

Gambling Act 2005 Gaming Machines in Pubs

Under the Gambling Act 2005 in pubs and alcohol licensed premises, are permitted to have gaming machines (also known as fruit machines or amusement with prizes machines) provided they have the relevant notification or permit.

These permits and notifications are dealt with by the licensing authority. The licensing authority for Stroud district is Stroud District Council and the permits and notifications are dealt with by the Licensing Section who can be contacted on 01453 754440/754404 or email licensing@stroud.gov.uk

- **Up to two gaming machines** – Pubs and other alcohol licensed premises (premises that have a bar authorised to serve drinks without food) have an automatic entitlement to two gaming machines (category C and/or D), subject to a simple notification procedure.
- **More than two gaming machines** – Pubs and other alcohol licensed premises (premises that have a bar authorised to serve drinks without food), which want to offer more than two gaming machines (Category C and/or D) need to apply for a Licensed Premises Gaming Machine Permit.

Table of Machines permitted in Licensed Premises

Category of Machine	Maximum Stake	Maximum Prize
C	£1	£100
D Cash Prize	10p	£5
D Non cash Prize (other than crane grab)	30p	£8
D Crane Grab machines	£1	£50
D Coin pusher or penny fall machine	20p	Total value of £25 of which no more than £10 may be cash
D In any other case	10p	Total value £8 of which no more than £5 may be cash

How long will my permission last?

The notification of automatic entitlement to 2 machines and the Licensed Premises Gaming Machine Permit will be of unlimited duration. Once you have it, you will not need to apply again unless circumstances change for example if the Premises Licence issued under the Licensing Act 2003 is transferred to a new person or business. (There is an annual fee to be paid for the Licensed Premises Gaming Machine Permit).

How do I make an application for a notification or permit?

Notification (for up to 2 machines).

To give the automatic notification you must submit the following;

- The notification – use the form called *Notification of 2 or less Gaming Machines or Gaming machine Permit applications for greater than 2 machines*;
- The Fee

Licensed Premises Gaming Machine Permit (for more than two gaming machines)

To make an application for a Licensed Premises Gaming Machine Permit you must submit the following;

- A completed application form - use the form called *Notification of 2 or less Gaming Machines or Gaming machine Permit applications for greater than 2 machines*;
- A plan of the premises identifying the location and category of each machine.
- Proof that the applicant is the holder of a premises licence issued under the Licensing Act 2003
- The Fee

Please note that the same form is used for both notifications and gaming machine permits, you just have to fill out the appropriate part of the form. You can get the form on our website www.stroud.gov.uk or by ringing the Licensing Section on 01453 754440.

What are the Fees?

Notification (for up to 2 machines).

The notification of automatic entitlement to 2 machines has a fee to be submitted with the notification.

Notification Fee	£50
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Licensed Premises Gaming Machine Permit (for more than two gaming machines)

The Licensed Premises Gaming Machine Permit has an initial application fee and an annual fee. The first annual fee will be payable within 30 days of the date of issue of your new permit, and before the anniversary of the issue date thereafter. The Fees are as follows

To convert a section 34 permit on renewal	£100
New application for a permit	£150
Variation of permit	£100
Transfer of permit	£25
Annual fee	£50

Can I transfer my Notification for up to 2 Machines?

No if you transfer your Premises Licence (alcohol) under the Licensing Act 2003 you will not be able to transfer the Notification of 2 or less gaming machines, the new licence holder will apply for a new notification this will involve submitting the fee of £50 to the Licensing Section.

Can I transfer my Licensed Premises Gaming Machine Permit?

Yes if you transfer your Premises Licence (alcohol) under the Licensing Act 2003 you will also be able to transfer your Licensed Premises Gaming Machine Permit (more than 2 gaming machines). This will involve returning the current permit and submitting an application and the fee of £25 to the Licensing Section.

Do I need a Notification or Permit for a skill machine?

No a skill machine is not considered to be a Gaming Machine and so does not need a notification or permit. Please contact the Licensing Section on 01452 754440 if you need advice as to whether your machine is a gaming machine or a skill machine.

Do I also need a licence from HM Customs & Excise?

Yes you may need a amusement machine licence issued by HM Customs & Excise as gaming machines are normally liable to duty. You can contact Customs and Excise on 0845 010 9000 or look at their website www.hmrc.gov.uk for more information.

How do I get more information?

Contact **Stroud District Council Licensing Section** on 01453 754440 or visit our website www.stroud.gov.uk and follow the links from Licensing to Gambling Act 2005.

Contact **The Gambling Commission** on 0121 230 6666 or visit their website www.gamblingcommission.gov.uk for codes of practice for gaming in licensed premises

Licensing Section Contact Details

Address The Licensing Section, Environmental Health Service, Stroud District Council, Ebley Mill, Westward Road, Stroud, Glos. GL5 4UB (We would advise callers to make appointments)	
Email: licensing@stroud.gov.uk	Phone: 01453 754440/ 754404
Internet: www.stroud.gov.uk	Fax: 01453 754963