

South Australia

Lottery and Gaming (Trade Promotion Lotteries) Variation Regulations 2017

under the *Lottery and Gaming Act 1936*

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Part 1—Preliminary

1—Short title

These regulations may be cited as the *Lottery and Gaming (Trade Promotion Lotteries) Variation Regulations 2017*.

2—Commencement

These regulations come into operation on the day on which they are made.

3—Variation provisions

In these regulations, a provision under a heading referring to the variation of specified regulations varies the regulations so specified.

Part 2—Variation of *Lottery and Gaming Regulations 2008*

4—Variation of regulation 9—Minor trade promotion lotteries

- (1) Regulation 9(f)—before "the person" insert:
 - subject to subregulation (2),
- (2) Regulation 9—after its present contents (now to be designated as subregulation (1)) insert:
 - (2) If the holder of the casino licence—
 - (a) conducts a minor trade promotion lottery; and
 - (b) requires a person participating in the lottery to comply with an attendance requirement,

the lottery is, despite the minor trade promotion lottery rule set out in regulation 30(c), an exempted lottery for the purpose of the Act, if—

- (c) the attendance requirement applies to all ticket holders in respect of a specified draw; and
 - (d) the attendance requirement is disclosed—
 - (i) in all advertisements of the lottery (other than advertisements on television, radio or at the cinema); and
 - (ii) in any terms and conditions of the lottery.
- (3) In this regulation—

attendance requirement means a requirement that the holder of a ticket in a specified draw be present at a draw to claim a prize;

casino licence has the same meaning as in the *Casino Act 1997*.

5—Variation of regulation 21—Licence conditions

- (1) Regulation 21(1)—after "regulation 31" insert:

(except as provided in subregulation (1a))

- (2) Regulation 21—after subregulation (1) insert:

- (1a) The holder of the casino licence may, despite the major trade promotion lottery rule set out in regulation 31(c), require a person participating in a lottery to comply with an attendance requirement if—

- (a) the attendance requirement applies to all ticket holders in respect of a specified draw; and
- (b) the attendance requirement is disclosed—
 - (i) in all advertisements of the lottery (other than advertisements on television, radio or at the cinema); and
 - (ii) in the terms and conditions of the lottery.

- (3) Regulation 21—after subregulation (2) insert:

- (3) In this regulation—

attendance requirement means a requirement that the holder of a ticket in a specified draw be present at a draw to claim a prize;

casino licence has the same meaning as in the *Casino Act 1997*.

Note—

As required by section 10AA(2) of the *Subordinate Legislation Act 1978*, the Minister has certified that, in the Minister's opinion, it is necessary or appropriate that these regulations come into operation as set out in these regulations.

Made by the Governor' Deputy

with the advice and consent of the Executive Council
on 25 July 2017

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