



Gambling Act 2005

2005 CHAPTER 19

PART 11

LOTTERIES

Interpretation

252 Promoting a lottery

- (1) For the purposes of this Act a person promotes a lottery if he makes or participates in making the arrangements for a lottery.
- (2) In particular, a person promotes a lottery if he—
 - (a) makes arrangements for the printing of lottery tickets,
 - (b) makes arrangements for the printing of promotional material,
 - (c) arranges for the distribution or publication of promotional material,
 - (d) possesses promotional material with a view to its distribution or publication,
 - (e) makes other arrangements to advertise a lottery,
 - (f) invites a person to participate in a lottery,
 - (g) sells or supplies a lottery ticket,
 - (h) offers to sell or supply a lottery ticket,
 - (i) possesses a lottery ticket with a view to its sale or supply,
 - (j) does or offers to do anything by virtue of which a person becomes a member of a class among whom prizes in a lottery are to be allocated, or
 - (k) uses premises for the purpose of allocating prizes or for any other purpose connected with the administration of a lottery.
- (3) In subsection (2) “promotional material” means a document which—
 - (a) advertises a specified lottery,
 - (b) invites participation in a specified lottery,
 - (c) contains information about how to participate in a specified lottery, or
 - (d) lists winners in a specified lottery.

Status: This is the original version (as it was originally enacted).

- (4) Where arrangements for a lottery are made by an external lottery manager on behalf of a society or authority, for the purposes of this Act both the external lottery manager and the society or authority promote the lottery.

253 Lottery ticket

- (1) For the purposes of this Act a document or article is a lottery ticket if it confers, or can be used to prove, membership of a class for the purpose of the allocation of prizes in a lottery.
- (2) A reference in this Act to the sale or supply of a lottery ticket by a person includes a reference to a person doing anything as a result of which another person becomes a member of the class among whom prizes in a lottery are to be allocated.
- (3) A reference in this Act to purchase of a lottery ticket includes a reference to any action by a person as a result of which he becomes a member of the class among whom prizes in a lottery are to be allocated.

254 Proceeds and profits

- (1) In this Act a reference to the proceeds of a lottery is a reference to the aggregate of amounts paid in respect of the purchase of lottery tickets.
- (2) In this Act a reference to the profits of a lottery is a reference to—
- (a) the proceeds of the lottery, minus
 - (b) amounts deducted by the promoters of the lottery in respect of—
 - (i) the provision of prizes,
 - (ii) sums to be made available for allocation in another lottery in accordance with a rollover, or
 - (iii) other costs reasonably incurred in organising the lottery.

255 Draw

In this Act “draw”, in relation to a lottery, includes any process by which a prize in the lottery is allocated.

256 Rollover

- (1) In this Act “rollover” in relation to a lottery means an arrangement whereby the fact that a prize is not allocated or claimed in one lottery increases the value of the prizes available for allocation in another lottery.
- (2) For the purposes of this Act where prizes are allocated by means of more than one draw—
- (a) the draws together constitute a single lottery if the class of persons among whom prizes are allocated is (and, by virtue of arrangements for the sale or supply of tickets, must be) the same in the case of each draw, and
 - (b) otherwise, the arrangements for each draw constitute a separate lottery.

257 External lottery manager

A person acts as an external lottery manager for the purposes of this Act if he makes arrangements for a lottery on behalf of a society or authority of which he is not—

- (a) a member,
- (b) an officer, or
- (c) an employee under a contract of employment.