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## STATUTORY INSTRUMENTS

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# 1985 No. 1204

## The Betting, Gaming, Lotteries and Amusements (Northern Ireland) Order 1985

### PART II

### BETTING

#### *Totalisators*

#### ***Restriction of pool betting***

**44.**—(1) No pool betting business shall be carried on on any licensed track except by means of a totalisator operated in accordance with Article 45.

(2) Subject to [F1]paragraphs (3) and (3A)], no person shall carry on any pool betting business otherwise than on a licensed track.

(3) Paragraph (2) shall not apply to a registered pool promoter within the meaning of section 4(2) of the Betting, Gaming and Lotteries Act 1963, who carries on his pool betting business by post[F2 and any of such other means as may be prescribed by regulations].

[F3(3A) If the conditions mentioned in paragraph (3B) are satisfied, paragraph (2) does not apply to a licensed bookmaker who, on licensed premises, carries on a pool betting business which is linked to such a business carried on by means of a totalisator at a licensed track.

(3B) The conditions are that—

- (a) a person placing a bet at the licensed premises by way of the pool betting business does so on the same terms and conditions as if the bet were placed by means of the totalisator at the licensed track concerned, and
- (b) before receiving a bet by way of the pool betting system, the licensed bookmaker displays at the licensed premises a notice—
  - (i) indicating the name of the licensed track concerned; and
  - (ii) containing information corresponding to that which the operator of that track is required to post at the track in accordance with paragraph 3 of Schedule 8.]

(4) Any person acting in contravention of paragraph (1) or (2) shall be guilty of an offence.

**F1** Words in art. 44(2) substituted (27.4.2022) by [Betting, Gaming, Lotteries and Amusements \(Amendment\) Act \(Northern Ireland\) 2022 \(c. 14\)](#), ss. 4, 17(2)

**F2** 2004 NI 1

**F3** Art. 44(3A)(3B) inserted (27.4.2022) by [Betting, Gaming, Lotteries and Amusements \(Amendment\) Act \(Northern Ireland\) 2022 \(c. 14\)](#), ss. 4, 17(2)

### **Totalisators on licensed tracks**

**45.**—(1) Where, in the case of any licensed track, by virtue of Article 44, the occupier of the track or any person authorised in that behalf in writing by the occupier of the track has set up a totalisator, that totalisator shall be operated only—

- (a) while the public are admitted to the track for the purpose of attending horse or, as the case may be, dog racing and no other sporting events are taking place on the track; and
- (b) for effecting with persons resorting to the track betting transactions on horse or, as the case may be, dog races run on that track on that day or on that day together with no more than 5 consecutive days on which such races are run on that track; and
- (c) in accordance with the provisions of Schedule 8.

(2) The occupier of a licensed track—

- (a) shall not so long as a totalisator is being lawfully operated on the track exclude any licensed bookmaker from the track by reason only that he proposes to carry on bookmaking on the track; and
- (b) subject to paragraph (3), shall take such steps as are necessary to secure that so long as a totalisator is being lawfully operated on the track there is available for licensed bookmakers space on the track where they can conveniently carry on bookmaking in connection with horse or, as the case may be, dog races run on the track on that day.

(3) The space made available for bookmakers under paragraph (2)(b) shall be sufficient to accommodate no less than the greatest number of bookmakers admitted to the track at any time during the 2 years immediately preceding the introduction of a totalisator on the track.

**Changes to legislation:**

The Betting, Gaming, Lotteries and Amusements (Northern Ireland) Order 1985, Cross Heading: Totalisators is up to date with all changes known to be in force on or before 25 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.

[View outstanding changes](#)

**Changes and effects yet to be applied to :**

- Instrument applied by [1997 c. 16 s.15\(3\)](#)

**Changes and effects yet to be applied to the whole Order associated Parts and Chapters:**

- Act applied by [1997 c. 16 s.15\(3\)](#)

Whole provisions yet to be inserted into this Order (including any effects on those provisions):

- art. 172A and cross-heading inserted by [2022 c. 14 \(N.I.\) s. 15\(1\)](#)
- art. 186(3A) inserted by [2022 c. 14 \(N.I.\) s. 15\(2\)\(a\)](#)