



Government of West Bengal
Finance Department

The West Bengal State Lottery
Rules, 1968

(As modified up to November 1973)

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GOVERNMENT OF WEST BENGAL

FINANCE DEPARTMENT

Audit

NOTIFICATION

No. 297-F/4L-19/68.—18th January 1969.—The Governor is pleased to make the following rules, namely:—

Preliminary

1. (1) These rules may be called the West Bengal State Lottery Rules, 1968*.

(2) They shall apply to the whole of the State of West Bengal and shall come into force at once.

2. The West Bengal State Lottery (hereinafter referred to as the State Lottery) shall be administered by the Director of State Lotteries, West Bengal, Calcutta (hereinafter referred to as "the Director"), under the control of the Government of West Bengal (hereinafter referred to as "the Government").

2A. There shall be the following kinds of draws, namely:—

- (a) draw,
- (b) interim draw.

Lottery Tickets and Prizes

3. (1) Tickets for every draw of the State Lotteries shall be issued in the denomination of rupee one only, provided that the Government shall have the power to change the price of all the tickets for any draw or draws after due publicity before the commencement of the sale of tickets for such draw.

³(2) The State Government by notification, to be published in the *Official Gazette*, will determine the number of series and number of tickets to be put on sale for the draws of the West Bengal State Lottery.

4. (1) The number and amount of prizes for each draw shall be determined and announced by the Government from time to time before the commencement of the sale of tickets for such draw.

(2) All prizes are guaranteed by the Government.

(3) No ticket shall be eligible for more than one prize in a draw. In the event of more than one prize being drawn against a particular ticket, the ticket-holder shall be entitled only to the prize drawn first in chronological order against his ticket and there shall be a fresh draw for the lower prize.

(4) Tickets remaining unsold with the office of the Director shall not be eligible for any prize in a draw. If an unsold ticket number is drawn, the process of the draw shall be repeated till a sold number is drawn:

⁴Provided that nothing contained in rule 4 shall apply in case of determination of the 4th prize winning tickets.

*N.B.—These Rules were first published in the "Calcutta Gazette, Extraordinary" dated 18th January 1969.

¹Inserted by Finance (Taxation) Department Notification No. 3237FT, dated 6th September 1973.

²Vide Notification No. 2622F., dated the 21st July 1969.

³Substituted by Finance (Taxation) Department Notification No. 2070 FT, dated 7th June 1973.

⁴Substituted by Finance (Taxation) Department Notification No. 2070 FT, dated 7th June 1973.

Sale of Lottery Tickets and Appointment of Agents

5. The State Lottery tickets will normally be made available to the public through authorised agents and such other channels as may be determined from time to time by the Government. The Government also reserve the right to sell tickets direct to the public.

6. Notices inviting applications for appointment as agents shall be widely published. Application forms will be available at the office of the Director in Calcutta and at such other places as may be notified by the Director from time to time.

7. (1) The appointment of agents shall be made by the Director and/or by the Collector of the district and it shall be open to the Director or the Collector to terminate the appointment of any agent without assigning any reason. In appointing agents due consideration shall be given to the financial status of the applicant, his ability to promote sale of tickets and any other factor which the Director or the Collector may consider relevant in that behalf.

The decision of the Director or the Collector in the matter of appointment of an agent and the termination of his appointment shall be final and binding and no appeal shall be entertained against the decision.

(2) The Director or the Collector shall have the right to restrict the number of agents for a particular area.

(3) The appointment of an agent shall be valid for a period of twelve months from the date of appointment or for a particular draw, whichever is shorter, unless the period is extended by the Director or other appointing authority. The agents shall, on production of the order of appointment be entitled to purchase tickets from the office of the Director and Treasuries and Sub-Treasuries in the State mentioned in the order of appointment.

²(4) The State Government by notification to be published in the *Official Gazette*, will determine the number of tickets to be contained in each book³;

(5) Tickets once sold to the agents shall, under no circumstances, be taken back:

⁴Provided that every agent shall, before selling tickets to the members of the public check the tickets purchased by him from the Director or any Treasury or Sub-Treasury and if any defective ticket is sold to an agent through oversight, such ticket shall be received back by the Director or such Treasury or Sub-Treasury, as the case may be, up to the fifth day after the sale, and the actual price thereof shall be refunded to the agent concerned.

5A. Under no circumstances a defective ticket shall be sold to the members of the public.

⁵(6) The agents shall purchase tickets on payment of the full value of the tickets less commission allowable on the face value of the tickets.

58. (1) The State Government, by notification in the *Official Gazette*, will determine the commission structure to be allowed on the tickets sold;

¹Substituted by Finance (Audit) Department Notification No. 1622FT, dated the 21st July 1969.

²Substituted by Finance (Taxation) Department Notification No. 2070FT, dated the 7th June 1973.

³Substituted by Finance (Audit) Department Notification No. 4182F., dated the 21st August 1970.

⁴Inserted by Finance (Audit) Department Notification No. 4182F., dated the 21st August 1970.

⁵Substituted by Finance (Audit) Department Notification No. 2622F., dated the 21st July 1969.

(2) An amount of 7 per cent. of the prize money for the two top prizes and the special prize with them of each draw shall be payable to the agent or agents who purchases or purchase the prize-winning tickets in question from the Directorate of State Lotteries or from any Treasury or Sub-Treasury. An amount of 3 per cent. of the prize money for the above prizes of each draw shall be payable to the seller (holding counter-foil) who sells any of these above prize-winning tickets to the actual prize winner. The said two amounts which together make up 10 per cent. of each of the above prizes (including special prizes) shall not be deducted from the prize money payable to the prize winners, but shall be paid by the Government. In case the agent and the seller (holding counter-foil) of the prize-winning tickets in question is one and the same person, the entire amount of 10 per cent. shall be payable to him.

(3) An agent or a seller shall be entitled to his money by making an application within thirty days from the date of the draw and the agent shall enclose the relevant money receipts issued to him by the Director or Treasury or Sub-Treasury or Nazir of District Magistrate's Office or Nazir, Subdivisional Offices or Block Development Offices at the time of sale of tickets and the seller shall enclose the cover page of the relevant book that contained the prize-winning tickets and otherwise the latter shall not be entitled to his share of the money:

9. Tickets shall be issued to the agents up to two clear days at Lotteries Office, Calcutta, and up to seven clear days at the District Treasuries or Sub-Treasuries before the date fixed for the draw and agents may, however, sell tickets till the date immediately preceding the date of the draw and all tickets sold to agents shall be deemed to be sold tickets for the purposes of the draw and the award of prizes.

Draw of the Lottery

10. The date of the draw shall generally be indicated on the tickets themselves.

The Director shall have the right to postpone the date of the draw. Due publicity shall, however, be given to such postponement and also to the revised date of the draw.

The time when and the place where the draw will be held shall also be given wide publicity.

11. The draw shall be held in public and under the supervision of a Committee of Judges specially appointed by the Government for the purpose. The Committee of Judges shall consist of not less than five Judges including a High Court Judge, if available. At any time, during the draw two Judges shall form the quorum.

11A. The State Government, by notification in the *Official Gazette*, may determine the constitution of the Committee of Judges to supervise the Interim Draw.

¹Substituted by Finance (Taxation) Department Notification No. 2731FT, dated 26th July 1973. This amendment came into force on and from 1st July 1973.

²Substituted by Finance (Taxation) Department Notification No. 6425FT, dated 10th October 1972.

³Substituted by Finance (Taxation) Department Notification No. 6425 FT, dated 10th October 1972.

⁴Inserted by Finance (Taxation) Department Notification No. 3237 FT, dated 6th September 1973.

12. A list duly authenticated by the Director indicating the notations of the series of tickets sold and a list of number issued in the series shall be furnished to the Committee of Judges. A list of tickets remaining unsold with the office of the Director shall also be drawn up by the Director and shall also be furnished to the Committee of Judges, duly authenticated by him, before the draw commences.

13. As soon as a particular number is drawn in the manner indicated in rule 19, the prize-winning number shall be entered in the Register of the Prize-winnig Numbers kept in the personal custody of the Director. The Judges present shall sign the Register as soon as the draw is completed. This procedure shall be repeated till all the prizes for the draw are drawn.

14. After the draw is over, the records shall be kept in the custody of the office of the Director for such period as the Goernment may determine.

15. Due publicity shall be given to the list of prize winning tickets, but the list as displayed and circulated by the Director of West Bengal State Lotteries in and from his office under his own hand and seal shall alone constitute the final announcement of the results of each draw.

Procedure for the Draw

16. The procedure for the draw shall be as follows:—

There shall be six drums located in a conspicuous place at one end of the hall, where the draw is conducted, and the drums shall bear the following identification labels, namely:—

I	II	III	IV	V	VI
Lakhs	Tcn thousand	Thousands	Hundred	Tens	Units

(iii) after rule 16, insert the following rule, namely:—

16A. The State Government, by notification in the *Official Gazette*, may determine the procedure for the Interim Draw."

17. Each one of the six drums shall contain ten discs, one disc for each of the numbers from 0 to 9 and to prevent confusion the digits 3, 6, 8 and 9 shall be inscribed in words, namely, 'Three', 'Six', 'Eight' and 'Nine' and each drum shall be such as may be mechanically or electrically rotated and the rotation shall be stopped as and when directed by the committee of judges.

A Notice Board shall be displayed in a prominent place in the drawing hall where the alphabetical notation and digits drawn from each drum shall be recorded as soon as the same are drawn from each drum.

18. (1) Prizes will be drawn in the descending order of the value of the prizes, the first prize being drawn first and the last one being drawn last.

¹Substituted by Finance (Taxation) Department Notification No. 2070F, dated the 7th June 1973.

²&³Substituted by Finance (Taxation) Department Notification No. 6425FT, dated 10th October 1972.

³Inserted by Finance (Taxation) Department Notification No. 3237 FT, dated 6th September 1973.

¹(2) The draw shall commence from the first drum and shall be followed in the ascending order of the number given to each of the other drums and as soon as a digit is drawn, it shall be announced loudly by the person drawing it, and after verification by the committee of judges, it shall be displayed on the notice board.

²18A. The State Government, by notification in *Official Gazette*, will determine the procedure for draw for the consolidated 4th prize.

Payment of Prizes

19. (1) The winners of prizes shall claim the prize amounts from the Director. ²The first and the second prizes may be handed over at ceremonial functions which may be organised for this purpose by the Director as soon after the conclusion of the draw as may be possible.

(2) Prizes shall be awarded direct to the winners only on surrendering the prize-winning tickets at the office of the Director. The persons who will actually produce the prize-winning tickets shall be deemed to be the purchasers of the tickets and, therefore, the prize-winners. Prizes may be paid in person or sent by post through the Reserve Bank of India drafts or cheques on receipt of the prize-winning ticket as well as a signed receipt in the prescribed form.

⁴20. The period within which all claims must be lodged, the officers before whom such claims will have to be lodged for either the final draw or the interim draw will be fixed by the State Government and notified in the *Official Gazette*.

The Director, however, shall have the discretion to consider even a technically and slightly time barred claim provided he is otherwise satisfied that there are good and sufficient grounds beyond the control of the claimant for delay of the same.

21. The Government shall not recognise the resale in full or in part of a ticket or any transfer thereof.

Supplemental Matters

22. The Government reserve the right to alter or modify these rules from time to time. Such changes shall, however, be duly notified in the "Calcutta Gazette". The terms regarding the price of the tickets, the number and value of the prizes and the procedure for drawal of prize-winning tickets shall not, however, be altered in respect of any draw after the commencement of the sale of tickets for that draw.

23. If any question arises as to the interpretation of any of these rules or in regard to any matter not expressly provided for in these rules, the matter shall be referred to the Government and the decision of the Government thereon shall be final.

By order of the Governor,

P. C. BANERJI,

Jt. Secy. to the Govt. of West Bengal.

¹Substituted by Finance (Taxation) Department Notification No. 642FT, dated 10th October 1972.

²Substituted by Finance (Taxation) Department Notification No. 2070 FT, dated 7th June 1973.

³Vide Notification No. 1439F, dated the 23rd April 1969.

⁴Substituted by Finance (Taxation) Department Notification No. 4181FT, dated 24th November 1973.

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TUESDAY, NOVEMBER 22, 2011

[Saka 1933]

PART I—Orders and Notifications by the Governor of West Bengal, the High Court, Government Treasury, etc.

GOVERNMENT OF WEST BENGAL
FINANCE DEPARTMENT
REVENUE

NOTIFICATION

No. 1701-F.T.—the 22nd November, 2011.—In exercise of the powers conferred by sub-section (1), and sub-section (2), of section 12 of the Lotteries (Regulation) Act, 1998 (17 of 1998), the Governor is hereby pleased to make the following amendments in the West Bengal Lotteries (Regulation on Payment of Charge for Draw) Rules, 2011, published in the *Kolkata Gazette, Extraordinary*, PART I, dated the 12th July, 2011 (hereinafter referred to as the said rules):

Amendments

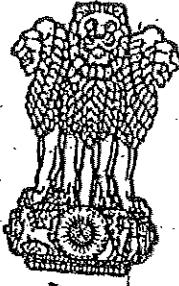
In the said rules.—

- (1) In rule 4, in sub-rule (1),—
 - (a) in clause (a), for the words “rupees five lakh per draw”, substitute the words “rupees ten lakh per draw”;
 - (b) in clause (b), for the words “rupees one lakh per draw”, substitute the words “rupees five lakh per draw”;
- (2) In rule 5, in sub-rule (1),—
 - (a) in clause (a), for the words “rupees five lakh per draw”, substitute the words “rupees ten lakh per draw”;
 - (b) in clause (b), for the words “rupees one lakh per draw”, substitute the words “rupees five lakh per draw”.

2. This notification shall come into force with effect from the 28th day of November, 2011.

By order of the Governor,

N. C. BASAK,
Dy. Secy. to the Govt. of West Bengal.

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WEDNESDAY, MAY 22, 2013

[SAKA 1935]

PART I—Orders and Notifications by the Governor of West Bengal, the High Court, Government Treasury, etc.

GOVERNMENT OF WEST BENGAL
FINANCE (REVENUE) DEPARTMENT

No. 637-FT

Kolkata, the 21st May, 2013.

NOTIFICATION

In exercise of the powers conferred by section 5 of the Lotteries (Regulation) Act, 1998 (17 of 1998), the Governor is pleased hereby to declare that the State of West Bengal shall be free of Online and Internet lotteries and prohibit the sale of all types of Computerised and Online lottery marketed and operated through vending machines, terminals, electronic machines and tickets sold through internet - organised, conducted or promoted by the State of West Bengal and other states of India and by other countries, within the State of West Bengal on and from 21st May, 2013.

By order of the Governor,

SAMIRAN PAL,
Special Secretary to the Govt. of West Bengal.