



Gambling Act 2005

2005 CHAPTER 19

PART 7

OPERATING AND PERSONAL LICENCES: APPEALS

148 Legal assistance

- (1) The Lord Chancellor may by regulations establish a scheme for the provision of legal assistance to appellants to the Tribunal.
- (2) Regulations under subsection (1) may, in particular—
 - (a) specify the kinds of assistance that may be provided;
 - (b) specify the classes of person by whom assistance may be provided;
 - ^{F1}(c)
 - ^{F1}(d)
 - (e) enable the Tribunal to determine eligibility for assistance by reference to criteria specified in the regulations;
 - (f) make provision for an appeal against refusal of assistance;
 - (g) enable assistance to be granted subject to conditions or restrictions imposed by the Tribunal (which may, in particular, include conditions requiring—
 - (i) a person receiving assistance to contribute towards its cost;
 - (ii) a person who received assistance to defray all or part of its cost in specified circumstances);
 - (h) enable the Tribunal to vary or revoke a decision that assistance should be provided;
 - (i) include provision for enforcement of a duty of payment arising under the regulations (which may, in particular, confer jurisdiction on a court).
- (3) Regulations under subsection (1) may, in particular, apply generally or only—
 - (a) in relation to specified kinds of appeal;
 - (b) in specified circumstances.

Changes to legislation: There are currently no known outstanding effects for the Gambling Act 2005, Section 148. (See end of Document for details)

- (4) The Lord Chancellor shall defray the costs of assistance provided under the scheme (subject to subsection (2)(g)).
- (5) Regulations under this section shall have no effect in relation to proceedings heard or to be heard by the Tribunal sitting in Scotland.

Textual Amendments

- F1** S. 148(2)(c)(d) omitted (18.1.2010) by virtue of [The Transfer of Tribunal Functions Order 2010 \(S.I. 2010/22\)](#), art. 1(1), [Sch. 2 para. 101](#) (with Sch. 5)

Commencement Information

- I1** S. 148 in force at 1.1.2007 by [S.I. 2006/3272](#), art. 2(1), [Sch. 1](#) (with arts. 7-11, 7-12, Sch. 4)

Changes to legislation:

There are currently no known outstanding effects for the Gambling Act 2005, Section 148.