STATUTORY INSTRUMENTS

1961 No. 124 (S. 3)

SHERIFF COURT, SCOTLAND

Act of Sederunt (Sheriff Court Betting and Gaming Act Appeals) 1961

Made - - - - 12*th January*, 1961
Coming into Operation 2*nd February*, 1961

The Lords of Council and Session under and by virtue of the powers conferred upon them by paragraph 25 of the First Schedule and paragraph 8 of the Third Schedule of the Betting and Gaming Act, 1960(a) (hereinafter called "The Act") do hereby enact as follows:—

1. Any person who is aggrieved by the refusal of an appropriate authority to grant or renew a bookmaker's permit, betting agency permit or betting office licence or by the forfeiture and cancellation of a bookmaker's permit by an appropriate authority, may at any time within 14 days after the receipt by him of the notice of refusal or forfeiture and cancellation or within 14 days after the coming into operation of this Act of Sederunt whichever is the later appeal against such refusal or forfeiture and cancellation by initial writ under the Sheriff Courts (Scotland) Acts, 1907(b) and 1913(c) and such appeal shall be disposed of as a summary application as defined in the said Acts.

2. At the same time or as soon as may be thereafter as the initial writ is lodged in the Sheriff Court the appellant shall send a copy thereof to the Clerk to the appropriate authority and to each of the objectors, if any, to the application, or, as the case may be, to the applicant for forfeiture and cancellation.

3. On receipt by the Clerk to an appropriate authority of a copy of an initial writ in terms of Article 2 hereof he shall within 7 days thereafter transmit to the Sheriff Clerk, to the appellant and to each of the objectors, if any, to the application, or as the case may be, to the applicant for forfeiture and cancellation a written statement setting out the reasons for the refusal of the appropriate authority to grant or renew the bookmaker's permit, betting agency permit or betting office licence or the reasons for the forfeiture and cancellation of the bookmaker's permit by the appropriate authority, whichever is appropriate.

4. Any person who is aggrieved by the refusal of a local authority to grant or renew a permit for the provision of amusements with prizes on any premises may, at any time within 14 days after the receipt by him of the notice of refusal, or within 14 days after the coming into operation of this Act of Sederunt whichever is the later appeal against such refusal by initial writ under the Sheriff Courts (Scotland) Acts, 1907(b) and 1913(c) and such appeal shall be disposed of as a summary application as defined in the said Acts.

(a) 8 & 9 Eliz. 2. c. 60. (b) 7 Edw. 7 c. 51. (c) 2 & 3 Geo. 5 c. 28.

5. This Act of Sederunt may be cited as the Act of Sederunt (Sheriff Court Betting and Gaming Act Appeals) 1961 and shall come into operation on the 2nd February, 1961.

And the Lords appoint this Act of Sederunt to be entered in the Books of Sederunt.

J. L. Clyde,
I.P.D.

Edinburgh.
12th January, 1961.

EXPLANATORY NOTE

(This Note is not part of the Act of Sederunt, but is intended to indicate its general purport.)

This Act of Sederunt makes provision for appeals to the Sheriff Court under paragraph 25 of the First Schedule and paragraph 8 of the Third Schedule of the Betting and Gaming Act, 1960.