



# Gambling Act 2005

## 2005 CHAPTER 19

### PART 14

#### PRIVATE AND NON-COMMERCIAL GAMING AND BETTING

##### *Non-commercial gaming and betting*

#### **301 Misusing profits of non-commercial prize gaming**

- (1) This section applies to—
  - (a) non-commercial prize gaming in respect of which a fund-raising purpose has been specified as mentioned in section 299(2), and
  - (b) non-commercial equal-chance gaming in respect of which a fund-raising purpose has been specified as mentioned in section 300(2).
- (2) A person commits an offence if he uses any part of the profits of gaming to which this section applies for a purpose other than that specified.
- (3) The reference in subsection (2) to the use of profits includes a reference to permitting profits to be used.
- (4) A person guilty of an offence under this section shall be liable on summary conviction to—
  - (a) imprisonment for a term not exceeding 51 weeks,
  - (b) a fine not exceeding level 5 on the standard scale, or
  - (c) both.
- (5) In the application of subsection (4) to Scotland the reference to 51 weeks shall have effect as a reference to six months.
- (6) In this section “profits” has the same meaning as in sections 299 and 300.