

**APPLICATION FOR THE CONVERSION OR NEW GRANT / CHANGE OF NAME OF A
PRIZE GAMING PERMIT**

**(FOR USE BY THOSE OCCUPYING / PROPOSING TO OCCUPY PREMISES WHERE FACILITIES FOR
GAMING WITH PRIZES WILL BE MADE AVAILABLE)**

Please refer to guidance notes at the back of this form before completing

To:
North Tyneside Council
Licensing Department
Harvey Combe, Killingworth
Newcastle upon Tyne NE12 6UB



SECTION A – What do you want to do?

1. Please indicate what you would like to do:

- a) Apply to **convert** an existing Section 16 permit issued under the Lotteries and Amusements Act 1976, into a prize gaming permit
(if you choose this option then please complete sections B, D and E)
- b) Apply for a **new** prize gaming permit
(if you choose this option then please complete sections B, D and E)
- c) Request that the licensing authority **changes the name** on the permit due to the existing permit holder's change of name or wish to be known by another name
(if you choose this option then please complete sections C, D and E)

SECTION B – Application for grant (includes both new and conversion applications)

2. Do you have an existing Section 16 permit issued under the Lotteries and Amusements Act 1976?

Yes / No

If 'yes' the permit should be enclosed. *

Existing Section 16 permit enclosed

3. Are you aware of any premises licence, issued under the Gambling Act 2005, which exists in relation to the premises to which this application relates? If 'yes' please provide details (e.g. premises licence reference number)

Yes / No

.....

4. Are you aware of any club gaming permit, issued under the Gambling Act 2005, which exists in relation to the premises to which this application relates? If 'yes' please provide details (e.g. premises licence reference number)

Yes / No

.....

IF YOU HAVE ANSWERED 'YES' TO NUMBER 3 OR 4 NO APPLICATION FOR A PRIZE GAMING PERMIT CAN BE MADE IN RESPECT OF THE PREMISES

* Please keep a copy of your existing permit on the premises to which it relates.

Section C – Change of name

4. What is the name of the permit holder on the existing permit?

.....

5. What is the reference (e.g. number) of the existing permit?

.....

6. What name change is requested by the permit holder?

.....

7. Why is this change of name being requested? (see guidance note 9)

.....

.....

Section D – General Information

8. Name of premises.....

9. Address of premises.....

.....

10. Telephone number of premises.....

11. Name of applicant - if individual please give date of birth

.....

12. Address of applicant

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.....

13. Telephone number (daytime) of applicant

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14. E-mail address of applicant

.....

15. Name, address, telephone and e-mail of agent (e.g. solicitor) if submitted on behalf of the applicant

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16. Please specify the nature of the gaming for which the permit is sought (see guidance note 10)

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17. Please give details of any understanding which you have in relation to the limits on stakes and prizes set out in the Regulations and that the gaming offered is within the law (see guidance note 11)

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Section E – Checklist and Declaration

I confirm that I am 18 years of age or older.

There is no premise licence or club gaming permit in force in relation to the premises

I have enclosed a plan of the premises and insurance certificate (or certified copy)

I enclose a sum of £..... (cheques should be made payable to North Tyneside Council)

I confirm that I occupy / propose to occupy the premises to which this application relates

I have enclosed a copy of my existing permit (if applicable)

I understand that if I do not comply with the above requirements my application will be rejected

THE INFORMATION CONTAINED IN THIS FORM IS CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF

Please note: It is an offence, liable on summary conviction to a fine up to Level 5 on the Standard Scale or to a term of imprisonment not exceeding 51 weeks, or both, under Section 342 of the Gambling Act 2005 to make a false statement in or in connection with this application

I understand the Police will be consulted in relation to this application and have the opportunity to make representations

Dated

Signed (by or on behalf of applicant / permit holder).....

Print Name.....

Please return form to: Licensing Section, Killingworth Site, Harvey Combe, Killingworth, Newcastle upon Tyne, NE12 6UB – Telephone 0191 643 6175

Guidance notes

1. This form is to be used for an application for a grant (or to request a change of name) of a prize gaming permit under the Gambling Act 2005 Part 13 and Schedule 14. **This form can be used for both new applications and for applications to convert an existing Section 16 permit** under the Lotteries and Amusements Act 1976 in accordance with the Gambling Act 2005 Statutory Instrument 2006 / 3272.
2. This permit application is for prize gaming as defined in Section 288 Gambling Act 2005 as follows:
“Gaming is prize gaming for the purposes of this Act if neither the nature nor the size of a prize played for is determined by reference to -
(a) the number of persons playing; or
(b) the amount paid for or raised by the gaming.”
3. A number of statutory conditions apply to prize gaming permits under Section 293 Gambling Act 2005 as follows:
 - I. The first condition is compliance with such limits as may be prescribed in respect of participation fees (and those limits may, in particular, relate to players, games or a combination; and different limits may be prescribed in respect of different classes or descriptions of fee).
 - II. The second condition is that -
 - a) all the chances to participate in a particular game must be acquired or allocated on one day and in the place where the game is played,
 - b) the game must be played entirely on that day, and
 - c) the result of the game must be made public- (i) in the place where the game is played, and (ii) as soon as is reasonably practicable after the game ends, and in any event on the day on which it is played.
 - III. The third condition is that a prize for which a game is played, or the aggregate of the prizes for which a game is played- (a) where all the prizes are money, must not exceed the prescribed amount, and (b) in any other case, must not exceed the prescribed value.
 - IV. The fourth condition is that participation in the game by a person does not entitle him or another person to participate in any other gambling (whether or not he or the other person would also have to pay in order to participate in the other gambling).
4. The permit's duration is 10 years. A renewal application must be made 2-6 months before the expiry date of the permit (Schedule 14 paragraph 18 Gambling Act 2005).
5. The **fee** for a **new application** for grant is **£300**. The **fee** for the **conversion** of an existing Section 16 Lotteries and Amusements Act 1976 permit is **£100**. The **fee** for a **change of name** is **£25**.
6. Applicants should be aware that this Licensing Authority has published a 'Statement of Principles' under Schedule 14 paragraph 8 (3) of the Gambling Act 2005 relating to prize gaming permits. The Statement is available via this authority's website or via a request made to the contact details provided at the top of this form.

7. This licensing authority must notify the applicant of its grant / refusal of the application for a permit as soon as is reasonably practicable after that decision to grant / refuse has been made.
8. If an application has been made to convert an existing Section 16 Lotteries and Amusements Act 1976 permit before 31st July 2007, then the applicant can assume that, even where a decision has not been formally made by this licensing authority, his/her application is to be treated as granted from September 2007. Following this, a permit must be provided by this authority as soon as reasonably practicable.
9. These permits cannot be transferred. Change of name is only permitted where the permit holder changes his / her name or wishes to be known by another name (Schedule 14 paragraph 12(2)).
10. A Prize Gaming Permit authorises 'prize gaming' as defined at Section 288 Gambling Act 2005 which states:

Gaming is prize gaming for the purposes of this Act if neither the nature nor the size of a prize played for is determined by reference to-

 - (a) *the number of persons playing, or*
 - (b) *the amount paid for or raised by the gaming.*
11. The 'prescribed' 'amount' and 'value' are set-out in regulations, currently SI 2007 / available via <http://www.opsi.gov.uk> or from the Gambling Commission's website. The current regulations are:
 - amount =
 - value =
12. The Chief Officer of Police will be consulted in relation to these applications. The Licensing Authority will consider any representations made by the Police in relation to such matters and will attach such weight to those representations as felt appropriate.
13. An insurance certificate (or copy certified by a Solicitor/Commissioner for Oaths or Notary) confirming the availability of public liability insurance must be provided.
14. Please note that the application form will be forwarded for information to Tyne & Wear Fire & Rescue Service.
15. It is anticipated that the licensing objectives will be considered by the Licensing Authority with most applications for a permit.
16. The Licensing Authority will also consider the Guidance issued by the Gambling Commission.
17. If the Licensing Officer is minded to refuse this application reasons for the refusal will be given to the applicant who will be given an opportunity to make oral or written representations or both before any decision is formally taken to refuse the application or not. Upon receipt of representations a Licensing Sub-Committee will determine the matter.
18. If an application does not contain all the information above the application will be returned requesting that the application be re-submitted with the full information being provided.
19. When a Licensing Authority rejects an application for the issue or renewal of a permit the applicant may appeal to North Tyneside Magistrates Court within 21 days of receiving notification of the decision not to grant the application for a permit.