EXPLANATORY MEMORANDUM TO THE

OLYMPIC LOTTERIES (DECLARATION THAT LONDON IS TO HOST THE 2012 OLYMPIC GAMES) ORDER 2005

2005 No. 1830

1. This Explanatory Memorandum has been prepared by the Department for Culture, Media and Sport and is laid before Parliament by Command of Her Majesty.

2. Description

2.1 This Order declares that the International Olympic Committee has elected London as the Host City for the Olympic & Paralympic Games to be held in 2012.

3. Matters of special interest to the Joint Committee on Statutory Instruments

3.1 None.

4. Legislative Background

4.1 Section 21 of the Horserace Betting & Olympic Lottery Act 2004 ("the Act") permits Lottery game licences granted under section 6 of the National Lottery etc. Act 1993 to be designated Olympic Lottery licences. Such Olympic Lottery games may not be promoted unless the Secretary of State has made the declaration in this Order. Therefore, this Order is made, and laid, in order to permit the promotion of Olympic Lottery games.

4.2 This Order is further made in order to bring section 29 of the Act, which creates the Olympic Lottery Distributor, into force. Section 40(3) prevents that section being commenced unless the Secretary of State has made this Order.

4.3 This is the first time, and conceivably the only time, an order is made under section 22(2) of the Act.

5. Extent

5.1 This instrument applies to all of the United Kingdom.

6. European Convention on Human Rights

Not applicable.

7. Policy background

7.1 There is no particular policy relating to this Order as it is principally declaratory as well as providing a trigger for the commencement of Olympic Lottery games and the creation of the Olympic Lottery Distributor.

7.2 In relation to Part 3 of the Act, the Government's decision to back a bid by London to host the Olympic & Paralympic Games in 2012 was announced to Parliament by the Secretary of State for Culture, Media and Sport on 15 May 2003. The Government decided that the Games should be part funded through the National Lottery and, in particular, through the licensing of dedicated Olympic lotteries forming part of the National Lottery.

7.3 No consultation has been undertaken in relation to this Order. The Department for Culture, Media and Sport did, however, consult the following bodies in respect of its proposals to part fund the staging of a 2012 London Olympic & Paralympic Games through dedicated Olympic Lottery games: the Greater London Authority, the London Development Agency, the Cabinet Office, HM Treasury, the Home Office, the National Lottery Commission, the British Olympic Association and Camelot, the National Lottery operator.

7.4 The Horserace Betting & Olympic Lottery Act 2004 received cross party support during the course of its passage through Parliament. The London bid to host the 2012 Olympics benefited from increasing public support. Prior to London's election three million people registered their support for the bid on the bid company's website and a recent poll showed that 79 per cent of those surveyed either supported or tended to support London's 2012 bid.

8. Impact

8.1 A Regulatory Impact Assessment has not been prepared for this Order. The Order has no direct impact on business, charities or voluntary bodies or the public sector. Although the Order acts as a trigger for the promotion of Olympic lotteries and the creation of the Olympic Lottery Distributor the Order adds nothing to the Regulatory Impact Assessment prepared in relation to the Act.

9. Contact

Bridget Cullen at the Department for Culture, Media and Sport (Tel: 0207 211 6103 or e-mail: Bridget.Cullen@culture.gsi.gov.uk) can answer any queries regarding this Order.