



TURKS AND CAICOS ISLANDS

CHAPTER 15.04
GAMING (OCCASIONAL
PERMISSIONS) ORDINANCE

Revised Edition
showing the law as at 31 December 2014

This is a revised edition of the law, prepared by the Law Revision Commissioner under the authority of the Revised Edition of the Laws Ordinance.

This edition contains a consolidation of the following laws—

GAMING (OCCASIONAL PERMISSIONS) ORDINANCE

Ordinance 29 of 2011 .. in force 2 December 2011

Page
3

No Subsidiary Legislation has been made under this Ordinance



TURKS AND CAICOS ISLANDS

CHAPTER 15.04

GAMING (OCCASIONAL PERMISSIONS) ORDINANCE

Revised Edition
showing the law as at 31 December 2014

This is a revised edition of the law, prepared by the Law Revision Commissioner under the authority of the Revised Edition of the Laws Ordinance.

This edition contains a consolidation of the following laws—

GAMING (OCCASIONAL PERMISSIONS) ORDINANCE

Ordinance 29 of 2011 .. in force 2 December 2011

Page
3

No Subsidiary Legislation has been made under this Ordinance

**CHAPTER 15.04
GAMING (OCCASIONAL PERMISSIONS) ORDINANCE**

ARRANGEMENT OF SECTIONS

SECTION

1. Short title
2. Interpretation
3. Grant of occasional permission
4. Application for occasional permission
5. Offences
6. Fees
7. Restriction on application of certain other laws

**CHAPTER 15.04
GAMING (OCCASIONAL PERMISSIONS) ORDINANCE**

(Ordinance 29 of 2011)

AN ORDINANCE TO EMPOWER THE GOVERNOR TO GRANT TO REPRESENTATIVES OF ORGANISATIONS NOT CARRIED ON FOR PRIVATE GAIN OCCASIONAL PERMISSION AUTHORISING SUCH ORGANISATIONS TO CONDUCT GAMING AT FUNCTIONS CONNECTED WITH THE ACTIVITIES OF SUCH ORGANISATIONS; AND FOR CONNECTED PURPOSES.

Commencement

[2 December 2011]

Short title

1. This Ordinance may be cited as the Gaming (Occasional Permissions) Ordinance.

Interpretation

2. In this Ordinance—

“Chief Inspector” means the Chief Inspector as defined in section 2 of the Casinos Ordinance, and includes any person for the time being lawfully exercising the functions of the office of Chief Inspector;

“gaming” means playing for winnings in money, or for other stakes, any game of chance or betting whether or not any person playing the game or betting is at risk of losing any money or other stakes;

“occasional permission” means a permission granted under section 3;

“organisation” means any society, club, institution or association of persons.

Grant of occasional permission

3. (1) The Governor may, if satisfied as to the matters mentioned in subsection (2), grant to a member of an eligible organisation or branch of such an organisation occasional permission authorising him to conduct gaming at a function held by the organisation or branch in connection with the organisation's activities.

(2) The matters to which the Governor must be satisfied are—

- (a) that funds raised will be used for religious, charitable or educational purpose, or the promotion of athletic sports or games, cultural activities or otherwise;
- (b) that the place where the function is to be held will be a suitable place for gaming to be conducted.

(3) An occasional permission shall be in writing and shall specify—

- (a) the place where the gaming may be conducted;
- (b) the kind of gaming that may be conducted there;
- (c) the hours between which such gaming may be conducted and the date on which those hours fall; and
- (d) any other condition attached to the permission that the Governor thinks it proper to attach.

(4) No more than six occasional permissions may be granted in any period of twelve months in respect of functions held by the same organisation or branch.

(5) In this section “eligible organisation” means any organisation not carried on for purposes of private gain; and, except in the case of an organisation carrying on a commercial undertaking, a purpose which is calculated to benefit an organisation as a whole shall not be a purpose of private gain by reason only that action in fulfilment of the purpose would result in benefit to any person as an individual.

Application for occasional permission

4. (1) An application for an occasional permission shall be in writing to the Governor and shall contain the following particulars—

- (a) the name and address of the applicant and the date and place of his birth;
- (b) the name of the organisation in connection with whose activities the function in question is to be held, the purpose for which the organisation is carried on, and (where appropriate) the name of the branch holding the function;
- (c) where the applicant is an officer in the organisation or branch holding the function, the nature of his office;
- (d) the date and nature of the function and the place where it is to be held;

- (e) the kind or kinds of charitable gaming proposed to be played at the function and the hours between which it proposed the such activities should be played;
- (f) details of any occasional permissions granted by the Governor in the twelve months preceding the date of the application in respect of functions held by the organisation or branch holding the function.

(2) Where an application for an occasional permission is made by a person who is not an officer in the organisation or branch holding the function in respect of which the application is made, the application shall contain a signed statement by an officer of the organisation or branch—

- (a) confirming that the application is made with its approval; and
- (b) indicating the nature of his office.

(3) An application for an occasional permission shall be made by serving two copies of the application on the Chief Inspector not less than fourteen days before the date of the function in respect of which the application is made.

(4) On receipt of an application under subsection (3) the Chief Inspector shall conduct such investigations or enquiries which may be necessary in relation to the application and make a recommendation to the Governor as to whether or not the application should be granted.

Offences

5. (1) Any person who in an application for an occasional permission knowingly or recklessly makes any statement which is false in a material respect commits an offence.

(2) Any holder of an occasional permission who fails to comply with a condition attached to it commits an offence.

(3) Any person guilty of an offence under this section shall be liable on summary conviction to a fine not exceeding \$5,000.

Fees

6. The fee payable on the issue of an occasional permission shall be \$100.

Restriction on application of certain other laws

7. No provision of the Casinos Ordinance, the Gaming Machines Ordinance or the National Lotteries Ordinance, or any other law for the time being in force relating to gaming shall be deemed to apply to or to render illegal the promoting or conducting of any gaming in accordance with this Ordinance.

