STATUTORY INSTRUMENTS

1969 No. 1099

CUSTOMS AND EXCISE

The Betting Premises (Licence Duty) Regulations 1969

Made - - - - - -	1*st August* 1969
Laid before the House of Commons	7*th August* 1969
Coming into Operation - - -	1*st September* 1969

The Commissioners of Customs and Excise in pursuance of the powers conferred on them by paragraphs 1 and 6 of Schedule 8 to the Finance Act 1969 (hereinafter referred to as "the Act") (a) and of all other powers enabling them in that behalf hereby make the following Regulations:—

1. These Regulations may be cited as the Betting Premises (Licence Duty) Regulations 1969, and shall come into operation on the 1st September 1969.

2. The Interpretation Act 1889(b) shall apply for the interpretation of these Regulations as it applies for the interpretation of an Act of Parliament.

3. An application under paragraph 2 of Schedule 8 to the Act for a betting premises licence (hereinafter called "a licence") shall be made to the proper officer in the form numbered 1 in the Schedule to these Regulations.

4. At the time of making such application the applicant shall furnish such particulars of the premises to be used for off-course betting and shall produce such evidence of the rateable value of the hereditament constituting or comprising the premises as the Commissioners or an officer may require.

5. Every licence shall be in the form numbered 2 in the Schedule to these Regulations.

6. A licence shall not be valid unless before issue the appropriate duty of excise has been paid.

7. All licences shall be deemed to be and remain the property of the Commissioners.

8. No person shall (save as provided by Regulation 10 of these Regulations) alter or obliterate any part of a licence after it has been issued and a licence shall be rendered invalid if (save as aforesaid) it is altered or any part thereof is obliterated.

(a) 1969 c. 32.

(b) 52 & 53 Vict. c.63.

9. If the successor in title to the interest in the premises of the person to whom a licence was granted desires to have the licence transferred to him, he shall complete and sign an application in the form numbered 3 in the Schedule to these Regulations, and forward it to the proper officer and the licence holder shall complete and sign on the said form 3 at the time of the said application the paragraph relating to the authority of the licence holder.

10. When an application pursuant to Regulation 9 of these Regulations has been granted, the proper officer shall transfer the licence in accordance with the application and shall sign the licence as transferred, and the licence shall not be valid in relation to the transferee until the officer has done so.

11. Where a person liable for the duty exercises the option referred to in paragraph 5(1) of Schedule 8 to the Act, then, on due payment of the second half of the duty, the proper officer shall send him a receipt therefor in the form numbered 4 in the Schedule to these Regulations.

12. Every licence and every receipt for the second half of the duty shall be kept by the licence holder upon the premises in respect of which the licence is granted or upon such other premises as the Commissioners may in any particular case direct.

13. If, while a licence is in force in respect of any premises, or at any time thereafter, an alteration of the valuation list (or, in Scotland, the valuation roll) comes into effect in respect of the whole of the period of validity of that licence and affects—

(*a*) the hereditament constituting or comprising those premises, or

(*b*) the rateable value of that hereditament,

then—

(i) if the amount of betting premises licence duty charged in respect of those premises was less than the amount chargeable by reference to the rateable value thereof appearing in the valuation list (or, in Scotland, the valuation roll) altered as aforesaid, the licence holder shall pay an amount equal to the difference to the Collector of Customs and Excise by whom the licence was issued;

Provided that where the licence holder has exercised the option referred to in paragraph 5(1) of Schedule 8 to the Act he shall, where appropriate, pay such amount in two halves accordingly;

(ii) if the amount of betting premises licence duty charged in respect of those premises was greater than the amount chargeable by reference to the rateable value thereof appearing in the valuation list (or, in Scotland, the valuation roll) altered as aforesaid then, subject to the provisions of Regulations 14 and 15 of these Regulations, the Collector of Customs and Excise by whom the licence was issued shall, upon application, repay an amount equal to the amount shown to his satisfaction to have been overpaid.

14. Every application for the repayment of the amount described in Regulation 13(*b*)(ii) of these Regulations shall be made in such form and manner, contain such particulars and be accompanied by such documents relating to the licence or the premises, as the Commissioners may require.

15. Save as the Commissioners may otherwise allow, no application under Regulation 14 of these Regulations shall be made later than 12 months after the date on which notice of the alteration in the valuation list (or, in Scotland, the valuation roll) was sent to the occupier of the hereditament.

16. The Commissioners may vary in such manner as they think fit the forms in the Schedule to these Regulations or may permit any such forms to be adapted to meet the circumstances of any particular case, and any reference in these Regulations to any such form shall be deemed to include a reference to such form varied or adapted as aforesaid.

R. W. Radford,
Commissioner of Customs and Excise.

1st August 1969.

King's Beam House,
Mark Lane,
London, E.C.3.

SCHEDULE

Regulation 3 Form No. 1

APPLICATION FOR A BETTING PREMISES LICENCE

Part I

(i) Name of applicant

(ii) Address of premises to be used for off-course betting

Part II

(i) Do you hold a bookmaker's permit?

(ii) Do you use or intend to use these premises as a betting office at any time during the currency of the licence?

(iii) If the answer to question (ii) is "YES" do you hold a betting office licence for these premises?

Part III

The rateable value of the premises is £.....and the annual licence duty payable is £.....

I apply for a licence for the premises specified above on payment of £..... being *the first instalment of one half of the annual licence duty.
*the full amount of the duty.

I declare that the answers given in Part II above are true and complete.

I enclose a remittance for £.....and also evidence of rateable value for your inspection and return to me.

Date..... Signature.....

*Delete as necessary

Form No. 2 Regulation 5

BETTING PREMISES LICENCE

(*Finance Act* 1969)

GREAT BRITAIN

Rateable value	Duty payable

Name of person to whom licence granted and address of licenced premises

Granted at the Office of the Collector of Customs and Excise

at

with effect from expiring on

I, the undersigned, duly authorised by the Commissioners of Customs and Excise hereby grant licence to the above named to use the premises specified above for off-course betting, the Licence to take effect from and expire on the respective dates shown above.

*The amount of duty shown above has been paid.

*The annual licence duty is the amount shown above, one half of which, viz. £..... has been paid.

*The annual licence duty is the amount shown above. This licence has been granted on payment of £.....under the provisions of paragraph 4 of Schedule 8 to the Finance Act 1969.

* The issuing officer is to delete the two inapplicable items, and initial the deletions before issue.

Regulation 9 Form No. 3

APPLICATION FOR TRANSFER OF BETTING PREMISES LICENCE

PARTICULARS OF LICENCE TO BE TRANSFERRED

Serial number (as shown at top right hand corner of the licence)	Address of the premises named in the licence to be transferred (hereinafter called the "premises")
Name of the licence holder as shown on the licence	

PARTICULARS OF TRANSFER

Full name and address of person to whom the licence is to be transferred	Date from which it is desired that the transfer shall take effect

(i) Do you hold a bookmaker's permit?

(ii) Do you use or intend to use the licensed permises as a betting office at any time during the currency of the licence?

(iii) If the answer to question (ii) is 'YES' do you hold a betting office licence for these premises?

DECLARATION	AUTHORITY OF LICENCE HOLDER
I, ...	Please transfer the licence accordingly,
declare that the information given in this application is true and complete.	Signature .....
	Status .....
Date..... Signature.....	
Status.....	Date .....

Form No. 4 Regulation 11



BETTING PREMISES LICENCE DUTY

(*Finance Act* 1969)

GREAT BRITAIN

Rateable value	Duty payable

Reference number

Name of person to whom licence granted and address of licensed premises

Year ending 30th September 19.....

Receipt is acknowledged of £.....being the second and final instalment of Betting Premises Licence Duty.

Collector

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These Regulations provide detailed machinery for the administration of the betting premises licence duty.

In particular, they provide that an application for a licence or for the transfer of a licence to a successor in title shall be made in prescribed form to the proper officer; and that unless the Commissioners of Customs and Excise direct otherwise a licence shall be kept on the premises to which it relates.

They also prescribe the procedure for adjustment of the licence duty, by an additional payment or by repayment to the licensee, when the hereditament concerned or its rateable value is varied.

The forms of licence and of receipt for a second instalment of the licence duty are also prescribed.