



LOTTO AMENDMENT RULES 1997

PURSUANT to section 90 of the Gaming and Lotteries Act 1977 (as substituted by section 3 (1) of the Gaming and Lotteries Amendment Act 1987), the Minister of Internal Affairs approves the Lotto Amendment Rules 1997, as set out in the schedule, which were made by the New Zealand Lotteries Commission on 23 July 1997.

SCHEDULE

LOTTO AMENDMENT RULES 1997

PURSUANT to section 90 of the Gaming and Lotteries Act 1977 (as substituted by section 3 (1) of the Gaming and Lotteries Amendment Act 1987), the New Zealand Lotteries Commission makes the following rules.

ANALYSIS

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RULES

1. Title and commencement—(1) These rules may be cited as the Lotto Amendment Rules 1997, and are part of the Lotto Rules 1996* (“the principal rules”).

(2) These rules come into force on the date of their notification in the *Gazette*.

2. New rule inserted—The principal rules are amended by inserting, after rule 2, the following rule:

“2A. **Meanings of terms if prizes payable in kind**—If the Commission makes a determination under rule 27 (2), in these rules—

“(a) ‘Payment’ includes the handing over of a prize in kind, and ‘pay’ has a corresponding meaning;

“(b) ‘Prize’ includes a prize payable in kind:

“(c) ‘Prize money’ includes the monetary value of a prize payable in kind.”

3. Player responsibility—Rule 9 (1) of the principal rules is amended by omitting the words “draw date”, and substituting the words “date of drawing”.

4. Prize Reserve Fund—Rule 20 (2) (c) of the principal rules is amended by omitting the word “additional”, and substituting the word “extraordinary”.

5. New rule substituted—The principal rules are amended by revoking rule 25 (as amended by the Lotto Rules 1996, Amendment No. 1), and substituting the following rule:

“25. **Extraordinary prizes**—(1) The Commission may—

“(a) Determine, from time to time, to conduct a draw for extraordinary prizes in a game; and

“(b) Determine—

“(i) The value of the extraordinary prizes to be distributed in accordance with the draw; and

“(ii) The class of player, or classes of players, that may enter the draw; and

“(c) Conduct the draw.

“(2) In subclause (1), “draw” means a draw that—

“(a) May be entered—

“(i) By members of a particular class of player; or

“(ii) By members of particular classes of players; or

“(iii) By members of all classes of players; and

“(b) Determines the players entitled to extraordinary prizes—

“(i) By lot; or

“(ii) On a random basis; or

“(iii) Wholly by chance.

“(3) A sum or sums of money for extraordinary prizes must be allocated from the Prize Reserve Fund.

“(4) This rule is not affected by rule 23.”

6. Payment of prizes—The principal rules are amended by revoking rule 27, and substituting the following rule:

“27. (1) Prizes payable to players are payable in money.

“(2) The Commission may from time to time determine that prizes payable to players are payable in kind.

“(3) Prizes in all prize divisions are available for payment, in accordance with these rules,—

“(a) From and including the day following the drawing; and

“(b) At any time when the terminal and the Commission’s on-line gaming computer system are operating.”

7. Prizes of \$1,000 or less—Rule 35 (1) of the principal rules is amended by omitting the words “money or bonus tickets or both”, and substituting the words “prize money or bonus tickets or a combination”.

8. Prizes of more than \$1,000—(1) Rule 36 (1) of the principal rules is amended by omitting the words “money or bonus tickets or both”, and substituting the words “prize money or bonus tickets or a combination”.

(2) Rule 36 of the principal rules is amended by revoking subclauses (5) to (7).

9. New rule inserted—The principal rules are amended by inserting, after rule 36, the following rule:

“36A. **Payment of prizes of more than \$1,000**—(1) If—

“(a) All the ticket validation criteria set out in these rules have been satisfied; and

“(b) The Commission has not made a determination under rule 27 (2),—the Commission must pay a claimant under rule 36 in the manner set out in subclause (2).

“(2) A cheque payable to the order of the claimant or a direct credit to the claimant, for the amount of the prize due, must be—

“(a) In the case of a cheque, either posted to the claimant or, for a claim made in person, handed to the claimant; or

“(b) In the case of a direct credit, transferred to the bank account nominated by the claimant.

“(3) A cheque posted to the claimant’s address on the lotto prize claim form is deemed to have been received by the claimant at the time when the letter containing the cheque would have been delivered in the ordinary course of post.

“(4) If—

“(a) All the ticket validation criteria set out in these rules have been satisfied; and

“(b) The Commission has made a determination under rule 27 (2),—the Commission must pay a claimant under rule 36 in a manner determined by the Commission.

“(5) If a ticket is not validated by the Commission, the claim must be refused, and the claimant notified promptly of the refusal.”

10. Revocations—Rules 4 and 6 of the Lotto Rules 1996, Amendment No. 1* are revoked.

Dated at Wellington this 23rd day of July 1997.

The common seal of the New Zealand Lotteries Commission was, pursuant to a resolution of the Commission, affixed in the presence of:

[L.S.]

G. W. F. THOMPSON,
Presiding Member.

D. W. BALE,
Chief Executive, New Zealand Lotteries Commission.

Dated at Wellington this 7th day of August 1997.

J A ELDER,
Minister of Internal Affairs.

EXPLANATORY NOTE

This note is not part of the rules, but is intended to indicate their general effect.

These rules, which come into force on the date of their notification in the *Gazette*, amend the Lotto Rules 1996 in 2 ways.

First, they allow the New Zealand Lotteries Commission to conduct a draw for extraordinary prizes in a game of lotto. Particular classes of lotto players may be in the draw, or all classes of lotto players may be in it.

Second, they allow the New Zealand Lotteries Commission to determine that prizes, which are normally payable in money, may be paid in kind.

Issued under the authority of the Acts and Regulations Publication Act 1989.
Date of notification in *Gazette*: 14 August 1997.
These rules are administered by the New Zealand Lotteries Commission.