

*Changes to legislation: There are currently no known outstanding effects
for the Finance Act 1984, SCHEDULE 3. (See end of Document for details)*

SCHEDULES

SCHEDULE 3

Section 7.

GAMING MACHINE LICENCE DUTY

PART I

SPECIAL LICENCES AND STAGGERED STARTING DATES FOR WHOLE-YEAR LICENCES IN RESPECT OF PREMISES

1 The ^{M1}Betting and Gaming Duties Act 1981 shall be amended as follows.

Marginal Citations

M1 1981 c. 63.

2 For section 21 there shall be substituted—

“21 Gaming machine licences.

- (1) Except in the cases specified in Part I of Schedule 4 to this Act, no gaming machine (other than a two-penny machine) shall be provided for gaming on any premises situated in Great Britain unless there is for the time being in force—
 - (a) a licence granted under this Part of this Act with respect to the premises; or
 - (b) a licence so granted with respect to the machine.
- (2) A licence of either kind granted under this Part of this Act shall be known as a gaming machine licence; and in this Part “ordinary licence” means a licence falling within subsection (1)(a) above and “special licence” means one falling within subsection (1)(b).
- (3) A special licence may be a whole-year or half-year licence and an ordinary licence may be a whole-year, half-year or quarter-year licence; and the period for which a gaming machine licence is to be granted shall be determined by reference to the following Table.

Table

<i>Type of licence</i>	<i>Period for which licence is to be granted</i>
1. Whole-year special licence	Twelve months beginning with 1st October.

Changes to legislation: There are currently no known outstanding effects for the Finance Act 1984, SCHEDULE 3. (See end of Document for details)

2. Half-year special licence	Six months beginning with 1st April or 1st October.
3. Whole-year ordinary licence in respect of premises situation in—	
(a) The first region	Twelve months beginning with 1st December.
(b) The second region	Twelve months beginning with 1st February.
(c) The third region	Twelve months beginning with 1st June.
(d) The fourth region	Twelve months beginning with 1st August.
4. Half-year ordinary licence	Six months beginning with 1st April or 1st October.
5. Quarter-year ordinary licence	Three months beginning with 1st January, 1st April, 1st July or 1st October.

In this Table any reference to a named region is a reference to that part of Great Britain which has been designated by the Commissioners, for the purposes of this Act, as that named region.

(4) For the purposes of this Part of this Act, any premises which consist of a means of transport shall be treated as being situated in the fourth region except in any case where the Commissioners direct that they are to be treated as being situated in another named region.”.

^{F13}

Textual Amendments
F1 Sch. 3 paras. 3-5 repealed (3.5.1994 with effect in accordance with Sch. 3 of the repealing Act) by 1994 c. 9, s. 258, Sch. 3, **Sch. 26 Pt. II**, note

^{F24}

Textual Amendments
F2 Sch. 3 paras. 3-5 repealed (3.5.1994 with effect in accordance with Sch. 3 of the repealing Act) by 1994 c. 9, s. 258, Sch. 3, **Sch. 26 Pt. II**, note

^{F35}

Textual Amendments
F3 Sch. 3 paras. 3-5 repealed (3.5.1994 with effect in accordance with Sch. 3 of the repealing Act) by 1994 c. 9, s. 258, Sch. 3, **Sch. 26 Pt. II**, note

6 In section 24—

Changes to legislation: There are currently no known outstanding effects for the Finance Act 1984, SCHEDULE 3. (See end of Document for details)

- (a) subsection (1) shall cease to have effect;
- ^{F4}(b)
- ^{F4}(c)
- ^{F4}(d)
- (e) in subsections (5) and (6), in each case after the words “contravention of” there shall be inserted “ section 21(1) above or ”; and
- ^{F4}(f)

Textual Amendments

^{F4} Sch. 3 para. 6(b)-(d) and (f) repealed (3.5.1994 with effect in accordance with Sch. 3 of the repealing Act) by 1994 c. 9, s. 258, Sch. 3, **Sch. 26 Pt. II**, note

- 7 (1) Part II of Schedule 4 shall be amended as follows.
- (2) In paragraphs 6 and 8(2), the words “in respect of any premises” shall, in each case, be omitted.
 - ^{F5}(3)
 - ^{F5}(4)
 - ^{F5}(5)
 - ^{F5}(6)
 - ^{F5}(7)
 - (8) In sub-paragraph (3) of paragraph 11 for the words “Sub-paragraph (2)” there shall be substituted “ Sub-paragraph (1) ” and for the words “that section” there shall be substituted the words “ section 21(1) or 24 of this Act ”.
 - ^{F5}(9)
 - ^{F5}(10)
 - ^{F5}(11)
 - ^{F6}(12)
 - (13) In paragraph 18, for the words from “either” to the end of paragraph (b) there shall be substituted “the officer is satisfied, having regard to the number and description of—
 - (a) those machines which are authorised by the ordinary licence or licences produced to him; and
 - (b) those machines displaying special licences;that there has been a contravention of section 21(1) or 24 of this Act,”.

Textual Amendments

^{F5} Sch. 3 para. 7(3)-(7) and (9)-(11) repealed (3.5.1994 with effect in accordance with Sch. 3 of the repealing Act) by 1994 c. 9, s. 258, Sch. 3, **Sch. 26 Pt. II**, note

*Changes to legislation: There are currently no known outstanding effects
 for the Finance Act 1984, SCHEDULE 3. (See end of Document for details)*

F6 Sch. 3 para. 7(12) repealed (8.11.2007) by Finance Act 2007 (c. 11), s. 84(5), Sch. 27 Pt. 5(1); S.I. 2007/3166, art. 2(c)

PART II

TRANSITIONAL PROVISIONS

Whole-year licences during transitional period

- 8 (1) A whole-year ordinary licence in respect of any premises shall, if first having effect after 30th September 1984 but before the latest date specified (in relation to the region in which the premises are situated) in the second column of the following Table, be granted for a period determined by reference to the Table.

Table

Region in which premises are situated	Date on which licence first has effect	Period for which licence is to be granted
1. First.	(a) Before 1st May 1985.	Seven months beginning with 1st October 1984.
	(b) After 30th April 1985 but before 1st December 1985.	Seven months beginning with 1st May 1985.
2. Second.	(a) Before 1st June 1985.	Eight months beginning with 1st October 1984.
	(b) After 31st May 1985 but before 1st February 1986.	Eight months beginning with 1st June 1985.
3. Third.	Before 1st June 1985.	Eight months beginning with 1st October 1984.
4. Fourth.	Before 1st August 1985.	Ten months beginning with 1st October 1984.

References in this Table to named regions shall be construed as in section 21 of the ^{M2}Betting and Gaming Duties Act 1981.

- (2) Where, by virtue of sub-paragraph (1) above, a whole-year licence is granted for a period of 7, 8 or 10 months, the duty payable on the licence shall be 7/12ths, 8/12ths or, as the case may be, 10/12ths of the appropriate amount set out in the relevant Table in section 23 of the Act of 1981.
- (3) In relation to a whole-year licence falling within sub-paragraph (1) above, paragraph 11 of Schedule 4 to the Act of 1981 shall have effect as if—
- (a) in a case falling within paragraph 11(1)(b), the appropriate fraction were 17/35ths for a seven-month licence, 11/20ths for an eight-month licence and 16/25ths for a ten-month licence;

*Changes to legislation: There are currently no known outstanding effects
for the Finance Act 1984, SCHEDULE 3. (See end of Document for details)*

- (b) in a case falling within paragraph 11(1)(c), the appropriate fraction were $\frac{2}{35}$ ths for a seven-month licence, $\frac{7}{40}$ ths for an eight-month licence and $\frac{17}{50}$ ths for a ten-month licence; and
- (c) in a case falling within paragraph 11(1)(d), no provision were made for repayment of duty.

Marginal Citations

M2 1981 c. 63.

Changes to legislation:

There are currently no known outstanding effects for the Finance Act 1984, SCHEDULE 3.