

# Betting and Gaming Duties Act 1981

# **CHAPTER 63**

# **BETTING AND GAMING DUTIES ACT 1981**

## PART I

# **BETTING DUTIES**

## General betting duty

- 1 The duty
- 2 Bookmakers: general bets
- 3 Bookmakers: spread bets
- 4 Pool betting on horse and dog races
- 5 Net stake receipts
- 5AA Relief for losses
- 5AB Betting exchanges
  - 5A Betting Duties
  - 5B Liability to pay
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  - 5D Accounting period
  - 5E Double taxation relief

## Pool betting duty

- 6 The duty
- 7 Duty charged on net pool betting receipts
- 7ZA Relief for losses
  - 7A Calculating net pool betting receipts
  - 7B Net pool betting receipts: meaning of "dutiable pool bet"
  - 7C Net pool betting receipts: calculating stake money
  - 7D Net pool betting receipts: when stakes etc fall due
  - 7E Net pool betting receipts: expenses and profits

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Accounting periods

Changes to legislation: There are outstanding changes not yet made by the legislation.gov.uk editorial team to Betting and Gaming Duties Act 1981. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

Net pool betting receipts: calculating winnings 8 Payment and recovery 8ZA Double taxation relief Meaning of "bet made for community benefit" in sections 6 to 8 8A 8B Meaning of "accounting period" in sections 6 to 8 8C Meaning of "bet" in sections 6 to 8A 9 Prohibitions for protection of revenue. 9A Further prohibitions for protection of revenue: overseas bet-brokers 9B Offences under sections 9 and 9A: penalties 10 Definition of pool betting. 10A Definition of qualifying foreign tax 11 Definition of coupon betting. 12 Supplementary provisions. PART II **GAMING DUTIES** Gaming licence duty 13 Gaming Duties 14 Gaming Duties 15 Gaming Duties 16 Gaming Duties Bingo duty 17 Bingo duty 18 Accounting period 19 Bingo receipts 20 Expenditure on bingo winnings 20A Combined bingo 20B Carrying losses forward 20C Supplementary Gaming machine licence duty Gaming machine licence duty. 21 21A.— 22 Gaming machine licence duty. 23 Amount of duty. 24 Restrictions on provision of gaming machines. Unlicensed machines: duty chargeable. 24A Meaning of "gaming machine". 25 25A Power to modify definition of "amusement machine". 26 Supplementary provisions as to gaming machine licence duty. Remote gaming duty 26A Interpretation 26B The duty 26C The rate

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1 Betting duties: double taxation relief

Definitions

2 Betting duties: double taxation relief

Credit allowed

3 Betting duties: double taxation relief

Notional UK liability

4 Betting duties: double taxation relief

Notional foreign liability

5 Betting duties: double taxation relief

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#### Clawback

6 Betting duties: double taxation relief

Breach of return obligations

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Reduction etc in foreign tax paid

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SCHEDULE 1 — Betting duties

## **Definitions**

1 Betting duties

#### General administration

- 2 Betting duties
- 2A Betting duties
  - 3 Betting duties

Notification to Commissioners as to carrying on of betting business

4 Betting duties

Requirement of permit for carrying on pool betting business

5 Betting duties

Books, records, accounts, et ceteralaetc.

- 6 Betting duties
- 7 Betting duties
- 8 Betting duties
- 9 Betting duties

Powers to enter premises and obtain information

10 Betting duties

Power of Commissioners to estimate general betting duty payable

11 Betting duties

Disputes as to computation of pool betting duty

12 Betting duties

#### Enforcement

- 13 Betting duties
- 14 Betting duties
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SCHEDULE 2 — Gaming Licence Duty

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## Application for and duration of licence

1 Gaming Licence Duty

Charge of duty in respect of short licence periods

2 Gaming Licence Duty

Regulations

3 Gaming Licence Duty

Inspection of premises

4 Gaming Licence Duty

Power to estimate duty

5 Gaming Licence Duty

Persons from whom duty recoverable

6 Gaming Licence Duty

Enforcement

7 Gaming Licence Duty

Co-operation with Gaming Board

8 Gaming Licence Duty

Modification of agreements

9 Gaming Licence Duty

SCHEDULE 3 — Bingo Duty
Part I — EXEMPTION FROM DUTY

Domestic bingo

1 In calculating liability to bingo duty no account shall be...

Small-scale bingo

- 2 (1) This paragraph applies where entitlement to participate in non-licensed...
- 2A (1) In the case of non-licensed bingo to which paragraph...

Non-profit making bingo

2B (1) In calculating liability to bingo duty no account shall...

Small-scale amusements provided commercially

5 (1) In calculating liability to bingo duty no account shall...

Machine bingo

6 Bingo Duty

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# Power to increase limits of exemptions

The Commissioners may by order provide that any provision of... 7 Part II — SUPPLEMENTARY PROVISIONS

## **Definitions**

In this Part of this Schedule— "bingo-promotor" means a person...

#### General administration

(1) Bingo duty shall be under the care and management...

Notification to Commissioners by, and registration of, bingo-promoters

10 (1) Any person who intends to promote the playing of...

# Announcement of prizes

11 Bingo Duty

Books, records, accounts, etc.

12 Bingo Duty

Powers to enter premises and obtain information

13 (1) Any officer may, without paying, enter on any premises...

## *Power to estimate duty*

14 Bingo Duty

Disputes as to computation of duty

15 Bingo Duty

# Enforcement

- (1) Any person who is knowingly concerned in or in... 16
- 17 Bingo Duty

SCHEDULE 4 — Amusement Machine Licence duty

Part I — EXEMPTIONS FROM REQUIREMENT OF EXCISE LICENCE

Charitable entertainments, et ceteralaetc.

Amusement Machine Licence duty

## Pleasure fairs

- Amusement Machine Licence duty
- 3 Amusement Machine Licence duty

## Seasonal licences

Amusement Machine Licence duty Part II — SUPPLEMENTARY PROVISIONS

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#### General administration

5 Amusement Machine Licence duty

Applications for and duration of licence

- 6 Amusement Machine Licence duty
- 7 Amusement Machine Licence duty

Payment of duty by instalments

7A Amusement Machine Licence duty

Transfer of licence

8 Amusement Machine Licence duty

Amendment of licence

- 9 Amusement Machine Licence duty
- 10 Amusement Machine Licence duty

Surrender of licence

11 Amusement Machine Licence duty

Reduction of duty in certain cases

11A Amusement Machine Licence duty

Requirements to be observed by licence-holder

- 12 Amusement Machine Licence duty
- 13 Amusement Machine Licence duty

Power to enter premises and obtain information

14 Amusement Machine Licence duty

Registers of permits, et ceteralaetc.

15 Amusement Machine Licence duty

Enforcement

- 16 Amusement Machine Licence duty
- 17 Amusement Machine Licence duty
- 18 Amusement Machine Licence duty

Schedule 4A — Unlicensed amusement machines

Application

1 Unlicensed amusement machines

Default notice requesting production of licence

2 Unlicensed amusement machines

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# Failure to produce a licence: grant of default licence

3 Unlicensed amusement machines

Assessment of amount equivalent to duty

4 Unlicensed amusement machines

Liability to pay

5 Unlicensed amusement machines

Reviews and time limits on recovery

6 Unlicensed amusement machines

General interpretation

7 Unlicensed amusement machines

Saving for liability

8 Unlicensed amusement machines

SCHEDULE 4B — Remote gaming duty: double taxation relief

Introduction

1 Remote gaming duty: double taxation relief

Reconciliation periods

2 Remote gaming duty: double taxation relief

Credit allowed

3 Remote gaming duty: double taxation relief

Notional UK liability

4 Remote gaming duty: double taxation relief

Notional foreign liability

5 Remote gaming duty: double taxation relief

Clawback

6 Remote gaming duty: double taxation relief

Breach of return obligations

7 Remote gaming duty: double taxation relief

Reduction etc in foreign tax paid

8 Remote gaming duty: double taxation relief

SCHEDULE 5 — Consequential Amendments

In the definition of "pool betting" in section 55(1) of...

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- 2 In paragraph 20(1)(e) of Schedule 2 to the Gaming Act...
- 3 In paragraph 48(1) of Schedule 2 to the Gaming Act...
- 4 In paragraph 17(1) of Schedule 3 and paragraph 15(1) of...
- 5 In the Customs and Excise Management Act 1979—

# SCHEDULE 6 — Transitional Provisions and Savings

- Where any period of time specified in an enactment repealed...
- 2 Any provision of this Act relating to anything done or...
- 3 Nothing in this Act shall affect the enactments repealed by...
- 4 Where an offence for the continuation of which a penalty...
- 5 For the purposes of section 9B of this Act a...
- 6 Paragraph 11(3) of Schedule 4 to this Act shall have...
- 7 Where any Act or document refers either expressly or by...
- 8 Notwithstanding the repeal by this Act of section 29 of...
- 9 Nothing in this Act shall affect gaming licences for periods...

SCHEDULE 7 — Repeals

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View outstanding changes

# Changes and effects yet to be applied to:

- s. 26L(3)(a)(i) sum substituted for words by S.I. 2015/664 Sch. 2 para. 5(2) (S. 26L was repealed on 1.12.2014)
- Sch. 1 para. 2(4)(b)(c) repealed by 2001 c. 9 Sch. 33 Pt. 1 para. 2
- Sch. 1 para. 13(3)(i) sum substituted for words by S.I. 2015/664 Sch. 2 para. 5(3)(a)
   (Sch. 1 was repealed on 1.12.2014)
- Sch. 1 para. 14(1)(a) sum substituted for words by S.I. 2015/664 Sch. 2 para. 5(3)(b) (Sch. 1 was repealed on 1.12.2014)
- Sch. 1 para. 15(5) words repealed by 2015 c. 9 (N.I.) Sch. 1 para. 82Sch. 9 Pt. 1 (Sch. 1 was repealed on 1.12.2014)
- Sch. 3 para. 16(1)(b) word substituted by 2024 c. 3 s. 32(1)

Commencement Orders yet to be applied to the Betting and Gaming Duties Act 1981 Commencement Orders bringing legislation that affects this Act into force:

- S.R. 2016/387 art. 2 commences (2015 c. 9 (N.I.))