1969 No. 1101

CUSTOMS AND EXCISE

The Gaming Machine (Licence Duty) Regulations 1969

Made - - - - - - -	*1st August* 1969
Laid before the House of Commons	*7th August* 1969
Coming into Operation—	
Except Regulation 3	*1st September* 1969
Regulation 3	*30th September* 1969

The Commissioners of Customs and Excise in pursuance of the powers conferred on them by paragraph 18(1) of Schedule 3 to the Finance Act 1966(a) and paragraphs 12 and 16/5 of Schedule 11 to the Finance Act 1969 (hereinafter referred to as "the Act") (b) and of all other powers enabling them in that behalf hereby make the following regulations:—

1.—(1) These Regulations may be cited as the Gaming Machine (Licence Duty) Regulations 1969.

(2) These Regulations, except Regulation 3, shall come into operation on the 1st September 1969, and Regulation 3 shall come into operation on the 30th September 1969.

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

3. The Gaming Machine (Licence Duty) Regulations 1966(d) are hereby revoked.

4. An application pursuant to paragraph 13 of Schedule 11 to the Act for a gaming machine licence (hereinafter called "a licence") shall be in such form as the Commissioners may direct, and shall be made to them through the Collector of Customs and Excise for the area in which the premises in respect of which it is to be granted are situated or through such other Collector as they may in any particular case direct.

5.—(1) Every ordinary licence shall be in the form numbered 1 in the Schedule to these Regulations.

(2) Every holiday season licence shall be in the form numbered 2 in the Schedule to these Regulations.

6. A licence, whether or not amended in pursuance of Regulation 14 of these Regulations shall not be valid unless the appropriate duty of excise, or, as the case may be, the appropriate additional duty, has been paid.

7. Every licence, whether or not amended pursuant to Regulation 14 of these Regulations, shall be deemed to be and to remain the property of the Commissioners.

(a) 1966 c. 18.
(b) 1969 c. 32.
(c) 52 & 53 Vict. c.63.
(d) S.I. 1966/1102 (1966 III, p.2707).

8. No person (save as is provided by Regulation 12(2) of these Regulations) shall 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 of it is obliterated.

9. Every licence shall (subject to Regulations 10, 12(2) and 15 of these Regulations) be displayed at all times at the principal entrance to the premises in respect of which it is in force in such a position that it can be readily seen and read by any person entering the premises.

10. Any officer may at any time require any licence to be removed from the position where it is displayed in order that he may inspect it.

11.—(1) 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 the 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 numbered 3 at the time of the said application the paragraph relating to the authority of the licence holder.

(2) Where the holder of a licence in respect of any premises dies any person desiring to have the licence transferred to him shall complete and sign the application in the form numbered 3 in the Schedule to these Regulations and forward it to the proper officer together with a certificate of the death of the licence holder and shall furnish such evidence as the officer may require as to the status of the applicant in relation to the premises and the business of the deceased.

12.—(1) Where an application pursuant to Regulation 11 of these Regulations has been granted, the proper officer shall sign a document of transfer in the form numbered 4 in the Schedule to these Regulations and shall send it to the transferee.

(2) The transferee on receipt of the document of transfer shall affix it to the licence in the manner prescribed in the form numbered 4 in the Schedule to these Regulations and the licence shall not be valid in relation to the transferee until he has done so.

13. An application pursuant to paragraph 16 of Schedule 11 to the Act for amendment of a licence shall be made in such form as the Commissioners may direct and shall be made to them through the Collector of Customs and Excise from whose office the licence was issued.

14. An amended licence shall—

(*a*) be in the form numbered 1 or 2 as the case may be in the Schedule to these Regulations; and

(*b*) be in substitution for the licence previously in force in respect of the premises; and

(*c*) show the additional duty (if any) paid; and

(*d*) have effect from the day following that on which it is granted.

15.—(1) Every licence superseded by an amended licence pursuant to Regulation 14 of these Regulations shall, upon the taking effect of the amended licence, be deemed to have expired.

(2) The holder of a licence superseded by an amended licence pursuant to Regulation 14 of these Regulations shall, upon the taking effect of the amended licence, immediately remove the original licence from display.

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 form 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 pursuant to this Regulation.

R. W. Radford.

Commissioner of Customs and Excise.

1st August 1969.

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

SCHEDULE

Form No. 1 Regulation 5



GAMING MACHINE LICENCE (ORDINARY)

(*Finance Act* 1969)

GREAT BRITAIN

*

Reference number

Name of licence holder and address of premises in respect of which this licence is granted

Granted at the Office of the Collector of Customs and Excise

at

with effect from expiring on

At the premises in respect of which this licence is granted, the Table-(A or B) in Section 5(6) *of the Finance Act* 1969 *under which licence duty is to be charged is indicated at* (*) *above.*

	machines where the amount payable to play the game once does not exceed threepence
	machines where the amount payable to play the game once exceeds threepence

The total total number of machines authorised by this licence to be provided for gaming is:—

The duty paid on this licence is:

£.....

The total duty paid on this licence and all licences superseded by it is:

I, the undersigned, hereby grant licence under the provisions of the Finance Act 1969 for gaming machines to be provided for gaming on the premises specified above, the number and description of the machines authorised to be so provided being as set out hereon.

Form No. 2 Regulation 5

GAMING MACHINE LICENCE (HOLIDAY SEASON)

(*Finance Act* 1969)

GREAT BRITAIN

Reference number	
Name of licence holder and address of premises in respect of which this licence is granted	

Granted at the Office of the Collector of Customs and Excise

at

with effect from 1st March 19..... expiring on 31st October 19.....

	penny machines
The total number of machines authorised by this licence to be provided for gaming is :—	
The duty paid on this licence is:— £	
The total duty paid on this licence and all licences superseded by it is:— £	

I, the undersigned, hereby grant licence under the provisions of the Finance Act 1969 for gaming machines being penny machines to be provided for gaming on the premises specified above, the number of penny machines authorised to be so provided being set out hereon.

Form No. 3 Regulation 11

APPLICATION FOR TRANSFER OF GAMING MACHINE LICENCE

PARTICULARS OF LICENCE FOR WHICH TRANSFER IS DESIRED

Serial number (as shown at top right hand corner of the licence)	Reference number (as shown above the name of the licence holder on the licence)
Name of the licence holder as shown on the licence	Date of expiry of the licence

PARTICULARS OF TRANSFER DESIRED

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

DECLARATION BY PERSON TO WHOM THE LICENCE IS TO BE TRANSFERRED

I .....

apply for the licence to be tranferred to.....

*I enclose the Local Authority approval for inspection and return to me.

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

Status.....

**Delete as necessary*

AUTHORITY OF LICENCE HOLDER

Please transfer the Licence accordingly

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

Status.....

Form No. 4 Regulation 12

Serial Number

Validating stamp

*

Reference number

Name of licence holder and address of premises in respect of which this licence is granted

GAMING MACHINE LICENCES

Your application for transfer of the licence for the above premises has been granted. The validating endorsement is at the top of this form and should be torn off at the perforation and affixed to the licence by means of the gummed portion at the right hand side.

H.M. Customs and Excise

EXPLANATORY NOTE

(This Note does not form part of the Regulations.)

The Regulations provide detailed machinery for the administration and enforcement of the gaming machine licence duty charged under the Finance Act 1969. They revoke the Regulations (S.I. 1966/1102) made in regard to the gaming machine licence duty charged under the Finance Act 1966.

The Regulations provide that the Commissioners of Customs and Excise may give directions as to the form in which applications for gaming machine licences and for amendment of licences are to be made, and that applications shall be made to the Commissioners through Collectors of Customs and Excise.

They prescribe the form of gaming machine licences and of amended licences, with different forms for ordinary licences and for holiday season licences. They provide that licences will not be valid unless the appropriate duty or additional duty has been paid.

The Regulations make provision for the transfer of licences in certain cases and prescribe forms of application for transfer and of documents of transfer. They prescribe a procedure for amendment of licences and make provision as to the time at which amended licences are to have effect.

The Regulations provide that all licences will be the property of the Commissioners and will be rendered invalid if they are altered or obliterated in any way, unless by the attachment of a document of transfer. They lay down requirements regarding the display of licences and their inspection by officers.