



New South Wales

Public Lotteries Amendment (Licences) Regulation 2007

under the

Public Lotteries Act 1996

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Public Lotteries Act 1996*.

GRAHAM WEST, M.P.,
Minister for Gaming and Racing

Explanatory note

The object of this Regulation is to provide that if a public lotteries licence expires and is replaced by a new licence, certain matters that were in force in connection with the expired licence (such as Ministerial approvals, rules and prize funds) will continue in force under the new licence.

This Regulation is made under the *Public Lotteries Act 1996*, including section 83 (the general regulation-making power).

2007 No 296

Clause 1 Public Lotteries Amendment (Licences) Regulation 2007

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Public Lotteries Act 1996

1 Name of Regulation

This Regulation is the *Public Lotteries Amendment (Licences) Regulation 2007*.

2 Amendment of Public Lotteries Regulation 2002

The *Public Lotteries Regulation 2002* is amended as set out in Schedule 1.

Schedule 1 Amendment

(Clause 2)

Clause 18A

Insert after clause 18:

18A Saving of certain matters under expired licences

- (1) This clause applies to and in respect of a licence that expires (*the expired licence*) but is immediately replaced by a new licence that:
 - (a) is in substantially the same terms as the expired licence, and
 - (b) is issued to the person who held the expired licence.
- (2) Any approval by the Minister under the conditions of the expired licence and in force immediately before its expiry is taken to be an approval in force under the conditions of the new licence, unless the terms of the new licence otherwise provide.
- (3) The rules relating to the conduct of a public lottery under the expired licence and in force immediately before its expiry are taken to be rules in force for the purposes of the new licence until such time as rules are made and approved under Part 4 of the Act for the purposes of the new licence.
- (4) Any money kept in a prize fund under the Act for the purposes of the expired licence and that is not required for payment of prizes won in a public lottery is taken to be part of the corresponding prize fund kept for the purposes of the new licence.