satisfied that the applicant intends to use the premises as an unlicensed family entertainment centre, and
  - (b) have consulted the chief officer of police for a police area in which the premises are wholly or partly situated.

##### **Commencement Information**

- I3** Sch. 10 para. 9 in force at 21.5.2007 by S.I. 2006/3272, art. 2(2), Sch. 2 (with arts. 7-11, 7-12, Sch. 4) (as amended by S.I. 2007/1157, arts. 3(3), 4)
- I4** Sch. 10 para. 9 in force at 1.9.2007 in so far as not already in force by S.I. 2006/3272, art. 2(4)(5), Sch. 3B (with arts. 7-11, 7-12, Sch. 4) (as inserted by S.I. 2007/2169, arts. 3, 6, Sch.)

- 10 (1) A licensing authority may not refuse an application unless they have—
- (a) notified the applicant of their intention to refuse the application and of their reasons, and
  - (b) given the applicant an opportunity to make representations.

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- (2) A licensing authority may satisfy sub-paragraph (1)(b) by giving the applicant an opportunity to make—
- (a) oral representations,
  - (b) written representations, or
  - (c) both.

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**Commencement Information**

- I5** Sch. 10 para. 10 in force at 21.5.2007 by S.I. 2006/3272, art. 2(2), Sch. 2 (with arts. 7-11, 7-12, Sch. 4) (as amended by S.I. 2007/1157, arts. 3(3), 4)
- I6** Sch. 10 para. 10 in force at 1.9.2007 in so far as not already in force by S.I. 2006/3272, art. 2(4)(5), Sch. 3B (with arts. 7-11, 7-12, Sch. 4) (as inserted by S.I. 2007/2169, arts. 3, 6, Sch.)

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