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# National Lottery etc. Act 1993

# **CHAPTER 39**

# NATIONAL LOTTERY ETC. ACT 1993

#### PART I

# AUTHORISATION AND REGULATION OF THE NATIONAL LOTTERY

#### **Preliminary**

- 1 The National Lottery.
- 2 Legality of lotteries forming part of the National Lottery.
- 3 Preliminary
- 3A The National Lottery Commission.
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- 4A Consultation with Gambling Commission
- 4B Disclosure of information
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- 5 Licensing of a person to run the National Lottery.
- 6 Licensing of persons to promote lotteries.
- 7 Licences under sections 5 and 6: further provisions.
- 8 Variation of conditions in licences.
- 9 Enforcement of conditions in licences.
- 10 Revocation of licences.
- 10A Financial penalties for breach of conditions in licences.
- 10B Appeals against financial penalties.

# Control by the Secretary of State

- 11 Directions to the Director General.
- 12 Regulations as to the promotion of lotteries.

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13 Contravention of regulations an offence.

# Provision of information by the Director General

- 14 Annual report.
- 15 Power of the Secretary of State to require information.

# Miscellaneous and supplementary

- 16 False representations as to the National Lottery.
- 17 Extension of powers of Horserace Totalisator Board.
- 18 Control of betting on the National Lottery.
- 19 Restriction of enactments relating to the rehabilitation of offenders.
- 20 Interpretation of Part I.

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#### DISTRIBUTION OF THE NET PROCEEDS OF THE NATIONAL LOTTERY

#### The distribution system

- 21 The National Lottery Distribution Fund.
- 22 Apportionment of money in Distribution Fund.
- 23 The distributing bodies.
- 24 Payments from Distribution Fund to distributing bodies.
- 25 Application of money by distributing bodies.
- 25A Delegation by distributing bodies of their powers of distribution.
- 25B Joint schemes for distribution of money by distributing bodies.
- 25C Strategic plans for distributing bodies.
- 25D Strategic plans for distributing bodies in or as regards Scotland
- 25E Distribution of funds: publicity

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- 26 Directions to distributing bodies.
- 26A Directions to distributing bodies in or as regards Scotland
- 27 Power to prohibit distribution in certain cases.
- 28 Power to amend section 22.
- 29 Power to amend section 23.
- 29A Reallocation of funds

# Winding up of fund allocated under section 22(3)(e)

Winding up of fund allocated under section 22(3)(e).

# Distribution Fund: further provisions

- 31 Payments from Distribution Fund in respect of expenses.
- 32 Investment of Distribution Fund.
- 33 Accounts of the Secretary of State and National Debt Commissioners.

# Reports and accounts of distributing bodies

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- 35 Accounts of distributing bodies other than the Big Lottery Fund.

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# The Trustees of the National Heritage Memorial Fund

36 Amendment of the National Heritage Act 1980.

# The Big Lottery Fund

| 36A  | T1   | Fund |
|------|------|------|
| 3D A | I ne | Hima |

- 36B Power to distribute funds
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# The National Lottery Charities Board

- 37 The National Lottery Charities Board.
- 38 Grants to charities etc.
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# The Millennium Commission

- 40 The Millennium Commission.
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- 43 Accounts.

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- 43A The New Opportunities Fund.
- 43B Functions of the New Opportunities Fund.
- 43C Provisions supplemental to section 43B.
- 43CC Directions to New Opportunities Fund in or as regards Scotland
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# Supplementary

44 Interpretation of Part II.

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45 Interpretation of Part III.

# Importation and exportation restrictions

46 Importation and exportation restrictions.

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47 Private lotteries.

# Societies' lotteries and local lotteries

- 48 Registration of societies.
- 49 Registration of lottery schemes.
- 50 Lottery managers.
- 51 Frequency of lotteries.

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- 52 Rules for lotteries.
- 53 Offences.
- Powers of the Secretary of State to vary monetary limits and to prescribe or vary fees.
- 55 Interpretation of the 1976 Act.

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#### POOL BETTING

- 56 Removal of prohibition on the use of premises for the delivery of football pools coupons and stakes.
- 57 Reduction of age limit in relation to football pool betting.
- 58 Roll-over of prize money.
- 59 Pool promoters' dividends.

#### PART V

#### **SUPPLEMENTARY**

- 60 Orders and regulations.
- 61 Directions.
- Expenses.
- 63 Northern Ireland
- 64 Repeals.
- 65 Commencement.
- 66 Short title.

# SCHEDULES SCHEDULE 1 — LEGALITY ETC. OF LOTTERIES FORMING PART OF THE NATIONAL LOTTERY

The Gaming Act 1968 (c. 65)

1 In section 52(3) of the Gaming Act 1968 (circumstances in...

The Lotteries and Amusements Act 1976 (c. 32)

2 (1) In section 1 of the Lotteries and Amusements Act...

The Betting, Gaming, Lotteries and Amusements (Northern Ireland) Order 1985 (S.I. 1985/1204 (N.I. 11))

3 (1) In Article 2(3) of the Betting, Gaming, Lotteries and...

# SCHEDULE 2 —

# Tenure of office

(1) Subject to the following provisions of this paragraph, a...

# Remuneration etc.

2 (1) The Director General shall be paid such remuneration and...

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#### Staff

- 3 The Director General may appoint such staff as he may...
- 4 Anything authorised or required by or under any enactment to...

#### Finance

5 There shall be paid out of money provided by Parliament—...

#### Evidence

6 A document purporting to be duly executed under the seal...

# The Parliamentary Commissioner

7 In the Parliamentary Commissioner Act 1967, in Schedule 2 (departments...

#### The Council on Tribunals

8 (1) In section 7 of the Tribunals and Inquiries Act...

# Parliamentary disqualification

9 (1) In the House of Commons Disqualification Act 1975, in...

# Schedule 2A — The National Lottery Commission

#### Status and capacity

1 (1) The Commission shall not be regarded as the servant...

#### Membership

2 (1) The Commission shall consist of at least five members,...

# Tenure of office

3 (1) Members shall hold and vacate office in accordance with...

#### Chairman

4 (1) The Secretary of State shall appoint a member of...

#### Remuneration and allowances

5 (1) The Commission may pay such remuneration, and such travelling...

#### Staff

- 6 (1) There shall be a Chief Executive of the Commission,...
- 6A (1) The Secretary of State may appoint the Chief Executive...

# Proceedings

7 (1) The Commission may regulate their own procedure and that...

# Delegation

8 (1) Anything authorised or required by or under any enactment...

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# Duty to give reasons for decisions

9 (1) It shall be the duty of the Commission to...

#### Finance

10 There shall be paid out of money provided by Parliament...

#### Accounts

11 (1) The Commission shall—(a) keep proper accounts and proper...

# Application of seal and evidence

- 12 The application of the seal of the Commission shall be...
- 13 A document purporting to be duly executed under the seal...
- 14 Paragraphs 12 and 13 do not extend to Scotland.

# SCHEDULE 3 — REVOCATION OF LICENCES

### Part I — DISCRETIONARY GROUNDS FOR REVOCATION

- 1 A condition in the licence has been contravened.
- 2 Any information given by the licensee to the Director General—...
- 3 (1) A proposal for a voluntary arrangement under Part I...
- 4 In the case of a licence granted under section 5—...
- 5 In the case of a licence granted under section 6—...

# Part II — PROCEDURE AND APPEALS

#### Notice of proposed revocation

6 (1) Where the Director General proposes to revoke a licence,...

#### Suspension of licence

7 (1) The Director General may suspend a licence as from...

# Decision by the Director General

- 8 (1) The Secretary of State may make regulations as to...
- 9 (1) If any written representations against the revocation of a...

# Appeals to the Secretary of State

10 REVOCATION OF LICENCES

#### **Appeals**

11 (1) Where the Director General decides under paragraph 9 to...

Schedule 3A — Joint schemes: supplementary provisions

# Interpretation

1 In this Schedule "year" means any period of...

# Authorisation or approval by Secretary of State

2 (1) Where the maximum amount of money which could be...

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#### Contents of authorisations and approvals

3 An order under paragraph 2(1) or an approval under paragraph...

Effect of increasing annual limit on schemes authorised by order

4 Where—(a) a joint scheme is authorised by an order...

#### Powers

5 (1) The powers conferred by section 25A may, in particular,...

# **Modification**

6 (1) A joint scheme may be modified by the bodies...

#### **Termination**

7 (1) If, in the case of a joint scheme authorised...

Orders under s.29(1): participant ceasing to be distributing body

8 (1) This paragraph applies in any case where an order...

Authorisation to continue payments despite occurrence of certain events

9 (1) This paragraph applies in any case where—

# SCHEDULE 4 — AMENDMENT OF THE NATIONAL HERITAGE ACT 1980 (C.17)

- 1 In section 1(2) (constitution of the Trustees of the National...
- 2 In section 2 (payments into the National Heritage Memorial Fund)...
- 3 AMENDMENT OF THE NATIONAL HERITAGE ACT 1980 (C.17)
- 4 AMENDMENT OF THE NATIONAL HERITAGE ACT 1980 (C.17)
- 5 In section 6(2) (investment of sums paid into the National...
- 6 In section 17 (expenses and receipts) after "and" there shall...
- 7 In paragraph 5(1) of Schedule 1 (expenses of Trustees to...

# SCHEDULE 4A — THE BIG LOTTERY FUND Part 1 — CONSTITUTION

# Membership

1 (1) The Big Lottery Fund shall consist of 12 members...

#### Tenure

- 2 A person shall hold and vacate office as Chairman or...
- 3 The Chairman or another member may resign his office by...
- 4 (1) The Chairman or another member may be removed from...
- 5 A person who ceases, otherwise than by virtue of paragraph...

#### Staff

6 The Fund may appoint staff (subject to any directions under...

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#### Committees

- 7 (1) The Fund shall establish—(a) a committee, chaired by...
- 8 Nothing in paragraph 7 or section 25A(6) shall prevent the...
- 9 Section 25Å(7) shall apply in relation to any committee of...

# Status

10 The Fund shall not be regarded as the servant or...

#### Supervision

11 In Schedule 2 to the Parliamentary Commissioner Act 1967 (c....

# Disqualification

- 12 In Part III of Schedule 1 to the House of...
- 13 In Part III of Schedule 1 to the Northern Ireland...

Part 2 — PROCEEDINGS

# Self-regulation

14 The Fund may, subject to this Schedule, regulate its procedure...

#### Records

15 In Schedule 1 to the Public Records Act 1958 (definition...

#### Saving

16 The validity of proceedings of the Fund or a committee... Part 3 — MONEY

#### Remuneration, &c.

- 17 (1) The Fund may pay to the Chairman, another member...
- 18 (1) The Fund may (subject to any directions under section...

#### **Payments**

19 The Fund may make payments in respect of expenditure (which...

### Investment

20 (1) The Fund may deposit money in an interest-bearing account...

#### Accounts

21 (1) The Fund shall—(a) keep proper accounting records, and...

# SCHEDULE 5 — THE NATIONAL LOTTERY CHARITIES BOARD

# Membership

1 THE NATIONAL LOTTERY CHARITIES BOARD

# Committees

2 THE NATIONAL LOTTERY CHARITIES BOARD

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# Tenure of office

3 THE NATIONAL LOTTERY CHARITIES BOARD

Remuneration and allowances

4 THE NATIONAL LOTTERY CHARITIES BOARD

Staff

5 THE NATIONAL LOTTERY CHARITIES BOARD

**Proceedings** 

6 THE NATIONAL LOTTERY CHARITIES BOARD

Application of seal and evidence

- 7 THE NATIONAL LOTTERY CHARITIES BOARD
- 8 THE NATIONAL LOTTERY CHARITIES BOARD

Finance

9 THE NATIONAL LOTTERY CHARITIES BOARD

Status of the Board

10 THE NATIONAL LOTTERY CHARITIES BOARD

Parliamentary disqualification

11 THE NATIONAL LOTTERY CHARITIES BOARD

Exemption from register of charities

12 THE NATIONAL LOTTERY CHARITIES BOARD

SCHEDULE 6 — THE MILLENNIUM COMMISSION

Membership

- 1 THE MILLENNIUM COMMISSION
- 2 THE MILLENNIUM COMMISSION

Tenure of office

- 3 THE MILLENNIUM COMMISSION
- 4 THE MILLENNIUM COMMISSION
- 5 THE MILLENNIUM COMMISSION

Allowances

6 THE MILLENNIUM COMMISSION

Staff

7 THE MILLENNIUM COMMISSION

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#### Proceedings

# 8 THE MILLENNIUM COMMISSION

Application of seal and evidence

- 9 THE MILLENNIUM COMMISSION
- 10 THE MILLENNIUM COMMISSION

**Finance** 

11 THE MILLENNIUM COMMISSION

Status of the Millennium Commission

- 12 THE MILLENNIUM COMMISSION
- 13 THE MILLENNIUM COMMISSION

Schedule 6A — The New Opportunities Fund

Membership

1 The New Opportunities Fund

Committees

2 The New Opportunities Fund

Tenure of office

3 The New Opportunities Fund

Remuneration and allowances

4 The New Opportunities Fund

Staff

5 The New Opportunities Fund

Proceedings

6 The New Opportunities Fund

Application of seal and evidence

- 7 The New Opportunities Fund
- 8 The New Opportunities Fund

Status of New Opportunities Fund

- 9 The New Opportunities Fund
- 10 The New Opportunities Fund

Application to Scotland

11 The New Opportunities Fund

SCHEDULE 7 — REGISTRATION OF SOCIETIES

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#### Part I — AMENDMENT OF SCHEDULE 1 TO THE 1976 ACT

- 1 For the heading "Registration of Societies" there shall be substituted...
- 2 In paragraph 1— (a) sub-paragraph (1) (which requires every application...
- 3 In paragraph 2 (purposes for which the society is established...
- 4 After paragraph 3 there shall be inserted—(1) The registration authority shall refuse or revoke the registration...
- 5 (1) In paragraph 4 (grounds on which the registration authority...
- 6 In paragraphs 5, 6 and 7 (appeals against refusal or...
- 7 In paragraph 11 (returns to be made in respect of...
- 8 In paragraph 12 (return not required in respect of a...
- 9 After paragraph 14 there shall be added—(1) Where it appears to the registration authority that section...

# Part II — SCHEDULE TO BE INSERTED IN THE 1976 ACT AFTER SCHEDULE 1

Schedule 1A REGISTRATION OF SOCIETIES BY THE GAMING BOARD Part...

# SCHEDULE 8 — REGISTRATION OF SCHEMES: AMENDMENT OF SCHEDULE 2 TO THE 1976 ACT

- 1 Paragraph 2 (submission of schemes by societies) shall be omitted....
- 2 (1) In paragraph 3(1) (duty of Gaming Board to register...
- 3 For paragraph 4(1) and (2) there shall be substituted—
- 4 After paragraph 4 there shall be inserted— Where the Board revoke the registration of a scheme, they...
- 5 For paragraph 5(1) there shall be substituted—
- 6 After paragraph 5 there shall be inserted—(1) A local authority shall notify the Board in writing...
- For paragraph 6 there shall be substituted—(1) A local authority shall, before the end of the...
- 8 For paragraph 7(1) there shall be substituted—
- 9 In paragraph 8 (offence to give false information to the...
- After paragraph 8 there shall be added— A person who knowingly or recklessly includes in a report...

SCHEDULE 9 — SCHEDULE TO BE INSERTED IN THE 1976 ACT AFTER SCHEDULE 2

SCHEDULE 10 — REPEALS

# **Status:**

Point in time view as at 01/04/2007.

# **Changes to legislation:**

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