1993 No. 431

BETTING, GAMING AND LOTTERIES

Amusement Permit (Additional Grounds for Refusal) Regulations (Northern Ireland) 1993

Made . . . . . *28th October 1993*

Coming into operation . . *17th January 1994*

To be laid before Parliament under paragraph 3(3) of Schedule 1 to the Northern Ireland Act 1974

The Department of Health and Social Services, in exercise of the powers conferred on it by Article 186(1) of the Betting, Gaming, Lotteries and Amusements (Northern Ireland) Order 1985(**a**) and of all other powers enabling it in that behalf, hereby makes the following regulations:

Citation, commencement and application

1.—(1) These regulations may be cited as the Amusement Permit (Additional Grounds for Refusal) Regulations (Northern Ireland) 1993 and shall come into operation on 17th January 1994.

(2) These regulations shall apply to an application for the grant of an amusement permit for premises within the meaning of regulation 2(*a*) of the Amusement Permit (Prescribed Premises) Regulations (Northern Ireland) 1986(**b**).

(3) These regulations shall apply to an application for the provisional grant of an amusement permit as they apply to an application for the grant of such a permit.

Failure to comply with procedure

2. Where a district council is not satisfied that the applicant for the grant of an amusement permit has complied with the procedures set out in the Schedule, it shall refuse to grant that permit.

Representations from third parties

3. A district council may refuse to grant an amusement permit after hearing any representation in relation to the application for the grant of that permit which may be made by any person to the council not later than 28 days after the date of that application.

(**a**) S.I. 1985/1204 (N.I. 11)
(**b**) S.R. 1986 No. 126

Sealed with the Official Seal of the Department of Health and Social Services on 28th October 1993.

(L.S.) *R. McMurray*
Assistant Secretary

SCHEDULE Regulation 2

Application for the Grant of an Amusement Permit

1. An applicant for the grant of an amusement permit shall—

(*a*) not later than 7 days after the date of the application, give public notice of the application by publishing an advertisement in such newspapers circulating in the district of the district council as that council may require;

(*b*) supply a copy of the advertisement to the district council.

2. Every notice published under paragraph 1 shall state—

(*a*) that application has been made for the grant of an amusement permit;

(*b*) the name and address of the district council to which the application has been made;

(*c*) the date on which the application was made;

(*d*) the name and address of the applicant;

(*e*) the address of the premises or proposed premises for which the amusement permit is sought;

(*f*) that representations in relation to the application may be made to the district council mentioned in sub-paragraph (*b*) in accordance with regulation 3.

EXPLANATORY NOTE

(This note is not part of the Regulations.)

These regulations provide that a district council must refuse to grant an amusement permit for premises used wholly or mainly for the provision of amusements by means of gaming machines, if the applicant has not publicly advertised his application.

They also provide that a district council may refuse to grant such a permit after hearing representations from third parties.