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[LEGAL NOTICE NO. 53]

GAMING DECREE 2009  
(NO. 34 OF 2009)

## **Gaming (Trade Promotions) Exemption Order 2010**

IN exercise of the powers conferred upon me by Section 4(b) of the Gaming Decree 2009, I make this Order:

*Citation*

1. This Order may be cited as the Gaming (Trade Promotions) Exemption Order 2010 and is deemed to have come into force on the date of commencement of the Gaming Decree 2009 (Decree No. 34)—14/08/09.

*Definitions*

2. For the purposes of this Order, the following definitions apply:—

“entry fee” means the fee that is charged for entry in a trade promotion but does not include:

- (i) the requirement to purchase the product or service (other than gaming products or services) being promoted in the trade promotion;
- (ii) the requirement to purchase a product or service, sold by a manufacturer, wholesaler, distributor or vendor of products or services (other than gaming products or services) who is promoting by way of trade promotion a different product or service which it manufactures, wholesales, distributes or sells; or
- (iii) the cost of an SMS or text message which exceeds 20 cents.

“trade promotion” means gaming used by a manufacturer, wholesaler, distributor or vendor of products or services (other than gaming products or services), to promote the sale of those products or services provided that no entry fee is charged for eligibility to participate in the trade promotion.

*Exemption*

3. For the purpose of Section 4(b) of the Decree, trade promotions are exempt from the provisions of the Gaming Decree 2010.

*Entry fee not to be charged*

- 4.—(1) An entry fee must not be charged for trade promotions.

(2) A breach of Section 4(1) by any person or company assisting or facilitating in a trade promotion shall constitute an offence punishable by fine of \$5000.00 or imprisonment for 2 months or both.

(3) Upon conviction under Section 4(2), the court may also order the forfeiture to the State of entry fees collected by the person or company convicted.

Made this 6th day of May 2010.

A. SAYED-KHAIYUM  
Attorney General and Minister for  
Justice, Anti-Corruption, Public Enterprises,  
Industry, Tourism, Trade and Communications