



# National Lottery Act 2006

## 2006 CHAPTER 23

### *Distribution of Lottery Funds*

#### **7 National Lottery Distribution Fund: apportionment**

(1) Section 22 of the National Lottery etc. Act 1993 (c. 39) (apportionment of money in Distribution Fund) shall be amended as follows.

(2) In subsection (3)—

(a) at the end of paragraph (c) add “ and ”, and

(b) for paragraphs (d) and (f) substitute—

“(d) 50 per cent. shall be allocated for prescribed expenditure that is—

(i) charitable, or

(ii) connected with health, or

(iii) connected with education, or

(iv) connected with the environment.”

(3) After subsection (3) insert—

“(3A) In subsection (3)(d) “prescribed expenditure” means expenditure of a description prescribed by order of the Secretary of State.

(3B) A description of expenditure under subsection (3A) may, in particular, refer to expenditure in relation to—

(a) England,

(b) Wales,

(c) Scotland,

(d) Northern Ireland,

(e) any of the Channel Islands, or

(f) the Isle of Man;

and expenditure described by virtue of this subsection is referred to in this Act as “devolved expenditure”.

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*Changes to legislation: There are currently no known outstanding effects for the National Lottery Act 2006, Cross Heading: Distribution of Lottery Funds. (See end of Document for details)*

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- (3C) Before making an order under subsection (3A) the Secretary of State shall consult—
- (a) the Big Lottery Fund,
  - (b) the National Assembly for Wales,
  - (c) the Scottish Ministers,
  - (d) the Northern Ireland Department of Culture, Arts and Leisure, and
  - (e) such other persons (if any) as he thinks appropriate.”

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**Commencement Information**

- I1** S. 7(1)(2) in force at 1.12.2006 by S.I. 2006/3201, **art. 2(a)**  
**I2** S. 7(3) in force for specified purposes at 1.12.2006 by S.I. 2006/3201, **art. 2(a)**

## 8 Reallocation of funds

- (1) After section 29 of the National Lottery etc. Act 1993 (c. 39) (variation of percentages for allocation of funds) insert—

**“29A Reallocation of funds**

- (1) This section applies where money is—
- (a) allocated for a purpose under section 22(3), and
  - (b) held for distribution by a body under section 23.
- (2) The Secretary of State may by order provide for the money to be held for distribution by a different body specified in the order (without altering the purpose for which the money is allocated).
- (3) Before making an order under this section the Secretary of State shall consult—
- (a) each body mentioned in the order,
  - (b) the National Assembly for Wales,
  - (c) the Scottish Ministers,
  - (d) the Northern Ireland Department of Culture, Arts and Leisure, and
  - (e) such other persons (if any) as he thinks appropriate.”
- (2) In section 24 of that Act (payments from Distribution Fund) after “section 23” insert “or in an order under section 29A ”.
- (3) In section 60(2) of that Act (orders and regulations: affirmative resolution) after paragraph (a) (and before the word “or” immediately after that paragraph) insert—  
“(aa) section 29A,”.

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**Commencement Information**

- I3** S. 8 in force at 1.10.2006 by S.I. 2006/2630, **art. 2(b)**

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## 9 Investment income

In section 32 of the National Lottery etc. Act 1993 (National Lottery Distribution Fund: investment)—

- (a) for subsection (3)(a) and (b) substitute “ treated as if paid into the Fund by virtue of section 5(6). ”, and
- (b) omit subsection (5).

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### Commencement Information

**I4** S. 9 in force at 1.4.2007 by S.I. 2007/539, art. 2

## 10 Distributing bodies: consultation

After section 25(2B) of the National Lottery etc. Act 1993 (application of money by distributing bodies) insert—

- “(2C) In determining how to distribute money in accordance with subsection (1) a body may—
- (a) consult any person;
  - (b) take account of opinions expressed to it or information submitted to it.”

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### Commencement Information

**I5** S. 10 in force at 1.10.2006 by S.I. 2006/2630, art. 2(c)

## 11 Distributing bodies: publicity

After section 25D of the National Lottery etc. Act 1993 (c. 39) (strategic plans) insert—

### “25E Distribution of funds: publicity

A body which distributes money under section 25(1) may make or participate in arrangements for—

- (a) publishing information relating to the effect of a provision of this Act,
- (b) publishing information relating to the distribution of money under this Act or the expenditure of money distributed under this Act, or
- (c) encouraging participation in activities relating to the distribution of money under this Act.”

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### Commencement Information

**I6** S. 11 in force at 1.10.2006 by S.I. 2006/2630, art. 2(c)

## 12 Distributing bodies: annual reports

In section 34 of the National Lottery etc. Act 1993 (annual reports) after subsection (2) insert—

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- “(2A) The report shall set out the body's policy and practice in relation to the principle that proceeds of the National Lottery should be used to fund projects, or aspects of projects, for which funds would be unlikely to be made available by—
- (a) a Government department,
  - (b) the Scottish Ministers,
  - (c) a Northern Ireland department, or
  - (d) the National Assembly for Wales.”

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**Commencement Information**

**I7** S. 12 in force at 1.10.2006 by S.I. 2006/2630, art. 2(c) (with art. 4)

### 13 Isle of Man and Channel Islands

- (1) After section 25(5) of the National Lottery etc. Act 1993 (application of money by distributing bodies) add—

“(6) A reference in this section to meeting expenditure includes a reference to meeting expenditure which relates to—

- (a) the Isle of Man, or
- (b) any of the Channel Islands.”

- (2) After section 25A(11) (delegation by distributing bodies) add—

“(12) A body established under the law of the Isle of Man may be the subject of an appointment under this section in connection with expenditure which relates to the Isle of Man.

(13) A body established under the law of any of the Channel Islands may be the subject of an appointment under this section in connection with expenditure which relates to that Island.”

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**Commencement Information**

**I8** S. 13(1) in force for specified purposes at 1.12.2006 by S.I. 2006/3201, art. 2(b)

**I9** S. 13(2) in force for specified purposes at 1.12.2006 by S.I. 2006/3201, art. 2(b)

**Changes to legislation:**

There are currently no known outstanding effects for the National Lottery Act 2006, Cross  
Heading: Distribution of Lottery Funds.