



***GAMING AND WAGERING COMMISSION ACT 1987***  
Section 104

**CONDITIONS FOR THE CONDUCT OF A TRADE PROMOTION LOTTERY**

A Trade Promotion Lottery is a lottery conducted to promote the sale of goods or the use of services, in which every participant takes part -

- (a) without cost to him; or
- (b) by reason of the purchase of goods or the use of services, the cost of which is no more than the cost would be without the opportunity to take part in the lottery.

Provided you meet the prescribed conditions associated with a trade promotion lottery, then you are not required to apply for a permit to operate your competition, but you must conduct your competition in accordance with these conditions.

The permit below is your approval to conduct the competition, but you must conduct your competition in accordance with the conditions expressed on this permit.

**PERMIT FOR THE CONDUCT OF A TRADE PROMOTION LOTTERY**

The Gaming and Wagering Commission hereby authorises the conduct of Trade Promotion Lotteries, which are deemed to be permitted lotteries, provided that the following conditions are complied with in respect of the conduct of Trade Promotion Lotteries.

1. There shall be no cost to enter the lottery.
2. If the entry is via a telephone call or other electronic medium, the cost of the call shall not exceed 55 cents.
3. If entry is via the Internet, there shall be no additional cost to the participant to register his/her name other than the cost paid by the participant to access the web site via the internet service provider.
4. No prize may consist of or include cosmetic surgical and medical procedures.
5. The lottery may be conducted for a maximum of twelve months.
6. The draw must be conducted within one month of the closure of the lottery.
7. Where entry to the trade promotion lottery is by an entry form or coupon -
  - (a) a description of the prize/s must be printed on the entry form/coupon
  - (b) the terms or conditions of entry to the lottery must be-
    - (i) printed on the entry form/coupon; or
    - (ii) published in a newspaper that is published nationally (for trade promotion lotteries originating outside of Western Australia) and/or Statewide (for trade promotion lotteries conducted within Western Australia); or
    - (iii) published on the internet.
  - (c) where the rules and/or conditions of the trade promotion lottery are published in a newspaper or on the internet, reference to such publication is to be included on the entry form or coupon.
8. Where the trade promotion lottery is conducted by audio or visual media -
  - (a) a description of the prize/s is to be included in the broadcast; and
  - (b) the terms and conditions of entry to the trade promotion lottery are to be included in the broadcast, or the broadcast must direct contestants to where the terms and conditions are to be found.

## **PERMIT FOR THE CONDUCT OF A TRADE PROMOTION LOTTERY (continued...)**

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9. Where the trade promotion lottery is conducted by electronic media (other than audio or visual) all advertising of the promotion shall provide a description of the prizes and shall direct contestants to where the terms or conditions of entry are to be found.
10. Where the trade promotion lottery is conducted in any other way all advertising of the lottery shall provide a description of the prizes and shall contain the terms and conditions of the lottery.
11. The method for determining the winner shall be clearly stated in the terms or conditions of entry to the trade promotion lottery.
12. Where a trade promotion lottery is conducted by audio, visual or other electronic media a copy of the terms or conditions of entry shall be lodged with the Gaming and Wagering Commission prior to the commencement of the promotion.
13. Once the trade promotion lottery has commenced the published rules and conditions of the lottery cannot be amended without written approval of the Gaming and Wagering Commission.
14. Once the trade promotion lottery has commenced it cannot be cancelled or withdrawn without prior written approval of the Gaming and Wagering Commission.
15. Records relating to the lottery shall be maintained for a period of twelve months and shall be made available to an authorised officer of the Gaming and Wagering Commission or a Police Officer upon request.
16. Where practicable, members of the public must be afforded the opportunity to witness the draw. Where not practicable, audit records confirming the prize draw must be made available to an authorised officer of the Gaming and Wagering Commission or a Police Officer upon request.

**Mick Connolly**  
**Deputy Chairman, Gaming and Wagering Commission**

27 March 2013