



Crawford House, 1st Floor, 23 Church St., Hamilton HM11
Tel. (441) 400-2100 Email: admin@bcgc.bm

Disclaimer: The following is a general description of the terms used within the Lotteries Act 1944 and a summary outline of the types of lotteries currently available under the 1944 Lotteries Act.

Please see the most recent version of the relevant legislation for the exact terms used in context. If you are in doubt about any of provisions or information referenced below, please contact the Bermuda Gaming Commission or seek independent legal advice.

This summary document is provided by the Bermuda Gaming Commission for information purposes only. The information contained below is only provided as a guide and should not be relied on as legal advice.

Lottery categories

1. Lotteries in connection with entertainment

a. Conditions

- i. Proceeds (after expenses) MUST be devoted to something other than personal gain
- ii. No money prizes
- iii. Tickets can only be sold at the entertainment venue while the event is going on
- iv. The entertainment event must have some other form of inducement other than the lottery (cannot be an event held in order to have a lottery)

b. What sort of events does this apply:

- i. Bazaars;
- ii. Sales of work;
- iii. Fetes;
- iv. Balls;
- v. Concerts;
- vi. Dinners;
- vii. Sporting or athletic events ; and
- viii. Other entertainment of a similar character

2. Lotteries by societies or clubs

a. Applies to lotteries promoted by or with the consent of the MANAGING body of any society, includes:

- i. Club;
- ii. Any recreational club for members of armed forces

b. Conditions

- i. Sales of tickets confines to members of their society and their authorized guest
 1. A Authorized guest is a person who attends the lottery in person at the express invitations of a member and that member is also attending AND participating AND
 2. his name and the date of his attendance has been entered by the member in a book kept by the society



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- ii. All net proceeds shall be devoted to:
 - 1. The purchase of prizes or
 - 2. To purposes of the society or
 - 3. A combination of both
- iii. No advertising other than
 - 1. notice of the raffle exhibited on the clubs premises or
 - 2. What is printed on the raffle ticket itself
- iv. All tickets must be the same price
- v. When using tickets, all prizes MUST be delivered by the person who sold said ticket and every ticket MUST have the following on it:
 - 1. Price
 - 2. Name of club
 - 3. Address of club
 - 4. Any group of persons that CANNOT participate;
- vi. All tickets must be paid for in full and cannot be refunded.
- vii. No ticket may be sent by post
- c. If any of the above conditions are broken by a promoter then EACH promoter shall be liable. If broken by a person not a promoter that person shall then be liable\
- d. Defence
 - i. Offence committed without persons knowledge;

3. Lotteries for Charitable of Benevolent Purposes

- a. May be done by **THREE or more** persons resident in Bermuda
- b. Application must be made using the form scheduled to the Act and be signed by no less than 3 people
- c. Cannot be conducted without written permission from the Commission
- d. Charitable purposes is a purposes either:
 - i. Beneficial to the general public;
 - ii. Beneficial to a certain section of the public;
 - iii. In support of athletic sports or games; or
 - iv. In support of educational activities; and
 - v. In support of Artistic activities.
- e. Conditions
 - i. All net proceeds MUST be devoted to Charitable purposes
 - ii. No cash prizes
 - iii. Tickets may only be sold at placed permitted in the permit
 - iv. Every tick MUST have
 - 1. the names and addresses of the promoters;
 - 2. the purpose of the lottery and any beneficiaries thereof;
 - 3. the serial number and price of the ticket;
 - 4. the number of the permit issued for the promotion of the lottery;
 - 5. the date on which and the place at which the draw is to be held in relation to the lottery; and



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6. The prize or prizes to be awarded in relation to the lottery.
- f. Granting the permit (the Test):
 - i. IF the Commissions is satisfied that the lottery shall be for charitable purposes it may grant the permit subject to any CONDITIONA it sees fit;
 - ii. IF NOT it can:
 1. Refuse; or
 2. Seek advice from the Charity Commission and decide thereafter
 - g. Submission of financial returns:
 - i. No later than 3 months after the lottery ends
 - ii. MUST submit returns including:
 1. A financial statement including:
 - a. Totals proceeds
 - b. The sums taken out the proceeds for expenses
 2. A copy of a receipt or deposit slip from any beneficiary
 - h. NO further permission shall be granted to any promoter if financial returns not received
 - i. Failure to submit returns is an offences

4. Hotel Lotteries

- a. large hotel
 - i. Promoted by the or on behalf of the Managers
 - ii. For the entertainment of lodgers
 - iii. Ticket sales confined to lodgers and persons visiting the hotel to use the hotel amenities/facilities
- b. Small hotel (number of bedrooms provided for lodgers does not exceed fifty ;)
 - i. Promoted by the or on behalf of the Managers
 - ii. For entertainment of lodgers
 - iii. Ticket sales confined to lodgers and personal guest of the lodgers
- c. Conditions
 - i. Must be held on the hotel premises
 - ii. All tickets must be sold on premises
 - iii. The lottery result must be declared on the premises
 - iv. Cannot create or publish any notice on the premises
 - v. Every price must be the same
 - vi. Every ticket (if uses) must have on its face:
 1. Price;
 2. Any restricted persons;
 - vii. No ticket shall be issued until paid for in full and No refunds
 - viii. All proceeds (after deducting expenses for stationary and printing) shall be used to provide prizes.

5. Private Lotteries:

- a. Promoted and held for persons who work or live together.
- b. Sale confined to such persons



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- c. Promoted by persons as aforementioned
- d. Held at the place of work or residence

*includes a personal guest of the occupiers at the residence

6. Business Lotteries

- a. promoted by or on behalf of a business concern for the purpose of promoting trade;
- b. Participation is confined to person who receive tickets given out by the business AND **NO CONSIDERATION** passes other than the Purchase of Goods sold by the business normally.
- c. Conditions
 - i. Commission **MUST BE SATISFIED THAT** the lottery conforms to the conditions applicable.
 1. The price of the goods for sale which allow entry into the lottery must not have been increased and will not be increased by reason of holding the lottery
 2. No person in management or employed by the business, no their family may participate
 3. No cash prizes
 4. No ticket shall be issued by the business to any person except on the business permission to persons there to purchase said item which grants entry
 5. Any other condition specifies on the permit
- d. Defence
 - i. Offence committed without persons knowledge;