

2007 No. 2328

BETTING, GAMING AND LOTTERIES

The Small Society Lotteries (Registration of Non-Commercial Societies) Regulations 2007

<i>Made</i>	- - - -	<i>6th August 2007</i>
<i>Laid before Parliament</i>		<i>8th August 2007</i>
<i>Coming into force</i>	- -	<i>1st September 2007</i>

The Secretary of State makes the following Regulations in exercise of the powers conferred by section 355(1) of, and paragraphs 42(2), 44(a), and 54(2) of Schedule 11 to, the Gambling Act 2005(a).

Commencement, citation and application

1.—(1) These Regulations may be cited as the Small Society Lotteries (Registration of Non-Commercial Societies) Regulations 2007 and shall come into force on 1st September 2007.

(2) Subject to paragraphs (2) and (3), these Regulations apply to England and Wales and Scotland.

(3) Regulation 3(1)(b) does not apply where the application is made to a local authority(b) in Scotland.

(4) Regulation 5(a) does not apply where the local authority giving notice is in Scotland.

Interpretation

2.—(1) In these Regulations “the Act” means the Gambling Act 2005.

(2) A reference in these Regulations to a numbered paragraph is a reference to the paragraph of Schedule 11 to the Act so numbered, unless the contrary is indicated.

Application for registration

3.—(1) An application for registration under Part 5 of Schedule 11 to the Act must be—

- (a) made in the form prescribed in the Schedule to these Regulations (“the Schedule”), and
- (b) accompanied by a fee of £40.

(2) The first page of the form prescribed in the Schedule may include any symbol or logo which is commonly used by a local authority to identify documents produced by it.

(a) 2005 c.19; for the meaning of “prescribed” see paragraph 56 of Schedule 11 to the Act.
(b) For the meaning of “local authority” see paragraph 41 of Schedule 11 to the Act.

(3) Where matters are included in square brackets and italics in the form prescribed in the Schedule, they are intended to indicate and explain the information to be specified in the application to which the form relates, and are not required to be included in the application.

Registration by local authority

4. For the purposes of paragraph 44(a), when entering an applicant in the register under that paragraph, the local authority must include with the entry the date on which that entry is made.

Annual fees

5. The annual fee payable to the registering local authority under paragraph 54(1)—
- (a) is £20, and
 - (b) must be paid within the period of two months which ends immediately before each anniversary of the registration.

6th August 2007

Gerry Sutcliffe
Parliamentary Under Secretary of State
Department for Culture, Media and Sport

SCHEDULE

Regulation 3(1)(a)

This form is prescribed by regulation 3(1)(a) of the Small Society Lotteries (Registration of Non-Commercial Societies) Regulations 2007

APPLICATION FORM FOR REGISTRATION OF NON-COMMERCIAL SOCIETY

If you are completing this form by hand, please write legibly in block capitals using ink.

To:

This section is for official use only - local authority logo or symbol

[insert name and address of relevant local authority – this is the local authority for the area in which the principal premises of the society are situated]

SECTION A – Details of society applying for registration

1. Name of society.....

2. Address (including postcode) of office or head office of society.....

3. Telephone number of society.....

4. Please state the purpose(s) for which the society is established and conducted.....

5. If the society is a registered charity, please give the society’s unique charity registration number.....

6. Has the society held an operating licence under the Gambling Act 2005 in the period of five years ending with the date of this application? ‘Yes’ ‘No’

7. If the answer to question 6 is 'Yes', has the operating licence been revoked in the period of five years ending with the date of this application? 'Yes' 'No'

8. If the answer to question 7 is 'Yes', please state the reasons for revocation and enclose a copy of the notice of revocation if one is available.

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.....

9. Has the society applied for and been refused an operating licence in the period of five years ending with the date of this application? 'Yes' 'No'

SECTION B – General information about person applying on behalf of society

10. Name.....

11. Capacity.....

12. Address (including postcode).....

.....
.....
.....
.....

13. Daytime telephone number.....

SECTION C – Contact details for correspondence associated with this application

14. Please tick one box as appropriate to indicate address for correspondence in relation to this application:

Address in section A Address in section B Address below :

Address (including postcode).....

.....
.....
.....
.....

Telephone number.....

Email address (if the applicant is happy for correspondence in relation to this application to be sent via e-mail).....

.....

SECTION D – Declaration

15. Please complete the following declaration and checklist:

I *[full name]*.....

a. make this application on behalf of the society referred to in Section A and have authority to act on behalf of that society.

b. enclose payment of the registration fee of £40.

c. confirm that, to the best of my knowledge, the information contained in this application is true. I understand that it is an offence under section 342 of the Gambling Act 2005 to give information which is false or misleading in, or in relation to, this application.

Signature.....

Date.....

Capacity.....

Note to societies applying for registration:

The application will be refused if in the period of five years ending with the date of the application:

- (a) an operating licence held by the society has been revoked under section 119(1) of the Gambling Act 2005, or**
- (b) an application for an operating licence made by the society has been refused.**

The application may be refused if the local authority think that:

- (a) the society is not a non-commercial society,**
- (b) a person who will or may be connected with the promotion of the lottery has been convicted of a relevant offence, or**
- (c) information provided in or with the application is false or misleading.**

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations prescribe the fees and other requirements in relation to the registration of non-commercial societies for the promotion of small society lotteries under the Gambling Act 2005 (“the Act”).

Regulation 3 and the Schedule to these Regulations set the application fee and prescribe the form in which an application for registration must be made.

Paragraph 44(a) of Schedule 11 to the Act requires local authorities to enter the applicant, together with any prescribed information, in a register. Regulation 4 requires local authorities to record in the register the date on which that entry is made.

Regulation 5 prescribes the annual fee payable by registered societies to local authorities, and the period within which it should be paid.

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