

1974

## c 126 The Ontario Lottery Corporation Act, 1974

Ontario

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## CHAPTER 126

**An Act to incorporate  
the Ontario Lottery Corporation**

*Assented to February 6th, 1975*

**H**ER MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. In this Act,

Interpre-  
tation

(a) "Board" means the board of directors of the Corporation;

(b) "Corporation" means Ontario Lottery Corporation;

(c) "lottery scheme" includes a lottery, a game of chance and a game of mixed chance and skill;

(d) "Minister" means the member of the Executive Council designated by the Lieutenant Governor in Council to administer this Act.

2. The Minister is responsible for the administration of this Act.

Minister  
responsible

3.—(1) There is hereby established, on behalf of Her Majesty in right of Ontario, a corporation without share capital under the name of Ontario Lottery Corporation consisting of not fewer than three and not more than nine members appointed by the Lieutenant Governor in Council

Ontario  
Lottery  
Corporation  
established

(2) The members shall be the directors of the Corporation and shall be paid such remuneration as is fixed by the Lieutenant Governor in Council.

Directors

(3) The Corporation shall have a seal which shall be adopted by resolution or by-law.

Seal

(4) The fiscal year of the Corporation shall be the same as the fiscal year for the Consolidated Revenue Fund.

Fiscal  
year

Chairman  
and  
vice-  
chairman

4.—(1) The Lieutenant Governor in Council shall designate one of the members to be chairman of the Board and may designate one of the members to be vice-chairman of the Board.

Acting  
chairman

(2) In the case of the absence or illness of the chairman or there being a vacancy in the office of chairman, the vice-chairman or, if none, such director as the Board designates for such purpose shall act as and have all the powers of the chairman.

Quorum

(3) A majority of the directors constitutes a quorum of the Board.

Board of  
directors

5.—(1) The affairs of the Corporation are under the management and control of the Board, and the chairman shall preside at all meetings of the Board, or, in his absence, or if the office of chairman is vacant, the vice-chairman has all the powers and shall perform all the duties of the chairman.

By-laws

(2) The Board may make by-laws regulating its proceedings and generally for the conduct and management of the affairs of the Corporation.

Powers of  
Board

R.S.O. 1970,  
c. 89

(3) The Board has such powers as are necessary for the purpose of carrying out its objects including the powers set out in sections 304 and 305 of *The Corporations Act*, and in section 24 of that Act, except clauses *h*, *j*, *m*, *p*, *q*, *r*, *s*, *t*, *u* and *v* but otherwise *The Corporations Act* does not apply to the Corporation.

Staff

6.—(1) The Corporation may, subject to the approval of the Lieutenant Governor in Council, establish job classifications, personnel qualifications, salary ranges and other benefits for its officers and employees and may appoint, employ and promote its officers and employees in conformity with the classifications, qualifications, salary ranges and benefits so approved.

Application  
of  
R.S.O. 1970,  
c. 387

(2) *The Public Service Superannuation Act* applies to the employees of the Corporation as though the Corporation is a board designated by the Lieutenant Governor in Council under section 27 of that Act.

Objects

7. The objects of the Corporation are,

- (a) to develop, undertake, organize, conduct and manage lottery schemes on behalf of Her Majesty in right of Ontario;

- (b) where authorized by the Lieutenant Governor in Council, to enter into agreements to develop, undertake, organize, conduct and manage lottery schemes on behalf of or in conjunction with the Government of Canada or the government of one or more of the other provinces of Canada;
- (c) to do such other things as the Lieutenant Governor in Council may require from time to time.

**8.** The Corporation, with the approval of the Lieutenant Governor in Council, may make regulations, Regulations

- (a) limiting and regulating the sale of lottery tickets of the Corporation by persons other than the Corporation and prescribing the fees, commission and discount in such sales;
- (b) governing the manner of selecting prize winners under any lottery or class of lottery conducted by the Corporation;
- (c) prescribing the conditions and qualifications for entitlement to prizes in lotteries or any class of lottery;
- (d) respecting any matter necessary or advisable to carry out effectively the intent and purpose of this Act.

**9.** The net profits of the Corporation after provision for prizes and the payment of expenses of operations shall be paid into the Consolidated Revenue Fund at such times and in such manner as the Lieutenant Governor in Council may direct, to be available for the promotion and development of physical fitness, sports, recreational and cultural activities and facilities therefor. Profits

**10.**—(1) The Lieutenant Governor in Council may authorize the Treasurer of Ontario to make advances to the Corporation in such amounts, at such times and on such terms and conditions as the Lieutenant Governor in Council may deem expedient. Advances

(2) The moneys required for the purposes of subsection 1 shall be paid out of the Consolidated Revenue Fund. Idem

**11.** The accounts and financial transactions of the Corporation shall be audited annually by the Provincial Auditor. Audit

Annual  
report

**12.**—(1) The Corporation shall make a report annually to the Minister upon the affairs of the Corporation, and the Minister shall submit the report to the Lieutenant Governor in Council and shall then lay the report before the Assembly if it is in session or, if not, at the next ensuing session.

Other  
reports

(2) The Corporation shall make such further reports to the Minister as the Minister may from time to time require.

Commence-  
ment

**13.** This Act comes into force on the day it receives Royal Assent.

Short title

**14.** This Act may be cited as *The Ontario Lottery Corporation Act, 1974*.