Gambling Act 2005

2005 CHAPTER 19

PART 1

INTERPRETATION OF KEY CONCEPTS

Cross-category activities

17 Lotteries and gaming

(1) This section applies to an arrangement which satisfies—
- (a) the definition of a game of chance in section 6, and
- (b) the definition of a lottery in section 14.

(2) An arrangement to which this section applies shall be treated for the purposes of this Act as a game of chance (and not as a lottery) if a person who pays in order to join the class amongst whose members prizes are allocated is required to participate in, or to be successful in, more than three processes before becoming entitled to a prize.

(3) An arrangement to which this section applies shall, subject to subsection (2), be treated for the purposes of this Act as a lottery (and not as a game of chance) if—
- (a) it satisfies paragraph 1(1)(a) and (b) of Schedule 11,
- (b) it satisfies paragraph 10(1)(a) and (b) of Schedule 11,
- (c) it satisfies paragraph 11(1)(a) and (b) of Schedule 11,
- (d) it satisfies paragraph 12(1)(a) and (b) of Schedule 11,
- (e) it satisfies paragraph 20(1)(a) and (b) of Schedule 11,
- (f) it satisfies paragraph 30(1)(a) and (b) of Schedule 11, or
- (g) it is promoted in reliance on a lottery operating licence.

(4) Any other arrangement to which this section applies shall be treated for the purposes of this Act as a game of chance (and not as a lottery).

(5) This section is subject to regulations under section 6(6) or 14(7).

Commencement Information

I1 S. 17 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, Section 17.