



House of Commons

Tuesday 1st November 2005

STANDING COMMITTEE PROCEEDINGS

STANDING COMMITTEE A

NATIONAL LOTTERY BILL

[FIFTH AND SIXTH SITTINGS]

Mr Don Foster
Jo Swinson
Mr Hugo Swire
Mr Andrew Turner

Clause 11, page 6, line 8, at end insert 'or'.

Withdrawn 14

Mr Don Foster
Jo Swinson
Mr Hugo Swire
Mr Andrew Turner

Clause 11, page 6, line 11, leave out from 'Act' to end of line 13.

Not called 13

Clause agreed to.

Mr Richard Caborn

Clause 12, page 6, line 18, after second 'to', insert '—
(a) '.

Agreed to 7

Mr Richard Caborn

Clause 12, page 6, line 18, at end insert ', or
(b) any of the Channel Islands.'

Agreed to 8

Mr Richard Caborn

Clause 12, page 6, line 22, at end insert—

Agreed to 9

'(13) A body established under the law of any of the Channel Islands may be the subject of an appointment under this section in connection with expenditure which relates to that Island.'

National Lottery Bill, continued

Clause, as amended, agreed to.

Mr Richard Caborn

Agreed to 10

Clause **15**, page **9**, leave out lines 23 and 24 and insert—

‘(1) The Secretary of State may by order provide that one or more of the following shall cease to exist—’.

Mr Hugo Swire

Mr Andrew Turner

Not called 66

Clause **15**, page **9**, line **27**, at end insert—

‘(1A) The Secretary of State may make different orders for different bodies or appoint different days under subsection (1).’.

Mr Hugo Swire

Mr Andrew Turner

Not called 67

Clause **15**, page **9**, line **27**, at end insert—

‘(1A) An order under subsection (1) shall maintain funding for commitments made by the bodies referred to in subsection (1) prior to their ceasing to exist.’.

Mr Hugo Swire

Mr Andrew Turner

Not called 68

Clause **15**, page **9**, line **33**, at end insert ‘and’.

Mr Hugo Swire

Mr Andrew Turner

Not called 69

Clause **15**, page **9**, line **34**, leave out ‘if it contains provision amending an enactment,’.

Mr Hugo Swire

Mr Andrew Turner

Not called 70

Clause **15**, page **9**, line **36**, leave out from ‘Parliament’ to end of line 38.

Clause, as amended, agreed to.

Mr Andrew Turner

Not called 102

Clause **16**, page **9**, line **42**, leave out second ‘the’ and insert ‘, in relation to any old lottery distributor, a’.

National Lottery Bill, *continued*

Mr Andrew Turner

Withdrawn 103

Clause 16, page 10, line 27, after 'section', insert 'or section 36E of the principal Act'.

Clause agreed to.

Mr Hugo Swire
Mr Andrew Turner

Withdrawn 71

Clause 17, page 10, line 42, leave out 'an old lottery distributor' and insert 'the Community Fund and the New Opportunities Fund'.

Mr Hugo Swire
Mr Andrew Turner

Not called 72

Clause 17, page 11, line 3, at end insert—

'(1A) Money that immediately before the appointed day is held in the National Lottery Distribution Fund for distribution by the Millennium Commission shall on that day be allocated under section 22(3) of the National Lottery etc. Act 1993 (as substituted by section 7 above).'

Clause agreed to.

Mr Hugo Swire
Mr Andrew Turner

Not called 73

Clause 18, page 11, line 13, leave out subsections (2) and (3).

Mr Richard Caborn

Agreed to 11

Clause 18, page 11, line 32, leave out ', 30'.

Clause, as amended, agreed to.

Clause 20 agreed to.

Schedule 3 agreed to.

Clauses 21 to 23 agreed to.

Mr Hugo Swire
Mr Andrew Turner

Withdrawn 18

Clause 1, page 1, line 6, after 'members', insert 'but not more than seven'.

National Lottery Bill, *continued*

Mr Hugo Swire
Mr Andrew Turner

Not called 19

Clause 1, page 1, line 8, leave out subsection (3).

Mr Hugo Swire
Mr Andrew Turner

Not called 20

Clause 1, page 1, line 19, leave out subsection (4).

Clause agreed to.

Mr Richard Caborn

Agreed to 2

Clause 2, page 2, line 19, leave out 'of Customs and Excise' and insert 'for Her Majesty's Revenue and Customs'.

Mr Richard Caborn

Agreed to 3

Clause 2, page 2, line 22, leave out 'of Customs and Excise' and insert 'for Her Majesty's Revenue and Customs'.

Mr Richard Caborn

Agreed to 100

Clause 2, page 2, line 26, leave out paragraphs (a) and (b) and insert—
(a) for the purpose of complying with an enactment,
(aa) in pursuance of an order of a court,
(ab) for the purpose of legal proceedings connected with the operation of an enactment relating to lotteries,
(ac) with the consent of the Commissioners for Her Majesty's Revenue and Customs,
(ad) with the consent of each person to whom the information relates, or'.

Mr Richard Caborn

Agreed to 101

Clause 2, page 2, line 32, at end insert—

'4C Wrongful disclosure

- (1) This section applies to a person—
 - (a) who is or was an officer or employee of the National Lottery Commission, or
 - (b) who acts or acted on behalf of the National Lottery Commission.
- (2) A person to whom this section applies commits an offence if he discloses information received from the Commissioners for Her Majesty's Revenue and Customs in contravention of section 4B(3) and the information relates to a person whose identity—
 - (a) is specified in the disclosure, or
 - (b) can be deduced from it.

National Lottery Bill, continued

- (3) It is a defence for a person charged with an offence under this section of disclosing information to prove that he reasonably believed—
- (a) that the disclosure was lawful, or
 - (b) that the information had already and lawfully been made available to the public.
- (4) A person guilty of an offence under this section shall be liable—
- (a) on conviction on indictment, to imprisonment for a term not exceeding two years, to a fine or to both, or
 - (b) on summary conviction, to imprisonment for a term not exceeding 12 months, to a fine not exceeding the statutory maximum or to both.
- (5) In relation to a conviction occurring before the commencement of section 282 of the Criminal Justice Act 2003 (c. 44) (short sentences) the reference in subsection (4)(b) to 12 months shall have effect as if it were a reference to six months.
- (6) In the application of this section to Scotland or Northern Ireland the reference in subsection (4)(b) to 12 months shall be taken as a reference to six months.”.’.

Clause, as amended, agreed to.

Clause 3 agreed to.

Mr Hugo Swire
Mr Andrew Turner

Withdrawn 21

Clause 4, page 3, line 7, leave out ‘15’ and insert ‘10’.

Mr Hugo Swire
Mr Andrew Turner

Not called 22

Clause 4, page 3, line 13, at end insert—

- ‘(1C) Any provision included under subsection (1B) may not enable the licence period to be extended for a longer period in total than that allowed by subsection (1A)(b).’.

Clause agreed to.

Mr Hugo Swire
Mr Andrew Turner

Withdrawn 23

Clause 5, page 3, line 29, at end insert—

- ‘(2A) The level of fee prescribed shall be the Secretary of State’s estimate of the cost to the Secretary of State and the National Lottery Commission of performing their duties under this Act.’.

National Lottery Bill, continued

Clause agreed to.

Clause 6 agreed to.

Mr Hugo Swire
Mr Andrew Turner

Not called **74**

Schedule **1**, page **15**, line **26**, leave out '15' and insert '10'.

Schedule agreed to.

[Adjourned till *Thursday* at 9.30 a.m.]