STATUTORY INSTRUMENTS

1970 No. 781 (S.58)

BETTING AND GAMING

The Gaming Clubs (Hours and Charges) (Scotland) Regulations 1970

Made - - -	18*th May* 1970
Laid before Parliament	29*th May* 1970
Coming into Operation	1*st July* 1970

In exercise of the powers conferred on me by sections 14(2) and (3), 22(4) and 51 of the Gaming Act 1968(**a**), and of all other powers enabling me in that behalf, and after consultation with the Gaming Board for Great Britain, I hereby make the following regulations :—

Citation and commencement

1. These regulations may be cited as the Gaming Clubs (Hours and Charges) (Scotland) Regulations 1970 and shall come into operation on 1st July 1970.

Interpretation

2.—(1) In these regulations, the expression—

"the Act" means the Gaming Act 1968 ;

"bingo club premises" has the meaning assigned to it by section 20(1) of the Act ;

"charging period" has the meaning assigned to it by regulation 5(2) of these regulations ; and

"gaming" does not include gaming by means of any machine to which Part III of the Act applies.

(2) A reference in these regulations to a charge in respect of gaming does not include an amount paid for a chance of winning a prize in gaming to which section 21 of the Act applies.

(3) Nothing in these regulations precludes the making of different charges thereunder in respect of different facilities (whether provided in different parts of the same premises or by way of different games or of the same game played at different tables or otherwise) or in respect of gaming facilities provided on the premises during different sessions of play.

(4) The Interpretation Act 1889(**b**) applies for the interpretation of these regulations as it applies for the interpretation of an Act of Parliament.

Bingo hours

3.—(1) No gaming shall take place on bingo club premises except—

(*a*) between the hours of two in the afternoon and midnight of a Saturday or New Year's Eve ;

(**a**) 1968 c. 65. (**b**) 1889 c. 63.

(*b*) between the hours of two in the afternoon and eleven in the evening of any other day.

(2) This regulation does not apply to gaming which is prohibited by section 18(2) of the Act (which relates to gaming in Scotland between certain hours on Sundays).

General gaming hours

4. No gaming shall take place on any premises (not being bingo club premises) in respect of which a licence under the Act is for the time being in force on any weekday between the hours of four in the morning and two in the afternoon.

Bingo charges

5.—(1) Any charge which, apart from this regulation, would be prohibited by section 3 as applied by section 14(1) of the Act may be made in respect of gaming on bingo club premises if the charge satisfies the following requirements, that is to say—

(*a*) the charge shall be in respect of one person and be for admission to or otherwise in respect of gaming which takes place within a charging period ;

(*b*) the charge shall be of a fixed amount of money not exceeding ten shillings ;

(*c*) where in relation to one charging period more than one charge can be incurred, or the same charge can be incurred more than once, by one person (without leaving the premises and being readmitted), every charge shall be in accordance with a scheme of charging so devised that the aggregate amount of the charges which can be incurred by any one person (without leaving the premises and being readmitted) in relation to that charging period does not exceed ten shillings ; and

(*d*) where charges are made for permission to take part in games of bingo of the kind whose rules permit a player to withdraw any part of his initial stake after the game has begun, the number of times that one person can incur such a charge (whether by incurring different charges of that kind, or by incurring the same charge more than once or by incurring charges partly in one way and partly in another) shall not exceed three in relation to one charging period.

(2) There may be specified for the purposes of this regulation, in a notice displayed on the premises at or near the principal entrance, one or more periods of time (not being wholly or partly concurrent) identified by reference to the clock and not being shorter in duration than two hours each, and in any such case a reference in this regulation to a charging period is a reference to a period so specified. In any other case, that reference is a reference to a period of twenty-four hours beginning with midnight.

General gaming charges

6.—(1) Any charge which, apart from this regulation would be prohibited by section 3 as applied by section 14(1) of the Act may be made in respect of gaming on any premises (not being bingo club premises) in respect of which a licence under the Act is for the time being in force, if the charge satisfies the following requirements, that is to say,—

(*a*) the charge shall be of a fixed amount of money and shall be in respect of one or more facilities accorded to one person ; and

(*b*) subject to paragraph (2) below, where the charge is of such a natur that it can be incurred more than once by one person (otherwise than b leaving and being readmitted to the premises, or any particular part o the premises or any particular table), the charge shall not be capabl of being incurred again by the same person within one hour of the tim when it was last incurred by him.

(2) A charge may be made for permission to take part in a series of game of *chemin de fer* (including a series which has already begun), notwithstandin that the charge may recur within one hour, if—

(*a*) the games comprised in the series consist of all the games which ca be played with a shoe of not fewer than six packs of playing cards o fifty-two cards each ; and

(*b*) neither the holder of the licence nor any person acting on his behal holds the bank, or has a share or interest in it, in any of the games i the series.

William Ross,
One of Her Majesty's Principa
Secretaries of State.

St. Andrew's House,
Edinburgh.
18th May 1970.

EXPLANATORY NOTE

(*This Note is not part of the Regulations.*)

These Regulations relate to premises licensed for gaming in Scotland Regulations 3 and 4 restrict the hours during which gaming is to be permitte in bingo clubs and other licensed clubs respectively. Regulations 5 and authorise the making of charges in respect of gaming in bingo and othe licensed clubs respectively. The charges permitted are in addition to an stakes hazarded in the gaming.

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