



Gambling Act 2005

2005 CHAPTER 19

PART 1

INTERPRETATION OF KEY CONCEPTS

Miscellaneous

19 Non-commercial society

- (1) For the purposes of this Act a society is non-commercial if it is established and conducted—
- (a) for charitable purposes,
 - (b) for the purpose of enabling participation in, or of supporting, sport, athletics or a cultural activity, or
 - (c) for any other non-commercial purpose other than that of private gain.
- (2) In subsection (1) “charitable purposes” means—
- (a) in relation to England and Wales, [^{F1}purposes which are exclusively charitable purposes (as defined by section 2 of the Charities Act 2011)] , and
 - (b) in relation to Scotland, purposes which are charitable purposes only (that expression having the same meaning as in the Income Tax Acts).
- (3) The provision of a benefit to one or more individuals is not a provision for the purpose of private gain for the purposes of this Act if made in the course of the activities of a society that is a non-commercial society by virtue of subsection (1)(a) or (b).

Textual Amendments

- F1** Words in s. 19(2)(a) substituted (14.3.2012) by [Charities Act 2011 \(c. 25\), s. 355, Sch. 7 para. 105](#) (with s. 20(2), Sch. 8)

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

Commencement Information

II S. 19 in force at 1.10.2005 by [S.I. 2005/2455](#), [art. 2\(1\)](#), [Sch.](#) (with [art. 3](#))

Changes to legislation:

There are currently no known outstanding effects for the Gambling Act 2005, Cross Heading: Miscellaneous.