

Exempt Lotteries Information and Conditions

What is an Exempt Lottery?

Pursuant to section 6(1) of the *Lotteries Act 1964* (the Act), an exempt lottery is defined as:

- a *Trade Promotion Lottery* where the total prize value does not exceed \$3000;
- a *Raffle* where the total prize value does not exceed \$2,500;
- a *Housie* session where the total prize value of each session does not exceed \$1,000;
- a *Calcutta* event where the total prize value does not exceed \$1,000;
- a lottery where “prizes” or rewards consist totally of the granting of rebates, discounts or other allowances in respect of amounts payable, or the granting of refunds of amounts paid for goods sold or services performed in the course of carrying on that trade or business which are equally available to all customers; or
- a lottery which comes within the definition of a private lottery as defined in the *Lotteries Act 1964* (where participation is restricted to members of the same association or who work or reside in the same premises and where there is no external advertising of the promotion).

Lotteries that do not fit within these parameters require a permit before they can be advertised and operated in the ACT.

Lotteries that fit within these parameters **do not** require a permit to be conducted in the ACT, however they must conform to legislative requirements that are detailed in the Act.

Housie sessions that are exempt under the Act are not subject to the harm minimisation requirements of the *Gambling and Racing Control (Code of Practice) Regulation 2002*.

Conditions for the Conduct of Exempt Lotteries

Pursuant to Section 6A of the Act, the following conditions apply to the conduct of *Exempt Lotteries*:

- each ticket or entry in the lottery must have an equal chance of winning;
- the winning ticket or entry, and, if available, the identity of the person who holds the winning ticket or entry, must be recorded by the person conducting the lottery;
- the person conducting the lottery must make the results of the lottery available to subscribers (for example, via a newspaper, email, website or newsletter) and if the identity of a person who holds the winning ticket or entry is known—tell the person the results of the lottery;
- a person who wins a prize must not be charged a fee when the person receives the prize;
- the person conducting the lottery must not conduct the lottery or advertise the lottery in a way that, having regard to the lottery participants, could be considered inappropriate or offensive;
- for a lottery with 2 or more prizes—the major prize must be drawn first, unless a winning ticket or entry is eligible to win another prize;
- the person conducting the lottery must do everything reasonably necessary to ensure that a person entitled to a prize in the lottery receives the prize;
- if a prize is not claimed within a reasonable period, taking into account the nature of the prize, the person conducting the lottery must draw another winning ticket or entry; and
- the person conducting the lottery must take reasonable steps to identify a person who holds a winning ticket or entry.

Contacting the Commission About Your Lottery

Enquiries can be directed to the Lotteries Officer on telephone 02 6207 0361 or by email to lotteries@act.gov.au