

*Status: Point in time view as at 01/10/2005.*

*Changes to legislation: There are currently no known outstanding effects for the Gambling Act 2005, Part 1. (See end of Document for details)*

## SCHEDULES

### SCHEDULE 11

#### EXEMPT LOTTERIES

##### PART 1

#### INCIDENTAL NON-COMMERCIAL LOTTERIES

##### *The exemption*

- 1 (1) A lottery is exempt if—
- (a) it is incidental to a non-commercial event within the meaning of paragraph 2 (“the connected event”), and
  - (b) the conditions specified in this Part are satisfied.
- (2) A lottery to which sub-paragraph (1) applies is referred to in this Part as an incidental non-commercial lottery.

##### **Commencement Information**

**I1** Sch. 11 para. 1 in force at 1.10.2005 for specified purposes by S.I. 2005/2455, art. 2(1), Sch. (with art. 3)

- 2 An event is non-commercial if no sum raised by the organisers of the event (whether by way of fees for entrance or for participation, by way of sponsorship, by way of commission from traders or otherwise) is appropriated for the purpose of private gain.

##### **Commencement Information**

**I2** Sch. 11 para. 2 in force at 1.10.2005 for specified purposes by S.I. 2005/2455, art. 2(1), Sch. (with art. 3)

##### *Deductions from proceeds*

- 3 The promoters of an incidental non-commercial lottery may not deduct from the proceeds of the lottery more than the prescribed sum in respect of the cost of the prizes (irrespective of their actual cost).

##### **Commencement Information**

**I3** Sch. 11 para. 3 in force at 1.10.2005 for specified purposes by S.I. 2005/2455, art. 2(1), Sch. (with art. 3)

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- 4 The promoters of an incidental non-commercial lottery may not deduct from the proceeds of the lottery more than the prescribed sum in respect of costs incurred in organising the lottery (irrespective of the amount of the costs incurred).

**Commencement Information**

**I4** Sch. 11 para. 4 in force at 1.10.2005 for specified purposes by S.I. 2005/2455, art. 2(1), Sch. (with art. 3)

*Purpose of lottery*

- 5 An incidental non-commercial lottery must be promoted wholly for a purpose other than that of private gain.

**Commencement Information**

**I5** Sch. 11 para. 5 in force at 1.10.2005 for specified purposes by S.I. 2005/2455, art. 2(1), Sch. (with art. 3)

*No rollover*

- 6 The arrangements for an incidental non-commercial lottery must not include a rollover.

**Commencement Information**

**I6** Sch. 11 para. 6 in force at 1.10.2005 for specified purposes by S.I. 2005/2455, art. 2(1), Sch. (with art. 3)

*Connection between lottery and event*

- 7 (1) No lottery ticket for an incidental non-commercial lottery may be sold or supplied otherwise than—
- (a) on the premises on which the connected event takes place, and
  - (b) while the connected event is taking place.
- (2) The results of the lottery must be made public while the connected event is taking place.

**Commencement Information**

**I7** Sch. 11 para. 7 in force at 1.10.2005 for specified purposes by S.I. 2005/2455, art. 2(1), Sch. (with art. 3)

*Interpretation: “prescribed”*

- 8 In this Part “prescribed” means prescribed by the Secretary of State by regulations.

**Commencement Information**

**I8** Sch. 11 para. 8 in force at 1.10.2005 for specified purposes by S.I. 2005/2455, art. 2(1), Sch. (with art. 3)

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