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SEVENTH SCHEDULE**(Section 14)***Schedule of Fixed Penalties*

Column 1	Column 2	Column 3
Provisions	Offence	Fixed Penalty \$
_____	_____	_____
The Betting Gaming and Lotteries Act		
Sections		
8A(1)	Failure to place current licence, permit, approval or authority in a conspicuous place on the premises	200,000
8B(2)	Obstructing authorized person or constable in the exercise of his function	200,000
8C	Failure of produce licence, permit approval, or authority to authorized person	100,000
8E(2)	Failure to manage licensed premises in accordance with terms and conditions specified in licence permit approval or authority	300,000
8E(3)	Breaking or removing seal or other device affixed to a gaming machine or other equipment without the consent of the Commission	100,000
20A(1)	Receiving or negotiating bets on behalf of a licensed bookmaker's agent without a bet writer's licence	150,000
20A(4)	Allowing an unlicensed person act as a bet writer	150,000
20A(5)	Failing to keep register of all authorized bet writer	150,000
20B	Carrying on pool betting or book making without being authorized or licensed	500,000
20C	Permitting a minor to bet, negotiate or participate in any betting, gaming or lottery activity or to be in a room where gaming	500,000

	machines are located	
20D(6)	Operating a betting lounge without a valid licence	250,000
20E(5)	Operating sports without a valid licence	150,000
22(1)	Failure to manage licensed betting office in accordance with terms and conditions of licence or with Second Schedule	300,000
24A(2)	Failure of agent to obtain off track betting parlour operator's licence; or failure of person to be authorized as agent by racing promoter or agent is under 18 years old	250,000
24D	(a) Receiving or negotiating bets contrary to section 24B	150,000
	(b) Receiving or negotiating bets contrary to section 24C	150,000
24D(5)	(a) Failure to keep register in accordance with section 24D(3)	150,000
	(b) Failure to produce licence or register in accordance with section 24D(4)	150,000
25(4)	Operating a totalizator contrary to section 25(2)	300,000
30A(2)	Failure to pay unclaimed winnings	375,000
32(4)	(a) Failure to pay pool betting duty payable;	250,000
	(b) Failure to keep such books, records and account as prescribed, or to permit any officer authorized by the Commissioner of Inland Revenue to inspect and take copies of any books, records, accounts or documents used for the purpose of the business;	250,000
	(c) Obstructing any officer in the exercise of his functions in relations to pool betting duty	250,000
	(d) Making false statement with intent to deceive or making use of any book, account, record, return or other documents which is false; or	250,000

	(e) Being knowingly concerned in or taking steps with a view to fraudulent evasions of pool betting duty	250,000
38(2)	Taking part in unlawful gaming or being present in any such gaming	500,000
38(3)	Allowing or letting or otherwise making premise available contrary to section 38(3)	1,000,000
43C(3)	Providing or facilitating the provision of technical services in connection with any betting, gaming or lottery activity without a licence	750,000
43C(4)	Employing or engaging an unlicensed person to provide technical services	750,000
44(2)	Operating an unlicensed gaming machine on prescribed premises	750,000
44(3)	Operating prescribed premises in breach of terms and conditions specified in licence	250,000
44A	Operating gaming machines without being licensed	250,000
44A(2D)	Employing a person at a prescribed premise in contravention of section 44A(2B)	200,000
44E(2)	Failure to operate the number of machines specified in the licence, without prior approval by the Commission	250,000
49A	Failure to obtain lottery agent's licence or operating as lottery agent while ineligible	250,000
49B(2)	Breaching any terms or conditions of lottery prescribed premises licence	175,000
49C(2)	Operating lottery sales outlet without a licence	175,000
58(4)	Failure of authorized person to conduct prize competition in accordance with terms imposed by the Commission	250,000
61	Any other offence under this Act or regulations thereunder for which no penalty is provided elsewhere	300,000

**The Betting,
Gaming and
Lotteries (Sports
Betting Tax)
Regulations, 2014**

Regulation

4(4)	Failure to comply with any of the provisions of regulation 4	375,000
5(3)	Failure to comply with any of the provisions of regulation 5	375,000

**The Betting,
Gaming and
Lotteries
(Telephone
Betting)
Regulations, 2014**

Regulation

8(2)	Unauthorized access to data or records <i>etc.</i> , stored on the approved control system	300,000
9	Failure to keep and maintain records	300,000
10	Failure to maintain satisfactory records	250,000
11	Failure to register player and establish player account	300,000
13	Failure to keep player's register and failure to keep its content confidential	300,000
14	Failure to comply with the requirements of a request for information from the Commission	500,000
15	Failure to establish a player's account	300,000
16	Accepting bets from players' account with insufficient funds	300,000
17	Failure to remit funds in player's account on	500,000

	request	
19	Using funds in player's account outside the prescribed scope	500,000
20	Failure to remit balance in dormant or inactive accounts to player	500,000
21	Conducting telephone betting without authorization from the Commission	500,000
22	Permitting unregistered players to participate in telephone betting and participatig in telephone betting without being registered	300,000
23	Establishing and maintaining multiple accounts for one player	300,000
24	Player not allowed to place bet on behalf of or as an agent of another person	300,000
25	Knowingly allowing a minor to participate in telephone betting	300,000
26	Failure to keep an account with a financial institution specifically for transactions related to telephone betting	500,000
27	Failure to keep proper accounting records, prepare financial statements and provide the Commission with such records and statements within 14 days of request	500,000
28	Failure to provide the Commission with a report of the operations and providing false, misleading and incomplete information in a material particular	500,000
29	Failure to have books of accounts and financial statements audited at the end of the financial year	400,000
30	Failure to follow protocol on receiving telephone calls in Part III of the First Schedule	500,000
31	Failure to establish regulatory controls, procedures, <i>etc.</i> , for preventing and detecting money laundering	500,000
32	Failure to provide employees with training to detect money laundering	500,000

33	Failure to maintain adequate identification verification procedures	500,000
36	Disclosing the identity <i>etc.</i> , of players without authorization	300,000
37	Failure to obtain evidence of a player's identification and to keep proper records of players identification	300,000 ”.
New Eighth Schedule.	Insert next after the Seventh Schedule the following as the Eighth Schedule –	

“ **EIGHTH SCHEDULE (Section 14)**

THE BETTING, GAMING AND LOTTERIES ACT

—————
The Betting, Gaming and Lotteries (Payment of Fixed Penalty) Order, 2014
 —————

1. This Order may be cited as the Betting, Gaming and Lotteries (Payment of Fixed Penalty) Order, 2014.
 2. In this Order, “approved payment centre” means any office of a Collector of Taxes designated under the Tax Collection Act.
 3. – (1) The Notice, in relation to the payment of a fixed penalty, shall be in the form set out in the Schedule.
- (2) The Notice referred to in sub-paragraph (1) shall be served in quadruplicate, and the person on whom it is served shall –
- (a) retain the original copy;
 - (b) endorse the acknowledgement of service section on one copy and return the endorsed copy forthwith to the Commission;
 - (c) upon payment of the fixed penalty to the Collector of Taxes,

submit two copies to the Collector of Taxes.

(3) The Collector of Taxes shall upon receipt of payment of the fixed penalty endorse the copies and shall return them to the person, who shall forthwith deliver an endorsed copy, or cause such copy to be delivered, to the Commission.

4. – (1) The Collector of Taxes to whom the fixed penalty is paid shall inform the Commission of such payment within such time as may be specified in the memorandum of understanding or agreement specified in paragraph (2).

(2) The notification of the payment of fixed penalty shall be in such form as may be specified under any memorandum of understanding or agreement between the Commission and the Collector of Taxes.

5. – (1) The Collector of Taxes to whom a fixed penalty is paid shall remit sixty *per cent* of the said payment to the Commission within such time as may be specified in the memorandum of understanding or agreement specified in paragraph (2).

(2) The form and manner in which such monies shall be remitted to the Commission may be specified under any agreement or memorandum of understanding between the Commission and the Collector of Taxes.

SCHEDULE (Paragraph 3)

THE BETTING, GAMING AND LOTTERIES ACT

**The Betting, Gaming and Lotteries (Payment
of Fixed Penalty) Order, 2014**

Fixed Penalty Notice
(Pursuant to Section 14(2) and the Seventh Schedule

of the Betting, Gaming and Lotteries Act)

DATE: _____ **TIME:** ___ **NOTICE #:** _____

NAME: _____

HOME ADDRESS: _____

TELEPHONE: _____

DATE OF BIRTH: _____

I.D./LICENCE #: _____

LOCATION OF OFFENCE: _____

You are charged with breach of section _____ of
(insert section)
the Betting, Gaming and Lotteries Act (“the Act”), namely the
offence of _____
(insert description of offence)

(insert particulars of offence specified in the

offence schedule necessary for giving reasonable information
of the

person charged including date of commission, etc.)

**THIS NOTICE DOES NOT REQUIRE A COURT
APPEARANCE IF THE FIXED PENALTY OF**

(Amount in words)

**(\$ _____) IS PAID TO A COLLECTOR OF TAXES
NOT LATER THAN the _____ day of _____ ,
20_____, AND you have complied with the requirement in
respect of which the offence was committed before the said date.**

This Notice along with payment of the fixed penalty hereunder should be submitted to an Approved Payment Centre located at a Collector of Taxes

By virtue of section 14(2) of the Act, proceedings shall not be taken against you in respect of the Offence until the expiry of [15 days _____] from the _____ (or insert longer period) date of this Notice.

THIS NOTICE REQUIRES A COURT APPEARANCE AS INDICATED BELOW: -

COURT TIME:

COURT DATE:

COURTHOUSE TO ATTEND:

AUTHORIZED PERSON OR POLICE OFFICER

NAME: _____

RANK: _____

COMPUTER NUMBER: _____

STATION CODE: _____

Acknowledgement of Service

I, _____ have read and understood
(Offender's Name) this Fixed Penalty Notice.

Defender's Signature: _____

Date: _____

Authorized Person's Signature: _____

Date: _____

Authorized Person's I.D. _____

Division: _____

Website: www.bglc.gov.jm or penalty@bglc.gov.jm

FIXED PENALTY OFFENCES

Column 1	Column 2	Column 3
Provisions	Offence	Fixed Penalty \$
_____	_____	_____
The Betting, Gaming and Lotteries Act		
Section		
8(A)(1)	Failure to place current licence, permit, approval or authority in a conspicuous place on the premises	200,000
8(B)(2)	For obstructing authorized persons or constable in exercise of his function	200,000
8C	Failure to produce licence, permit, approval or authority to authorized person	100,000
8E(2)	Failure to manage licensed premises in accordance with terms and conditions specified in licence permit approval or authority	300,000
8E(3)	To break or remove seal or other device affixed to a gaming machine or other equipment without the consent of the Commission	100,000
20A(1)	Receiving or negotiating bets on behalf of a licensed bookmaker's agent without a bet writer's licence	150,000
20A(4)	Allowing an unlicensed person act as a bet writer	150,000
20A(5)	Failing to keep register of all authorized bet writer	150,000
20B	Carrying on pool betting or book making without being authorized or licensed	500,000

20C	Permitting a minor to bet, negotiate or participate in any betting, gaming or lottery activity or to be in a room where gaming machines are located	500,000
20D(6)	Operating a betting lounge without a valid licence	250,000
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25(4)	Operating a totalizator contrary to section 25(2)	300,000
30A(2)	Failure to pay unclaimed winnings	375,000
32(4)	(a) Failure to pay pool betting duty payable;	250,000
	(b) Failure to keep such books, records and account as	250,000

	prescribed, or to permit any officer authorized by the Commissioner of Inland Revenue to inspect and take copies of any books, records, accounts or documents used for the purpose of the business;	
	(c) Obstructing any officer in the exercise of his functions in relations to pool betting duty;	250,000
	(d) Making false state-ment with intent to deceive or making use of any book, account, record, return or other documents which is false; or	250,000
	(e) Being knowingly concerned in or taking steps with a view to fraudulent evasions of pool betting duty	250,000
38(2)	Taking part in unlawful gaming or being present in any such gaming	500,000
38(3)	Allowing or letting or otherwise making premise available contrary to section 3(2)	1,000,000
43C(3)	Providing or facilitating the provision of technical services in connection with any betting, gaming or lottery activity without a licence	750,000
43C(4)	Employing or engaging an unlicensed person to provide technical services	750,000
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30	Failure to follow protocol on receiving telephone calls in Part III of the First Schedule	500,000
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