

2000 No. 3356

NATIONAL LOTTERY

**The Apportionment of Money in the National Lottery
Distribution Fund Order 2000**

Made - - - - - *21st December 2000*

Coming into force - - - *22nd December 2000*

Whereas a draft of this Order has been laid before, and approved by a resolution of each House of Parliament pursuant to section 60(2) of the National Lottery etc. Act 1993(a);

Now, therefore, the Secretary of State, in exercise of the powers conferred on him by section 28 of the National Lottery etc. Act 1993(b), after consultation with the Scottish Ministers, hereby makes the following Order:

Citation and commencement

1. This Order may be cited as the Apportionment of Money in the National Lottery Distribution Fund Order 2000 and shall come into force on the day after the day on which it is made.

Apportionment of money in the National Lottery Distribution Fund

2. With effect from 21st August 2001, in section 22(3) of the National Lottery etc. Act 1993 (apportionment of money in the Distribution Fund)(c), paragraph (f) (13 $\frac{1}{3}$ per cent. to be allocated for expenditure on or connected with health, education or the environment) shall be amended by substituting for the words “13 $\frac{1}{3}$ per cent.” the words “33 $\frac{1}{3}$ per cent.”.

Sum held for the Millennium Commission to be held for the New Opportunities Fund

3.—(1) As from 21st August 2001, the sum calculated according to paragraph (2) that (apart from this Order) would be held in the Distribution Fund for distribution by the Millennium Commission shall be held instead for distribution by the New Opportunities Fund.

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- (a) 1993 c. 39. Section 60 of the National Lottery etc. Act 1993 was amended by section 15 of the National Lottery Act 1998 (c. 22).
- (b) The functions of the Secretary of State under this section, so far as they are exercisable by him in or as regards Scotland, are exercisable only after consultation with the Scottish Ministers: article 4 of, and Schedule 3 to, the Scotland Act 1998 (Transfer of Functions to the Scottish Ministers etc.) Order 1999, S.I. 1999/1750.
- (c) Paragraph (f) of section 22(3) was inserted by section 6(2) of the National Lottery Act 1998, and the percentages specified in paragraphs (a) to (d) and (f) of section 22(3) were amended by the Apportionment of Money in the National Lottery Distribution Fund Order 1999, S.I. 1999/344.

(2) The sum mentioned in paragraph (1) is the sum calculated by deducting £2,286,500,000 from the aggregate of all the money that has been paid into the Distribution Fund and held for distribution by the Millennium Commission before 21st August 2001; but this article does not apply where that calculation produces a sum that is less than zero.

21st December 2000

Chris Smith
Secretary of State for Culture, Media and Sport

EXPLANATORY NOTE

(This note is not part of the Order)

This Order amends section 22(3) of the National Lottery etc. Act 1993 so as to increase the percentage of the sums paid into the National Lottery Distribution Fund under section 21(2) of the 1993 Act that are held there for distribution by the New Opportunities Fund. The increase effected by the Order is from $13\frac{1}{3}$ per cent. to $33\frac{1}{3}$ per cent., as from 21st August 2001. The Commission will cease to receive any portion of the sums paid into the Distribution Fund on or after that date, by virtue of section 30(1) of the 1993 Act as amended by the Millennium Commission (Substitution of a Later Date) Order 2000 (S.I. 2000 No. 3355).

In article 3, the Order also provides for a certain sum held in the Distribution Fund for distribution by the Millennium Commission to be held instead for distribution by the New Opportunities Fund. The sum in question is any sum that, on 21st August 2001, is held in the Distribution Fund for distribution by the Millennium Commission, and that, when added to all the other Lottery money that the Commission has received since its inception (including the proceeds of money invested on its behalf under section 32 of the 1993 Act), is in excess of £2,286,500,000.

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