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HOUSE OF ASSEMBLY
OGUN STATE NIGERIA
THE SEVENTH LEGISLATURE (2011-2015)

ENROLLED HOUSE BILL NO. 38/OG/2013

SPONSOR:

CO-SPONSORS;

NO. 38

CREST

2013

OGUN STATE OF NIGERIA
SENATOR IBIKUNLE AMOSUN, FCA
Governor of Ogun State

A BILL FOR A LAW
TO ESTABLISH THE OGUN STATE LOTTERIES BOARD TO
REGULATE OGUN STATE LOTTERY, PUBLIC-ON-LINE LOTTERIES
AND OTHER LOTTERIES AND FOR CONNECTED PURPOSES

Date of Commencement

BE IT ENACTED by the House of Assembly of Ogun State of Nigeria as follows:-

1. This law may be cited as the Ogun State Lotteries Law 2013 Short Title

2. In this Law, unless the context indicates otherwise - Interpretation

"Approving Authority" means the authority appointed under the Lotteries and Pools Betting law cap L76 Laws of Ogun State of Nigeria 2003 Vol.5;

"Attorney-General" means the Attorney-General and Commissioner for Justice of Ogun State;

"Auditor-General" means the Auditor-General of Ogun State;

"Board" means the Ogun State Lottery Board established by Section 3 of this Law;

"Chief Executive Officer" means the Chief Executive Officer contemplated in Section 6:(1) (a);

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"Commissioner" means the Commissioner for Finance for Ogun State or any other person responsible for his function by whatever name he is called;

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"Constitution" means the Constitution of the Federal Republic of Nigeria, 1999 as amended;

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"Contravention" means a breach or violation of a stipulation of the provisions of this law;

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"Criminal Code Law" means the Criminal Code Law Chapter C17 Laws of Ogun State of Nigeria 2003 Vol. 2;

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"Date" in relation to a lottery, means the date on which the winners of that lottery are determined;

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"Distribute" in relation to documents or other objects, includes distribution to persons or places within or outside Ogun State;

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"Distributing Agency" means a person or institution appointed by the Governor to distribute money, but not any Ministry or Department of the State Government;

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"Educational Objectives" shall have the meaning ascribed in Section 18 of the 1999 Constitution;

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"Environmental Objectives" shall have the meaning ascribed in Section 20 of the 1999 Constitution;

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"Essential Goods and Services" means goods and services that are essential to the operation of the Lotteries;

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"Fund" means the Ogun State Lottery Distribution Trust Fund established by Section 28 of this Law;

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"Fund Manager" means a Fund Manager appointed by the Board under Section 28(1) of this Law;

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"Gaming" means the playing of a game of chance for winnings in money or money's worth whether any person playing the game is at risk of losing any money or money's worth or not;

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"Good Causes" shall mean any cause as provided by this Law to which net proceeds of the Ogun State Lottery are payable;

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"Governor" means the Governor of Ogun State;

- 59 "Licensee" means the person to whom the license for the Ogun State Lottery has been issued in terms of Sections 14 (1) of this Law;
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- 61 "Lottery" includes any game, scheme, arrangement, system, plan, or device for distributing prizes by lot or chance and any game, scheme, arrangement, system, plan, or device, which the Commissioner may by notice in the *Gazette* declare to be a lottery;
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- 64 "Machine" includes any apparatus used for gaming;
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- 66 "Ministry" means the Ministry of the Ogun State Government charged with responsibility for Lotteries and Betting;
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- 68 "Net Proceeds of the Ogun State Lottery" means the sums that are payable to the Fund or the Board from the sales of lottery tickets;
- 69 "Newspaper" includes a journal, magazine or other periodical publication;
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- 71 "Ogun State Lottery" means any lottery or other games of chance that are operated by or on behalf of the State which includes lotteries played on-line, digital, electronics, telephones and other technology based lotteries but excluding public on-line lottery by charitable societies and other private lotteries;
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- 74 "Other lotteries" means private lotteries, charitable lotteries, society lotteries and promotional competitions;
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- 76 "Participant" in relation to a lottery means a person who is in possession of a valid ticket in that lottery obtained in consequence of payment of a price;
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- 78 "Person" includes anybody of persons corporate or unincorporated;
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- 80 "Place" means any place, whether or not it is a public place, and includes any premises, building, dwelling, flat, room, office, shop, structure, vehicle, vessel or aircraft;
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- 82 "Political office-holder" means a member of the Ogun State House of Assembly and any official of a political party, alliance, political appointee or movement;
- 83 "Premises" includes any place whatsoever where gaming is taking place;
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- 85 "Prescribe" means recommended by regulation, and "prescribed" has a corresponding meaning;
- 86 "Prescribed fees" means the license fees payable under the license;
- 87 "Private lotteries" means the one in which the sale of tickets is confined to-

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- (a) members of the society established and conducted for purposes not connected with lotteries and any other person on the society's premises; or
- (b) persons all of whom either work or reside on the same premises;

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"Prize" means the prize awarded to the winner of a lottery;

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"Public On-line Lottery" means any lottery or other games of chance which includes lotteries played on-line, digital, electronics, telephone and other technology-based Lotteries that are open to members of the public and is not restricted to membership of any society, religious group, association or social group;

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"Software" means a set of instructions fixed or stored in any manner and which, when used directly or indirectly in a computer, directs its operation to bring about a result;

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"Social Objectives" means the objectives outlined in the fundamental objectives and directives of State policy in the Constitution;

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"Society Lotteries" means lotteries promoted on behalf of a society which is established and conducted wholly and mainly for one of the following purposes-
(a) charitable purposes;
(b) participation in or support of athletics, sports, or games or cultural activities.

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"Subscription" means the payment, or delivery of any money goods, article, matter or thing, including any ticket, coupon or entry form, for the right to compete in a lottery;

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"this Law" includes regulations made under this Law;

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"Ticket" in relation to a lottery means any symbol, sign, token, coupon, warrant, card, printed paper, document or list or any other means or device which confers or purports to confer the right to take part in a lottery and which is issued by or on behalf of the lottery in question.

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PART A

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Establishment of Ogun State Lottery Board

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3. (1) There is established a Board to be known as the Ogun State Lotteries Board.

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(2) The Board shall-

- (a) be a body corporate with perpetual succession and a common seal;
- (b) have power to sue and be sued in its corporate name; and
- (c) be capable of holding, purchasing, acquiring and disposing of property movable or immovable for the purpose of carrying out its functions under this Law.

Composition of the Board

4 4. (1) The Board shall consist of the following members:-

- 12 (a) the Chairman, who shall be a person with knowledge and experience with regard to matters connected with the functions of the Board;
- 23 (b) the Chief Executive Officer of the Board who shall be a person with at least 10 years cognate experience in the field of lotteries and related matters;
- 24 (c) the Permanent Secretary of the Ministry of Finance or his representative;
- 25 (d) the Permanent Secretary of the Ministry of Culture and Tourism or his representative;
- 26 (e) a Legal Practitioner with at least 10 years post call experience;
- 27 (f) a qualified Accountant with at least 10 years post registration experience;
- 28 (g) four members of the public with proven business acumen and experience in matters relating to the functions of the Board.

132 (2) Members of the Board shall be appointed by the Governor on the recommendation of the Commissioner: Provided that not more than five members of the Board shall be in the Ogun State Public Service.

35 136 (3) The Legal Practitioner in Section 4(1)(e) shall be appointed by the Governor on the recommendation of the Attorney-General.

37 38 39 (4) A member of the Board shall hold office for such period, not exceeding five years, or as the Governor may determine at the time of his appointment, and shall be eligible for reappointment for one further term at the end of his first term of office.

140 (5) The Governor-

- 141 (a) may suspend the membership of any member of the Board on the grounds of serious misconduct or prolonged inability to perform the functions as a member of the Board;
- 142 (b) shall suspend the membership of any member of the Board in the event of institution of any criminal proceedings in a court of law on a charge of theft, fraud, forgery, uttering a document, perjury, or any offence involving dishonesty against such member;
- 143 (c) shall terminate the membership of any member of the Board in the event that the
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- (i) is found guilty in a court of law of contravening this Law or of theft, fraud, forgery or uttering a document, perjury, an offence in terms of the Criminal Code Law, or any offence involving dishonesty; or
 - (ii) fails to comply with the provisions of subsection (7)
- (6) The Governor shall, fill a vacancy on the Board by the appointment of another person for the remainder of the period for which the person in respect of whom the vacancy arose, had been appointed
- (7) A person shall not be appointed or remain a member of the Board-
- (a) Unless he is a fit and proper person for such membership;
 - (b) if such person whether personally or through his spouse, immediate family member, business partner or associate.
 - (i) has or obtains a direct or indirect financial interest in any lottery or associated activity, or if that person has had any such interest during the period of three years immediately prior to the envisaged date of appointment as member of the Board; or
 - (ii) Has or obtains any interest in any businesses or enterprise that may conflict or interfere with the proper performance of his or her functions as a member of the Board or in any shareholder of the licensees or prospective licensee;
 - (c) if such person:
 - (i) becomes a political office holder
 - (ii) becomes insolvent;
 - (iii) has been removed from an office of trust on account of misconduct or
 - (iv) has at any time been convicted, whether in the Federal Republic of Nigeria or elsewhere, of theft, fraud, forgery or uttering a document, perjury, or any offence involving dishonesty.
- (8) (a) A person who has been nominated for appointment to the Board and who has accepted that nomination, shall, prior to his appointment as a member, submit to the Governor a written statement in which he declares whether or not he has any interest contemplated in sub-section 7(b)(i).
- (b) If any member during his term of office acquires or contemplates acquiring an interest which could possibly be an interest contemplated in sub-section 7(b), he shall forthwith in writing declare that fact to the Governor and the Board, which at its following meeting shall consider whether such an interest constitutes or may constitute a contravention of sub-section 7(b) and if it is considered not to be a contravention whether such acquisition or contemplated acquisition is likely to compromise the impartiality of the Board.
- (c) The Board shall in writing inform the Governor of its decision or recommendation contemplated in paragraph (b) above.

- 8. (d) The Governor shall, after consideration of the Board's decision or recommendation inform the member concerned if the acquisition or contemplated acquisition constitutes an interest contemplated in paragraph (b) or is likely to compromise the impartiality of the Board whereupon the member shall forthwith divest himself or herself of that interest, failing which the Governor shall take action in terms of subsection (5) of this Section.

4 Meetings of the Board

5 5. (1) The first meeting of the Board shall be held on such a date and such a time and place as the Governor may determine, and all subsequent meetings shall be held on such dates and such times as the Chairman may determine after consultation with the Board.

7 18 (2) The proceedings at a meeting of the Board shall, subject to this section, be determined by the Chairman in consultation with the Board, and any decision in this regard shall be taken after due consideration of the principles of openness and transparency.

19 50 01 (3) The quorum for a meeting of the Board shall be six (6) of the members of the Board.

02 03 (4) A decision of the Board shall be taken by a majority of the votes of the members present, and in the event of an equality of votes on any matter, the Chairman shall have a second or casting vote.

04 05 06 207 (5) The Commissioner may attend any meeting of the Board or its executive committee, and shall each have the right to speak at any such meeting, but shall not have a right to vote.

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4b Executive Committee of the Board

211 42 6. (1) The Board may from time to time appoint an executive committee to perform the functions and exercise the powers delegated to it by the Board.

213 214 (2) An executive committee shall consist of such members of the Board as the Board may designate.

215 216 (3) The Board shall determine person who is to be appointed as the Chairman of the executive committee.

217 218 219 (4) (a) An executive committee shall perform its functions in accordance with the provisions of this Law and such directives of the Board which are not in conflict with such provisions.

220 221 (b) Any delegated functions so performed shall be deemed to have been performed by the Board.

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(d) The Governor shall, after consideration of the Board's decision or recommendation inform the member concerned if the acquisition or contemplated acquisition constitutes an interest contemplated in paragraph (b) or is likely to compromise the impartiality of the Board whereupon the member shall forthwith divest himself or herself of that interest, failing which the Governor shall take action in terms of subsection (5) of this Section.

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(b) Any delegated functions so performed shall be deemed to have been performed by the Board.

7 Funds of the Board

60 9. (1) The funds of the Board shall consist of-

- 61 (a) The payments of the Board in terms of Section 40;
- 62 (b) Licensing fees paid to the Board in terms of Section 20; and
- 63 (c) Other money lawfully paid to the Board, excluding any prize money paid by the licensee to the Board

65 Finances

66 10. There shall be paid out of payment made to the Board in terms of Section 40, such sums as are necessary to defray any expenses incurred by the Board, including the remuneration, allowances and other employment benefits of the Chief Executive Officer and members of staff of the Board. These expenses should not exceed 5% of the good causes money.

71 Functions of the Board

72 11. The Board shall have the following functions; to-

- 73 (a) advise the Governor on the issuing of licenses to conduct the Ogun State Lottery as contemplated by Section 14 (1) and on any matter contemplated by Section 16 (3) (g) of this Law;
- 74 (b) ensure that -
- 75 (i) Ogun State Lottery is conducted with all due propriety and strictly in accordance with the Constitution, this Law, all other applicable laws and the license for the Ogun State Lottery together with any agreement pertaining to that license;
- 76 (ii) the interest of every participant in the Ogun State Lottery are adequately protected; and
- 77 (iii) subject to subparagraphs (i) and (ii), the net proceeds of the Ogun State Lottery are as large as possible.
- 78 (c) administer the Fund and hold it in trust;
- 79 (d) advise the Commissioner on the efficacy of legislation as they relate to lotteries and ancillary matters
- 280 (e) administer the money paid to the Board in accordance with this Law and the licenses for the Ogun State Lottery;
- 281 (f) perform such additional duties in respect of lotteries as the Governor may assign to the Board;
- 282 (g) make such arrangements as may be specified in the license for the protection of prize monies and sums for distribution; and
- 283 (h) advise the Commissioner on any matter relating to the Ogun State Lottery and other lotteries or any other matter on which the Commissioner may require the advice of the Board;
- 284 (i) ensure that all aspects of the Ogun State Lottery especially the good causes as contemplated in Sections 34 to 39 of this Law are promoted;
- 285 (j) inspect and audit the licensee's record of accounts whenever it appears necessary in the opinion of the Board to do so;
- 286 (k) grant Licenses for Public On-Line Lotteries and other Lotteries in the State;
- 287 (l) regulate and control every aspect of Lotteries operations in the State;
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- 53 (m) monitor retail ticket sales by using information technology, standard based solutions, comprehensive and automated processing systems;
- 04 (n) impose fees on all lotteries operations within the State;
- 05 (o) to enter into contracts with any agent, supplier or platform operator in the exercise of the monitoring retail management and regulatory functions of the Board and;
- 306 07 (p) do all such things as are necessary and incidental to achieving the purpose of the Board.
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10 Consultation by the Board

11 12. The Board may consult any person, organization or institution with regard to any matter deemed necessary by the Board to enable the Board to perform its functions effectively.

13 Audit and annual report

14 13. (1) The Board shall-

- 15 (a) Keep proper books and records in relation to receipts and payments;
- 16 (b) Prepare a report of all the activities of the Board, including financial statements, in respect of each financial year and the Board's regulatory functions in respect of all lotteries and all matters in respect of which the Board rendered advice or made recommendations to the Commissioner in accordance with paragraph (c) and (e) of Section 11, and
- 17 (c) Submit the reports and financial statements referred to in paragraph (b) to the Commissioner, within three (3) months after the end of each financial year.
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323 (2) In subsection (1) "financial year" means

- 324 (a) The period from the date on which the Board is appointed for the first time to the last day of December in the following year, and
- 325 (b) Each period of 12 months thereafter ending on the last day of December
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327 (3) The financial statements shall comply with generally accepted accounting principles and any other directions that may be given by the Commissioner, or may be provided for in statutory measures applicable to the Board, as to the information to be contained in such statements, the manner in which such information is to be presented or the methods and principles according to which such statements are to be prepared.

332 (4) The financial statements of the Board shall be audited by the Auditor-General and shall be published in a National Newspaper within ninety (90) days after submission to the House of Assembly.

335 (5) The report referred to in subsection (1) shall include the recommendation of the Board with regard to-

- 337 (a) The percentages prescribed in terms of Section 35 (3); and
- 338 (b) any amendments to this Law or regulations issued under this Law in order to improve the execution of the functions of the Board.
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0 License to Conduct Ogun State Lottery

41 14. (1) The Governor may, after consultation with the Commissioner and/or the Board in the
42 manner contemplated by Sections 17 and 18 of this Law issue a license authorizing a
43 person to conduct the Ogun State Lottery.

44 (2) Application for a license under this Law shall be in writing, and shall contain such
45 information as the Governor or the Board has specified as necessary to enable the
46 Commissioner to meet the requirement contemplated by the provisions of this Law.

47 15. (1) All Lotteries business within the State as provided for under Part A of the Law shall be
48 conducted by means of on-line sales by Licensed Operators and their retailers.

49 (2) All lottery operators within the State operating in accordance with the provisions of PART
350 A of this Law shall sell Lottery tickets only at Board approved terminals or point of sale
351 units.

32 Conditions for Grant of a License

353 16. (1) Before a license is granted under this section, the Board shall be satisfied that-

- 354 (i) The applicant for the license contemplated by this section has sufficient and
355 appropriate knowledge or experience to conduct the Ogun State lottery, or has
356 unconstrained and continuous access thereto, and will be able to conduct the
357 Ogun State Lottery strictly in accordance with this Law, the license of the Ogun
358 State Lottery and any agreement pertaining to the license;
- 359 (ii) the applicant has the necessary financial and other resources to conduct the
360 Ogun State Lottery;
- 361 (iii) no political party in the State or political office holder shall have any direct
362 financial interest in the applicant or shall be a shareholder in the applicant's
363 business; and
- 364 (iv) the applicant, for the duration of the license will show a clear and continuous
365 commitment to the Ogun State Lottery.

366 (2) In considering whether to grant the license, the Board shall take into account-

- 367 (a) Whether any person who appears to the Board to be likely to manage the
368 business or any part of the business of the Ogun State Lottery or public on-line
369 lottery under the license, is a fit and proper person to do so;
- 370 (b) whether any person for whose benefit that business is likely to be conducted, is a
371 fit and proper person to benefit from it; and
- 372 (c) whether any person who is likely to manage the business or any part of the
373 business of the Ogun State Lottery under the license will do so-
 - 374 (i) with all due propriety and strictly in accordance with this Law, all other
375 applicable laws and the license for the Ogun State Lottery or public on-
376 line lottery together with any agreement pertaining to the license;
 - 377 (ii) so that the interest of every participant in the Ogun State Lottery or public
378 on-line lottery is adequately protected; and
 - 379 (iii) subject to subparagraphs (i) and (ii), so that the net proceeds of the Ogun
380 State Lottery or public on-line lottery are as large as possible.

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(3) The conditions contemplated by sub-section (1) shall include such conditions as the Governor may from time to time determine, after consultation with the Board, and shall in particular include conditions requiring the licensee to-

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- (a) notify the Board in writing before doing anything specified in the license;
- (b) refer specified matters to the Board, for approval;
- (c) ensure that such requirements as the Board may from time to time determine or approve in terms of the license are complied with, including the imposition of penalties in the event of the license not complying with any provision of this Law or the license;
- (d) provide the Board at times specified by the Board with such information as the Board may require;
- (e) make such arrangements as may be specified in the license for the payment of such sums out of the proceeds of the Ogun State Lottery or public on-line lotteries as may be so specified to the Fund or to the Board, as the case may be, at specified times;
- (f) do such things in terms of the license, including the transfer of property or any rights, excluding intellectual property rights or proprietary software, as the Board may require, upon the expiration of the license;
- (g) obtain the approval of the Board for any lottery and the rules thereof before that lottery is conducted under the license for the Ogun State Lottery or public on-line lotteries
- (h) to secure a valid and enforceable undertaking in writing from the licensee not to permit, require or compel any of its employees or agents to knowingly sell a ticket, or to award or to pay any prize to a director of the licensee or a director of a holding or shareholder company of the licensee, an employee, agent or consultant of the licensee or a member, employee or agent of the Board.

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(4) A license granted under this section shall include the conditions contemplated in Sections 15, 16, 17, and 18.

(5) A license contemplated by sub-section (1) may allow the licensee to appoint another person to conduct certain lotteries of the Ogun State Lottery on behalf of the licensee only with written approval of the Governor.

(6) The Board after duly considering any application submitted to it may issue other Public On-Line Lottery licenses within the state to applicants that have met all conditions stipulated under this Law.

Duration of License

17. The license shall be granted for a period of 5 years.

Renewal of License

18. (1) Where a Licensee has been granted a license, the Licensee may not earlier than six months or later than two months to the expiration of the term apply for a renewal of license;

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Provided that the licensee shall have no rights or legitimate expectation in respect of an extension of the validity of the license other than the right afforded by this subsection; and shall pay the prescribed renewal fees.

5 (2) Each license renewal shall be for a maximum period of five years.

6 (3) In determining whether to renew the license or not, Section 16 (1) and (2) of this Law shall apply and the Governor shall take into account any advice given by the Board in pursuance of a grant of the license.

7 Power to enter and inspect

0 19. A licensee shall allow the Board or anyone designated by it to enter any premises or facility belonging to or under the control of the licensee or a member of the management of the licensee, or premises to which the licensee has a right of access, after 24 hours notice has been given, if such entry is necessary for the protection of the integrity of the Ogun State Lottery or Public On-line Lottery, and to-

- 35 (i) Examine or inspect anything, machine, document or data captured in any form; excluding proprietary software, found on or in the premises or facility, and make copies of or make extracts from that thing, machine, document or data; and
- 36 (ii) Take such steps as may be reasonably necessary to protect the integrity and
- 37 conduct of the Ogun State Lottery or Public On-line Lottery.
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1 Fees

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- 3 (a) applying for the license to be issued under the provisions of Section 15; or
- 4 (b) the granting of a license under Section 16.

5 the applicant or the licensee, as the case may be, shall pay to the Board the prescribed fee.

7 Variation of conditions of License

8 21. (1) The Governor or the Board may vary any condition in the license granted under Section 14 -

- 50 (a) to the extent provided for in the proviso to Section 18 (1); or
- 51 (b) other than a condition contemplated in paragraph (a), only if the licensee consents to that variation, or if the licensee does not consent to that variation, if -
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- 153 (i) that variation is provided for in this Law or to the extent provided for in the license; and
- 154 (ii) the licensee has been given a reasonable opportunity to make representations to the Governor in respect of the intended variation.
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57 (2) If the Governor on the recommendation of the Board after consideration of the licensee's representations decides to vary a condition in the license without the consent of the

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licensee, the Governor shall cause a notice to be served on the licensee informing him of the variation and the date on which that variation shall take effect.

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(3) The Governor or the Board may add a condition to the license or to omit a condition from the license

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Financial penalties for breach of conditions in License

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22. (1) If the Governor or the Board is satisfied that a person has contravened a condition in respect of any payment due from the licensee to the Board under the license, the licensee shall forfeit the entire proceeds realized from the contravention and shall, in addition, be liable to pay a penalty amounting to 50% of the said proceeds.

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(2) The matters to which the Governor or the Board may have regard to imposing a financial penalty include the desirability of both-

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- (a) deterring a licensee from contravening the conditions stated in Section 16;
- (b) recovering any diminution in the sums payable under the provisions of this Law.

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(3) If the Governor or the Board proposes to impose a financial penalty on a licensee, the Governor or the Board shall serve on that licensee a notice -

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- (a) stating that the licensee has contravened the conditions in the license;
- (b) identifying the contraventions in question;
- (c) stating that the Board proposes to impose a financial penalty;
- (d) specifying the amount of penalty
- (e) stating the reasons for the imposition of the financial penalty and the amount of the financial penalty;
- (f) stating the account number of the Distribution Trust Fund into which the financial penalty is to be paid.

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(4) A notice under subsection (3) above must state that the person may, within the period of 14 days beginning with the date of the notice make written representations about the matter to the Governor or the Board.

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(5) If within the period mentioned in subsection (4) above the Governor or the Board receives no written representation, the financial penalty shall become payable at the end of that period.

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(6) The Commissioner may make regulations as to the procedure to be followed where a person's written representation has been received.

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(7) The regulations referred to in subsection (6) above may make provision for-

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- (a) The financial penalty to become payable if the person fails to comply with any requirement imposed by or under the regulations made under this Law;
- (b) the hearing of oral representation in addition to the written presentation.

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96 (8) Where the Governor or the Board after taking the representations into account decide whether or not to impose a financial penalty, a further notice conveying the decision shall be served on the person.
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98 (9) Where the notice is to impose a financial penalty, a further notice served on the person must -
 - 99 (a) identify the contravention in question;
 - 00 (b) specify the amount of the financial penalty imposed;
 - 01 (c) state the reasons for the imposition of the financial penalty and for the amount of the financial penalty;
 - 02 (d) state the account number of the Distribution Trust Fund into which the penalty is to be paid.
- 05 (10) A financial penalty imposed by virtue of a decision under subsection (8) becomes payable on the date of the further notice.
- 07 (11) A person on whom a financial penalty is imposed is required to pay the penalty within a period of 14 days beginning with the date on which the financial penalty becomes payable.

510 Provided that in the event that the licensee disputes the assessment, the licensee shall deposit 50% of the assessed amount into the Distribution Trust Fund pending the hearing and determination of the dispute.

- 513 (12) If the whole or any part of the financial penalty is not paid within the period mentioned in sub-section (11) above then as from the end of that period the unpaid balance from time to time shall carry an interest at the prevailing Minimum Rediscount Rate plus 10%.
- 516 (13) A financial penalty imposed on any person and any interest that would accrue under subsection (12) above in respect of the penalty shall be recoverable from that person as a debt due and the person's liability to pay shall not be affected or extinguished by the person's license ceasing for any reason to have effect.

20 Enforcement of condition of License

- 2) 23. (1) If the Governor on the recommendation of the Board has reason to believe --
 - 522 (a) that a person is likely to contravene a condition in the license granted under Section 14;
 - 523
 - 524 (b) that a person has contravened such a condition and there is a reasonable likelihood that the contravention will continue or be repeated; or
 - 525
 - 526 (c) that a person has contravened such a condition and that the contravention can be remedied, the Governor or his appointed representative may apply to a Court of competent jurisdiction in Ogun State for an order prohibiting the contravention or, as the case may be, requiring the licensee and any other person who appears to the court to have been a party to the contravention, to take such steps as the court may direct.
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2 (2) The liability of the licensee to pay any sum in terms of this Law or the license or
3 agreement pertaining to same shall not be affected or extinguished by the license
4 ceasing to be valid for any reason and such sum may not be set off by the licensee
35 against any amount due and payable.

36 Grounds for revocation of License

37 24. (1) Any license granted under Section 14 of this Law may be revoked by the Governor on
38 the recommendation of the Board on the following grounds:-

- 39 (a) if the licensee is no longer a fit and proper person to conduct the Ogun State Lottery,
40 whether because of the commission or omission of an act, insolvency, liquidation or
41 for any other valid reason.
- 42 (b) if a condition contained in the license has been contravened and the licensee has
43 failed to redress such contravention 21 days after receiving a notice from the Board
44 of such contravention;
- 45 (c) if any information given by the licensee, any person who in any way controls the
46 licensee or any agent or representative of the licensee to the Board --
 - 47 (i) in or in connection with the application for the license;
 - 48 (ii) in accordance with a condition in the license; or
 - 49 (iii) in making representations pursuant to the provisions of Section 25 (1) in respect
50 of financial matters regarding the Ogun State Lottery or in respect of any aspect
51 of the management of the Ogun State Lottery is materially false;

52 (2) if any person who is managing the business or any part of the business of the licensee
53 or who is a supplier of essential good or services to the licensee is not a fit and proper
54 person to do so, whether because of the commission of an act of insolvency, liquidation,
55 incarceration in a prison or other institution or for any other relevant reason, unless the
56 licensee immediately takes steps to effectively dissociate himself, herself or itself from
57 that person;

58 (3) if any person for whose benefit the license has been acquired or who is a holding
59 company of the licensee or who in any other way controls the licensee, is not a fit and
60 proper person to benefit from it, whether because of insolvency, liquidation,
61 imprisonment or for any other relevant reason;

62 (4) if the licensee has failed to take adequate steps to prevent the commission of fraud by
63 his, or its employees, agents, representatives, suppliers or by participants in the Ogun
64 State Lottery after having been alerted to or becoming aware of conditions conducive to
65 the commission of fraud, or to instances of fraud or dishonesty.

66 (5) if the licensee, any of its employees, agents, representatives or suppliers prevents the
67 Board or any person designated by it from exercising its rights as contemplated in
68 Section 17;

69 (6) if the licensee, any of its employees or agents repeatedly and knowingly sells tickets or
70 awards or pays prizes to any person in contravention of Section 16 (3)(h); or

571 (7) if an Order has been made by a Federal High Court, for the winding-up and liquidation,
572 as the case may be against the licensee or a person who may control the licensee.

573 Notice of proposed revocation

574 25. (1) If the Governor on the recommendation of the Board is satisfied that grounds exist for
575 the revocation of the license granted pursuant to Section 14, the Governor shall in
576 writing notify the licensee of the existence of such grounds and call upon the licensee to
577 furnish reasons, within 21 days of service of that notice at the registered address of the
578 licensee, why the license should not be revoked, failing which the license will cease to
579 be valid upon the expiration of the said period of 21 days.

580 (1) The Governor on the recommendation of the Board may order a suspension of the
581 license in the notice contemplated in sub-section 1 as from the date of service of that
582 notice for a period no longer than 30 days after the licensee has furnished those
583 reasons.

584 (2) If the license for the Ogun State Lottery ceases to be valid in terms of subsection (1), the
585 Governor shall inform the licensee in writing of that fact and of the expiry date upon
586 which the license ceased to be valid.

587 Revocation of License

588 26. (1) If reasons are furnished by the licensee as contemplated by Section 25 (1), the
589 Governor on the recommendation of the Board, shall after considering such reasons --

- (a) decide whether or not to revoke the license; or
- (b) call upon the licensee to appear before the Board on a specified date to make oral representations in support of any written representations made by the licensee or to answer any question which the Governor may have with regard to such written representations where after the Governor on the recommendation of the Board shall consider the matter and decide whether or not to revoke the license.

596 (2) If the Governor after considering the matter decides to revoke the license, the Governor
597 shall by written notice served at the registered office of the licensee notify the licensee of
598 that fact, of the grounds for that revocation and of the date on which the revocation shall
599 take effect.

600 (3) If the Governor decides to revoke the license pursuant to subsection (1) above, the
601 Governor shall inform the Ogun State House of Assembly of the fact and of the grounds
602 for that revocation and if the House of Assembly is not in session on the first day of its
603 session.

604 Restriction of License

605 27. The Board shall not grant Licenses or regulate any lottery or lotteries under Part B of this
606 Law.

07 Establishment of Ogun State Lottery Distribution Trust Fund

608 28. (1) There is established a Fund to be known as the Ogun State Lottery Distribution Trust
609 Fund (referred to in this Law as "the Fund") to be managed by the Board in consultation
610 with the Fund Manager appointed by the Board.

611 (2) The Board shall annually submit a report to the State House of Assembly in respect of
612 the Fund, which may form part of the report contemplated by Section 13 (1)(b).

613 29. Notwithstanding the provision of this Law, on revocation of a License, the Board may
614 terminate sales by any lottery operator upon the expiration of seven (7) days demand
615 notice issued in respect of paragraphs (a) and (b) and without prior notice in respect of
616 (c)-(e) in the event that such operator:

- (a) defaultis in payment of proceeds due to the Board;
- (b) fails to segregate and make available funds due to the State or the Board;
- (c) sells or vends tickets off-line or in un-prescribed manner;
- (d) fails to handle lottery funds in a prescribed manner;
- (e) fails to observe the terms and conditions of its license or any addendum thereto or any regulation or rule duly passed under this Law; or when such termination is in the best interest of the State and or the public.

624 The Fund to vest in and be administered by Board

625 30. (1) The Fund shall vest in and be administered by the Board.

626 (2) The Fund shall be held in trust by the Board for the purposes mentioned in this Law.

627 Revenue of the Fund

628 31. The Fund shall consist of :

- 629 (a) the sums paid to the Fund as provided for in Section 9;
- 630 (b) interest and dividend derived from the investment of money standing to the credit of
631 the Fund; and
- 632 (c) other money lawfully paid into the Fund.

633 Banking account

634 32. (1) Money in the Fund shall, pending the application thereof in terms of this Law, be paid
635 into an account to be known as "The Ogun State Lottery Distribution Trust Fund" at a
636 financial institution to be determined by the Board on the recommendations of the Fund
637 Manager.

638 (2) The financial institution where the account contemplated by subsection (1) is kept, shall
639 not in respect of any liability of the Board, not being a liability arising out of or in
640 connection with any such accounts, have or obtain recourse or any right, whether by set-
641 off, counter-claim, charge or otherwise, against money standing to the credit of such
642 account.

43 investment of money not immediately required

44 33. (1) Any money of the Fund which is not required for immediate allocation, may be invested with a financial institution approved by the Board on the advice of the Fund Manager and may be withdrawn when required.

47 33. (2) Any unexpended balance of the money of the Fund at the end of any financial year shall be carried forward as a credit to the next succeeding financial year.

49 Allocation of money in the Fund

50 34. (1) Every sum that is paid to the Fund shall be appropriated for expenditure by the Board in accordance with subsection (2) and (3).

52 34. (2) Not more than 5% of the sum in the Fund shall be allocated for making payment under Section 42 and held in the Fund for that purpose.

54 34. (3) Of the balance in the Fund after the deduction of the allocated sum referred to in subsection (2) above -

56 (a) 20% shall be allocated for expenditure on or connected with infrastructural objectives in the State;

57 (b) 20% shall be allocated for expenditure on or connected with educational objectives in the State;

58 (c) 20% shall be allocated for expenditure on or connected with environmental objectives in the State;

60 (d) 20% shall be allocated for expenditure on or connected with social and health-related objectives in the State, and

61 (e) subject to Section 42 (1) the balance shall be allocated for expenditure in respect of any other matter in the State and approved by the Governor for that purpose.

62 (4) The Board shall commence with the distribution of the sums as contemplated under subsection (3) above not later than six months after the launch of the Lottery.

68 Allocation to Infrastructural Objectives

69 35. (1) The money allocated for infrastructural objectives under Section 34(3)(a) shall be distributed by the distributing agency appointed by the Governor in consultation with the Board.

72 (2) The distributing agency shall possess the required skills and expertise to distribute the allocated sum fairly and equitably amongst all persons who meet the prescribed requirements.

75 (3) Any person or Company meeting the prescribed requirements may, in the prescribed form apply to the distributing agency for a grant.

77 (4) The distributing agency shall consider applications for grants and may, subject to Sections 34 and 39, pay such grants to appropriate recipients in accordance with the provisions of this Law.

680 (5) Any appointment made pursuant to subsection (1) may at any time be revoked or the conditions applying to that appointment may be varied by the Governor, and no claim shall arise as a result of such revocation or variation.

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683 (6) The Auditor-General or a person designated by him shall audit all financial statements reflecting expenditure from the sum allocated for social purposes annually and a report of such auditing shall be published in a national newspaper within 90 days after submission to the House of Assembly.

687 Allocation to Educational Objectives

68836. (1) The money allocated for educational objectives under Section 34 (3) (b) shall be distributed by the distributing agency appointed by the Governor in consultation with the Board.

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691 (2) The distribution agency shall possess the required skills and expertise to distribute the allocated sum fairly and equitably amongst all persons who meet the prescribed requirements.

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694 (3) Any person or Company meeting the prescribed requirements may, in the prescribed form apply to the distributing agency for a grant.

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696 (4) The distributing agency shall consider applications for grants and may subject to Sections 34 and 39 pay such grants to appropriate recipients in accordance with the provisions of this Law.

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699 (5) Any appointment made pursuant to subsection (1) may at any time be revoked or the conditions applying to that appointment may be varied by the Governor, and no claim shall arise as a result of such revocation or variation.

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702 (6) The Auditor-General or a person designated by him shall audit all financial statements reflecting expenditure from the sum allocated for educational purposes annually and a report of such auditing shall be published in a national newspaper within 90 days after submission to the House of Assembly.

706 Allocation to Environmental Objectives

707 37. (1) The money allocated for environmental objectives under Section 34 (3) (c) shall be distributed by the distributing agency appointed by the Governor in consultation with the Board.

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710 (2) The distribution agency shall possess the required skills and expertise to distribute the allocated sum fairly and equitably amongst amongst all persons who meet the prescribed requirements.

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713 (3) Any person or Company meeting prescribed requirements may, in the prescribed form apply to the distributing agency for a grant.

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717 (4) The distributing agency shall consider applications for grants and may subject to Sections 34 and 39, pay such grants to appropriate recipients in accordance with the provisions of this Law.

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720 (5) Any appointment made pursuant to subsection (1) may at any time be revoked or the conditions applying to that appointment may be varied by the Governor, and no claim shall arise as a result of such revocation or variation.

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724 (6) The Auditor-General or a person designated by him shall audit all financial statements reflecting expenditure from the sum allocated for social purposes annually and a report of such auditing shall be published in a national newspaper within 90 days after submission to the House of Assembly.

725 Allocation to Social and Health-Related Objectives

726 38. (1) The money allocated for social and health related objectives under Section 34 (3) (d) shall be distributed by the distributing agency appointed by the Governor in consultation with the Board.

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729 (2) The distributing agency shall possess the required skill and expertise to distribute the allocated sum fairly and equitably amongst all persons who meet the prescribed requirements.

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732 (3) Any person or company meeting the prescribed requirement may in the prescribed form apply to the distributing agency for a grant.

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734 (4) The distributing agency shall consider applications for grant and may subject to Sections 34 and 39 pay such grant to appropriate recipients in accordance with the provisions of this Law.

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737 (5) Any appointment made pursuant to subsection (4) may at any time be revoked or the conditions applying to that appointment may be varied by the Governor and no claim shall arise as a result of such revocation or variation.

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740 (6) The Auditor-General or a person designated by him shall audit all financial statement reflecting expenditure from the sum allocated for health purposes annually and a report of such auditing shall be published in a national newspaper within 90 days after submission to the State House of Assembly.

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744 Allocation for miscellaneous purposes

745 39. (1) Any amount allocated for miscellaneous purposes under Section 34 (3) (e), shall be distributed for good causes by the Governor in consultation with the Board.

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747 (2) The Auditor-General or his designate shall audit all financial statements reflecting expenditure from the sum allocated to miscellaneous purposes annually and a report of such auditing shall be published in a national newspaper within 90 days after submission to the State House of Assembly.

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51. Payment of Allocations

- 752 40:(1) The Governor shall, after consultation with the Board, in respect of any allocation awarded for a specific cause which the Board pays over to the distributing agency or in respect of a grant which a distributing agency may pay to recipients, impose such conditions as he deems fit, in addition to conditions requiring-
 - 753 (a) the amount of a grant or an allocation to be repaid on breach of any condition, in addition to any penalty which the Governor, the Board or the distributing agency, as the case may be, may impose;
 - 754 (b) that a percentage of the allocation at the disposal of the distributing agency for grants determined by the Board or the Governor shall be allocated to recipients in specified local government;
 - 755 (c) that a Company shall in respect of amounts granted to it every quarter provide the Board and the distributing agency with audited accounts of all amount distributed, and
 - 756 (d) any recipient of a grant to provide the Board or the distributing agency with any relevant information it may require.
- 757 (2) In considering any application for a grant in terms of this Law, the distributing agency shall comply with any direction given to it by the Governor, or the Board as to the matters to be taken into account, in determining the companies to whom, the purposes for which and the conditions subject to which, that distributing agency is to allocate any amount.
- 758 (3) In performing his functions provided for under subsection (2), the Governor shall -
 - 759 (a) consult with the Board and the relevant distributing agency before giving any directions to that distributing agency; and
 - 760 (b) take into account-
 - 761 (i) the general development in the State, with specific reference to the financial, social and moral interest of Ogun State and the enhancement of the standard of living of people in the State; and
 - 762 (ii) local interest, including--
 - 763 (a) the number of lottery tickets sold in each local government;
 - 764 (b) the population of each local government; and
 - 765 (c) the social requirement of each local government

783 Power of the Governor to prohibit certain grants

- 784 41. The Governor may within seven days after a distributing agency has approved a grant under this Law prohibit that distributing agency from paying out such grant if such grant may be utilized for any unlawful purpose or fails to comply with the conditions the Governor has imposed under Section 33: Provided that the Governor shall-
 - 785 (a) Consult with the Board and the distributing agency before any such prohibition is imposed; and
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790 (b) disclose to the Board and the distributing agency any information at his disposal
791 which may indicate that any such grant may be utilized for any unlawful or
792 improper purpose.

793 Payment from Fund in respect of Expenses

794 42. (1) The Governor may when he deems it appropriate, authorize that payments not
795 exceeding 5% of the money in the Fund be allocated to the Board out of the money in
796 the Fund held under Section 34 (2) in respect of the Board's expenses.

797 (2) The payments shall be of such amounts as the Governor deems sufficient for meeting
798 the payments made or to be made under Sections 7 (1) and 8 (2), or any other expenses
799 incurred by the Board.

800 (3) In determining the amounts that are sufficient for meeting the payments referred to in
801 subsection (2), the Governor shall take into account sums paid or to be paid to the Board
802 as provided in Section 10 of this Law.

803 Power to make Order in respect of Section 34

804 43. (1) The Governor may make an order on the recommendation of the Board, to substitute
805 different percentage's for any of the percentages for the time being specified in Section
806 34(3).

807 (2) Any amendment made under this section shall be such that-

808 (a) no percentage lower than 5 percent is specified in Section 34 (2); and

809 (b) the percentage specified in Section 34 (3) shall amount in total to 100 percent.

810 (3) The Governor may provide for sums that would be held in the Distribution Trust Fund for
811 distribution by a particular body to be held in the Distribution Fund for distribution to any
812 other body contemplated in Section 34.

813 44. (1) No other lottery business regulated under part A of this Law shall be operated within the
814 state
815 a Licence issued in accordance with the provisions of this Law.

816 (2) Unless authorized by or under this Law or any other law, no person shall conduct
817 through any newspaper, broadcasting service or any other electronic device, or in
818 connection with any trade or business or the sale of any article to the public, any lottery
819 other than one authorized by or under this Law in which prizes are offered for forecast of
820 the result of either—

821 (a) Future events; or

822 (b) A past event, the result of which has not yet been ascertained or is not generally
823 known.

824 General offences

825 45. (1) Any person who -

826 (a) Participates in; or

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(b) Conducts, facilitates, promotes or derives any benefit from a lottery, shall unless such lottery, is or has been licensed or authorized by or under this Law or any other law, be guilty of an offence.

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(2) Any person who -

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(a) contravenes or fails to comply with any provisions of this Law;

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(b) forges or in any other fraudulent way changes any ticket or any other documents or thing pertaining to any lottery;

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(c) knowingly sells, or in any other way disposes of any forged ticket or any other document or thing pertaining to any lottery;

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(d) with intent to defraud, alter any number or figure on any ticket or any other documents or thing pertaining to any lottery;

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(e) obtains any direct or indirect financial gain, which is not solely a share in the prize payout, by forming, conducting or in any other way promoting a syndicate for the purchase of a ticket;

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(f) sells a tickets -

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(i) at a price higher than the authorized price;

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(ii) on condition that the seller of the ticket shares in the prize in the event of a ticket sold by him being the ticket in respect of which a prize is paid;

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(iii) on any condition not provided for in the rules of the lottery concerned;

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(iv) on credit or with the financial assistance in any form of the seller; or

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(g) conducts, organizes, promotes, devices or manages any scheme, plan, competition, arrangement; system, game or device which directly or indirectly provides for betting, wagering, gambling or any other game of risk on any outcome of any lottery unless authorized by or under this Law or any other law,

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shall be guilty of an offence.

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Offences relating to Ogun State Lottery

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46. Any person who -

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(a) advertises or offers the opportunity to participate in a lottery, or game of another description and who gives by whatever means, a false indication that it is a lottery, or game, forming part of, or is otherwise connected with the Ogun State Lottery;

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(b) with the intent to defraud, falsely makes, alters, forges, utters, passes or counterfeits an Ogun State Lottery ticket;

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(c) influences or attempts to influence the winning of a prize through the use of coercion, fraud of deception, or through tampering with lottery equipment, systems, software, data, tickets or materials; or

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(d) fails to comply with any regulation made under Section 48,

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shall be guilty of an offence.

264 Penalties

865 47 Subject to the provisions of Section 22, any person who commits an offence under this Law or fails to comply with any of the provisions of this Law or any requirement made there under shall be guilty of an offence and shall be liable on conviction to a fine of N1,000,000 (One Million Naira) or to imprisonment for a term not exceeding three years or both.

869 Power to make Regulations

876 48 The Commissioner may in consultation with the Board make regulations, in respect of-

- 871 (a) the conduct of the Ogun State Lottery, including-
 - 872 (i) the minimum age of persons to whom or by whom tickets or chances may be sold;
 - 873 (ii) the persons or categories of persons who shall be disqualified from participation;
 - 874 (iii) the places where or circumstances or manner in which tickets or chances may be sold or persons may be invited to buy such tickets or chances;
 - 875 (iv) the circumstances under which lotteries may be advertised and the information that is to appear in an advertisement for a lottery;
 - 876 (v) the places where or circumstance or manner in which signs relating to a lottery may be displayed;
 - 877 (vi) the rules referred to in Section 16 (3) (g);
 - 878 (vii) licensing fees referred to in Section 20;
 - 879 (viii) in general any other matter which may be necessary or expedient to describe in order to achieve or promote the objects of Part A of this Law; and

885 (b) the making of oral representations as provided for in Section 22 (7) (b).

PART B

Other Lotteries

888 Power to make Regulations

889 49. The Commissioner may make regulations generally for carrying into effect the provisions of this Part of the Law and in particular and without prejudice to the generality of the foregoing such regulations may provide for all or any of the following matters-

- 892 (a) laying down rules and regulations for the control of other lotteries, and for other connected purposes within the State;
- 893 (b) prescribing penalties for breaches or contraventions of any regulation made under this Law.

896 General provision as to other Lotteries

897 50. (1) Subject to the provisions of this Part, the operation of other lotteries within the State shall be lawful if-

- 899 (a) it is so conducted that the chances therein are equally favourable to all the stakers;
- 900 (b) no money or money's worth which any staker puts down as stakes is disposed of otherwise than for payment to a staker as winnings;
- 901 (c) no other payment in money or money's worth is required for a person to take part in the lotteries or raffles.

904 Prohibition of other Lotteries without License

905 51. (1) No other lottery business shall be operated within the State without a license issued by
906 the Board. *and of National Lottery Licensees. or*

907 (2) Other lotteries in whatever form shall not take place in any premises or place without a
908 license issued in pursuance of subsection (1) above.

909 License fee

910 52. (1) For every other lottery that is conducted within the State there shall be paid a license fee
911 of Five hundred thousand naira (N500,000.00). For avoidance of doubt, it is hereby
912 stated that the license fee shall be payable for every other lottery, be it drawn daily,
913 weekly or monthly.

914 (2) For every other lottery that is conducted within the State, a levy of Twenty-five thousand
915 naira (N25,000) is payable, be it drawn, weekly or monthly.

916 Application for License and approval rules for other Lotteries

917 53. (1) Every application for other lotteries shall be made to the Board whenever any licensee
918 intends to conduct any lottery as stipulated in this Part.

919 (2) Every application for the issue of each other lottery license shall be as in Form A and
920 shall be accompanied by three copies of the rules in accordance with which the applicant
921 proposes to conduct each lottery competition; and if the applicant proposes to conduct
922 different competitions in accordance with different rules, the application shall be
923 accompanied by three copies of each set of the rules.

924 (3) Every application for the issue of each other lottery license shall be accompanied by
925 three copies of the prizes payable to each category of winners in each competition.

926 (4) Every application for the issue of a lottery license shall be accompanied by three copies
927 of the intervals at which the competition shall be conducted.

928 (5) Subject to the approval of the Board, every other lottery competition shall be conducted in
929 accordance with the rules previously approved by the Board.

930 (6) At any time during the duration of another lotteries licensee--

931 (a) any rules governing the conduct of competition by the license may be altered with
932 the prior approval of the Board.

933 (b) further sets of rules for the conduct of the competition may be adopted with the
934 approval of the Board.

935 Form of License

936 54. Every other lottery license shall be in the Form B set out in the Schedule to this Part.

937 Offences and penalty

938 55. (1) Any company or person who contravenes any regulation governing the conduct of other

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lotteries shall on conviction be liable to a fine of One Million Naira (N1,000,000.00) or imprisonment for two years or both.

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(2) Where a company is proved to have committed the offence in subsection (1) above, with the consent or connivance or is attributable to any neglect on the part of any director, manager, secretary or similar officer of the company or anybody purporting to act in any such capacity, he as well as the company shall be deemed to be guilty of the offence and shall be liable to be proceeded against and punished accordingly.

946 Prohibition of Lotteries in public places

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56. Subject to the provisions contained in this Part conducting Other Lotteries in any street or other public place is prohibited.

949 Savings for clubs

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57. Nothing contained in this Part shall prohibit-

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- (a) lottery competition carried on as an activity of a club; and
- (b) an application for lottery competition carried on for and by social and charitable organizations which may be granted on special conditions by the Board.

954 Savings for entertainment

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(1) Where a lottery competition is conducted as entertainment promoted for raising money to be applied for purposes other than private gain, then, in relation to the lottery competition, the provisions of Section 59 shall not apply.

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(2) For lottery competition to be conducted for purposes stated in subsection (1) of this section, the organizers shall obtain the approval of the Board who may prescribe conditions or special conditions for such lottery competition.

961 Power to suspend or revoke Licenses

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59. A licence may be suspended or revoked-

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- (a) if upon a complaint made to the Board, it is satisfied that the licensee has failed to comply with any of the requirements of his licence, or the provisions of the law or any regulations made hereunder;
- (b) if the Board is satisfied that it is in the public interest so to do; or
- (c) if in any criminal proceedings however arising, the court recommends to the Board that the licence be revoked.

969 Savings

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60. Nothing in this Law shall apply in relation to any lottery in respect of which there is no subscription.

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Jurisdiction

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61. The High Court of Ogun State shall have jurisdiction to hear and determine any dispute or any issue of law, fact, mixed law and fact and/or any issue of interpretation that may arise by virtue of or pursuant to the application of this Law.

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Repeal and exemption of Laws

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62. Notwithstanding the provisions of any other Law, Sections 240, 240a, 240b and 240c of the Criminal Code Law of Ogun State shall not apply to anything done under this Law.

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- (1) Lotteries (Government) Law Volume 3 Laws of Ogun State of Nigeria 2006 is hereby repealed.
- (2) Pools Betting (Control and Taxation) Volume 4 Laws of Ogun State of Nigeria, 2006 is hereby repealed.
- (3) Betting Duty Law Volume 1 Laws of Ogun State of Nigeria 2006 is hereby repealed.

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Citation and commencement

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63. This Law may be cited as the Ogun State Lotteries Law 2013 and shall be deemed to have come into force on the day of 2013.

This printed impression has been carefully compared by me with the Bill which has passed the Ogun State House of Assembly and found by me to be a true and correctly printed copy of the said Bill.

Muyiwa Adenopo
Clerk of the Ogun State House of Assembly

Assented to by me this day of 2013

Senator Ibikunle Amosun, FCA
Governor, Ogun State, Nigeria