

**Changes to legislation:** National Lottery etc. Act 1993, Part 3 is up to date with all changes known to be in force on or before 01 July 2023. 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

## SCHEDULES

### [<sup>F1</sup>SCHEDULE 4A

#### THE BIG LOTTERY FUND

##### Textual Amendments

**F1** Sch. 4A inserted (1.8.2006) by National Lottery Act 2006 (c. 23), s. 22(1), **Sch. 2**; S.I. 2006/2177, art. 2

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

**C1** Sch. 4A: transfer of functions (13.4.2011) by The Transfer of Functions (Big Lottery Fund) Order 2011 (S.I. 2011/739), arts. 1(2), **2(1)(e)** (with art. 3)

**C1** Sch. 4A functions transferred (9.11.2016) by The Transfer of Functions (Elections, Referendums, Third Sector and Information) Order 2016 (S.I. 2016/997), arts. 1(2), **10(2)(c)** (with arts. 10(3), 11, 12)

### PART 3

#### MONEY

##### *Remuneration, &c.*

- 17 (1) The Fund may pay to the Chairman, another member or a member of a committee—
- (a) such remuneration as the [<sup>F2</sup>Secretary of State] may determine, and
  - (b) such travelling and other allowances as the [<sup>F2</sup>Secretary of State] may determine.
- (2) The Fund may pay to or in respect of the Chairman or another member such sums as the [<sup>F2</sup>Secretary of State] may determine by way of, or in respect of, pensions, allowances or gratuities.
- (3) If the [<sup>F2</sup>Secretary of State] thinks that there are special circumstances that make it right for a person ceasing to hold office as Chairman or member to receive compensation, the Fund may pay him such compensation as the [<sup>F2</sup>Secretary of State] may determine.

##### Textual Amendments

**F2** Words in Sch. 4A substituted (9.11.2016) by The Transfer of Functions (Elections, Referendums, Third Sector and Information) Order 2016 (S.I. 2016/997), art. 1(2), **Sch. 2 para. 9(15)(a)** (with art. 12)

- 18 (1) The Fund may (subject to any directions under [<sup>F3</sup>section 36E(3)(ab)] ) pay sums to or in respect of a member or former member of staff by way of or in respect of—
- (a) remuneration,
  - (b) allowances,

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- (c) pensions,
- (d) gratuities, or
- (e) compensation for loss of employment.

(2) In Schedule 1 to the Superannuation Act 1972 (c. 11) (employment to which superannuation schemes may extend) in the list of other bodies insert at the appropriate place— “ The Big Lottery Fund. ”

#### Textual Amendments

**F3** Words in Sch. 4A para. 18(1) substituted (9.11.2016) by [The Transfer of Functions \(Elections, Referendums, Third Sector and Information\) Order 2016 \(S.I. 2016/997\)](#), art. 1(2), [Sch. 2 para. 9\(15\)\(b\)](#) (with art. 12)

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

**C1** Sch. 4A para. 18 restricted (12.3.2009) by [Dormant Bank and Building Society Accounts Act 2008 \(c. 31\)](#), [ss. 22\(8\)](#), 31(1); [S.I. 2009/490](#), art. 2

#### *Payments*

- 19 The Fund may make payments in respect of expenditure (which may include expenditure of a capital nature) of—
- (a) the Fund, or
  - (b) a person to whom it delegates a function under section 25A(1).

#### *Investment*

- 20 (1) The Fund may deposit money in an interest-bearing account (but may not otherwise invest).
- (2) The proceeds of money received by the Fund and invested under sub-paragraph (1) shall be treated for the purposes of Part II of this Act as part of that money.

#### *Accounts*

- 21 (1) The Fund shall—
- (a) keep proper accounting records [<sup>F4</sup>relating to the exercise of its functions under this Act] , and
  - [<sup>F5</sup>(b) prepare in respect of each financial year a statement of accounts relating to the exercise of those functions.]
- (2) The Fund shall send a copy of a statement under sub-paragraph (1)(b)—
- (a) to the [<sup>F2</sup>Secretary of State] ,
  - (b) to the National Assembly for Wales,
  - (c) to the Scottish Ministers,
  - (d) to the Northern Ireland Department of Culture, Arts and Leisure, and
  - (e) to the Comptroller and Auditor General.
- (3) A copy of a statement must be sent under sub-paragraph (2) within such period, beginning with the end of the financial year to which the statement relates, as the [<sup>F2</sup>Secretary of State] may, with the consent of the Treasury, direct.

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- (4) The Comptroller and Auditor General shall—
- (a) examine, certify and report on a statement received under this paragraph, and
  - (b) lay a copy of the statement and his report before Parliament.]

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**Textual Amendments**

- F2** Words in Sch. 4A substituted (9.11.2016) by [The Transfer of Functions \(Elections, Referendums, Third Sector and Information\) Order 2016 \(S.I. 2016/997\)](#), art. 1(2), **Sch. 2 para. 9(15)(a)** (with art. 12)
- F4** Words in Sch. 4A para. 21(1)(a) inserted (12.3.2009) by [Dormant Bank and Building Society Accounts Act 2008 \(c. 31\)](#), s. 31(1), **Sch. 3 para. 11(a)**; S.I. 2009/490, art. 2
- F5** Sch. 4A para. 21(1)(b) substituted (12.3.2009) by [Dormant Bank and Building Society Accounts Act 2008 \(c. 31\)](#), s. 31(1), **Sch. 3 para. 11(b)**; S.I. 2009/490, art. 2

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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.)