

## **ADMINISTRATION OF GAMBLING ON TRACKS LIMITED**

### **TRANSFER OF LIST POSITION NOT MADE FOR VALUE**

(i.e. NO CONSIDERATION OF ANY KIND IS BEING OR HAS BEEN PAID)

This document sets out the terms and conditions which govern the transfer of a list position where there is or was no payment of money nor is there any other consideration of any kind being paid.

The following categories only qualify as a transfer not for value:

- (a) transfers by will or in consequence of intestacy;
- (b) transfers to a trustee in bankruptcy; and
- (c) transfers for which there is no consideration and which are:
  - i) to any person who is connected to the transferor within the meaning of s.839 of the Income and Corporation Taxes Act 1988;
  - ii) on incorporation of a business;
  - iii) in connection with the creation or dissolution of a partnership; or
  - iv) in connection with a corporate restructuring.

The "Transferor" (i.e. person making the transfer) and the "Transferee" (i.e. person to whom it is made) both acknowledge and agree that entry of on-course bookmakers to any racecourse is subject to:

- (a) the Transferee signing and completing a licence with the owner or operator of that racecourse ("**Licence**");
- (b) the Transferee complying with the Licence;
- (c) the Transferee complying with the applicable racecourse's terms and conditions of entry including Special Conditions E in force from time to time, which are available for reference at every badge box and are posted on the AGT Ltd. website at [www.agt-ltd.co.uk](http://www.agt-ltd.co.uk); and
- (d) the payment of the transfer registration fee.

The Transferee acknowledges and agrees that it has reviewed and agrees to the terms and conditions of the Licence prior to the Transfer of the list position to it and is aware that any list position transferred will be subject to the position allocation provisions set out in the Licence.

Completion of the Licence is subject to the completion of the procedure for contracting out of the security of tenure provisions in the Landlord and Tenant Act 1954 (LTA). The procedure is described below to ensure the Transferee is aware of the time-table for completing the process and signing the Licence. The owner or operator of the racecourse will serve a notice with the standard form reference "LTBT1" on the Transferee stating that sections 24 to 28 of the LTA 1954 will not apply when sending the Licence for signature. The Transferee then needs to acknowledge receipt of form LTBT1, which may be done by



**REASON FOR THE TRANSFER** –specify which category (listed above) the Transfer falls within - please give a full explanation of the Transfer.

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The Transferor and Transferee warrant that no consideration of any kind was or is being paid in money or money’s worth in respect of the transfer of the list position under this Transfer. The owner or operator of the racecourse shall have the right to disclose details of the Transfer to The Racecourse Association, the owners or operators of racecourses and other bookmakers.

**Transfer Registration Fee**

The Transferee agrees to pay a transfer registration fee of £50 plus applicable Value Added Tax for the verification and registration of each list position the subject of the Transfer to AGT in accordance with the terms of the relevant Licence.

**Declaration of Transferor**

I confirm that:-

- (a) I am the holder of the above list position(s) to be transferred;
- (b) I have an extant Licence with the relevant racecourse(s) which shall be terminated following registration of the Transfer; and
- (c) I have undertaken all due diligence in respect of this Transfer and the Licence.

Signature of Transferor \_\_\_\_\_ Date \_\_\_\_\_

**Declaration of Transferee**

I confirm that:-

- (a) I am the person(s) to whom the above list position(s) is/are being transferred and agree to sign, complete and comply with the terms and conditions of the Licence and comply with the racecourse's terms and conditions of entry including Special Conditions E;
- (b) I will pay the transfer registration fee; and
- (c) I have a valid Operating Licence from the Gambling Commission in accordance with Part 5 of the Gambling Act 2005 and am registered with AGT Ltd for an identification card.

Signature of Transferee \_\_\_\_\_ Date \_\_\_\_\_

**Note: Where a Third party is signing on behalf of either the Transferor or Transferee, this form must be accompanied by a power of attorney, or, if the Transferor has died, a Certified copy of the Grant of Probate or Letters of Administration to the Transferor/s estate.**

OFFICE USE	FINANCE USE
Owner Confirmed	Banked
SLX Transfer Date	Cleared
Transferred By	Other