



National Lottery
Commission

National Lottery Daily Play Game Licence

Section 6

November 2009

**LICENCE UNDER SECTION 6 OF
THE NATIONAL LOTTERY ETC. ACT 1993**

The National Lottery Commission in exercise of the powers conferred on it by Section 6 of the National Lottery Act hereby grants to Camelot Group plc a licence to promote lotteries of the description specified in Schedule 1 hereto subject to the conditions contained in Schedules 2 and 3 hereto.

This licence shall have effect from 1 February 2009 and (unless suspended or revoked pursuant to the provisions of the National Lottery Act and / or the Section 5 Licence) shall have effect until whichever is the earlier of (i) 31 January 2014 or (ii) the date on which the Section 5 Licence determines for whatever reason.

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**Authenticated as the seal of the
National Lottery Commission
by Mark Harris on behalf of
the National Lottery Commission**

..... February 2009

National Lottery Daily Play

Interpretation

1. In this licence (including the Schedules):

“Entry” means a chance or entry in a Licensed Lottery;

“Game Procedures” means the Daily Play Game Procedures as set out in Part A of Schedule 3 to this licence and the Daily Play Interactive Game Procedures as set out in Part B of Schedule 3 to this licence;

“Licensed Lottery” means a lottery the promotion of which is authorised by this licence;

“Permitted Territory” means the European Economic Area;

“Play” means an entry by a Registered Player in a Licensed Lottery via the Interactive Platform;

“Prizewinner” means a person who has won a prize in a Licensed Lottery;

“Prize Cap” means the prize cap for the relevant Draw as determined in accordance with the Game Procedures;

“Section 5 Licence” means the licence granted to the Licensee on 1 February 2009 by the National Lottery Commission in exercise of the powers conferred on it by Section 5 of the National Lottery Act; and

“Ticket” means an entry in a Licensed Lottery by way of a ticket purchased or issued otherwise than via the Interactive Platform and includes any document providing evidence of a person’s entry in a Licensed Lottery.

2. Unless the context otherwise requires the interpretation provisions contained in Condition 2 to the Section 5 Licence shall apply to this Licence as if that condition were incorporated in this Licence.
3. So far as not inconsistent therewith, words and expressions defined in the Section 5 Licence shall bear the same meaning in this Licence as they have in the Section 5 Licence.
4. Nothing in these conditions shall in any way limit or prejudice the effect of or any obligation of the Licensee to comply with any regulations which may be made by the Secretary of State under Section 12 of the National Lottery Act, whether made before or at any time after the date of this Licence.

SCHEDULE 1

Description of the Licensed Lottery

1. Name

Each lottery promoted as a Licensed Lottery shall be known as “Daily Play”.

2. Matrix

An Entry shall comprise a selection made by, or at the participant’s choice, randomly generated on behalf of a participant, of seven different numbers between one and twenty seven inclusive.

3. Winning Entries

Winning Entries shall be determined by way of a Draw.

4. Prize Structure

The prize structure for the Licensed Lottery shall be that set out in the Game Procedures.

5. Entries

Each Entry shall be recorded on the Licensee’s central computer system by way of a Ticket or Play.

6. Price

Save with the consent of the National Lottery Commission, the price of each Entry shall be £1 (one pound sterling).

7. Area

Entries shall be offered for sale on a national basis, throughout the United Kingdom and the Isle of Man. Tickets shall be available in all Retail Outlets. Plays shall be available via the Interactive Platform.

SCHEDULE 2

Conditions relating to the sale of Tickets

and to the sale of Plays

1. Sale of Tickets

- (1) The Licensee shall not sell or offer for sale, and shall use all reasonable endeavours to ensure that no person shall sell or offer for sale, any Ticket in the Licensed Lottery outside the Permitted Territory without the prior consent of the National Lottery Commission provided always that the Licensee may (itself or through its duly authorised agent) whether within or outside the Permitted Territory sell or offer for sale any Ticket to a person reasonably believed to be a member of the armed forces of the Crown in a post outside the United Kingdom.
- (2) For the purpose of this condition a Ticket shall be treated as sold outside the Permitted Territory if:
 - (a) it is sold or offered for sale at or from premises located outside the Permitted Territory;
 - (b) it is delivered or sent to the participant at a place outside the Permitted Territory; or
 - (c) at the time of the sale of the Ticket, the person by whom the Ticket is sold reasonably believes that payment of any prize in respect of the Ticket is to be made to a person or for the credit of an account at a place outside the Permitted Territory.

2. Sale of Plays

A Play shall be treated as sold by the Licensee to a Registered Player when he or she indicates his or her consent to making a Play in accordance with the Daily Play Interactive Game Procedures, and at such time part of the funds available in that player's Account shall be drawn down from that Account to purchase the relevant Play.

3. Withdrawal of the sale of Plays

The Licensee shall forthwith withdraw the sale of Plays when so required by the National Lottery Commission at the National Lottery Commission's sole discretion.

4. Suspension of Section 5 Licence

If the Section 5 Licence is suspended under the National Lottery Act, the Licensee shall not promote any Licensed Lottery pursuant to this licence (and in particular shall not permit any Tickets to be sold or Plays to be made in any Licensed Lottery) without the prior consent of the National Lottery Commission.

5. Public Announcements

The Licensee shall make such public or other announcements as the National Lottery Commission shall direct with a view to remedying any failure by the Licensee to comply with the terms of this licence or (whether or not any such failure shall have occurred) if the National Lottery Commission reasonably believes that such announcement is appropriate or necessary in order to protect the interests of participants in the Licensed Lottery. Any such announcement shall be made at the expense of the Licensee and may be required to be made by way of any electronic means, including on the Interactive Platform, or by way of paid advertisement in such number of national or regional newspapers as the National Lottery Commission may specify or by way of circulars posted to participants in the Licensed Lottery or in such other manner (including by paid television or radio advertisement) as the National Lottery Commission may reasonably require.

6. Privacy

- (1) Save as required by law, the Licensee shall not disclose (other than to the National Lottery Commission) the identity of:
 - (a) any player, Registered Player or Prizewinner without the prior consent of that player, Registered Player or Prizewinner; or
 - (b) any other person or persons identified by a Prizewinner (a) as a member of the Prizewinner's playing group (being any group of persons who have agreed to contribute to a pool of funds for the purpose of playing the Licensed Lottery) and (b) as thereby entitled to a share of the Prizewinner's prize (provided that the Licensee shall be entitled, for the purposes of this condition, to rely, without further enquiry, on the accuracy, completeness and comprehensiveness of any such identification).

7. Draw Frequency

A Draw for a Licensed Lottery shall take place on every Monday, Tuesday, Wednesday, Thursday, Friday and Saturday during the term of this licence except that no Draw will take place on Christmas Day or such other day as may be specified by the National Lottery Commission from time to time.

8. Draw Procedures

The Licensee shall conduct all Draws in respect of each Licensed Lottery in accordance with draw procedures.

9. Excessive Participation in Constituent Lotteries

If in the opinion of the National Lottery Commission the promotion of any Licensed Lottery shall, alone or together with any other factor, including but not limited to the promotion of any other Licensed Lottery, have resulted or be likely to result in excessive participation in Constituent Lotteries by any person or group of persons or generally, it may require the Licensee to suspend (from such date and for such period as it may specify or indefinitely) the promotion of or sale of Tickets or Plays for future Licensed Lotteries.

10. Prize Cap Changes

The National Lottery Commission reserves the right to unilaterally vary the level of the Prize Cap on giving the Licensee not less than 12 weeks notice.

11. General

- (1) Any Condition contained in the Section 5 Licence that is relevant to or bears upon the promotion of the Licensed Lotteries by the Licensee pursuant to this Licence, including, but without limitation, Condition 7, shall, so far as is not inconsistent with this Licence, apply to this Licence as if that condition were incorporated in this Licence.
- (2) The National Lottery Commission's rights and remedies pursuant to this Licence in relation to a breach of any condition that has been incorporated into this Licence by virtue of Condition 11(1) shall be restricted to the revocation of this Licence.
- (3) Nothing in this Condition 11 shall restrict the National Lottery Commission's rights or remedies pursuant to the Section 5 Licence that is also a breach of this Licence by virtue of Condition 11(1).

SCHEDULE 3: Part A

Daily Play Game Procedures

(Version in force as at 01.02.09)

SCHEDULE 3: Part B

Daily Play Interactive Game Procedures (Version in force as at 01.02.09)

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“Permitted Territory” means the European Economic Area;

“Play” means an entry by a Registered Player in a Licensed Lottery via the Interactive Platform;

“Prizewinner” means a person who has won a prize in a Licensed Lottery;

“Prize Cap” means the prize cap for the relevant Draw as determined in accordance with the Game Procedures;

“Section 5 Licence” means the licence granted to the Licensee on 1 February 2009 by the National Lottery Commission in exercise of the powers conferred on it by Section 5 of the National Lottery Act; and

“Ticket” means an entry in a Licensed Lottery by way of a ticket purchased or issued otherwise than via the Interactive Platform and includes any document providing evidence of a person’s entry in a Licensed Lottery.

2. Unless the context otherwise requires the interpretation provisions contained in Condition 2 to the Section 5 Licence shall apply to this Licence as if that condition were incorporated in this Licence.
3. So far as not inconsistent therewith, words and expressions defined in the Section 5 Licence shall bear the same meaning in this Licence as they have in the Section 5 Licence.
4. Nothing in these conditions shall in any way limit or prejudice the effect of or any obligation of the Licensee to comply with any regulations which may be made by the Secretary of State under Section 12 of the National Lottery Act, whether made before or at any time after the date of this Licence.

SCHEDULE 1

Description of the Licensed Lottery

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 - (a) it is sold or offered for sale at or from premises located outside the Permitted Territory;
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 - (c) at the time of the sale of the Ticket, the person by whom the Ticket is sold reasonably believes that payment of any prize in respect of the Ticket is to be made to a person or for the credit of an account at a place outside the Permitted Territory.

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SCHEDULE 3: Part A

Daily Play Game Procedures

(Version in force as at 01.02.09)

SCHEDULE 3: Part B

Daily Play Interactive Game Procedures (Version in force as at 01.02.09)

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