

Mahjong/Tin Kau Licence Application Forms

Application Procedures and Point to Note

A. Application Procedures and Point to Note

1. If you wish to apply for Mahjong/ Tin Kau Licence, please submit, **either by post or in person**, the duly completed application forms in **duplicate**, together with the relevant documents in Part B below to the Office of the Licensing Authority, Home Affairs Department (OLA) at Unit 2503-05, 25th Floor, AIA Tower, 183 Electric Road, North Point, Hong Kong. For application by post, please **affix sufficient stamp** to ensure delivery in order.
2. As OLA requires original application forms which bear the personal signature of the applicant, application by fax is not accepted.
3. You can also submit your application via the electronic submission channel at (<https://eform.one.gov.hk/form/had101/en/>).
4. For an application made by an individual, Forms 5 and 6 should be completed. If an application is made on behalf of a company within the meaning of the Companies Ordinance (Cap. 622), Forms 5 and 7 should be completed. Where an application is made on behalf of a club or society in respect of which the Societies Ordinance (Cap. 151) applies, Forms 5 and 8 should be completed.
5. Please note that in completing Form 5, the described name of the premises should be the same as the company name shown in the Business Registration Certificate submitted.
6. The statutory fee for a mahjong/tin kau licence is HK\$ 1,145 per table per year, and there is no other fee required. No payment should be made now in respect of your application. If your application is approved, OLA will inform you by letter about payment of licence fee.

B. Documents Required to be Submitted

1. Completed Form 5 and 6/ Form 5 and 7/ Form 5 and 8 (in Duplicate)*
2. Contact Details of Applicant*
3. Consent Form for the Release of Criminal Records*
4. Copy of the Applicant's Hong Kong Identity Card (in Duplicate)

5. Copy of “Business Registration Certificate”
6. For an application made by an individual (i.e. submission of Form 6), please also submit a copy of the “Certified Extracts of Information of the Business Register” (showing the records of owners of the company).
7. For an application made on behalf of a company within the meaning of the Companies Ordinance (Cap. 622) (i.e. submission of Form 7), please also submit a copy of the “Certificate of Incorporation”, “Memorandum of Association” (if any) and “Articles of Association”.
8. For an application made on behalf of a club or society in respect of which the Societies Ordinance (Cap. 151) applies (i.e. submission of Form 8), please also submit a copy of the “Certificate of Registration of a Society” and any club rules/constitution if your organization.
9. If the applicant is not the sole proprietor of the respective company, please also submit the minutes of meeting or written consent of all owners/ shareholders of the company agreeing the applicant to apply for the mahjong/tin kau licence under the name of/ on behalf of the company.
10. A layout plan of the proposed premises which should be drawn to scale to indicate the dimension and any partitioning of the proposed premises, and the position of all mahjong/tin kau tables placed therein.
11. A written consent from the landlord/ owner(s) of the proposed premises showing that the landlord/ owner(s)’ agreement on the applicant’s application for a mahjong/tin kau licence at the proposed premises and that Government officers may enter the premises to conduct site inspection.
12. A “Land Register” showing the ownership particulars of the proposed premises issued by the Land Registry.
13. If the applicant wishes to appoint any legal representative or agent to handle the application for mahjong/tin kau licence on his/her behalf, please also submit the respective authorization letter.
14. Any supplementary information (e.g. letter) the applicant wishes to provide.

C. Important Note

The licensee must comply with all laws in the HKSAR, including but without limitation to the National Security Law and other relevant laws. In particular, Article 3 of the National Security Law provides that it is the duty of the HKSAR

under the Constitution of the People's Republic of China to safeguard national security and the HKSAR shall perform the duty accordingly, and that the executive authorities, legislature and judiciary of the HKSAR shall effectively prevent, suppress and impose punishment for any act or activity endangering national security in accordance with the National Security Law and other relevant laws. Article 6(2) of National Security Law provides that any institution, organisation or individual in the HKSAR shall abide by the National Security Law and the laws of the HKSAR in relation to the safeguarding of national security, and shall not engage in any act or activity which endangers national security. It is therefore the duty of the licensees to ensure that the operation of the mahjong/tin kau premises will not involve any act or activity which would or is likely to constitute or cause the occurrence of any offence endangering national security or any act or activity which would otherwise be contrary to the interests of national security, and that no such act or activity will be undertaken by the licensee and/or its employees, agents, sponsors, promoters and contractors and any other person(s) who will be involved in the operation of the mahjong/tin kau premises. In accordance with section 22(4) of the Gambling Ordinance, the public officer may cancel a mahjong/tin kau licence at any time if a condition of the licence is contravened or if he/she considers that the public interest so requires. National security interest is an important aspect of public interest to be considered by the public officer in such regard. Licensees failing to observe the licence condition(s) and/or their obligations in relation to the safeguarding of national security are liable to have their licence cancelled.

2. The public officer is entitled to reject the application if, amongst others, the public officer has reasonable ground to believe that: -
 - (a) the applicant or any of its employees, agents, sponsors, promoters, contractors and any other person(s) who will be involved in the operation of the mahjong/tin kau premises (including but without limitation to the person(s) involved as stated by the applicant in the application form) has engaged in or otherwise been involved in, or will engage in or otherwise be involved in, any act or activity which would or is likely to constitute or cause the occurrence of any offence endangering national security or any act or activity which may otherwise be contrary to the interests of national security; and
 - (b) the operation of the mahjong/tin kau premises will involve any act or activity which would or is likely to constitute or cause the occurrence of

any offence endangering national security or any act or activity which may otherwise be contrary to the interests of national security.

* The forms/documents are attached at the Annex to this Guide.

Notes for Provision of Personal Data

Application for the Grant of Licence under the Gambling Ordinance (Cap.148)

Purposes of Collection of Personal Data

The personal data provided by you or the solicitor/agency on your behalf to the Office of the Licensing Authority of Home Affairs Department (OLA) in connection with your application for mahjong/tin kau licence under Gambling Ordinance (Cap. 148) will be used for the following purposes :-

- (a) to facilitate assessment of your application for the grant of the licence;
- (b) to facilitate enforcement of the laws, regulations or conditions in respect of the licence; and
- (c) to facilitate communication between Government and yourself on your application and other relevant licensing matters.

The forms must be completed in full. If you do not provide sufficient information, OLA may not be able to process your application.

Transfer of Personal Data

2. The personal data you provide may be transferred to other Government departments for the purposes mentioned in paragraph 1 above.

Correction and Access to Personal Data

3. For correction of or access to personal data given by you in the application, please contact Licensing Officer (Miscellaneous)¹ of the OLA at 2117 2977.

This form should be submitted to Unit 2503-05, 25th Floor, AIA Tower, 183 Electric Road, North Point, Hong Kong. For application by post, please **affix sufficient stamp** to ensure delivery in order.

FORM 5

Application No. _____

GAMBLING REGULATIONS

To the public officer appointed by the Secretary for Home and Youth Affairs (“the public officer”)

APPLICATION FOR MAHJONG/TIN KAU LICENCE

BEFORE completing this application READ the *Note* below.

I hereby apply for a licence to provide facilities for the playing of games in which mahjong/tin kau tiles are used at the premises situated at
(address)

and described as
(name)

In support of my application I attach Form duly completed, together with the following particulars :
(see Note 2 below)

1. The games that will be played are
(mahjong, tin kau)

2. The number of tables that will offer games are as follows:

<i>Game</i>	<i>No. of Tables</i>
.....
.....
.....

3. Will an admission fee be charged? Yes/No
If “Yes”, how much \$.....

4. Will the house set a limit on the maximum unit the players may gamble in a game? Yes/No
If “Yes”, how much \$.....

5. Will employees of the house on some occasions act as players? Yes/No
If “Yes”, approximately how many?

6. The commission or charge levied for an individual game will be *per cent.*

7. Will there be different commissions levied on the players and the winners? Yes/No
If “Yes”, give details

8. Will the commission be collected only from the earnings of the winner? Yes/No
If “No”, give details

I certify that the information supplied by me in this application is to the best of my knowledge and belief, both true and correct.

Dated this day of

.....
(Signature)

- Note:*
1. You are advised to refer to section 22 of the Gambling Ordinance and the Gambling Regulations Cap. 148.
 2. If the application is on behalf of a company, complete Form 7. If the application is on behalf of a club or society in respect of which the Societies Ordinance (Cap 151) applies, complete Form 8. If the application is not on behalf of a company or such a society or club, complete Form 6.
 3. You are warned that any material falsification or omission of information may result in the public officer's refusal to grant a licence.
 4. If the public officer decides to grant a licence, a fee of \$1,145 per table will be payable to the public officer.

This form should be submitted to Unit 2503-05, 25th Floor, AIA Tower, 183 Electric Road, North Point, Hong Kong. For application by post, please **affix sufficient stamp** to ensure delivery in order.

FORM 6

In support of Application No.

GAMBLING REGULATIONS

To the public officer appointed by the Secretary for Home and Youth Affairs (“the public officer”)

BEFORE completing this form READ the *Note* below.

1. Name of applicant
2. Identity Card Number
3. Business Registration or Commercial Code Number
4. Telephone Number
5. Residential Address
6. Date of Birth
7. Place of Birth
8. Nationality
9. Give details of any other licences under the Gambling Ordinance for which application has previously been made
10. Give details of any current licences under the Gambling Ordinance held by the applicant
11. Give details of any previous experience of applicant in respect of the licence applied for
12. Has the applicant ever been convicted of an offence? Yes/No
If "Yes", give details

(court where convicted, date of conviction, offence and penalty)

I certify that the information supplied by me in this form is to the best of my knowledge and belief, both true and correct.

Dated this day of

.....
(Signature)

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- Note:*
1. Complete this form only if you are *not* making application on behalf of a company *or* on behalf of a club or society in respect of which the Societies Ordinance (Cap. 151) applies.
 2. You are warned that any material falsification or omission of information may result in the public officer's refusal to grant a licence.

This form should be submitted to Unit 2503-05, 25th Floor, AIA Tower, 183 Electric Road, North Point, Hong Kong. For application by post, please **affix sufficient stamp** to ensure delivery in order.

FORM 7

In support of Application No.

GAMBLING REGULATIONS

To the public officer appointed by the Secretary for Home and Youth Affairs ("the public officer")

BEFORE completing this form READ the *Note* below.

1. Full name of company
2. Type of company (Public, Private, Limited by share or guarantee)
3. Is the company incorporated in Hong Kong? Yes/No
If "No", give details as to where it is incorporated.
4. Date of incorporation (attach a copy of the Memorandum of Association (if any) and Articles of Association)
5. Issued capital
6. Does the company hold an interest in any other company or undertakings? Yes/No
If "Yes", give details
7. Give the names and addresses of any lenders, mortgagees, or others providing finance, with the full term of such loans.

Name	Address	Amount	Terms	Duration

8. Has a director, the secretary or a manager of the company ever been convicted of an offence? Yes/No
If "Yes", give details (court where convicted, date of conviction, offence and penalty)
9. Has the company ever been the subject of a winding-up petition? Yes/No
If "Yes", give details
10. Give the name and address of the auditors to the company
11. Give a list of all bank accounts held by the company

FORM 7

(continue)

In support of Application No.

12. Give details of the directors, managers and the company secretary.

Name	Address	Date of Birth	Nationality

13. Is the company a wholly or partly owned subsidiary of another company? Yes/No
If "Yes", give details together with the same particulars as in questions 1 to 12 on a separate sheet in relation to the ultimate controlling company.

14. Give details of any other licences under the Gambling Ordinance for which application has previously been made

15. Give details of any current licences under the Gambling Ordinance held by the company

16. Give details of any previous experience of the company in respect of the licence applied for

I certify that the information supplied by me in this form is to the best of my knowledge and belief, both true and correct.

Dated this day of.....

.....
(Signature)

Position in Company

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- Note:* 1. Complete this form only if you are making application on behalf of a company.
2. You are warned that any material falsification or omission of information may result in the public officer's refusal to grant a licence.

This form should be submitted to Unit 2503-05, 25th Floor, AIA Tower, 183 Electric Road, North Point, Hong Kong. For application by post, please **affix sufficient stamp** to ensure delivery in order.

FORM 8

In support of Application No.

GAMBLING REGULATIONS

To the public officer appointed by the Secretary for Home and Youth Affairs (“the public officer”)

BEFORE completing this form READ the *Note* below.

- 1. Name of society or club
- 2. Type of society or club and objects(sports, social)
- 3. Date society or club formed
(attach a copy of the Club Rules or Constitution)

4. Give details of the following persons involved in the administration of the society or club—

	<u>Name</u>	<u>Address</u>
President/Chairman
Secretary
Treasurer
Accountant/Auditor

5. Has an officer of or any person involved in the administration of the club or society ever been convicted of an offence? Yes/No
If "Yes", give details. (Court where convicted, date of conviction, offence and penalty)

.....

6. Give a list of the current assets under the control of the club or society and value thereof.

<u>Asset</u>	<u>Value</u>
.....
.....

7. Give details of any other licences under the Gambling Ordinance for which application has previously been made

.....

8. Give details of any current licences under the Gambling Ordinance held by the club or society.

.....

9. Give details of any previous experience of applicant in respect of the licence applied for

.....

I certify that the information supplied by me in this form is to the best of my knowledge and belief, both true and correct.

Dated this day of

.....
(Signature)

Position in the club or society

- Note:*
- 1. Complete this form only if you are making application on behalf of a club or society.
 - 2. You are warned that any material falsification or omission of information may result in the public officer's refusal to grant a licence.

【Please attach this form together with your licence application forms to us for processing.】

Contact Details of Applicant
Application for Mahjong/Tin Kau Licence

Applicant (Please attach 2 copies of HKID Card/Passport)

Name of Applicant : Mr./Mrs./Miss/Ms. * :	_____
Name in Chinese :	_____
Hong Kong Identity Card/Passport No. :	_____
Home Address :	_____ _____
Office Address :	_____ _____
Home Telephone No. :	_____
Office Telephone No. :	_____
Fax No. :	_____
Mobile Phone No. :	_____
Email Address:	_____

Notes :

1. The personal data provided above will be used for facilitating communication between Government and yourself on the above application and other relevant licensing matters. Please complete the form in full. Otherwise, we may not be able to contact you.
 2. The personal data you provide may be transferred to other Government departments for the purposes mentioned above.
 3. For correction of or access to personal data given by you in this form, please contact Licensing Officer (Miscellaneous)1 of the Office of the Licensing Authority, Home Affairs Department at 2117 2977.
- * Please delete whichever is inapplicable.

【Please attach this form together with your licence application forms to us for processing.】

To : Commissioner of Police

(through Office of the Licensing Authority of Home Affairs Department)

Application for Mahjong/Tin Kau Licence

I hereby give my consent and authorize the Commissioner of Police to release full particulars of my criminal convictions (if any) to the public officer appointed by the Secretary for Home and Youth Affairs and Home Affairs Department.

Signature : _____

Name : _____

HKID Card / Passport No.: _____

Date : _____