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STATUTORY INSTRUMENTS

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2006 No.

**BETTING, GAMING AND LOTTERIES**

The Gambling Act 2005 (Transitional Provisions) Order 2006

*Made*

*Laid before Parliament*

*Coming into force*

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The Secretary of State makes the following Order in exercise of the powers conferred by section 355(1) of, and paragraph 8 of Schedule 18 to, the Gambling Act 2005(a):

1. This Order may be cited as the Gambling Act 2005 (Transitional Provisions) Order 2006 and shall come into force on 29 April 2006.

2.—(1) The Gambling Commission may not issue a certificate of consent on a consent application in respect of a casino licence during the period specified in paragraph (2), where—

- (a) the application is made during that period, or
- (b) in a case where the application is made before 29th April 2006, the fee payable in respect of the application has not been paid before that date.

(2) The period mentioned in paragraph (1) is that beginning on 29th April 2006 and ending on the date on which the Gaming Act 1968(b) is repealed for all purposes by section 356(3)(g) and (4) of, and Schedule 17 to, the Gambling Act 2005.

(3) In this article—

“consent application in respect of a casino licence” means an application for a certificate of consent under paragraph 4 of Schedule 2 to the Gaming Act 1968 for the purposes of an application under that Act for the grant of a casino licence;

“casino licence” means a licence under the Gaming Act 1968 other than a bingo club licence (within the meaning of paragraph 2 of Schedule 2 to that Act).

2006

Minister of State  
Department for Culture, Media and Sport

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(a) 2005 c.19.

(b) 1968 c.65. The Gaming Act 1968 is to be repealed by the Gambling Act 2005 (c. 19), section 356(3)(g) and (4) and Schedule 17, on a date to be appointed by order made under section 358(1) of that Act.

## **EXPLANATORY NOTE**

*(This note is not part of the Order)*

This Order makes transitional provision in connection with the commencement of the Gambling Act 2005. Schedule 2 to the Gaming Act 1968 requires a person to hold a certificate of consent issued by the Gambling Commission under that Schedule before the person can apply to the appropriate licensing authority for a licence under that Act. The Order prevents the Gambling Commission from issuing a certificate of consent in certain circumstances where it relates to an application for a casino licence. The restriction applies during the period between 29th April 2006 and the date on which that Act is repealed for all purposes by the Gambling Act 2005. The effect of the restriction is to prevent the Gambling Commission from issuing a certificate of consent where either the application is made during that period, or the fee payable in respect of the application has not been paid before the period begins.