



# National Lottery etc. Act 1993

## 1993 CHAPTER 39

### PART V **U.K.**

#### SUPPLEMENTARY

#### 60 **Orders and regulations.** **U.K.**

- (1) Any power to make an order or regulations under this Act shall be exercisable by statutory instrument.
- (2) An order shall not be made under
  - <sup>F1</sup>(a) section 22(3A), 28 or 36B(3),]
  - <sup>F2</sup>(aa) section 29A,]or
  - (b) paragraph 2(5) of Schedule 3A,

unless a draft of the statutory instrument containing it has been laid before, and approved by a resolution of, each House of Parliament.

<sup>F3</sup>[(2A) Subsection (2) does not apply to an order which contains only provision revoking an order under <sup>F4</sup>section 22(3A) or 36B(3).]

- (3) A statutory instrument containing any order or regulations under this Act, other than
  - <sup>F5</sup>(a) an order to which subsection (2) applies, or
  - (b) an order under section 65,]

shall be subject to annulment in pursuance of a resolution of either House of Parliament.

<sup>F6</sup>[(3A) Subsection (3) does not apply to a statutory instrument which contains only provision revoking an order under paragraph 2(1) of Schedule 3A.

- (3B) A statutory instrument which contains only provision revoking an order under paragraph 2(1) of Schedule 3A shall be laid before each House of Parliament.]

*Changes to legislation: National Lottery etc. Act 1993, Part V is up to date with all changes known to be in force on or before 08 July 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes*

- (4) Any order or regulations under this Act may make different provision for different cases or circumstances.
- (5) Any order or regulations under this Act may make such incidental, supplemental and transitional provision as the person making the order or regulations thinks appropriate.
- <sup>F7</sup>[(6) Any reference in this section to an order is a reference to an order of the Secretary of State <sup>F8</sup> ... ]

#### Subordinate Legislation Made

- P1** S. 60(5) power partly exercised (10.4.1994): 3.5.1994 and 3.10.1994 appointed for specified provisions by [S.I. 1994/1055](#).

#### Textual Amendments

- F1** S. 60(2)(a) substituted (1.12.2006) by [National Lottery Act 2006 \(c. 23\)](#), **ss. 19(8)(a)**, 22(1); [S.I. 2006/3201](#), [art. 2\(d\)](#)
- F2** S. 60(2)(aa) inserted (1.10.2006) by [National Lottery Act 2006 \(c. 23\)](#), **ss. 8(3)**, 22(1); [S.I. 2006/2630](#), [art. 2\(b\)](#)
- F3** S. 60(2A) inserted (2.7.1998) by [1998 c. 22](#), **ss. 15(3)**, 27(4).
- F4** Words in s. 60(2A) substituted (1.12.2006) by [National Lottery Act 2006 \(c. 23\)](#), **ss. 19(8)(b)**, 22(1); [S.I. 2006/3201](#), [art. 2\(d\)](#)
- F5** S. 60(3)(a)(b) substituted for words in s. 60(3) (2.7.1998) by [1998 c. 22](#), **ss. 15(4)**, 27(4).
- F6** S. 60(3A)(3B) inserted (2.7.1998) by [1998 c. 22](#), **ss. 15(5)**, 27(4).
- F7** S. 60(6) inserted (2.7.1998) by [1998 c. 22](#), **ss. 15(6)**, 27(4).
- F8** Words in s. 60(6) omitted (9.11.2016) by virtue of [The Transfer of Functions \(Elections, Referendums, Third Sector and Information\) Order 2016 \(S.I. 2016/997\)](#), [art. 1\(2\)](#), **Sch. 2 para. 9(14)** (with [art. 12](#))

#### Modifications etc. (not altering text)

- C1** S. 60(2) excluded (2.7.1998) by [1998 c. 22](#), **ss. 8(6)**, 27(4).
- C2** S. 60(6) modified (1.7.1999) by [S.I. 1999/672](#), [art. 2](#), **Sch. 1**

## 61 Directions. **U.K.**

Any directions under this Act shall be given in writing and may be varied or revoked by subsequent directions.

## 62 Expenses. **U.K.**

There shall be paid out of money provided by Parliament—

- (a) any expenses of the Secretary of State or the National Debt Commissioners attributable to this Act, and
- (b) any increase attributable to this Act in the sums payable out of money so provided under any other enactment.

## 63 Northern Ireland **U.K.**

(1) This Act extends to Northern Ireland (except so far as it amends enactments that do not extend there).

<sup>F9</sup>(2) .....

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**Changes to legislation:** National Lottery etc. Act 1993, Part V is up to date with all changes known to be in force on or before 08 July 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

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#### Textual Amendments

**F9** S. 63(2) repealed (2.12.1999) by 1998 c. 47, s. 100(2), **Sch. 15**; S.I. 1999/3209, art. 2, **Sch.**

#### 64 Repeals. **U.K.**

The enactments mentioned in Schedule 10 are repealed to the extent specified in the third column of that Schedule.

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#### Commencement Information

**II** S. 64 wholly in force at 3.5.1994; s. 64 not in force at Royal Assent see s. 65; s. 64 in force at 21.12.1993 to the extent that it relates to specified provisions of Schedule 10 by S.I. 1993/2632, **art. 3**; s. 64 in force in so far as not already in force by S.I. 1994/1055, **art. 2**.

#### 65 Commencement. **U.K.**

This Act shall come into force on such date as the Secretary of State may by order appoint; and different dates may be so appointed for different provisions or for different purposes.

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#### Subordinate Legislation Made

**P2** S. 65 power partly exercised (22.10.1993): 25.10.1993 and 21.12.1993 appointed for specified provisions by S.I. 1993/2632, **arts. 2, 3**  
S. 65 power partly exercised (10.4.1994): 3.5.1994 and 3.10.1994 appointed for specified provisions by S.I. 1994/1055, **arts. 2, 3**  
S. 65 power partly exercised (10.10.1994): 14.11.1994 appointed for specified provisions by S.I. 1994/2659, **art. 2**.

#### 66 Short title. **U.K.**

This Act may be cited as the National Lottery etc. Act 1993.

**Changes to legislation:**

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**Changes and effects yet to be applied to the whole Act associated Parts and Chapters:**

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 5-6A substituted for s. 5 6 by [2006 c. 23 Sch. 1 para. 4](#) (Section 6 provides for Schedule 1 to be commenced by an order under that section rather than under the normal commencement provision (section 22). In particular, it requires the order to be subject to negative resolution procedures. Schedule 1 is to be commenced in this different way to reflect the intention that the Secretary of State will not commence Schedule 1 immediately but only if she considers that the current licensing structure has failed in creating an effective competition for the licence under section 5 of the 1993 Act to run the National Lottery and so risks failing to maximise returns to good causes.)
- s. 7(3A) inserted by [2006 c. 23 Sch. 1 para. 5\(5\)](#) (Section 6 provides for Schedule 1 to be commenced by an order under that section rather than under the normal commencement provision (section 22). In particular, it requires the order to be subject to negative resolution procedures. Schedule 1 is to be commenced in this different way to reflect the intention that the Secretary of State will not commence Schedule 1 immediately but only if she considers that the current licensing structure has failed in creating an effective competition for the licence under section 5 of the 1993 Act to run the National Lottery and so risks failing to maximise returns to good causes.)