

SCHEDULE 4

Transitional provisions

PART 8

Conversion of lottery registrations under the Lotteries and Amusements Act 1976 into operating licences or registrations under the Gambling Act 2005

Conversion of local lottery scheme registrations into lottery operating licences

69.—(1) This paragraph applies where—

- (a) a scheme approved by a local authority in connection with the promotion of lotteries is registered under Schedule 2 to the 1976 Act⁽¹⁾, and
- (b) the registration has effect immediately before 1st September 2007.

(2) This paragraph also applies where a scheme is registered under Schedule 2 to the 1976 Act on or after 1st September 2007.

(3) The Gambling Commission must issue a lottery operating licence to the local authority on the relevant date or as soon as practicable after that date.

(4) Such a licence—

- (a) is referred to in this paragraph and in paragraph 70 as a converted local authority lottery operating licence, and
- (b) is included in any reference to a converted lottery operating licence in paragraphs 71 and 72.

(5) A converted local authority lottery operating licence is to have effect as both a remote and non-remote lottery operating licence; and section 67(2) and (3) of the 2005 Act is not to apply to the licence.

(6) In exercising its powers under section 75 of the 2005 Act, the Commission must specify any conditions which are to be attached to—

- (a) a converted local authority lottery operating licence, or
- (b) a converted local authority lottery operating licence falling within a specified class.

(7) Regulations under section 78 of the 2005 Act may specify conditions which are to be attached to a converted local authority lottery operating licence or to converted local authority lottery operating licences falling within a specified description.

(8) In this paragraph a reference to the relevant date is to—

- (a) 1st September 2007, or
- (b) in a case falling within sub-paragraph (2), the date on which the scheme is registered.

(1) Schedule 2 to the 1976 Act was amended by the National Lottery etc. Act 1993 (c. 39), paragraphs 1 to 10 of Schedule 8.