

OCCASIONAL USE NOTICE
(Section 39 of the Gambling Act 2005)

I
[print full name]

of
[print full address]

hereby GIVE NOTICE to the licensing authority that the track mentioned below will be used to provide facilities for betting on the following date

.....

Track Details

Postal address of track, or if none, ordnance survey map reference or description	
Post Town:	Post Code:

Tick as appropriate

I confirm that I am:-
the person responsible for the administration of events on the track
OR
an occupier of the track

I confirm that I will give a copy of this notice to the chief officer of police for the area in which the track is wholly or partly situated

I confirm that to the best of my knowledge the information contained in this notice is true. I understand that it is an offence under section 342 of the Gambling Act 2005 without reasonable excuse to give information which is false or misleading in, or in relation to, this notice.

Signature

Full Name [Print]

Date

An occasional use notice can only be given in respect of a track.

An occasional use notice can be given only by a person who is responsible for the administration of events on the track or an occupier of the track (section 39(2) of the Gambling Act 2005).

An occasional use notice must specify a day on which it has effect (section 39(4) of the Gambling Act 2005). If the event is to take place on consecutive days, an occasional use notice must be given for each day. No more than eight occasional use notices can be given in respect of a track in a calendar year (section 39(5) of the Gambling Act 2005).

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Gambling Act 2005

Section 39 Exception: occasional use notice

- (1) A person who accepts bets on a track, or who causes or permits premises to be used for the acceptance of bets, does not commit an offence under section 37 if-
 - (a) a notice has been given under this section in respect of the track, and
 - (b) the activity is carried on in accordance with the notice.
- (2) A notice under this section (an “occasional use notice”) in respect of a track may be given only by a person who is-
 - (a) responsible for the administration of events on the track, or
 - (b) an occupier of the track.
- (3) An occasional use notice must-
 - (a) be given in writing to the licensing authority for any area in which the track is wholly or partly situated, and
 - (b) be copied to either-
 - (i) in England and Wales, the chief officer of police for any area in which the track is wholly or partly situated, or
 - (ii) *refers to Scotland*.
- (4) An occasional use notice must specify a day on which it has effect.
- (5) An occasional use notice may not be given in respect of a track for a day in a calendar year if eight occasional use notices have been given in respect of that track for days in that year.
- (6) In this section-
 - (a) “chief officer of police” has the meaning given by section 101(1) of the Police Act 1996 (c.16), and
 - (b) a reference to a chief officer’s area is a reference to the area in respect of which he has responsibility under that Act.
- (7) and (8) refer to powers given to the Secretary of State.