STATUTORY INSTRUMENTS

1965 No. 1168 (S.45)

SHERIFF COURT, SCOTLAND

Act of Sederunt (Betting, Gaming and Lotteries Act Appeals) 1965

Made - - - -	*20th May* 1965
Coming into Operation -	*20th May* 1965

The Lords of Council and Session under and by virtue of the powers conferred upon them by paragraph 24 of the First Schedule, paragraph 7 of the Second Schedule, paragraph 13 of the Third Schedule, paragraph 7 of the Sixth Schedule, and paragraph 6 of the Seventh Schedule to the Betting, Gaming and Lotteries Act 1963(a), 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 fortfeiture and cancellation 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 as the initial writ is lodged in the Sheriff Court, or as soon as may be thereafter, 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. Within seven days of the receipt by the Clerk to an appropriate authority of a copy of an initial writ in terms of Section 2 hereof, he shall send 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 fortfeiture and cancellation, a written statement setting out the reasons for the refusal by 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 registering authority to register him as a pools promoter, or by the revocation by a registering authority of his registration as a pools promoter, or by the revocation by a

(a) 1963 c. 2. (b) 7 Edw. 7. c. 51. (c) 2 & 3 Geo. 5. c. 28.

licensing authority of a licence in respect of a track for betting, or by the refusal of a local authority to grant or renew a permit for the provision of amusements with prizes, may at any time within 14 days after the receipt by him of the notice of refusal or revocation, appeal against such refusal or revocation by initial writ under the Sheriff Courts (Scotland) Acts 1907(a) and 1913(b) and such appeal shall be disposed of as a summary application as defined in the said Acts.

5. Any society which is aggrieved by the refusal or revocation by a local authority of the registration of the society for the purposes of section 45 of the Betting, Gaming and Lotteries Act 1963(c), may at any time within 14 days after the receipt by the society of the notice of refusal or revocation, appeal against such refusal or revocation by initial writ under the Sheriff Courts (Scotland) Acts 1907(a) and 1913(b) and such appeal shall be disposed of as a summary application as defined in the said Acts.

6. This Act of Sederunt may be cited as the Act of Sederunt (Betting, Gaming and Lotteries Act Appeals) 1965 and shall come into operation on 20th May 1965.

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

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

Edinburgh,
20th May 1965.

EXPLANATORY NOTE

(This Note is not part of the Act of Sederunt.)

This Act of Sederunt provides that appeals to the Sheriff Court under paragraph 24 of the First Schedule, paragraph 7 of the Second Schedule, paragraph 13 of the Third Schedule, paragraph 7 of the Sixth Schedule, and paragraph 6 of the Seventh Schedule to the Betting, Gaming and Lotteries Act 1963 shall be by initial writ.

(a) 7 Edw. 7. c. 51. (b) 2 & 3 Geo. 5. c. 28. (c) 1963 c. 2.