

Lotteries (Fees) Determination 2023

Disallowable Instrument DI2023-187

made under the

Lotteries Act 1964, s18A (Determination of fees)

1 Name of Instrument

This instrument is the *Lotteries (Fees) Determination 2023*.

2 Commencement

This instrument commences on 1 July 2023.

3 Determination of fees

The fee payable for a matter stated in an item in the Schedule, column 2 is the fee stated in the Schedule, column 3 for that matter.

4 Payment of fees

The fee payable for a matter stated in an item in the Schedule, column 2 is payable to the ACT Gambling and Racing Commission (the Commission) by a person who is seeking approval to conduct a lottery of the kind mentioned in column 2.

5 Refund or waiver of fees

- (1) If an application under section 7 of the *Lotteries Act 1964* for approval to conduct a lottery is withdrawn before assessment, the fee, less \$70.00 is refundable.
- (2) If an application under section 7 of the *Lotteries Act 1964* for approval to conduct a lottery is withdrawn after assessment, the fee is not refundable.
- (3) If an application under section 7 of the *Lotteries Act 1964* for approval to conduct a lottery is refused, the fee is not refundable.
- (4) The Commission may waive or reduce a fee payable under section 7 of the *Lotteries Act 1964* for approval to conduct a lottery if the applicant is a charitable organisation or the lottery is for a charitable purpose and the commission considers that it is in the public interest to waive or reduce the fee.
- (5) The Commission may, if satisfied that it is appropriate to do so, refund, waive or remit any fee or part of a fee payable for a matter stated in an item in the Schedule, column 2.

6 Revocation

This instrument revokes the *Lotteries (Fees) Determination 2022* DI2022-137.

7 Definition

In this instrument:

- (1) ***assessment*** means the consideration or analysis of an application to determine its eligibility under the Act but does not include the registration or recording of the receipt of an application or its associated fee.
- (2) ***trade promotion lottery*** means a promotion activity by a business enterprise that involves a lottery with prize winners determined by any means that includes an element of chance or a mixture of chance and skill.
- (3) ***prize*** means anything of value or benefit.

Shane Rattenbury MLA
Minister for Gaming
29 June 2023

**This is page 1 of 2 pages of the Schedule to the
Lotteries (Fees) Determination 2023**

Column 1	Column 2	Column 3
Item	Matter in respect of which fee or charge is payable	Amount payable
1	Fee for application under section 7 of the <i>Lotteries Act 1964</i> for approval to conduct a non-trade promotion lottery with a total prize value of \leq \$500	Nil
2	Fee for application under section 7 of the <i>Lotteries Act 1964</i> for approval to conduct a non-trade promotion lottery with a total prize value of $>$ \$500 and \leq \$1,000	\$83.00
3	Fee for application under section 7 of the <i>Lotteries Act 1964</i> for approval to conduct a non-trade promotion lottery with a total prize value of $>$ \$1,000 and \leq \$2,500	\$160.00
4	Fee for application under section 7 of the <i>Lotteries Act 1964</i> for approval to conduct a non-trade promotion lottery with a total prize value of $>$ \$2,500 and \leq \$5,000	\$238.00
5	Fee for application under section 7 of the <i>Lotteries Act 1964</i> for approval to conduct a non-trade promotion lottery with a total prize value of $>$ \$5,000 and \leq \$10,000	\$348.00
6	Fee for application under section 7 of the <i>Lotteries Act 1964</i> for approval to conduct a non-trade promotion lottery with a total prize value of $>$ \$10,000 and \leq \$50,000	\$671.00
7	Fee for application under section 7 of the <i>Lotteries Act 1964</i> for approval to conduct a non-trade promotion lottery with a total prize value of $>$ \$50,000	\$959.00
8	Fee for application under section 7 of the <i>Lotteries Act 1964</i> for approval to conduct a trade promotion lottery with a total prize value of $>$ \$3,000 and \leq \$5,000	\$238.00
9	Fee for application under section 7 of the <i>Lotteries Act 1964</i> for approval to conduct a trade promotion lottery with a total prize value of $>$ \$5,000 and \leq \$10,000	\$348.00
10	Fee for application under section 7 of the <i>Lotteries Act 1964</i> for approval to conduct a trade promotion lottery with a total prize value of $>$ \$10,000 and \leq \$50,000	\$671.00
11	Fee for application under section 7 of the <i>Lotteries Act 1964</i> for approval to conduct a trade promotion lottery with a total prize value of $>$ \$50,000 and \leq \$100,000	\$959.00

**This is page 2 of 2 pages of the Schedule to the
*Lotteries (Fees) Determination 2023***

Column 1	Column 2	Column 3
Item	Matter in respect of which fee or charge is payable	Amount payable
12	Fee for application under section 7 of the <i>Lotteries Act 1964</i> for approval to conduct a trade promotion lottery with a total prize value of >\$100,000 and ≤\$200,000	\$1,915.00
13	Fee for application under section 7 of the <i>Lotteries Act 1964</i> for approval to conduct a trade promotion lottery with a total prize value of >\$200,000	\$3,840.00
14	Fee for application for variation of approval under section 7A of the <i>Lotteries Act 1964</i> to conduct a non-trade promotion lottery	\$70.00
15	Fee for application for variation of approval under section 7A of the <i>Lotteries Act 1964</i> to conduct a trade promotion lottery with a total prize value of ≤\$5,000	\$70.00
16	Fee for application for variation of approval under section 7A of the <i>Lotteries Act 1964</i> to conduct a trade promotion lottery with a total prize value of >\$5,000	\$134.00