

**Reprint
as at 11 February 2019**



Bullseye Rules 2009
(SR 2009/258)

Pursuant to section 243 of the Gambling Act 2003, the Minister of Internal Affairs approves the following rules, which were made by the New Zealand Lotteries Commission on 4 September 2009.

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Note

Changes authorised by subpart 2 of Part 2 of the Legislation Act 2012 have been made in this official reprint.
Note 4 at the end of this reprint provides a list of the amendments incorporated.

These rules are administered by the New Zealand Lotteries Commission.

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Rules

1 Title

These rules are the Bullseye Rules 2009.

2 Commencement

These rules come into force on 9 October 2009.

3 Application

- (1) These rules apply to Bullseye tickets, whether they are issued in printed form by a terminal or issued electronically.
- (2) For the purpose of enabling Bullseye tickets to be issued electronically, these rules apply subject to all necessary modifications.
- (3) Despite subclause (2), an act that is described in these rules as being done electronically must be done in accordance with any additional instructions provided by the Commission, including any terms and conditions governing the use of the Commission's Internet site.

Rule 3(1): amended, on 11 February 2019, by rule 4(1) of the Bullseye Amendment Rules 2018 (LI 2019/2).

Rule 3(2): amended, on 11 February 2019, by rule 4(2) of the Bullseye Amendment Rules 2018 (LI 2019/2).

Rule 3(3): replaced, on 11 February 2019, by rule 4(3) of the Bullseye Amendment Rules 2018 (LI 2019/2).

4 Interpretation

In these rules, unless the context otherwise requires,—

Act means the Gambling Act 2003

advance selection—

- (a) means a selection in relation to a game or games specified by the Commission that follow the game current at the time of selection; but

(b) does not include a multi-draw selection

board means any one of the grids on a coupon showing all the numbers 0 to 9 arranged in 6 columns enabling a player to mark the player's selection

bonus ticket means a ticket issued in accordance with rule 44

commercial syndicate means a syndicate in or for which any person—

(a) obtains direct or indirect financial gain for forming, conducting, assisting in forming or conducting, or promoting the syndicate; or

(b) advertises, by any means, that he or she will receive money for the syndicate

Commission means the New Zealand Lotteries Commission continued under the Act

coupon, in relation to a game, means a coupon provided by the Commission in printed form or by electronic means that contains at least 1 board for use in making a player's selection

dip selection means a selection chosen randomly by the Commission's computer system

drawing means the process that is used to randomly select the winning number

electronic includes electrical, digital, magnetic, optical, electromagnetic, biometric, and photonic

game means a game of Bullseye beginning at the time ticket sales for the game commence and ending with a drawing on a date determined by the Commission before the game begins

issued electronically, in relation to a ticket,—

(a) means a ticket issued by the Commission by electronic means; but

(b) does not include a ticket issued by any other retailer

maximum number of games means the maximum number of consecutive games determined by the Commission under rule 22(1)(a)(ii)

multi-draw selection means a selection for 2 or more consecutive games

payment includes the handing over of a prize

play it again selection means a selection made using a play it again ticket in accordance with these rules

play it again ticket means a ticket that—

(a) has been issued in printed form by a terminal; and

(b) the Commission has determined as being valid for the purpose of processing a new ticket

player means a person participating in a game

players' agent means an agent approved by the Commission to undertake, on behalf of players, the services described in rule 17

prize means—

- (a) prize money or a non-cash prize (or a combination of both); or
- (b) a bonus ticket

prize claim form means the form supplied by the Commission to enable a player to claim prizes from the Commission

prize money includes the cash value of a non-cash prize

prize reserve fund means the fund established by the Commission under rule 37 of the Lotto Rules 2000

retailer—

- (a) means the Commission; and
- (b) includes any person, company, partnership, or association appointed by the Commission as a selling agent for Bullseye

selection means the selection of a number composed of 6 numerals between 0 and 9 (inclusive)

specified date means, in relation to the division 1 prize pool, the date on which, if there is no division 1 winning selection in the drawing of the game on that date, the total division 1 prize pool that may be won in that game must be added to the prize pool allocation for the next lowest prize division of that game with 1 or more winning selections

syndicate means a combination of persons, whether formal or informal, having as its purpose, or as one of its purposes, the sharing directly or indirectly in the prizes of a game

terminal means an online computer terminal installed or approved by the Commission for the purpose of issuing tickets and entering, receiving, and processing Bullseye transactions

threshold amount means the amount determined by the Commission under rule 22(1)(a)(i)

ticket means a ticket that—

- (a) records selections, the game number or numbers, cost, and other information as determined by the Commission; and
- (b) is either issued in printed form by a terminal or issued electronically

turnover, in relation to a game, means the gross receipts from total ticket sales for that game, less the total of—

- (a) the amount of goods and services tax charged in respect of the supply of services by the Commission to players in the game; and
- (b) the amount of lottery duty payable by the Commission under the Gaming Duties Act 1971 in respect of the game

winning number means the number composed of 6 numerals between 0 to 9 (inclusive) and within the range of numbers 000000 to 999999 (inclusive) that is randomly drawn at a drawing.

Rule 4 **advance game entry**: revoked, on 5 February 2015, by rule 4(1) of the Bullseye Amendment Rules 2014 (LI 2015/4).

Rule 4 **advance selection**: inserted, on 5 February 2015, by rule 4(1) of the Bullseye Amendment Rules 2014 (LI 2015/4).

Rule 4 **board**: replaced, on 5 February 2015, by rule 4(2) of the Bullseye Amendment Rules 2014 (LI 2015/4).

Rule 4 **Commission**: amended, on 5 February 2015, by rule 4(3) of the Bullseye Amendment Rules 2014 (LI 2015/4).

Rule 4 **issued electronically**: inserted, on 11 February 2019, by rule 5(1) of the Bullseye Amendment Rules 2018 (LI 2019/2).

Rule 4 **mail order retailer**: revoked, on 5 February 2015, by rule 4(4) of the Bullseye Amendment Rules 2014 (LI 2015/4).

Rule 4 **maximum number of games**: substituted, on 3 October 2010, by rule 4(1) of the Bullseye Amendment Rules 2010 (SR 2010/276).

Rule 4 **play it again selection**: inserted, on 5 February 2015, by rule 4(5) of the Bullseye Amendment Rules 2014 (LI 2015/4).

Rule 4 **play it again ticket**: inserted, on 5 February 2015, by rule 4(5) of the Bullseye Amendment Rules 2014 (LI 2015/4).

Rule 4 **purchased electronically**: revoked, on 11 February 2019, by rule 5(2) of the Bullseye Amendment Rules 2018 (LI 2019/2).

Rule 4 **terminal**: amended, on 5 February 2015, by rule 4(7) of the Bullseye Amendment Rules 2014 (LI 2015/4).

Rule 4 **threshold amount**: substituted, on 3 October 2010, by rule 4(2) of the Bullseye Amendment Rules 2010 (SR 2010/276).

Rule 4 **ticket** paragraph (b): amended, on 11 February 2019, by rule 5(3) of the Bullseye Amendment Rules 2018 (LI 2019/2).

5 Bullseye

Bullseye is a New Zealand lottery in which a player endeavours to win prizes by selecting or being allocated a selection and attempting to match that selection with the winning number.

Part 1 Making selection

6 Cost of selection

- (1) The cost of a selection is \$2.
- (2) However, if a player makes selections—
 - (a) for 7 consecutive games at the same time, the total cost of those selections is \$10;
 - (b) for 14 consecutive games at the same time, the total cost of those selections is \$20.

7 Making selections

The Commission may permit players to make a selection by any 1 or more of the following means:

- (a) for a ticket issued in printed form by a terminal,—
 - (i) by marking a coupon by hand, submitting that coupon to a retailer for processing, and requesting that the retailer—
 - (A) issue a ticket recording the selection marked on the coupon;
or
 - (B) modify the selection recorded on the coupon in a manner permitted by the Commission's computer system and issue a ticket that records the modified selection:
 - (ii) by requesting from a retailer a dip selection:
 - (iii) by submitting a play it again ticket to a retailer for processing and requesting that the retailer—
 - (A) issue a ticket that records a selection that is identical to the selection recorded on the play it again ticket; or
 - (B) modify the selection that is recorded on the play it again ticket in a manner permitted by the Commission's computer system and issue a ticket that records the modified selection:
 - (iv) by making the selection in an electronic manner permitted by the Commission and using that selection to request a ticket from the Commission's computer system at a retail outlet:
- (b) for a ticket issued electronically,—
 - (i) by making the selection electronically on a coupon and electronically submitting the coupon:
 - (ii) by making the selection electronically in any other manner permitted by the Commission:
 - (iii) by indicating electronically, in a manner permitted by the Commission, that the player wants a dip selection.

Rule 7: replaced, on 5 February 2015, by rule 5 of the Bullseye Amendment Rules 2014 (LI 2015/4).

Rule 7(a)(iv): inserted, on 11 February 2019, by rule 6(1) of the Bullseye Amendment Rules 2018 (LI 2019/2).

Rule 7(b): amended, on 11 February 2019, by rule 6(2) of the Bullseye Amendment Rules 2018 (LI 2019/2).

8 Requirements for marking coupon by hand

- (1) A player who marks a coupon must mark, by hand, 1 or more boxes on a board on the coupon with a line that does not extend beyond the outline of the box of the number marked.

- (2) A board on a coupon that is not marked by hand in accordance with subclause (1), but is marked by a machine or some other means, is invalid and must not be processed by the retailer.

Rule 8: replaced, on 5 February 2015, by rule 5 of the Bullseye Amendment Rules 2014 (LI 2015/4).

9 Dip selection

[Revoked]

Rule 9: revoked, on 5 February 2015, by rule 5 of the Bullseye Amendment Rules 2014 (LI 2015/4).

General provisions

10 Application of certain rules

- (1) This rule and rules 11 to 17 apply to a ticket issued in printed form by a terminal, but only this rule and rules 11, 13(1) and (3), and 15 apply to a ticket issued electronically.
- (2) To avoid doubt, a ticket issued electronically cannot be cancelled.

Rule 10(1): amended, on 11 February 2019, by rule 7(1) of the Bullseye Amendment Rules 2018 (LI 2019/2).

Rule 10(2): amended, on 11 February 2019, by rule 7(2) of the Bullseye Amendment Rules 2018 (LI 2019/2).

11 Entry into game

- (1) Each selection on a ticket is a separate entry for a game.
- (2) A ticket is the only proof of a selection and is accordingly the only valid basis for claiming a prize.
- (3) The following items have no monetary or prize value and do not in any circumstances constitute evidence of the purchase of a ticket or a selection:
- (a) a coupon:
 - (b) a selection made in an electronic manner.

Rule 11(3): replaced, on 11 February 2019, by rule 8 of the Bullseye Amendment Rules 2018 (LI 2019/2).

12 Cancellation of ticket

- (1) A ticket may be cancelled only if, on the same day that it is purchased, it is returned to the issuing retailer before the close of ticket sales on that day.
- (2) A ticket purchased on the day of drawing and eligible for that drawing may be cancelled only if on that day it is returned to the issuing retailer before ticket sales for the game close.
- (3) On cancellation of a ticket, the player is entitled to a refund from the retailer equal to the cost of the ticket.
- (4) If a ticket for a game is cancelled, all selections recorded on the ticket are cancelled.

- (5) This rule is subject to rules 13(4), 17(7), 37(2), and 44(5).

Rule 12(5): amended, on 5 February 2015, by rule 6 of the Bullseye Amendment Rules 2014 (LI 2015/4).

13 Player responsibility

- (1) A player is solely responsible for verifying that the selections recorded or displayed on the ticket correspond with those that the player made or requested and that the game number and date of drawing are correct, either, as the case may be,—
- (a) by checking the ticket issued in printed form by a terminal; or
 - (b) before confirming the purchase of the ticket that is to be issued electronically.
- (2) By accepting a ticket issued in printed form by a terminal, the player is taken to have accepted that the selections recorded on the ticket correspond with those that the player made or requested.
- (3) Neither the Commission nor any other retailer is in any circumstances liable for any errors or omissions in respect of the information recorded on any ticket (whether details of selection, game numbers, or otherwise).
- (4) Cancellation of a ticket under rule 12 constitutes a player's or other claimant's only remedy if there is an error or omission on a ticket.

Rule 13(1)(b): amended, on 11 February 2019, by rule 9 of the Bullseye Amendment Rules 2018 (LI 2019/2).

14 Advance selection

- (1) The Commission may, but is not required to, permit a player to make an advance selection by advising a retailer, or indicating electronically, that the player wishes to make an advance selection.
- (2) In all other respects, the selection must be made in accordance with these rules.

Rule 14: replaced, on 5 February 2015, by rule 7 of the Bullseye Amendment Rules 2014 (LI 2015/4).

15 Multi-draw selections

- (1) The Commission may, but is not required to, permit a player to make a multi-draw selection for 2 or more consecutive games by—
- (a) marking by hand, or indicating electronically, the appropriate multi-draw box on a coupon to indicate the number of consecutive games for which the player's selections have been made; or
 - (b) advising the retailer of, or indicating electronically, the number of consecutive games for which the player wishes the player's selections to apply.
- (2) In all other respects, the selections must be made in accordance with these rules.

- (3) If a ticket for a multi-draw selection that is issued in printed form by a terminal entitles the bearer of the ticket to be paid a prize, the bearer of the ticket must, on surrender of the ticket, be issued with a substitute ticket for any games entered that have not been drawn at the time the ticket is surrendered.

Rule 15: replaced, on 5 February 2015, by rule 7 of the Bullseye Amendment Rules 2014 (LI 2015/4).

16 Selection by post or other delivery service

[Revoked]

Rule 16: revoked, on 5 February 2015, by rule 8 of the Bullseye Amendment Rules 2014 (LI 2015/4).

17 Players' agents

- (1) A players' agent may, at premises approved by the Commission, accept completed coupons on behalf of a player, forward the coupons to the terminal of the players' agent for the issue of a ticket, and then forward the ticket to the player.
- (2) A ticket issued in accordance with subclause (1) is for the game next following the game current at the time the ticket is issued.
- (3) In addition to receiving from a player the cost of his or her selections, a players' agent is entitled to charge the player a fee for having his or her coupon processed and forwarding the ticket to the player.
- (4) The amount of the fee charged in accordance with subclause (3) is the amount approved by the Commission.
- (5) If, at the time of processing a coupon, any selection is found to be invalid or deficient, the players' agent processing the coupon must,—
 - (a) if there are too many numbers marked, delete 1 or more numbers, as the case may be, at random from the selection:
 - (b) if there are too few numbers marked, select 1 or more numbers, as the case may be, at random to complete the selection:
 - (c) in any other case, at the discretion of the Commission or the players' agent processing the coupon, either remedy the error and process the coupon or refer the error back to the player for correction.
- (6) A player who uses a players' agent must bear and accept (without recourse to either the Commission or the players' agent) the consequences of any failure to win a prize or prizes due to delays, errors, or omissions on the part of a players' agent in processing coupons or that arise from loss of coupons or tickets in transit.
- (7) Tickets issued to players using the services of a players' agent may not be cancelled.

Part 2

Draws and prize divisions

18 Procedure for drawings

- (1) Drawings must be conducted daily in accordance with the Act at times and places, and in accordance with the methods, policies, and procedures, determined by the Commission.

- (2) *[Revoked]*

Rule 18(2): revoked, on 5 February 2015, by rule 9 of the Bullseye Amendment Rules 2014 (LI 2015/4).

19 Selection of winning number

- (1) Drawings must be made using the equipment determined for the purpose by the Commission.
- (2) At each drawing there must be randomly selected the winning number.

20 Amount of prize pool for game

- (1) The prize pool for a game must be determined by the Commission, but must be an amount of not less than 55% of the turnover for the game.
- (2) The Commission may, if it thinks fit, set aside from out of the prize pool for a game an amount, up to a maximum amount of 15% of ticket sales for the game, to be paid into the prize reserve fund under rule 30.
- (3) The available prize pool for a game therefore comprises—
 - (a) the prize pool for the game as determined by the Commission under sub-clause (1), less any amount set aside for the prize reserve fund; and
 - (b) any additional amounts included in the prize pool under rule 23; and
 - (c) any reallocation of the prize pool in accordance with rule 24, 26, or 29; and
 - (d) any additional amounts included in the prize pool under rule 30(2)(a).

21 Division of prizes and allocation of prize pool

- (1) The prize divisions in a game are as follows:
 - (a) division 1, being a selection that correctly matches the winning number drawn;
 - (b) division 2, being a selection that is not more than 5 numbers higher than the winning number drawn or not more than 5 numbers lower than the winning number drawn;
 - (c) division 3, being a selection that is—
 - (i) not more than 45 numbers higher than the highest number specified for division 2:

- (ii) not more than 45 numbers lower than the lowest number specified for division 2:
 - (iii) not in division 2 or division 1:
- (d) division 4, being a selection that is—
 - (i) not more than 450 numbers higher than the highest number specified for division 3:
 - (ii) not more than 450 numbers lower than the lowest number specified for division 3:
 - (iii) not in division 3 or any higher division:
- (e) division 5, being a selection that is—
 - (i) not more than 4 500 numbers higher than the highest number specified for division 4:
 - (ii) not more than 4 500 numbers lower than the lowest number specified for division 4:
 - (iii) not in division 4 or any higher division:
- (f) division 6, being a selection that is—
 - (i) not more than 45 000 numbers higher than the highest number specified for division 5:
 - (ii) not more than 45 000 numbers lower than the lowest number specified for division 5:
 - (iii) not in division 5 or any higher division.

Example

The winning number is 000001. Sam wins division 1 by selecting the number 000001. Sam wins division 2 by selecting any of the following numbers: 000002, 000003, 000004, 000005, 000006 or 000000, 999999, 999998, 999997, 999996.

- (2) The prize pool for a game must be allocated between the prize divisions as follows:
 - (a) division 1, 19.05% of the prize pool for the game after the division 6 prizes have been allocated:
 - (b) division 2, to be allocated as required from the prize reserve fund in accordance with rule 25:
 - (c) division 3, 10.12% of the prize pool for the game after the division 6 prizes have been allocated:
 - (d) division 4, 20.23% of the prize pool for the game after the division 6 prizes have been allocated:
 - (e) division 5, 50.60% of the prize pool for the game after the division 6 prizes have been allocated:

- (f) division 6, to be paid and satisfied as a bonus ticket in accordance with, and subject to, rule 44.
- (3) The available prize pool or, as applicable, a particular division or divisions of the available prize pool must also include—
 - (a) any additional amounts in accordance with rule 23 (which relates to jackpots for division 1); and
 - (b) any allocations made by the Commission from the prize reserve fund; and
 - (c) any reallocation of the prize pool in accordance with rule 24, 26, or 29.
- (4) In all prize divisions (except divisions 2 and 6) the allocation of the available prize pool between prize divisions is not subject to rounding off.
- (5) For the purposes of subclause (1)(b) to (f),—
 - (a) the numbers 999999 and 000000 are to be treated as consecutive numbers; and
 - (b) the number 000000 is to be treated as a number lower than 000001 and the number 999999 is to be treated as a number lower than 000000, and so on.
- (6) For the purposes of subclause (2)(a),—
 - (a) the division 1 prize pool may comprise a combination of prize money and non-cash prizes in the proportion that the Commission thinks fit; and
 - (b) if paragraph (a) applies, the sum of those prizes must be treated as 1 prize for the purposes of rule 28 (which provides that each winning selection is eligible for 1 prize only).

Jackpots for division 1

22 General provisions relating to jackpots

- (1) For the purposes of rule 23, the Commission—
 - (a) must determine—
 - (i) the maximum amount of the allocation of the prize pool for division 1 (the **threshold amount**); and
 - (ii) the maximum number of consecutive games for which a jackpot may occur (the **maximum number of games**);
 - (b) may nominate a specified date for the division 1 prize pool.
- (2) The Commission may revoke a determination made under subclause (1)(a) and make another determination under that subclause that takes effect after the division 1 prize pool has been won or allocated under the determination being revoked.

- (3) The Commission must, as soon as is reasonably practicable after making a determination or a nomination under subclause (1), give public notice of the determination or nomination in the manner that the Commission thinks fit.

Rule 22(1)(a): substituted, on 3 October 2010, by rule 5 of the Bullseye Amendment Rules 2010 (SR 2010/276).

23 Jackpots for division 1 prize pool

- (1) This rule applies if, as a result of any drawing, there is no division 1 winning selection for a game.
- (2) The portion of the available prize pool for the game that was allocated to division 1 in that drawing must be added, subject to the restrictions in subclause (3), to the division 1 allocation for the next game (**jackpot**).
- (3) A jackpot may not occur—
 - (a) if, as at the conclusion of the drawing referred to in subclause (1), the jackpot would result in the total of the division 1 allocation in the next game exceeding the threshold amount; or
 - (b) for more than the maximum number of games.
- (4) If a jackpot may not occur because of subclause (3), the division 1 allocation must be added to the prize pool allocation for the next lowest prize division with 1 or more winning selections.

Rule 23: substituted, on 3 October 2010, by rule 6 of the Bullseye Amendment Rules 2010 (SR 2010/276).

24 Reallocation of division 1 prize pool if no winning selection on specified date

- (1) This rule applies if there is no division 1 winning selection in a game on a specified date.
- (2) The prize pool allocation for division 1 for that game (including any jackpot under rule 23(1)) must be added to the prize pool allocation for the next lowest prize division with 1 or more winning selections.

Prize for division 2

25 Prize for division 2

- (1) The prize for a division 2 winning selection is \$10,000.
- (2) The total available prize pool that may be allocated from the prize reserve fund to division 2 in a game is \$250,000.
- (3) If, in any game, the payment of all division 2 winning selections would exceed \$250,000, then the \$250,000 allocated to that division must be shared equally between each player or other claimant with a division 2 winning selection in accordance with rule 27.
- (4) Subclause (1) is subject to subclause (3) and rules 24 and 26.

26 Reallocation of division 1 jackpot to division 2

- (1) This rule applies if—
 - (a) rule 23(2) or 24 applies; and
 - (b) there is 1 or more than 1 winning selection in division 2 in that game.
- (2) The Commission must pay each player with a division 2 winning selection—
 - (a) the prize for division 2 in accordance with rule 25; and
 - (b) an equal share of the reallocated division 1 jackpot.

Rule 26(1)(a): substituted, on 3 October 2010, by rule 7 of the Bullseye Amendment Rules 2010 (SR 2010/276).

Prize allocation

27 More than 1 winning selection in prize division

- (1) If, in any game, there is more than 1 winning selection in any prize division (except division 6), the prize money allocated to that division must be shared equally between each player or other claimant with a winning selection in the division.
- (2) On a sharing of the prize allocation for any prize division, the amounts distributed to each player or other claimant with a winning selection must be rounded as follows:
 - (a) prize amounts that are 50 cents or more above an amount in dollars must be rounded up to the nearest dollar; and
 - (b) prize amounts that are less than 50 cents above an amount in dollars must be rounded down to the nearest dollar.
- (3) Any money left over after the rounding process required by subclause (2) has been carried out must be paid into the prize reserve fund.

28 No more than 1 prize for each winning selection

Each winning selection is eligible for 1 prize only.

29 Reallocation of prize pool if no winning selection in prize division below division 1

- (1) If, in any drawing, there is no winning selection in a prize division below division 1, then that portion of the prize pool allocated to that prize division must be added to the prize pool allocated to the next lowest prize division in the game with a winning selection.
- (2) If there is no lower prize division with a winning selection, the portion of the prize pool concerned must be added to the total available prize pool for the next game.

*General provisions***30 Prize reserve fund**

- (1) The Commission must pay into the prize reserve fund—
 - (a) those amounts that the Commission—
 - (i) may set aside for payment into the fund under rule 20(2); or
 - (ii) must pay into the fund under rule 27(3); and
 - (b) prize money or the cash value of any non-cash prizes or bonus tickets in respect of tickets that do not comply with the ticket validation requirements in rule 36, and any provision of subpart 2 of Part 3 of the Act; and
 - (c) prize money or the cash value of any non-cash prizes or bonus tickets unclaimed after 12 months from the date on which the winning numbers were drawn.
- (2) The Commission may, either before or after a drawing, allocate from the prize reserve fund any sum of money that it sees fit—
 - (a) to the total available prize pool for any game; or
 - (b) to a particular prize allocation for a prize division or divisions of any game (except division 6); or
 - (c) to any extraordinary prize determined in accordance with rule 32.

31 Results

- (1) The results of each drawing must be displayed by retailers in their Bullseye sales premises as soon as practicable after each drawing and may also be published in any other manner that the Commission may determine.
- (2) The information displayed and published must include—
 - (a) the number of the game; and
 - (b) the winning number; and
 - (c) the total prize pool for the game; and
 - (d) the amount payable for each winning selection in each prize division for each game; and
 - (e) any other information as the Commission may determine.
- (3) The Commission must maintain a record of the results of a drawing for at least 12 months after the drawing.
- (4) The Commission may publish the name of any division 1 prize winner who, on the prize claim form, authorises the publication of his or her name as a prize winner.

32 Extraordinary prizes

- (1) The Commission may—

- (a) determine to conduct a draw for extraordinary prizes in a game; and
 - (b) determine—
 - (i) the value of the extraordinary prizes to be distributed in accordance with the draw; and
 - (ii) the class of player, or classes of players, that may enter the draw; and
 - (c) conduct the draw.
- (2) In subclause (1), **draw** means a draw that—
- (a) may be entered by members of—
 - (i) a particular class of player; or
 - (ii) particular classes of players; or
 - (iii) all classes of players; and
 - (b) determines the players entitled to extraordinary prizes—
 - (i) by lot; or
 - (ii) on a random basis; or
 - (iii) wholly by chance.
- (3) Any sum or sums of money for extraordinary prizes must be allocated from the prize reserve fund.
- (4) This rule is not affected by rule 28 (which provides that each winning selection is eligible for 1 prize only).

Part 3

Payment of prizes and ticket validation requirements

33 Payment of prizes

- (1) Prizes payable to players are payable in prize money, as non-cash prizes, or as a bonus ticket (as the case may be).
- (2) A prize that is won through a ticket issued in printed form by a terminal and is payable to a player in accordance with these rules may be claimed from and including the day following the drawing as a result of which the prize has been won.
- (3) That prize is available for payment only when the terminal and the Commission's online gaming computer system are operating.

34 Determination of prize claims

- (1) In all cases, the determination of prize entitlement is subject to the ticket validation requirements set out in rule 36.

- (2) A ticket issued in printed form by a terminal must in all circumstances be regarded by the Commission and by retailers as being owned by the physical possessor (the **bearer**) of the ticket determined in accordance with these rules.
- (3) The person named on a duly completed prize claim form must be treated as the bearer of the ticket accompanying the prize claim form.

35 Further provisions relating to determination of prize claims

- (1) For the purposes of rule 34(3), if more than 1 person is named on a prize claim form, the person first named must be treated as the bearer of the accompanying ticket.
- (2) Even though a ticket bears the name or other identification of another person or a syndicate, retailers—
 - (a) must recognise only the bearer of the ticket as the owner; and
 - (b) except as ordered by a court of competent jurisdiction, are not bound to take notice of any trust (express, implied, or constructive) to which any ticket or prize may be subject.
- (3) The surrender of a ticket to a retailer and the receipt by the bearer of the ticket of a prize payable in respect of the ticket is a good and complete discharge of the Commission's obligations, despite any notice the Commission may have of the alleged right, title, interest, or claim of any other person or persons to the prize.
- (4) Neither the Commission nor any other retailer is responsible or liable as a result of the payment of a prize to the bearer of any lost or stolen ticket, whether or not advice of the loss or theft has been reported or notified to the Commission before payment of the prize.

36 Ticket validation requirements

- (1) In addition to any other requirements in these rules, the requirements in subclause (2) or, as the case may be, subclause (3) apply before a ticket is regarded as a valid prize winning ticket.
- (2) For a ticket issued in printed form by a terminal,—
 - (a) the ticket must include 1 or more selections that are winning selections:
 - (b) the ticket must have been issued on behalf of the Commission through a terminal at a retail outlet in the authorised manner:
 - (c) the ticket must be intact and must not be mutilated, altered, unreadable, reconstituted, or tampered with in any manner:
 - (d) the information recorded on the ticket must correspond with the Commission's computer record of prize winning tickets:
 - (e) each number on the ticket, whether a selection number, game number, or otherwise, must be fully legible:

- (f) the ticket must not be defectively printed or produced in error to an extent that it cannot be processed by the Commission or any other retailer:
 - (g) the ticket must not be false, counterfeit, or cancelled:
 - (h) the ticket must not appear on the Commission's computer record of cancelled tickets:
 - (i) all information appearing on the ticket must appear in the Commission's official computer record of winning tickets, and a prize must not have already been paid in relation to another ticket with identical data:
 - (j) the ticket must pass all additional confidential validation tests and security criteria established by the Commission:
 - (k) the ticket must not have been issued in return for a machine-completed coupon.
- (3) For a ticket issued electronically,—
- (a) the ticket must include 1 or more selections that are winning selections:
 - (b) the information recorded on the ticket must correspond with the Commission's computer record of prize winning tickets:
 - (c) the ticket must not be false or counterfeit:
 - (d) the ticket must not appear on the Commission's computer record of cancelled tickets:
 - (e) all information appearing on the ticket must appear in the Commission's official computer record of winning tickets, and a prize must not have already been paid in relation to another ticket with identical data:
 - (f) the ticket must pass all additional confidential validation tests and security criteria established by the Commission.

Rule 36(2)(b): amended, on 11 February 2019, by rule 10(1) of the Bullseye Amendment Rules 2018 (LI 2019/2).

Rule 36(3): amended, on 11 February 2019, by rule 10(2) of the Bullseye Amendment Rules 2018 (LI 2019/2).

37 Certain syndicate tickets invalid

- (1) A ticket purchased by or on behalf of a commercial syndicate is void and ineligible for a prize.
- (2) Tickets purchased by or on behalf of a commercial syndicate may not be cancelled.
- (3) The Commission must not replace a ticket that is invalid under this rule.
- (4) A person does not obtain a financial gain by receiving any payment that represents the person's proportional share (based on the amount the person paid towards the tickets purchased by or on behalf of the syndicate) of any prize.

38 Consequences of ticket being invalid

- (1) If a ticket fails to pass all the ticket validation requirements set out in rule 36, the ticket is void and ineligible for any prize.
- (2) The Commission may, if it thinks fit, replace an invalid ticket with a ticket of equivalent sales price for any subsequent game.

Part 4

Claiming prizes

39 Prizes won through tickets issued electronically

- (1) Despite anything in this Part, the following provisions apply to all prizes won through tickets issued electronically:
 - (a) prizes cannot be claimed from a retailer:
 - (b) monetary prizes will be credited to the purchaser of a ticket:
 - (c) the purchaser must comply with the Commission's terms and conditions for prizes:
 - (d) non-monetary prizes will be delivered to the purchaser's nominated address.
- (2) Rule 42 (which relates to prizes of more than \$1,000) does not apply to prizes won through tickets issued electronically, but the rest of the rules in this Part apply to those prizes.

Rule 39 heading: amended, on 11 February 2019, by rule 11(1) of the Bullseye Amendment Rules 2018 (LI 2019/2).

Rule 39(1): amended, on 11 February 2019, by rule 11(2) of the Bullseye Amendment Rules 2018 (LI 2019/2).

Rule 39(1)(b): amended, on 11 February 2019, by rule 11(3) of the Bullseye Amendment Rules 2018 (LI 2019/2).

Rule 39(2): amended, on 11 February 2019, by rule 11(4) of the Bullseye Amendment Rules 2018 (LI 2019/2).

40 Time limits on claims

- (1) All prizes must be claimed within 12 months from the date on which the winning numbers were drawn.
- (2) Any prize not claimed within 12 months in the manner set out in these rules is forfeited, and the unclaimed prize money or the cash value of any unclaimed non-cash prize or bonus ticket must be paid into the prize reserve fund.

41 Prizes of \$1,000 or less

- (1) If the prize (whether prize money, non-cash prizes, or bonus tickets, or a combination) that may be claimed for any 1 ticket is \$1,000 or less, a claimant may either present the ticket to any retailer or submit a claim to the Commission for payment.

- (2) Retailers are authorised to pay any prize for up to 12 months from the date on which the winning numbers were drawn.
- (3) Retailers must pay the bearer of a ticket winning \$1,000 or less presented within that 12-month period if all the ticket validation requirements and other requirements set out in these rules have been satisfied.
- (4) If the retailer is for any reason unable to validate the claimant's ticket, or is not authorised to pay the prize, or the claimant decides to submit the claim direct to the Commission, the claimant must make the claim direct to the Commission in the manner and on the basis set out in rule 42.

42 Prizes of more than \$1,000

- (1) If the prize (whether prize money, non-cash prizes, or bonus tickets, or a combination) that may be claimed on any 1 ticket is more than \$1,000, a claimant may make a claim for payment either direct to the Commission or through another retailer.
- (2) The payment of the prize may be made only by the Commission.
- (3) Claims for prizes submitted direct to the Commission may be either—
 - (a) sent by mail to the Commission; or
 - (b) made in person at the office of the Commission.
- (4) The procedure for prize claims made through a retailer (other than the Commission) is as follows:
 - (a) the claimant must complete the back of the ticket and present it to the retailer who must—
 - (i) process the ticket through the terminal to register the claim; and
 - (ii) then provide the claimant with a prize claim form;
 - (b) the claimant must immediately complete the prize claim form and return it to the retailer;
 - (c) the retailer must endorse the prize claim form and return to the claimant 1 copy of the endorsed form as a receipt for the surrender of the ticket;
 - (d) the prize claim form with the accompanying ticket must then be forwarded by the retailer to the Commission for validation.
- (5) If a claim for a prize is submitted to the Commission without a duly completed prize claim form, the Commission, before paying any prize, may require the person making the claim to complete a prize claim form.

43 Payment of prizes of more than \$1,000

- (1) The Commission must pay a claimant under rule 42 in the manner set out in subclause (2) of this rule if all the ticket validation requirements set out in these rules have been satisfied.
- (2) The Commission must pay—

- (a) prize money by means of a cheque payable to the order of the claimant or a direct credit to the claimant, for the amount of the prize due; and
 - (b) a non-cash prize in the manner determined by the Commission.
- (3) For the purposes of subclause (2)(a),—
 - (a) payment by cheque must be either posted to the claimant or, for a claim made in person, handed to the claimant;
 - (b) payment by direct credit must be made by transferring the prize money to the bank account nominated by the claimant.
- (4) A cheque posted to the claimant's address as specified on the prize claim form must be treated as having been received by the claimant on the third day after the cheque is posted.
- (5) The Commission must pay a claimant under this rule only if all the ticket validation requirements set out in rule 36 have been met.
- (6) If a ticket is not validated by the Commission, the claim must be refused and the claimant notified promptly of the refusal.

Bonus ticket

44 Bonus ticket

- (1) If the ticket validation requirements and the other requirements of these rules are satisfied in respect of a division 6 prize, that prize must not be paid and satisfied monetarily.
- (2) The prize must instead be paid and satisfied by the issue of a bonus ticket for the next Bullseye game following the issue of the ticket.
- (3) The bonus ticket must be issued to,—
 - (a) in the case of a ticket issued in printed form, the bearer of a ticket with a division 6 winning selection;
 - (b) in the case of a ticket issued electronically, the purchaser of a ticket with a division 6 winning selection.
- (4) A bonus ticket must be chosen on a random basis by the Commission's computer system.
- (5) Despite subclause (1), when a person claims a division 6 prize but there is no game on sale,—
 - (a) in the case of a ticket issued in printed form, the prize must be the monetary equivalent;
 - (b) in the case of a ticket issued electronically, the prize credited to the purchaser must be the monetary equivalent.
- (6) Despite subclause (1), when a person presents a bonus ticket for validation but there is no game on sale,—

- (a) in the case of a ticket issued in printed form, the bonus ticket may be redeemed for the monetary equivalent;
 - (b) in the case of a ticket issued electronically, the monetary equivalent must be credited to the purchaser.
- (7) The monetary value for each division 6 winning selection is \$2.
- (8) A bonus ticket issued in printed form by a terminal to a player in accordance with subclause (1) may not be cancelled.

Rule 44: replaced, on 11 February 2019, by rule 12 of the Bullseye Amendment Rules 2018 (LI 2019/2).

Part 5

Withdrawal of Bullseye

45 Commission may withdraw Bullseye

The Commission may, if it sees fit, at any time decide to cease to offer (**withdraw**) Bullseye.

46 Public announcement of withdrawal

If the Commission decides to withdraw Bullseye it must, as soon as is reasonably practicable, announce to the public (in the manner the Commission sees fit) the date on which Bullseye will be withdrawn.

47 Effect on advance game entries and multi-draw selections

- (1) For a ticket issued in printed form by a terminal, if a player has made an advance game entry or multi-draw selection for a game and Bullseye is withdrawn, the player may either—
 - (a) retain his or her ticket in relation to the game or games that will be held before the withdrawal; or
 - (b) obtain a refund for the selections he or she made in relation to the game or games for which a draw will be held before the withdrawal.
- (2) For a ticket issued in printed form by a terminal, if, for any reason, a drawing for Bullseye to which an advance game entry or multi-draw selection relates is not held, the player, despite rule 17(7), is entitled,—
 - (a) within 12 months, to return for cancellation any ticket on which any multi-draw selections or advance game entries are recorded; and
 - (b) on the cancellation of that ticket, to a refund equal to the cost of his or her selections for each game for which a drawing was not held.
- (3) If a ticket is not cancelled under subclause (2) within 12 months, the money paid to the Commission for the issue of the ticket must be transferred into the prize reserve fund.

- (4) For a ticket issued electronically, if, for any reason, a drawing for Bullseye to which a multi-draw selection relates is withdrawn or not held, the player is entitled to a refund equal to the cost of his or her selections for each game for which a drawing was not held.

Rule 47(2): amended, on 5 February 2015, by rule 10 of the Bullseye Amendment Rules 2014 (LI 2015/4).

Rule 47(3): amended, on 11 February 2019, by rule 13(1) of the Bullseye Amendment Rules 2018 (LI 2019/2).

Rule 47(4): amended, on 11 February 2019, by rule 13(2) of the Bullseye Amendment Rules 2018 (LI 2019/2).

48 Payment into prize reserve fund

Any money that is not won in the last game of Bullseye before its withdrawal must be paid into the prize reserve fund.

Part 6 Miscellaneous provisions

49 Limitation on Commission's liability

Neither the Commission nor any other retailer is, in any circumstances, liable for any loss (direct or indirect) suffered by a player, a bearer of a ticket, or any other person—

- (a) due to the failure of, or damage or destruction to, the Commission's computer system or records; or
- (b) due to delays, losses, errors, or omissions in or made by the postal or other delivery service or by the banking system; or
- (c) due to any other action or event that prevents or hinders the issue of a valid ticket; or
- (d) otherwise arising from participation in any game.

50 Decisions of Commission binding

All decisions of the Commission on questions of fact concerning Bullseye (including decisions as to the validity of tickets, the identity of the bearer of any ticket, the determination of prize winners, and the amount and division of prize money) are final and binding on all players and any other person or persons concerned for any reason with these matters.

Dated at Auckland this 4th day of September 2009.

Dated at Wellington this 1st day of September 2009.

Issued under the authority of the Legislation Act 2012.
Date of notification in *Gazette*: 10 September 2009.

Reprints notes

1 *General*

This is a reprint of the Bullseye Rules 2009 that incorporates all the amendments to those rules as at the date of the last amendment to them.

2 *Legal status*

Reprints are presumed to correctly state, as at the date of the reprint, the law enacted by the principal enactment and by any amendments to that enactment. Section 18 of the Legislation Act 2012 provides that this reprint, published in electronic form, has the status of an official version under section 17 of that Act. A printed version of the reprint produced directly from this official electronic version also has official status.

3 *Editorial and format changes*

Editorial and format changes to reprints are made using the powers under sections 24 to 26 of the Legislation Act 2012. See also <http://www.pco.parliament.govt.nz/editorial-conventions/>.

4 *Amendments incorporated in this reprint*

Bullseye Amendment Rules 2018 (LI 2019/2)

Bullseye Amendment Rules 2014 (LI 2015/4)

Bullseye Amendment Rules 2010 (SR 2010/276)