



GAMING, BETTING AND LOTTERIES ACT 1988

RACING NIGHTS (PRESCRIBED CONDITIONS) REGULATIONS 2010

Approved by Tynwald

19th October 2010

Coming into operation

1st November 2010

The Isle of Man Gambling Supervision Commission makes these Regulations under sections 34A and 47(1) of the Gaming, Betting and Lotteries Act 1988¹.

1. Title, commencement and interpretation

- (1) The title of these Regulations is the Racing Nights (Prescribed Conditions) Regulations 2009.
- (2) If approved by Tynwald, these Regulations come into operation on the 1st November 2010
- (3) In these Regulations —
 - "the Act" means the Gaming, Betting and Lotteries Act 1988;
 - "the society", in relation to a lottery, means the registered society on behalf of which the lottery is promoted.

2. Prescribed conditions

The following conditions are prescribed for the purpose of paragraph (b) of section 34A of the Act (society lotteries played as games) —

- (a) the promoter must be a member of the society authorised in writing by the governing body of the society to act as such;
- (b) no remuneration may be paid in respect of the lottery to the promoter;
- (c) the lottery must consist or form part of an entertainment organised by the society, held in one place on a single day and lasting for not more than 4 hours;
- (d) the event on which a prize in the lottery depends must be the outcome of a recorded but unidentified race or other sporting event;

¹ 1988 c.17
Price £0.65

- (e) each ticket or chance must be allocated to a single runner, rider, vehicle, driver, player or team (as the case may be) in the race or event, selected by the participant either by number or by a fictitious name;
- (f) the selection by a participant of a runner, rider, vehicle, driver, player or team (as the case may be) in the race or event must depend wholly on chance;
- (g) no odds or form or other information about the race or event, or the runners, riders, vehicles, drivers, players or teams (as the case may be) in the race or event, may be available to assist the selection;
- (h) no ticket or chance may be sold, and no runner, rider, vehicle, driver, player or team (as the case may be) may be selected, after the showing of a recording of the race or event has begun;
- (i) the price of a ticket or chance must not exceed £5;
- (j) no ticket or chance may be sold to a person aged under 16;
- (k) a winning ticket or chance must be ascertained by reference to the outcome of the race or event (and to no other determining factor);
- (l) an amount not exceeding 50 per cent. of the whole proceeds of the sale of tickets or chances may be applied to purposes of the society, being purposes described in section 32(2)(a) of the Act;
- (m) subject to paragraph (l), the whole proceeds of the sale of tickets or chances must be divided among the holders of winning tickets or chances in accordance with the principles of a totalisator or *pari-mutuel*.
- (n) the Commissioners may vary the conditions imposed by paragraph 2.

MADE 1st April

2010



Chairman



Member



Member

W. Christian

Secretary

EXPLANATORY NOTE

(This note is not part of the Regulations.)

Section 34A of the Gaming, Betting and Lotteries Act 1988 provides that a "society lottery" (a lottery promoted for fund-raising purposes by a voluntary body registered with the Isle of Man Gambling Supervision Commission), which is played as game and complies with prescribed conditions, is not an unlawful lottery.

These Regulations prescribe the conditions to be complied with by a lottery forming part of a fund-raising event usually called a "horse-race night".

