EUROPEAN COMMISSION
Directorate-General for Internal Market, Industry, Entrepreneurship and SMEs
Single Market Enforcement
Notification of Regulatory Barriers

Notification Number : 2018/0512/E (Spain)

Draft Decree adopting the Regulation on gaming machines, businesses and establishments intended for their operation and other provisions on gaming of the Autonomous Community in the Balearic Islands

Date received : 05/10/2018
End of Standstill : 07/01/2019 (closed)

Message

Message 002

Communication from the Commission - TRIS/(2018) 02762
Directive (EU) 2015/1535
Translation of the message 001
Notification: 2018/0512/E

No abre el plazo - Nezahajuje odklady - Fristerne indledes ikke - Kein Fristbeginn - Viivituste perioodi ei avata - Καμμία έναρξη προθεσμίας - Does not open the delays - N'ouvre pas de délais - Non fa decorrere la mora - Neietekmē atlikšanu - Atidėjimai nepradedami - Nem nyitja meg a késéseket - Ma' jiftaħx il-perijodi ta' dawmien - Geen termijnbegin - Nie otwiera opóźnień - Não inicia o prazo - Neotvorí oneskorenia - Ne uvaja zamud - Määräaika ei ala tästä - Inleder ingen frist - Не се предвижда период на прекъсване - Nu deschide perioadele de stagnare - Nu deschide perioadele de stagnare.

(MSG: 201802762.EN)
1. MSG 002 IND 2018 0512 E EN 05-10-2018 E NOTIF

2. E

3A. Subdirección General de Asuntos Industriales, Energéticos, de Transportes, Comunicaciones y de Medio Ambiente.
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3B. Servicio de Juego de la Dirección General de Comercio y Empresa.
Consejería de Trabajo, Comercio e Industria.
Gobierno de las Illes Balears

4. 2018/0512/E - H10

5. Draft Decree adopting the Regulation on gaming machines, businesses and establishments intended for their operation and other provisions on gaming of the Autonomous Community in the Balearic Islands

6. Specifically, the Regulation to be adopted by way of this Decree governs gaming machines, businesses and establishments intended for their operation and other provisions on gaming of the Autonomous Community of the Balearic Islands.

7. -

8. The purpose of the Regulation to be adopted by this Decree is to govern - within the territory of the Autonomous Community of the Balearic Islands – the General Gaming Register, the laboratories or bodies accredited to approve gaming and betting equipment, games implemented by the use and organisation of gaming machines, economic activities and matters related to these, as well as the establishments licensed to install them, to ensure both legal certainty for establishment owners and game operators and the rights of particularly sensitive user groups that require special supervision or protection.

9. Under the applicable statutory powers, Law 8/2014 of 1 August 2014 on gaming and betting in the Balearic Islands was approved. Article 5 of this Law states that the Gaming and Betting Catalogue, as the basic legislative instrument for gaming, shall include gaming implemented by the use of amusement machines with prizes and gaming machines. Article 6 creates the General Gaming Register of the Balearic Islands, Article 13 defines and classifies gaming machines and Article 21 sets out requirements on machine operator companies, deferring the specific regulations and other applicable requirements to a subsequent regulatory provision. Law 8/2014 does not contain any provisions on approvals or certificates issued by licensed laboratories for gaming and betting machines and equipment. This consequently requires reference to federal statutes, which underlies the urgent need to regulate these matters.

10. Reference(s) to basic text(s): - Article 30(29) of the Statute of Autonomy of the Balearic Islands, in the version provided in Organic Law 1/2007 of 28 February 2007 reforming the Statute
- Royal Decree 123/1995 of 27 January 1995 transferring the functions and services in regard to casinos, gaming and betting from the General State Administration to the Autonomous Community of the Balearic Islands
- Law 8/2014 of 1 August 2014 on gaming and betting in the Balearic Islands

11. No

12. -

13. No

14. No

15. -

16. TBT aspect

No - the draft has no significant impact on international trade.

SPS aspect

No - the draft is neither a sanitary nor phytosanitary measure.

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European Commission

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