1987 No. 234

MAGISTRATES' COURTS

Magistrates' Courts (Betting, Gaming, Lotteries and Amusements) (No. 2) Rules (Northern Ireland) 1987

Made	*27th May 1987*
Coming into operation . .	*1st June 1987*

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SCHEDULE

The Lord Chancellor, in exercise of the powers conferred on him by Article 13 of the Magistrates' Courts (Northern Ireland) Order 1981(a), paragraph 3 of Schedule 1, paragraph 2 of Schedule 2, paragraph 3 of Schedule 3, paragraph 3 of Schedule 4, paragraph 2 of Schedule 5, paragraph 2 of Schedule 6, paragraph 3 of Schedule 7, paragraph 2 of Schedule 16 and paragraph 3 of Schedule 17 to the Betting, Gaming, Lotteries and Amusements (Northern Ireland) Order 1985(b), and of all other powers enabling him in that behalf, on the advice of the Magistrates' Courts Rules Committee and after consultation with the Lord Chief Justice, hereby makes the following rules:—

PART I

Introduction

Citation and commencement

1. These rules may be cited as the Magistrates' Courts (Betting, Gaming, Lotteries and Amusements) (No. 2) Rules (Northern Ireland) 1987 and shall come into operation on 1st June 1987.

Interpretation

2.—(1) In these rules "the Order" means the Betting, Gaming, Lotteries and Amusements (Northern Ireland) Order 1985; and a reference to an Article or Schedule by number is a reference to that Article or Schedule as numbered in the Order.

(2) Any reference in these Rules to a Form by number is a reference to that Form so numbered in the Schedule to these rules.

(3) Any reference in these rules to the clerk of petty sessions is a reference to the clerk of petty sessions for the petty sessions district in which the application is made.

(a) S.I. 1981/1675 (N.I. 26)
(b) S.I. 1985/1204 (N.I. 11); as amended by section 6(2) of and Part II of Schedule 4 to the Finance Act 1986 (c. 41)

Bookmakers' Licences and Bookmaking Office Licences

Application for a bookmaker's licence

3.—(1) An application for the grant of a bookmaker's licence may be made to the court of summary jurisdiction for the petty sessions district:

(*a*) in which the applicant ordinarily resides or, if the applicant is a body corporate in which the registered office is situated; or

(*b*) in which the premises where the applicant intends to carry on business are situated.

(2) Notice of application in accordance with Article 8(1) and paragraph 2 of Schedule 1 for the grant of a bookmaker's licence shall be in Form 1.

Application for a bookmaking office licence

4. Notice of application in accordance with Article 12(1) and paragraph 1 of Schedule 2 for the grant of a bookmaking office licence shall be in Form 2.

Application for the provisional grant of a bookmaking office licence

5. Notice of application in accordance with Article 14(1) and paragraph 6 of Schedule 2 for the provisional grant of a bookmaking office licence shall be in Form 3.

Application to have provisional grant of bookmaking office licence declared final

6.—(1) Notice of application in accordance with Article 14(7) and paragraph 7 of Schedule 2 to have the provisional grant of a bookmaking office licence declared final shall be in Form 4.

(2) A person intending to make such an application shall, before or at the hearing of the application, deposit the licence provisionally granted with the clerk of petty sessions.

Application for the renewal of a bookmaker's licence

7.—(1) Notice of application in accordance with Articles 16(1) or 20(1) and Schedule 3 for the renewal or, as the case may be, renewal out of time of a bookmaker's licence shall be in Form 5.

(2) A person intending to make such an application shall, before the renewal date or, in the case of an application for renewal out of time, before the date of the court sitting at which the application is to be made, deposit the bookmaker's licence with the clerk of petty sessions.

Application for the renewal of a bookmaking office licence

8.—(1) Notice of application in accordance with Articles 18(1) or 20(1) and Schedule 4 for the renewal or, as the case may be, renewal out of time of a bookmaking office licence shall be in Form 6.

(2) A person intending to make such an application shall, before the renewal date or, in the case of an application for renewal out of time, before the date of the court sitting at which the application is to be made, deposit the bookmaking office licence with the clerk of petty sessions.

Objection to the grant or renewal of a bookmaker's licence

9. Notice of objection in accordance with paragraph 6 of Schedule 1 or paragraph 6 of Schedule 3 to the grant or renewal, as the case may be, of a bookmaker's licence shall be in Form 7.

Objection to the grant or provisional grant or renewal of a bookmaking office licence

10. Notice of objection in accordance with paragraphs 5 or 6 of Schedule 2 or paragraph 6 of Schedule 4 to the grant, provisional grant or renewal, as the case may be, of a bookmaking office licence shall be in Form 8.

Application for the revocation of a bookmaker's licence or bookmaking office licence

11. Notice of application in accordance with Article 27(1) and paragraph 2 of Schedule 7 for revocation of a bookmaker's licence or in accordance with Article 28(1) and paragraph 2 of Schedule 7 for revocation of a bookmaking office licence shall be in Form 9.

Objection to the revocation of a bookmaker's licence or bookmaking office licence

12. Notice of objection in accordance with Articles 27(3) or 28(3) and paragraph 5 of Schedule 7 to the revocation of a bookmaker's licence or a bookmaking office licence, as the case may be, shall be in Form 10.

Application for transfer of a bookmaking office licence

13.—(1) Notice of application in accordance with Article 23(1) and paragraphs 1 and 7 of Schedule 5 for the transfer of a bookmaking office licence or a bookmaking office licence provisionally granted, as the case may be, shall be in Form 11.

(2) Except in a case to which paragraph 6(2) of Schedule 5 applies, a person intending to make such an application shall, before the hearing of the application, deposit the bookmaking office licence with the clerk of petty sessions.

Application for the concurrent transfer and renewal of a bookmaking office licence

14.—(1) Notice of application in accordance with Article 23(1) and paragraph 1 of Schedule 5 and with Article 24(1) and paragraph 8 of Schedule 4 for the concurrent transfer and renewal of a bookmaking office licence shall be in Form 12.

(2) Except in a case to which paragraph 6(2) of Schedule 5 applies a person intending to make such an application shall, before the hearing of the application, deposit the bookmaking office licence with the clerk of petty sessions.

Objection to the transfer of a bookmaking office licence

15. Notice of objection in accordance with paragraph 5 of Schedule 5 to the transfer of a bookmaking office licence or a bookmaking office licence provisionally granted, as the case may be, shall be in Form 13.

Application for an order authorising temporary continuance of business

16. Notice of application in accordance with Article 26(1) and paragraph 1 of Schedule 6 for an order authorising the temporary continuance of business in other premises, shall be in Form 14.

PART III

Lottery Certificates

Application for the grant of a lottery certificate

17. Notice of application in accordance with Article 142(1) and paragraph 1 of Schedule 16 for the grant of a lottery certificate shall be in Form 15.

Application for the renewal of a lottery certificate

18.—(1) Notice of application in accordance with Article 144(1) or Article 146(1) and Schedule 17 for the renewal or renewal out of time, as the case may be, of a lottery certificate shall be in Form 16.

(2) A person intending to make such an application shall, before the renewal date or in the case of an application for renewal out of time, before the date of the court sitting at which the application is to be heard, deposit the lottery certificate with the clerk of petty sessions.

Objection to the grant or renewal of a lottery certificate

19. Notice of objection in accordance with paragraph 4 of Schedule 16 or paragraph 5 of Schedule 17 to the grant or renewal, as the case may be, of a lottery certificate shall be in Form 17.

Application for the revocation of a lottery certificate

20. Notice of application in accordance with Article 149(1) and paragraph 2 of Schedule 7 for the revocation of a lottery certificate shall be in Form 18.

Objection to the revocation of a lottery certificate

21. Notice of objection in accordance with Article 149(3) and paragraph 5 of Schedule 7 to the revocation of a lottery certificate shall be in Form 19.

PART IV

General Procedure and Revocation

Newspaper Notice

22.—(1) Where an Order requires a notice to be published in relation to an intended application for the grant, provisional grant, or transfer of a bookmaking licence, or in relation to an intended application for the grant or renewal of a bookmaker's licence or lottery certificate, as the case may be, or where the Order requires a notice to be published by a clerk of petty sessions in relation to renewals of bookmakers' licences, bookmaking office licences or lottery certificates, such a notice shall—

(*a*) include a reference to the requirement that any person who intends to object to the grant, provisional grant, renewal or transfer of a