

## **THE POOL BETTING (REGULATION AND DUTY) ORDINANCE 2005**

(Ordinance 11 of 2005)

### **REGULATIONS UNDER SECTION 14**

In exercise of the powers conferred upon him by section 14 of the Pool Betting (Regulation and Duty) Ordinance 2005<sup>(a)</sup>, the Administrator hereby makes the following Regulations—

#### **Citation**

1. These Regulations may be cited as the Pool Betting (General) Regulations 2005.

#### **Application for the granting of a bookmaker's or an assistant bookmaker's licence**

2.—(1) An application for the grant or renewal of a bookmaker's licence and of an assistant bookmaker's licence shall be submitted in Form 1 of Schedule A and Form 2 of Schedule B respectively.

(2) The application shall be submitted together with the relevant fee as specified in section 3(8) of the Ordinance, and such fee shall be returned in the event the licence is not granted or renewed.

#### **Granting of a bookmaker's licence or an assistant bookmaker's licence**

3. Where the Chief Officer grants or renews a bookmaker's licence or an assistant bookmaker's licence he shall complete Form 3 of Schedule C.

#### **Bank Guarantee**

4. Where an applicant for the grant or renewal of a bookmaker's or assistant bookmaker's licence is required by the Ordinance to provide a bank guarantee he shall do so in Form 4 of Schedule D and Form 5 of Schedule E as appropriate.

#### **Amount of bank guarantee**

5.—(1) The amount of the bank guarantee required by section 4 (2)(b) of the Ordinance shall be determined according to the projected profits of the bookmaker as follows—

- (a) not less than £200,000 where the projected profits are not expected to exceed £250,000;
- (b) not less than £300,000 where the projected profits are not expected to exceed £500,000;
- (c) not less than £400,000 where the projected profits are expected to exceed £501,000.

(2) The amount of the bank guarantee required by section 4(3) of the Ordinance shall be determined according to the projected profits of the assistant bookmaker as follows—

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(a) Ordinance 11 of 2005

- (a) not less than £10,000 where the projected profits are not expected to exceed £250,000;
- (b) not less than £20,000 where the projected profits are not expected to exceed £500,000;
- (c) not less than £25,000 where the projected profits are expected to exceed £501,000.

(3) On the renewal of a bookmaker's licence, the amount of the bank guarantee required by section 8(4) of the Ordinance shall be equal to one tenth of the total amount of duty that the bookmaker paid in the previous calendar year, rounded up to the nearest £5,000 and with a minimum amount of £30,000.

### **Expiration of deadline for the payment of duty**

6. Where the expiration of the 12 days within which the bookmaker must pay duty in accordance with section 8(6) of the Ordinance falls on a public holiday, then it may be paid on the next working day without incurring any liability to pay the surcharge referred to in section 8(7) of the Ordinance.

### **Obligations of bookmaker and assistant bookmaker**

7. Every bookmaker and assistant bookmaker shall -

- (a) use the licensed premises exclusively for the purposes of carrying on the business of receiving pool bets and any related activity;
- (b) not accept any pool bet in relation to horse racing carried out in the Republic by the Nicosia Horse Racing Union, without first obtaining the relevant licence from that Union;
- (c) not accept any pool bet in relation to any athletic or other event other than a football game or basketball game without first obtaining permission to do so from the Chief Officer;
- (d) prohibit the sale of any drinks (whether alcoholic or not) within the licensed premises;
- (e) not display, whether within or outside the licensed premises, any misleading notices or advertisements;
- (f) where the licence in force in relation to the premises is revoked, remove from the premises any notices or advertisements in relation to pool betting;
- (g) where there is doubt as to whether a person wishing to enter the relevant licensed premises is an adult person, request to see the identity card of such person.

### **Independence of licensed premises**

8. Licensed premises shall not be linked with any other shop, office or other premises (other than the office of the relevant pool betting company) in such a way so as to permit access to the licensed premises other than via the public entrance.

### **Standard of premises**

9.—(1) Licensed premises shall comprise an area at least 15 square metres and must comply with all current fire safety requirements

imposed under any Ordinance in force for the time being.

(2) Where any licensed premises exceed 100 square metres such premises must have a fire safety approval certificate issued by the Defence Fire Service.

### **Termination of assistant bookmaker's licence**

**10.** An assistant bookmaker's licence shall cease to have effect—

- (a) automatically on the termination or revocation on any grounds of the bookmaker's licence for whom he is a representative;
- (b) following the receipt of a written notice by the Chief Officer by which the bookmaker or the assistant bookmaker terminates the agreement between the parties in question.

### **Keeping of bookmaker's books**

**11.—**(1) A bookmaker shall keep the following books—

- (a) 3 copies of the pool betting book prescribed by Form 6 of Schedule F in which all pool betting slips received by the bookmaker are entered;
- (b) a pool betting register in Form 7 of Schedule G;
- (c) a cash book detailing the amount of pool bets accepted;
- (d) a general book detailing the following information -
  - (i) the amount of pool bets received weekly both by him and by any assistant bookmakers of his;
  - (ii) the weekly winnings payable to winners and the amounts actually paid;
  - (iii) the weekly commission due to any assistant bookmakers of his and the amount actually paid;
  - (iv) the total amount of commission he collects or which is collectable from the pool betting company for which he acts as agent;
  - (v) the amount won by each winning coupon, the manner of payment of the winnings and, where there is a payment of winnings exceeding £200, the name of the winner, the number of the cheque paid and the amount and date of payment;
  - (vi) the amounts paid by the bookmaker to the pool betting company for which he acts as agent;
  - (vii) the duty paid in accordance with section 8(2) of the Ordinance including the number of the receipt issued by the Administration in respect of the same;
  - (viii) the amount collected from each assistant bookmaker of his in relation to the pool bets he receives;
  - (ix) any other information he has in relation to the pool bets he receives;
- (e) a book detailing the agreements he has made with his assistant bookmakers, and with the pool betting company for which he acts as agent.

(2) The books and registers referred to in paragraphs (1)(a) and (b) above may be computerised only with the prior consent of the Chief Officer.

### **Keeping of assistant bookmaker's books**

**12.** An assistant bookmaker shall keep the following books—

- (a) a cash book detailing all the pool bets he receives;
- (b) a general book detailing the following information -
  - (i) the amount of pool bets he receives every week;
  - (ii) the amount won by each winning coupon, the manner of payment of the winnings and, where there is a payment of winnings exceeding £200, the name of the winner, the number of the cheque paid and the amount and date of payment;
  - (iii) the amount of commission he receives from the bookmaker for whom he acts as agent;
  - (iv) the amounts he pays to the bookmaker;
  - (v) any other information he has in relation to the pool bets he receives.

### **Obligation to present books and bank statements for audit**

**13.** Each bookmaker and assistant bookmaker shall, at such intervals as may be determined by the Chief Officer, present for audit to the Chief Officer or other authorised official the books referred to in regulations 11 and 12, as well as all relevant bank statements in relation to any bank account held for the purposes of his pool betting business.

### **Procedure for completing, registering etc. coupons**

**14.—(1)** Any pool betting coupon issued by a bookmaker or an assistant bookmaker shall be completed in triplicate.

(2) Any coupon issued by a bookmaker or an assistant bookmaker shall be valid only when stamped by an approved cash register and photographed by a photo-bet-camera approved for this purpose by the Chief Officer.

(3) Upon receipt of the completed coupon, the bookmaker shall register it in the pool betting book referred to in regulation 11(1)(a).

(4) Upon receipt of a completed coupon, an assistant bookmaker shall register it in the pool betting book supplied to him by the bookmaker for which he acts as agent.

### **Obligation to keep books, receipts, coupons and other documents**

**15.—(1)** Each bookmaker and assistant bookmaker shall for such period as may be specified by the Chief Officer, retain all—

- (a) books required to be kept by him under regulations 11 and 12;
- (b) receipts from the approved cash register and all receipts from bank deposits and payments.

(2) Each bookmaker and assistant bookmaker shall retain each betting coupon issued by him for at least three years after the end of the calendar year in which he accepted the pool bet, and in any event shall not destroy any such coupon without the prior agreement of the Chief Officer.

### **Obligation of assistant bookmaker to send coupons to the bookmaker**

16. An assistant bookmaker shall send the bookmaker for whom he acts as agent all pool betting coupons he receives, together with the corresponding pages of the pool betting book maintained by him, immediately after the end of the week in which he received the relevant pool bet and the bookmaker shall issue a receipt for the same.

### **Obligation of bookmaker to submit a statement of collected amounts**

17. Each bookmaker shall within 12 days from the end of the week during which he received or carried on pool betting, submit to the Chief Officer a statement of all collected amounts in Form 8 of Schedule H together with the corresponding original completed pages from the pool betting book compiled by himself and by his assistant bookmakers.

### **Printing and submission of coupons**

18.—(1) Each bookmaker and assistant bookmaker shall at the end of each working day print out all coupons issued that day.

(2) At the end of each week each bookmaker and assistant bookmaker shall submit to the Chief Officer all coupons printed out in accordance with paragraph (1) together with a printout of the approved cash register memory for the corresponding period.

### **Invalidated coupons**

19. Any invalid coupons, excluding those referred to in regulation 20, shall be invalidated through the approved cash register before the start of the event in relation to which the pool bet was placed, and shall be submitted to the Chief Officer at the end of each week.

### **Refundable duty**

20. Where any coupon becomes invalid because of a change in the event in relation to which the bet was placed, the refundable duty due to the bookmaker shall be calculated following the presentation of all copies of the relevant slips to the Chief Officer and shall be authorised by him in writing.

### **Preconditions of a bet on results of matches with Cypriot teams**

21. A football bet which is placed on the results of any match involving a Cypriot team, or the Cypriot National Team, whether such match takes place within the Island of Cyprus or elsewhere, shall be permitted only when it is made in combination with the results of matches of at least another three teams from abroad.

### **Obligation to check coupons before they are stamped**

22. Bookmakers and assistant bookmakers shall check the coupons they receive for validity before they are stamped by the approved cash register.

### **Revocation**

23. The Pool Betting Regulations 1973<sup>(b)</sup> are hereby revoked.

**SCHEDULE A****FORM 1**

The Pool Betting (Regulation and Duty) Ordinance 2005 and Pool  
Betting (General) Regulations 2005

**Regulation 3**

**APPLICATION FOR THE GRANT OR RENEWAL OF A  
BOOKMAKER'S LICENCE**

**A. Where the applicant is not a company state:**

Name: .....

Date and place of birth: .....

Father's name: .....

Mother's name: .....

Identity card number: .....

Address of pool betting premises: .....

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Tel: ..... Fax: .....

**B. Where the bookmaker is a company state:**

Company name: .....

Registration number: .....

Address of pool betting premises: .....

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Tel: ..... Fax: .....

<b>C.</b>	<b>Name of Directors</b>	<b>Date and place of Birth</b>	<b>Identity card Number</b>	<b>Father's Name</b>	<b>Mother's Name</b>
	.....	.....	.....	.....	.....
	.....	.....	.....	.....	.....

	<b>Name of Officials</b>	<b>Date and place of Birth</b>	<b>Identity card Number</b>	<b>Father's Name</b>	<b>Mother's Name</b>
	.....	.....	.....	.....	.....
	.....	.....	.....	.....	.....

(Please attach a registration certificate and a recent certificate of  
shareholders and directors from the Registrar of Companies)

**D. Name of betting company for which you will act as agent**

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Registration number: .....

Registration date: .....

Share capital issued and paid : .....

(Please attach founding document and memorandum of  
association of company, a certificate by the Registrar of  
Companies and Official Receiver that the share capital issued  
and paid is at least £100,000 and the original of a written  
agreement between you and the company).

- E.** Type of pool betting which shall be carried on:  
Projected profits
- F.** Have you been convicted by any court in the last five years of any offence involving dishonesty or immorality or for any offence in contravention of the Betting Houses, Gaming Houses and Gambling Prevention (Consolidation) Ordinance 1985, or the Pool Betting (Regulation and Duty) Ordinance 1973 or the Pool Betting (Regulation and Duty) Ordinance 2005?  
If yes, provide details: .....  
.....  
(Where the applicant is a company indicate whether in the event of such a conviction a director or other official was convicted.)
- G.** Enclose £5,000 (cheque number/cash):.....  
Date:.....  
Signature:.....

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**For service use**

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Comments: .....  
.....

Approved with the following conditions/Not approved

Signature: .....  
Date: .....  
Licence with number .....

**SCHEDULE B****FORM 2**

The Pool Betting (Regulation and Duty) Ordinance 2005 and Pool Betting (General) Regulations 2005

**Regulation 3**

**APPLICATION FOR THE GRANT OR RENEWAL OF AN ASSISTANT BOOKMAKER'S LICENCE**

**A. Where the applicant is not a company state:**

Name: .....

Date and place of birth: .....

Father's name: .....

Mother's name: .....

Identity card number: .....

Address of pool betting premises: .....

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Tel: ..... Fax: .....

**B. Where the applicant is a company state:**

Company name: .....

Registration number: .....

Address of pool betting premises: .....

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Tel: ..... Fax: .....

<b>C.</b>	<b>Name of Directors</b>	<b>Date and place of Birth</b>	<b>Identity card Number</b>	<b>Father's Name</b>	<b>Mother's Name</b>
	.....	.....	.....	.....	.....
	.....	.....	.....	.....	.....

	<b>Name of Officials</b>	<b>Date and place of Birth</b>	<b>Identity card Number</b>	<b>Father's Name</b>	<b>Mother's Name</b>
	.....	.....	.....	.....	.....
	.....	.....	.....	.....	.....

(Please attach a registration certificate and a recent certificate of shareholders and directors from the Registrar of Companies)

**D. Name of pool betting company for which you will act as agent**

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Registration number: .....

Registration date: .....

Share capital issued and paid : .....

(Please attach founding document and memorandum of association of company, a certificate by the Registrar of Companies and Official Receiver that the share capital issued and paid is at least £100,000 and the original of a written agreement between you and the company).



- E.** Type of pool betting which shall be conducted: .....  
 Projected profits: .....
- F.** Have you been convicted by any court in the last five years of any offence involving dishonesty or immorality or for any offence in contravention of the Betting Houses, Gaming Houses and Gambling Prevention (Consolidation) Ordinance 1985, or the Pool Betting (Regulation and Duty) Ordinance 1973 or the Pool Betting (Regulation and Duty) Ordinance 2005?
- If yes, provide details: .....  
 .....
- (Where the applicant is a company indicate whether in the event of such a conviction a director or other official was convicted.)
- G.** Enclose £300 (cheque number/cash): .....  
 Date: .....  
 Signature: .....

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**For service use**

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Comments: .....  
 .....

Approved with the following conditions/Not approved

Signature: .....  
 Date: .....  
 Licence with number .....

**SCHEDULE C****FORM 3**

The Pool Betting (Regulation and Duty) Ordinance 2005 and Pool  
 Betting (General) Regulations 2005  
 Regulation 4

Bookmaker's Licence/Assistant Bookmaker's Licence

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A licence is hereby granted to .....  
 .....by .....

to exercise the work of Bookmaker\*/Assistant Bookmaker\* (type  
 of bet authorised.....) in the  
 premises located in the city/village.....  
 street.....no.....  
 for the period from.....to.....

This licence is subject to the provisions of the Pool Betting  
 (Regulation and Duty) Ordinance 2005 and the Regulations made  
 under it and to any other directions given by the Chief Officer.

Fee £5,000\*/£300\*

Date..... Signature.....

Note: \*Delete as appropriate

**SCHEDULE D****FORM 4**

The Pool Betting (Regulation and Duty) Ordinance 2005 and Pool  
Betting (General) Regulations 2005

Regulation 5(2)

Bank Guarantee

Form of irrevocable guarantee from a bank or a co-operative company.

Amount:..... Expiration date:..... No:.....

Applicant:.....

Entitled person: Chief Officer

On behalf of our client..... we keep the above amount at your disposal, as a guarantee for the payment of any amount which our client as \*Bookmaker/ \*Assistant Bookmaker has an obligation to pay to any person who participated in pool betting and has won. We assume the responsibility of paying the above amount without referring to our client and notwithstanding any objection on his part, immediately after receiving a written claim from you stating that our client has not fulfilled his obligations under the Ordinance, and that you are therefore requesting payment in accordance with this guarantee.

This guarantee is irrevocable and shall remain in force until six months after the expiry of our client's bookmaker's\*/assistant bookmaker's\* licence.

Note: \*Delete as appropriate

**SCHEDULE E****FORM 5**

The Pool Betting (Regulation and Duty) Ordinance 2005 and Pool  
Betting (General) Regulations 2005

Regulation 5(3)

Bank Guarantee

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Form of irrevocable guarantee from a bank or a co-operative  
company to cover betting duty.

Amount:..... Expiration date:..... No:.....

Applicant:.....

Entitled person: Chief Officer

On behalf of our client we keep at your disposal the above amount, as a guarantee for the payment of any amount which our client as a Bookmaker has the obligation to pay the Administration as a form of duty corresponding to pool betting received or carried on by him in accordance with the Ordinance and the conditions of his licence. We assume the responsibility of paying the above amount without referring to the applicant and notwithstanding any objection on his part, immediately after receiving a written request from you stating that the applicant has not fulfilled his obligations under the Ordinance, and that you have therefore requested payment in accordance with this guarantee.

This guarantee is irrevocable and shall remain in force until six months after the expiry of our client's bookmaker's/assistant bookmaker's licence.

**SCHEDULE F**

**FORM 6**

The Pool Betting (Regulation and Duty) Ordinance 2005 and Pool  
Betting (General) Regulations 2005

Regulation 11(1)(a)

Pool Betting Book

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1. Name and address of bookmaker.
2. Date of conduct of games of pool betting.
3. Serial number of entry.
4. Serial number of betting coupon given by the approved cash register by which the coupons are stamped.
5. The amount of the bet in Cyprus or foreign currency.
6. The amount of duty in Cyprus currency.
7. Where any pool bet has been received by an assistant bookmaker, his name and address.

**SCHEDULE G**

**FORM 7**

The Pool Betting (Regulation and Duty) Ordinance 2005 and Pool  
Betting (General) Regulations 2005

Regulation 11(1)(b)

Pool Betting Register

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1. Date of entry
2. Details of issued pool betting book
3. Name of licensed Bookmaker
4. Number of bookmaker's/assistant bookmaker's licence
5. Signature of Bookmaker
6. Date of return and signature of bookmaker

**SCHEDULE H**  
**FORM 8**

The Pool Betting (Regulation and Duty) Ordinance 2005 and Pool  
Betting (General) Regulations 2005  
Regulation 17(1)

Statement of collected amounts

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1. Name and address of bookmaker
2. Date of event
3. Total amount of bets in Cyprus and foreign currency.
4. Duty payable in Cyprus currency
5. Number of attached pages from pool betting book
6. Certificate/confirmation of bookmaker that the information submitted is correct and that an invalid payment of duty shall be subject to a surcharge of 10% in accordance with section 8(7) of the Ordinance
7. Signature of bookmaker and date of submission.

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Dated this 28th day of June 2005.

(128/96/1)

By the Administrator's Command,  
J. E. Stainton,  
Acting Chief Officer,  
Sovereign Base Areas.

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