



ISLAND OF ALDERNEY

ORDINANCE OF THE STATES

XIV  
2014

**The Gambling (Exempt Gaming and Racing) (Alderney)  
Ordinance, 2014**

*Made* ..... 18<sup>th</sup> June 2014

*Coming into force* ..... 18<sup>th</sup> June 2014

THE STATES OF ALDERNEY, in pursuance of their resolution of the 18<sup>th</sup> June 2014 and in exercise of the powers conferred on them by sections 5 and 6 of the Gambling (Alderney) Law, 1999<sup>a</sup>, hereby order:-

**Exempt gaming and racing.**

1. (1) The forms of gambling specified in subsection (2) shall be lawful for the purposes of sections 5 and 6 of the Gambling (Alderney) Law, 1999.

(2) The forms of gambling referred to in subsection (1) are gaming, or racing, carried out at an event promoted for raising money to be applied for purposes other than purposes –

- (a) of private gain, or
- (b) in the pursuance of any commercial undertaking,

provided that the conditions set out in subsection (3) are complied with.

<sup>a</sup> Ordres en Conseil Vol. XXXIX, p.374; amended by Vol. XL, p.15 and Vol. XLI, p. 769; and by Alderney Ordinance No. XVI of 2003 and No. VII of 2006.

- (3) The conditions referred to in subsection (2) are –
- (a) the whole of the proceeds of the gaming or racing, after deducting sums lawfully appropriated on account of expenses or for the provision of prizes or awards in respect of the gaming or racing, are applied for purposes other than purposes –
    - (i) of private gain, or
    - (ii) in the pursuance of any commercial undertaking,
  - (b) no part of the said proceeds goes by way of commission, reward or other profit,
  - (c) no young person may take part in the gaming or racing unless the young person has the permission of their parent or guardian, and
  - (d) in the event that the gaming or racing takes place in a licensed premises, the gaming or racing does not take place for high stakes.

**Interpretation.**

2. (1) In this Ordinance –

"**cinema race**" means the showing of films or moving images of pre-recorded or live races,

"**enactment**" means any Law, Ordinance or subordinate legislation,

"**licensed premises**" means premises in respect of which there is for the time being in force a liquor licence, granted under the Alderney Liquor

Licensing Ordinance, 1994<sup>b</sup>,

"**rac**ing" means any race, including, without limitation, a cinema race, where in respect of each racer tickets have been on sale prior to the commencement of each race and where the holder of a winning ticket receives a prize calculated in accordance with the holder's stake (whether at odds or not),

"**subordinate legislation**" means any regulation, rule, order, rule of court, resolution, scheme, byelaw or other instrument made under any enactment and having legislative effect, and

other words or expressions which are defined in the Gambling (Alderney) Law, 1999 have the same meanings as in that Law.

(2) The Interpretation (Guernsey) Law, 1948<sup>c</sup> applies to the interpretation of this Ordinance as it applies to the interpretation of a Guernsey enactment.

(3) Any reference in this Ordinance to an enactment is a reference thereto as from time to time amended, re-enacted (with or without modification), extended or applied.

### **Citation and commencement.**

3. This Ordinance may be cited as the Gambling (Exempt Gaming and Racing) Ordinance, 2014 and shall come into force on the date it is approved by the States of Alderney.

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<sup>b</sup> Alderney Ordinance No. IV of 1994; as amended by the Alderney Ordinance No. II of 1997; Alderney Ordinance No. III of 1999; Alderney Ordinance No. XIII of 1999; Alderney Ordinance No. XI of 2000; and the Fees (Alderney) Law, 2011.

<sup>c</sup> Ordres en Conseil Vol. XIII, p. 355.

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