



Regulating the National Lottery

National Lottery Thunderball

Licence under Section 6 of
The National Lottery etc. Act 1993

Section 6

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

October 2019

LICENCE UNDER SECTION 6 OF

THE NATIONAL LOTTERY ETC. ACT 1993

The Gambling Commission in exercise of the powers conferred on it by Section 6 of the National Lottery Act hereby grants to Camelot UK Lotteries Limited 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 2014 and (unless suspended or revoked pursuant to the provisions of the National Lottery Act and/or the Third Licence) shall have effect until the date on which the Third Licence determines for whatever reason.

Signed on behalf of the Gambling Commission

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Head of National Lottery Licensing and Enforcement

October 2019

Issue 3

Version 1

Thunderball

Interpretation

1. In this licence (including the Schedules):

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

“Game Procedures” means the Thunderball Game Procedures as set out in Part A of Schedule 3 to this licence and the Thunderball Online 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 otherwise than by Subscription;

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

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

“Subscription Facility” means a procedure adopted by the Licensee which enables eligible members of the public to purchase an Entry, in accordance with the Game Procedures, for a multiple number of draws other than by purchasing a Ticket at a Retail Outlet;

“Third Licence” means the licence granted to the Licensee on 1 February 2009 by the Commission under Section 5 of the National Lottery Act; and

“Ticket” means an Entry by a Player in a Licensed Lottery by way of a ticket purchased or issued otherwise than via the Interactive Platform or by way of a Subscription 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 Third Licence shall apply as if that condition were incorporated in this Licence.
3. So far as not inconsistent therewith, words and expressions defined in the Third Licence shall bear the same meaning in this Licence as they have in the Third 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 a Licensed Lottery

1. Name

Each lottery promoted as a Licensed Lottery shall be known as "Thunderball"

2. Matrix

An Entry shall comprise a selection made by, or at the participant's choice, randomly generated on behalf of the participant, of six numbers; five numbers from between one and thirty-nine and one number from between one and fourteen inclusive.

3. Winning Entries

Winning Entries in a Licensed Lottery shall be determined by way of a Draw.

4. Prize Structure

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

5. Entries

Each Entry shall be recorded on the Central Computer System by way of a Ticket, a Play or Subscription.

6. Price

Save with the consent of the 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. Subscriptions shall be available through the Subscription Facility.

SCHEDULE 2

Conditions relating to the sale of Tickets, Play and Subscriptions

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 a Licensed Lottery outside the Permitted Territory without the prior consent of the 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 Thunderball Online 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 Commission at the Commission's sole discretion.

4. Suspension of the Third Licence

If the Third 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 Commission.

5. Public Announcements

The Licensee shall make such public or other announcements as the 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 Commission reasonably believes that such announcement is appropriate or necessary in order to protect the interests of participants in a 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 Commission may specify or by way of circulars posted to participants in a Licensed Lottery or in such other manner (including by paid television or radio advertisement) as the Commission may reasonably require.

6. Privacy

- (1) Save as required by law, the Licensee shall not disclose (other than to the 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 a 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).
- (2) For the purposes of condition 6(1), a sound made by a lottery terminal to indicate that a winning ticket has been presented for a Licensed Lottery and/or the presentation of a prize entitlement message, shall not of itself constitute disclosure of the identity of a Player, Registered Player or Prizewinner (or any other person referred to in condition 6(1)(b) above).

7. Draw Frequency

A Draw for a Licensed Lottery shall take place on every Tuesday¹, Wednesday, Friday and Saturday during the term of this licence or such other day as the Commission may agree.

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 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

¹ Licence varied on 22 January 2018 to include the new Tuesday draw date.

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, Plays or Subscriptions for any future Licensed Lottery.

10. Prize Cap Changes

The 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 Third Licence that is relevant to or bears upon the promotion of a Licensed Lottery by the Licensee pursuant to this Licence, including, but not without limitation, Condition 7, shall, so far as it is not inconsistent with this Licence, apply to this Licence as if that condition were incorporated in this Licence.
- (2) The 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 Commission's rights or remedies pursuant to the Third Licence that is also a breach of this Licence by virtue of Condition 11 (1).

SCHEDULE 3: PART A
Thunderball Game Procedures²

Please refer to the Player Guide which contains all the relevant retail based Game Procedures which can be found by clicking on this link:

<http://www.national-lottery.co.uk/games/in-store/players-guide/thunderball>

² Licence varied on 22 January 2018 to include the new link to the Retail and Online Game Procedures

SCHEDULE 3: PART B

Thunderball Online Game Procedures

Please refer to the National Lottery website which contains the Thunderball Online Game Procedures and is accessible by accessing this link:

<http://www.national-lottery.co.uk/games/thunderball/game-procedures>

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