



SEANAD ÉIREANN

**AN BILLE GEALLTÓIREACHTA (LEASÚ), 2013
BETTING (AMENDMENT) BILL 2013**

**LEASUITHE COISTE
COMMITTEE AMENDMENTS**

SEANAD ÉIREANN

AN BILLE GEALLTÓIREACHTA (LEASÚ), 2013 —AN COISTE

BETTING (AMENDMENT) BILL 2013 —COMMITTEE STAGE

*Leasuithe
Amendments*

**Government amendments are denoted by an asterisk*

SECTION 2

- *1. In page 6, line 34, to delete “activities” and substitute “business or activities”.

SECTION 4

2. In page 7, between lines 8 and 9, to insert the following:

“Government warnings

4. The public are to be warned of the addictive nature of gambling as follows—

- (a) all licensed bookmaker outlets must have on display this government warning:

“Warning: Gambling has been shown to be addictive, causing financial loss and damage to interpersonal, working and family relationships”,

- (b) all betting slips/documents issued by bookmakers must carry the following warning:

“Warning: Gambling has been shown to be addictive, causing financial loss and damage to interpersonal, working and family relationships”,

- (c) all on-line and electronic gambling systems (including: Internet, smartphone, interactive television and telephone) must for a period of not less than 15 seconds and before the user gains access to the gambling platform display the following notice:

“Warning: Gambling has been shown to be addictive, causing financial loss and damage to interpersonal, working and family relationships”,

- (d) all advertising on billboards, television, radio and the Internet must carry the following warning:

“Warning: Gambling has been shown to be addictive, causing financial loss and damage to interpersonal, working and family relationships”.”.

—*Senator Gerard Craughwell.*

[SECTION 13]

SECTION 13

*3. In page 18, to delete lines 35 to 39 and substitute the following:

“(6) A bookmaker’s licence (including a bookmaker’s licence to which subsection (9) applies) shall, in respect of any year to which the licence relates, authorise that licensed bookmaker to accept bets by remote means (in addition to authorising the licensed bookmaker concerned to carry on the business of, and act as, a bookmaker), provided that the value of all such bets during the year concerned does not exceed the lower of the following:”.

*4. In page 19, between lines 21 and 22, to insert the following:

“ ‘bookmaking operation’ means the business or activities of a bookmaker;”.

*5. In page 19, to delete lines 22 to 26 and substitute the following:

“ ‘licence final day’ means, in relation to a bookmaker’s licence—

- (a) the 30th day of November next falling after the year immediately following the year in which this section comes into operation, and
- (b) the 30th day of November falling at the end of each period of 24 months following the licence final day immediately preceding the said period;”.

SECTION 14

*6. In page 21, to delete lines 18 to 23 and substitute the following:

“ ‘licence final day’ means, in relation to a remote bookmaker’s licence—

- (a) the 30th day of June next falling after the year immediately following the year in which this section comes into operation, and
- (b) the 30th day of June falling at the end of each period of 24 months following the licence final day immediately preceding the said period;”.

*7. In page 23, to delete lines 13 to 18 and substitute the following:

“ ‘licence final day’ means, in relation to a remote betting intermediary’s licence—

- (a) the 30th day of June next falling after the year immediately following the year in which this section comes into operation, and
- (b) the 30th day of June falling at the end of each period of 24 months following the licence final day immediately preceding the said period;”.

SECTION 25

* *Section proposed to be deleted.*

[SECTION 29]

SECTION 29

***8.** In page 36, to delete lines 27 and 28 and substitute the following:

“(10) A person who fails to comply with a compliance notice by the specified date shall be guilty of an offence and shall be liable—

(a) on summary conviction, to a class A fine or imprisonment for a term not exceeding 6 months or both, or

(b) on conviction on indictment, to a fine not exceeding €50,000 or imprisonment for a term not exceeding 2 years or both.”.

SECTION 34

***9.** In page 39, between lines 29 and 30, to insert the following:

“(2) Section 66 of the Finance Act 2002 is amended—

(a) in subsection (3), by the substitution of “relevant period” for “year” in each place that it occurs, and

(b) the substitution of the following subsection for subsection (4):

“(4) In this section ‘relevant period’ means, in relation to a registration or renewal of registration of a premises in the register, the period from such registration to the registration final day within the meaning of section 12 (amended by *section 35 of the Betting (Amendment) Act 2015*) of the Betting Act 1931 next falling after the date of that registration or renewal of registration.”.

***10.** In page 39, after line 39, to insert the following:

“(4) Section 78 of the Finance Act 2002 is amended, in subparagraph (i) of paragraph (b) of subsection (5), by the substitution of “the registration final day within the meaning of section 12 (amended by *section 35 of the Betting (Amendment) Act 2015*) of the Betting Act 1931 next falling” for “the 30th day of November next”.

SECTION 35

***11.** In page 40, to delete lines 16 to 21 and substitute the following:

“(2) Subject to sections 15 and 17 of this Act and section 78 (amended by section 77 of the Finance Act 2008) of the Finance Act 2002, a premises registered in the register of bookmaking offices shall continue to be so registered until the registration final day next falling after the date on which it was so registered.”.

***12.** In page 40, between lines 21 and 22, to insert the following:

“(c) the substitution of the following subsection for subsection (3):

“(3) Subject to sections 15 and 17 of this Act and section 78 (amended by section 77 of the Finance Act 2008) of the Finance Act 2002, each renewal of the registration of a premises in the register of bookmaking offices shall take effect from the expiration of the registration or the last renewal of the registration, as the case may be, of the premises in

[SECTION 35]

that register, and the premises shall continue to be so registered until the registration final day next falling after such renewal.””.

*13. In page 40, to delete lines 24 to 30 and substitute the following:

“(5) In this section ‘registration final day’ means, in relation to the registration of a premises in the register of bookmaking offices—

(a) the 30th day of November next falling after the year immediately following the year in which *section 35* of the *Betting (Amendment) Act 2015* comes into operation, and

(b) the 30th day of November falling at the end of each period of 24 months following the registration final day immediately preceding the said period.””.

SECTION 38

*14. In page 41, between lines 8 and 9, to insert the following:

“Repeal of section 32 of Principal Act

38. Section 32 of the Principal Act is repealed.”.

—*Senator Kathryn Reilly.*

SECTION 39

*15. In page 41, between lines 13 and 14, to insert the following:

“Amendment of section 54 of Finance (No. 2) Act 2013

39. Section 54 of the Finance (No. 2) Act 2013 is amended, in subsection (2), by—

(a) the deletion of clause (II) of subparagraph (ii) of paragraph (b), and

(b) the deletion of subparagraph (iii) of that paragraph.”.

16. In page 41, between lines 13 and 14, to insert the following:

“39. The Minister shall, within 3 months of the passing of this Act, present to the Houses of the Oireachtas a report on his or her future plans for betting duty and the funding of the horse racing and greyhound racing industries and his or her plans for taxation of other areas of gambling.”.

—*Senator Kathryn Reilly.*

17. In page 41, between lines 13 and 14, to insert the following:

“39. The Minister shall, within 3 months of the passing of this Act, present to the Houses of the Oireachtas a report on the financial implications of charging betting duty as a tax to be paid by the customer or as a tax paid by the bookmaker.”.

—*Senator Kathryn Reilly.*

*18. In page 41, line 18, to delete “This Act” and substitute “This Act (other than *section 39**)”.

[*This is a reference to the section proposed to be inserted by amendment 15.]