



# Gambling Act 2005

## 2005 CHAPTER 19

### PART 1

#### INTERPRETATION OF KEY CONCEPTS

##### *Gaming*

#### **7 Casino**

- (1) For the purposes of this Act a casino is an arrangement whereby people are given an opportunity to participate in one or more casino games.
- (2) In this Act “casino game” means a game of chance which is not equal chance gaming.
- (3) But the Secretary of State may by regulations provide that a specified activity, or an activity carried on in specified circumstances, is to be or not to be treated as a casino game for the purposes of this Act (and subsection (2) is subject to regulations under this subsection).
- (4) For the purposes of this section it is immaterial—
  - (a) whether an arrangement is provided on one set of premises or on more than one;
  - (b) whether an arrangement is provided wholly or partly by means of remote communication.
- (5) The Secretary of State shall make regulations by reference to which any casino may be classified as—
  - (a) a regional casino,
  - (b) a large casino,
  - (c) a small casino, or
  - (d) below the minimum size for a licensed casino.
- (6) Regulations under subsection (5) may make provision by reference to—

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*Status: This is the original version (as it was originally enacted).*

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- (a) the number of gaming tables used or designated for the playing of specified casino games or classes of casino game,
  - (b) the location of gaming tables used or designated for the playing of specified casino games or classes of casino game,
  - (c) the concentration of gaming tables used or designated for the playing of specified casino games or classes of casino game,
  - (d) the floor area used or designated for a specified purpose,
  - (e) any combination of the matters listed in paragraph (a) to (d), or
  - (f) any other matter.
- (7) Regulations under subsection (5) may—
- (a) include provision for determining what floor area is to be treated as being used or designated for a purpose;
  - (b) include provision for determining what activities do or do not amount to the playing of a specified casino game or class of casino game;
  - (c) include provision for determining what is or is not to be treated as a gaming table (and, in particular, in what circumstances a number of tables are to be treated as if they were a single gaming table);
  - (d) provide that a gaming table is to be treated as being used or designated only if specified conditions (which may, in particular, relate to purpose of use, extent of use or circumstances of use) are satisfied.