

Executive Order on Land-Based Betting¹

The following is hereby laid down pursuant to Sections 11(4), 36(2), 41(1) and 60 of Act No. 848 of 1 July 2010 on gaming:

Chapter 1

Scope

Section 1. This Executive Order shall apply to the offering of land-based betting; cf. Section 11 of the Act on gaming.

Paragraph 2. Permits to offer betting, as mentioned in Section 42(5) of the Act, are not covered by this Executive Order.

Chapter 2

Information for players

Section 2. All information which the licence holder is required to make available to the player in accordance with the provisions laid down in the Act and associated regulations must be available in Danish at the point of sale. It must be possible for all other communication between players and the licence holder to be in Danish.

Section 3. At the point of sale:

- 1) it must be specified that it is not permitted for persons under the age of 18 to participate in gaming;
- 2) information shall be provided on responsible gaming and the potentially deleterious effects of gaming. The information must be produced in cooperation with a treatment centre;
- 3) information on and contact addresses for Danish treatment centres shall be provided.

Paragraph 2. The information in paragraph 1 shall be displayed in a conspicuous place at the point of sale.

Section 4. The point of sale must show that the licence holder has a licence from and is under the supervision of the National Gaming Authority.

¹ Notification of the draft Executive Order has been sent in accordance with Directive 98/34/EC of the European Parliament and of the Council (Information Procedure Directive), as amended by Directive 98/48/EC.

Section 5. The licence holder shall take measures to avoid sending marketing material to players who have excluded themselves from participation in gaming temporarily or permanently.

Chapter 3

Bonuses

Section 6. Should a licence holder offer the player a bonus for participating in a game, all the conditions shall be explained in a clear, lucid manner within the immediate context of the offer. Payment of a bonus to the player shall occur immediately when the conditions are satisfied.

Paragraph 2. Bonuses shall not be given to individual players on terms that differ from deals given to other players.

Paragraph 3. The player shall have at least 60 days to meet any conditions associated with the payment of a bonus.

Chapter 4

Collusion and employees' participation in gaming

Section 7. The licence holder shall take measures designed to reduce the risk of collusion (“match fixing”) in betting, and shall refuse to accept wagers in betting where there are grounds to suspect collusion.

Section 8. The licence holder shall ensure that his employees, suppliers and other persons associated with the development of the games do not have an opportunity to participate in the licence holder’s games.

Section 9. The licence holder shall not offer betting on sports events to adolescents under the age of 18.

Chapter 5

Gaming systems

Section 10. The licence holder shall comply with the technical requirements for control systems and gaming systems that follow from Annex 1.

Section 11. The gaming system, meaning the IT equipment used to offer the betting (cf. Annex 1), shall be located in Denmark.

Paragraph 2. The National Gaming Authority may approve exemption from the requirement in paragraph 1 if the licence holder:

- 1) has a licence to offer gaming in another country, where a public authority monitors the licence holder's provision of gaming and that monitoring authority has entered into an agreement with the National Gaming Authority on monitoring of the licence holder's provision of gaming in Denmark; or
- 2) can give the National Gaming Authority access to perform an adequate check on the gaming system by means of remote access or similar.

Section 12. The licence holder's gaming systems, business procedures and business systems shall be certified by an accredited testing company before the gaming system is used to offer betting. The National Gaming Authority may impose requirements for the certification.

Paragraph 2. The National Gaming Authority may impose requirements with regard to how testing companies are to be accredited.

Section 13. When a gaming system is certified, the National Gaming Authority may, at any time, order the licence holder to conduct further testing, verification and certification of the system. The costs for this shall be borne by the licence holder.

Section 14. The licence holder shall keep all data on the offering of betting in the gaming system for at least 5 years.

Chapter 6 *Complaints*

Section 15. The licence holder shall process complaints from players regarding the licence holder's provision of gaming. A complaint shall contain information about the player's identity and the grounds for the complaint. The complaint may be rejected if the requirements are not satisfied.

Paragraph 2. The licence holder shall process the complaint as soon as possible. If the complaint is not settled within 14 days, the licence holder shall inform the player about when he may expect a decision in the case.

Paragraph 3. The licence holder shall store documents involved in complaint cases, including documents in cases of rejected complaints, for at least two years. These shall be forwarded to the National Gaming Authority on request.

Chapter 7
Inspections

Section 16. The National Gaming Authority shall supervise compliance with this Executive Order; cf. Chapter 9 of the Act on gaming.

Chapter 8
Penalties

Section 17. Unless higher penalties are justified by other legislation, infringements of the following Sections, whether deliberately or through gross negligence, shall be punishable by a fine: Sections 2-4, 6, 8-10, 11(1), 12(1)(1), 13, 14, and 15(1)(1) and (3).

Paragraph (2). Criminal liability may be imposed on companies, etc. (legal persons) in accordance with the rules of Chapter 5 of the Penal Code.

Chapter 9
Entry into force

Section 18. This Executive Order shall enter into force on ...