



**DRAFT PROVINCIAL DECREE ADOPTING
THE GENERAL REGULATION ON
GAMBLING AND BETTING OF THE
AUTONOMOUS COMMUNITY OF**

DRAFT



CONTENTS

CONTENTS.....	2
DRAFT PROVINCIAL DECREE /2023, ADOPTING THE GENERAL REGULATION ON GAMBLING AND BETTING OF THE AUTONOMOUS COMMUNITY OF NAVARRE.....	9
I DECREE THE FOLLOWING:.....	10
ADDITIONAL PROVISIONS.....	10
FIRST ADDITIONAL PROVISION. GENDER NEUTRALITY.....	10
SECOND ADDITIONAL PROVISION. INCORPORATION OF ICT (INFORMATION AND COMMUNICATION TECHNOLOGIES), THE TELEMATISATION OF PROCEDURES AND REPLACEMENT OF PHYSICAL MEDIA.....	10
TRANSITIONAL PROVISIONS.....	11
FIRST TRANSITIONAL PROVISION. REGIME OF EXISTING AUTHORISATIONS.....	11
SECOND TRANSITIONAL PROVISION. AUTHORISATIONS TO ESTABLISH CONDITIONS, RULES, LIMITS AND TECHNICAL SPECIFICATIONS.....	11
THIRD TRANSITIONAL PROVISION. ACCESS CONTROL.....	11
FOURTH TRANSITIONAL PROVISION. PLAN OF MEASURES,.....	11
FIFTH TRANSITIONAL PROVISION. BETTING MANAGEMENT SYSTEMS AND AUXILIARY BETTING MACHINES.....	11
SIXTH TRANSITIONAL PROVISION. BINGO GAME PRIZES AND WINNING COMBINATIONS PLAN.....	11
SEVENTH TRANSITIONAL PROVISION. INTERCONNECTION SYSTEMS.....	11
REPEALING PROVISIONS.....	12
FINAL PROVISIONS.....	13
FIRST FINAL PROVISION. AGREEMENTS AND ARRANGEMENTS.....	13
SECOND FINAL PROVISION. ENTRY INTO FORCE.....	13
GENERAL REGULATION ON GAMBLING AND BETTING OF THE AUTONOMOUS COMMUNITY OF NAVARRE.....	14
PART I. GENERAL PROVISIONS.....	14
CHAPTER I. PURPOSE, SCOPE AND LEGAL REGIME.....	14
Article 1. Objective and scope of application.....	14
Article 2. Legal regime.....	14
CHAPTER II. ORGANISATION OF GAMBLING.....	15
Article 3. Arrangements for authorisation.....	15
Article 4. Gambling Regulatory Authority.....	16
Article 5. The Navarre Gambling Council.....	16
CHAPTER III. PLANNING AND RESPONSIBLE GAMBLING.....	17
Section One. Planning.....	17
Article 6. Criteria and measures.....	17
Section Two. Responsible gambling.....	17
Article 7. Concept and promotion of responsible gambling.....	17
Article 8. Navarre Responsible Gambling Strategy.....	18
Article 9. Information.....	18
Article 10. Loans.....	18
Article 11. Advertising financial products.....	19
CHAPTER IV. PLAYERS.....	19
Section One. Concept, rights and duties.....	19
Article 12. Concept.....	19
Article 13. Rights and duties of players.....	19
Article 14. Complaints.....	20
Section Two. Limitations related to the practice of gambling.....	21
Article 15. Prohibition of access to gambling and betting premises.....	21
Article 16. Prohibition on practising of gambling and betting.....	22
Section Three. Register of Gambling Access Interdictions of Navarre.....	22
Article 17. Purpose.....	22
Article 18. Content of the registration.....	23



Article 19. Voluntary registration procedure.....	23
Article 20. Registration procedure at the request of third parties.....	23
Article 21. Validity of registrations and cancellation.....	24
Article 22. Access to the Register and Statistics.....	24
Article 23. Coordination of registers and interconnection.....	24
<i>Section Four. Access control and participation in gambling.....</i>	25
Article 24. Control de acceso a locales de juego.....	25
Article 25. Access control to remote gambling.....	26
CHAPTER V.....	26
COMPANIES RELATED TO GAMBLING.....	26
<i>Section One.....</i>	26
<i>Gambling businesses.....</i>	26
Article 26. Concept.....	26
Article 27. General Requirements.....	27
Article 28. General obligations.....	28
Article 29. Deposits.....	28
Article 30. Licences.....	30
Article 31. General documentation.....	30
Article 32. Specific documentation for the organisation and operation of bingo.....	31
Article 33. Specific documentation for the organisation and operation of dice, cards and roulette games.....	31
Article 34. Specific documentation for the organisation and operation of bets.....	31
Article 35. Authorisation procedure by means of a public tender.....	32
Article 36. Validity, expiry and amendment of the licences.....	33
<i>Section Two.....</i>	34
<i>Auxiliary gambling businesses.....</i>	34
Article 37. Concept.....	34
Article 38. Requirements.....	35
Article 39. Authorisation.....	35
CHAPTER VI.....	36
ADVERTISING, SPONSORSHIP AND PROMOTION OF GAMBLING.....	36
<i>Section One.....</i>	36
<i>Legal regime and general principles.....</i>	36
Article 40. Legal regime.....	36
Article 41. Definitions.....	36
Article 42. General Principles.....	37
<i>Section Two.....</i>	38
<i>Limitations and prohibitions.....</i>	38
Article 43. Limitations to advertising activity.....	38
Article 44. Prohibitions on advertising.....	39
Article 45. Limitations on sponsorship activity.....	40
Article 46. Limitations on promotional activity.....	40
Article 47. Commercial information.....	40
Article 48. Advertising inside gambling venues.....	40
<i>Section Three.....</i>	40
<i>Communication procedure.....</i>	40
Article 49. Activities.....	40
Article 50. Deadline and content.....	41
Article 51. Decision.....	41
CHAPTER VII.....	42
EQUIPMENT FOR THE PRACTICE OF GAMBLING.....	42
<i>Section One.....</i>	42
<i>Concept, classification and approval.....</i>	42
Article 52. Concept.....	42
Article 53. Approval and audits.....	42
Article 54. Approval procedure.....	43
Article 55. Modification of approved models.....	44
Article 56. Transfer of models.....	45
Article 57. Validation of approvals.....	45
Article 58. Cancellation of model registrations.....	45



CHAPTER VIII.....	46
GAMBLING MONITORING AND INSPECTION.....	46
Section One.....	46
The Navarre Register of Gambling and Betting.....	46
Article 59. Purpose.....	46
Article 60. Organisation.....	46
Article 61. Content of registrations.....	47
Article 62. Registration procedure.....	48
Article 63. Validity of registrations.....	49
Article 64. Cancellation of registrations.....	49
Article 65. Effects of cancellations.....	50
Section Two.....	50
Monitoring measures.....	50
Article 66. Inspections.....	50
Article 67. Monitoring and supervision of gaming systems.....	51
Section Three.....	51
Prizes and returns.....	51
Article 68. Nature, delivery and expiration of prizes.....	51
Article 69. Non-payment and effects.....	51
Article 70. Monitoring and returns.....	52
Article 71. Tips.....	53
CHAPTER IX.....	53
PENALTIES.....	53
Article 72. Infringements and penalties.....	53
TITLE II.....	53
NAVARRE GAMBLING AND BETTING CATALOGUE.....	53
CHAPTER I.....	53
CONTENT AND ORGANISATION.....	53
Article 73. Content.....	53
Article 74. Organisation of the Catalogue.....	54
Article 75. Prohibited games.....	54
CHAPTER II.....	54
BETS.....	54
Section One.....	54
Definitions and equipment.....	54
Article 76. Definitions.....	54
Article 77. Equipment for practising betting.....	56
Section Two.....	56
Essential implementing regulations.....	56
Article 78. Organisation.....	56
Article 79. Rules for the organisation and operation of betting.....	56
Article 80. Formalisation of bets.....	57
Article 81. Placing bets.....	57
Article 82. Bets placed late.....	57
Article 83. Effects arising from the postponement, suspension or cancellation of the events on the basis of which the bets have been placed.....	58
Article 84. Validity of the results.....	58
Article 85. Winning bets and prize distribution.....	58
Article 86. Payment of winning or cancelled bets.....	59
Article 87. Tickets or bet slips.....	60
Section Three.....	60
Constraints and planning measures.....	60
Article 88. Quantitative limits of bets.....	60
Article 89. Locations authorised for the practice of betting.....	60
Article 90. Planning measures.....	60
Section Four.....	61
Types.....	61



Article 91. Types.....	61
Section Five.....	62
<i>Traditional betting.....</i>	<i>62</i>
Article 92. Organisation and specific rules.....	62
CHAPTER III.....	62
BINGO.....	62
Section One.....	62
General provisions.....	62
Article 93. Description.....	63
Article 94. Forms of participation.....	63
Article 95. Organisation and authorisation.....	63
Article 96. Equipment.....	63
Section Two.....	64
Rules, winning combinations and prizes.....	64
Article 97. Rules of the game of bingo.....	64
Article 98. Percentages allocated to prizes.....	64
Article 99. Plan for winning prizes and combinations.....	64
Section Three. Limitations.....	65
Article 100. Limits on the price of cards.....	65
Article 101. Authorised venues for practising bingo	65
Article 102. Planning measures.....	65
Section Four.....	66
Traditional Bingo Form.....	66
Article 103. Description of the form.....	66
Article 104. Percentage of revenue allocated for prizes.....	66
Article 105. Winning combinations.....	66
Article 106. Obtaining and payment of prizes.....	67
Article 107. Player participation.....	67
Article 108. Purchase and sale of cards.....	67
Article 109. Starting and undertaking the game.....	68
Article 110. Completing the game and collecting cards.....	68
Article 111. Incidents.....	69
CHAPTER IV.....	70
TICKETS.....	70
Article 112. Game description.....	70
Article 113. Forms of participation.....	70
Article 114. Organisation.....	70
Article 115. Material elements.....	70
Article 116. Percentage of revenue allocated for prizes.....	71
Article 117. Payment of prizes and expiration.....	71
Article 118. Types.....	71
Article 119. Rules of the game.....	71
Article 120. Limitations and prohibitions.....	72
Article 121. Authorised places for the sale of tickets.....	72
CHAPTER V.....	72
LOTTERIES.....	72
Section One.....	72
Description, organisation and participation.....	72
Article 122. Description.....	72
Article 123. Organisation.....	72
Article 124. Forms of participation.....	73
Article 125. Material elements.....	73
Article 126. Void tickets.....	73
Section Two.....	74
Draws and prizes.....	74
Article 127. Date of draws.....	74
Article 128. Results of draws.....	74
Article 129. Determination of winning numbers and combinations.....	74
Article 130. Prizes plan.....	75



<i>Section Three</i>	75
<i>Warranties, Responsibilities and Limitations</i>	75
Article 131. Guarantees and Responsibilities.....	75
Article 132. Limitations.....	76
CHAPTER VI.....	76
GAMBLING MACHINES.....	76
<i>Section One</i>	76
<i>Description, organisation and forms of participation in gambling</i>	76
Article 133. Description.....	76
Article 134. Organisation and forms of participation.....	77
<i>Section Two</i>	77
<i>Types</i>	77
Article 135. Rating.....	77
Article 136. Gambling machines with programmed prize, or type B.....	77
Article 137. Auxiliary machines for other forms of gambling.....	78
<i>Section Three</i>	79
<i>Technical configurations and prize plan</i>	79
Article 138. Technical configurations of gambling machines and interconnection systems.....	79
Article 139. Prices of maximum games and prizes.....	79
Article 140. Maximum prizes from interconnected gambling machines.....	80
<i>Section Four</i>	80
<i>Gambling machine operating framework</i>	80
Article 141. Operating authorisation.....	80
Article 142. Transmission of the operating authorisation.....	81
Article 143. Lapse of the operating authorisation.....	81
Article 144. Exchange of machines.....	82
Article 145. Gambling machine documentation.....	82
<i>Section Five</i>	82
<i>System of installation of gambling machines</i>	82
Article 146. Installation permit.....	82
Article 147. Validity and termination of the installation authorisation.....	83
Article 148. Communication of the placement.....	83
Article 149. Installation of gambling machines in hospitality establishments.....	84
Article 150. Installation of gambling machines in gambling venues.....	84
<i>Section Six</i>	85
<i>Operating regime of gambling machines</i>	85
Article 151. Provision of information to users.....	85
Article 152. Payment of games, payment of prizes in money and prizes in kind.....	85
Article 153. Operating conditions and breakdowns.....	86
Article 154. Prohibitions and limitations.....	86
CHAPTER VII.....	87
RAFFLES, TOMBOLAS AND COMBINATIONS OF CHANCE.....	87
<i>Section One</i>	87
<i>General provisions</i>	87
Article 155. Description, form of participation and equipment.....	87
Article 156. Types.....	87
<i>Section Two</i>	88
<i>Organisation</i>	88
Article 157. Organisation and operating rules.....	88
<i>Section Three</i>	89
<i>Authorisation</i>	89
Article 158. Operation of raffles, tombolas and combinations of chance.....	89
Article 159. Authorisation procedure.....	89
<i>Section Four</i>	90
<i>Limitations</i>	90
Article 160. Prohibition of sale.....	90
TITLE III.....	90



GAME DISTRIBUTION CHANNELS.....	90
CHAPTER I.....	90
IN-PERSON GAMBLING.....	90
Article 161. Definition of in-person gambling.....	90
Section One.....	91
<i>Provisions common to gambling venues.....</i>	91
Article 162. Concept and classes.....	91
Article 163. Characteristics and technical conditions common to gambling venues.....	91
Article 164. Access control and participation in gambling.....	92
Article 165. Provision of information to users.....	93
Article 166. Operating hours.....	93
Section Two.....	93
<i>Prior consultation and authorisation of gambling venues.....</i>	93
Article 167. Prior feasibility consultation.....	93
Article 168. Installation and operation authorisation.....	94
Article 169. Process.....	95
Article 170. Establishment project.....	95
Article 171. Priority of applications.....	96
Article 172. Decision.....	96
Article 173. Start of the activity.....	97
Article 174. Validity, transmission and termination of installation and operation authorisations.....	97
Article 175. Modifications.....	98
Section Three.....	99
<i>Specific provisions of Bingo Halls.....</i>	99
Article 176. Definition and game offer.....	99
Article 177. Planning measures.....	99
Article 178. Capacity and functionalities.....	99
Section Four.....	99
<i>Specific provisions of the Gambling Halls.....</i>	99
Article 179. Definition and game offer.....	99
Article 180. Planning measures.....	100
Article 181. Capacity.....	100
Section Five.....	100
<i>Provisions specific to the Sports Betting venues.....</i>	100
Article 182. Definition and offer of games.....	100
Article 183. Planning measures.....	100
Article 184. Capacity.....	101
Section Six.....	101
<i>Other premises authorised for gambling activities.....</i>	101
Article 185. Hospitality establishments.....	101
CHAPTER II. REMOTE GAMBLING.....	101
Article 186. Concept and distribution channels.....	101
Article 187. Prevention of problematic and pathological gambling.....	102
Section One.....	102
<i>Information and services for the user.....</i>	102
Article 188. General Information.....	102
Article 189. Specific information and services through the Internet.....	103
Article 190. Specific information through audiovisual media.....	104
Article 191. Specific information through text messaging of telephone services and voice communication services.....	104
Section Two.....	105
<i>In-game participation controls.....</i>	105
Article 192. Participant validation gateway.....	105
Article 193. Preliminary checks.....	105
Article 194. User registration.....	105
Section Three.....	106
<i>Game account in the remote gambling game.....</i>	106
Article 195. Content and access.....	106
Article 196. Operation.....	107



Article 197. Cancellation.....	107
Article 198. Deposit limits.....	108
ANNEX I.....	110
TECHNICAL SPECIFICATIONS OF THE EQUIPMENT FOR PRACTISING GAMBLING.....110	
CHAPTER I.....	110
GENERAL TECHNICAL PROVISIONS.....	110
Section One.....	110
Technical gaming systems.....	110
Article 1. Concept, classes and scope.....	110
Section Two.....	110
Comprehensive gambling management systems.....	110
Article 2. Functionalities.....	110
Article 3. Technical Requirements of the Central Gaming Unit.....	111
Section Three.....	112
Interconnection systems.....	112
Article 4. Internal interconnection systems.....	112
Section Four.....	113
Comprehensive systems for the operation of remote gambling.....	113
Article 5. General Requirements.....	113
Article 6. Technical characteristics and elements.....	113
Article 7. Central Gaming Unit.....	114
Article 8. Website.....	114
CHAPTER II.....	115
SPECIFIC TECHNICAL PROVISIONS.....	115
Section One.....	115
Bets.....	115
Article 9. Requirements of betting machinery.....	115
Article 10. Requirements for tickets or bet slips.....	115
Section Two.....	116
Traditional bingo.....	116
Article 11. Cards.....	116
Article 12. System of extraction of numbers or graphic representations and complementary mechanisms.....	116
Article 13. Game Verification and File System (SVAP).....	117
Article 14. Prize Book.....	117
Article 15. Communication systems with the Administration.....	117
Section Three.....	118
Gambling Machines.....	118
Article 16. Gaming program.....	118
Article 17. Gambling machines with prize in kind, or type A.....	118
Article 18. Type B machines.....	118
Article 19. Metres and warning mechanisms.....	119
Article 20. Safety devices.....	120
Article 21. Trademarks.....	120
CHAPTER III.....	121
TECHNICAL DOCUMENTATION AND APPROVAL PROTOCOLS.....	121
Section One.....	121
Approval of technical gaming systems.....	121
Article 22. Initial model approval.....	121
Article 23. Protocols.....	122
Section Two.....	122
Approval of gambling machines.....	122
Article 24. Initial approval of gambling machines.....	122
Article 25. Protocols.....	123
Section Three.....	124
Modification of approved models.....	124
Article 26. Substantial modification of approved models.....	124
Article 27. Non-substantial modification of approved models.....	124

DRAFT



Draft Provincial Decree /2023, adopting the General Regulation on Gambling and Betting of the Autonomous Community of Navarre.

EXPLANATORY MEMORANDUM

Within the scope of the exclusive competences of Navarre in relation to casinos, gambling and betting in accordance with the provisions of Article 44.16 of Organic Law 13/1982, of 10 August 1982, on the Reintegration and Improvement of the Navarre Provincial System, and exercising of legislative power in this regard, the Parliament of Navarre adopted Provincial Law 16/2006, of 14 December 2006, on gambling.

This Provincial Law establishes a new legal framework that allows undertaking the necessary regulatory adaptation of this matter, and makes it possible to develop a gambling policy according to the circumstances at that time, addressing in a comprehensive and systematic way the activity of gambling and betting in Navarre, indicating the general principles on which the organisation of these activities and their subsequent regulatory development must be established.

Various regulations regulating general and organisational aspects of gambling and betting have been adopted, as well as the regulations specific to some of its forms which, together with other provisions prior to the aforementioned Provincial Law 16/2006, of 14 December 2006, form the regulatory framework for this sector in the Autonomous Community of Navarre.

However, the scope of this regulatory framework is limited, with certain areas of activity left without specific planning. On the other hand, the resulting regulation to date is excessively dispersed and provides for unequal formulations for aspects common to various gambling sectors. Finally, there are still rules that need to be adapted to the principles of simplification, procedural economy, effectiveness and administrative efficiency.

This Provincial Decree seeks to correct these shortcomings and dysfunctions by integrating into a single and coherent text the specific regulations on the different forms of gambling included in the Navarre Gambling and Betting Catalogue, approved by Provincial Decree 5/2011, of 24 January 2011.

The draft comprises an explanatory memorandum, three titles, two additional provisions, eight transitional provisions, one repealing provision, two final provisions and an Annex.

Title I contains the general regulation, containing provisions common to all forms of gambling, and consists of nine Chapters: Chapter I Purpose, Scope and Legal Regime, Chapter II Organisation of Gambling, Chapter III Planning and Responsible Gambling, Chapter IV Players, Chapter V Companies related to Gambling, Chapter VI Advertising, Sponsorship and Promotion of Gambling, Chapter VII Equipment for the Practice of Gambling, Chapter VIII Gambling Monitoring and Inspection, Chapter IX Penalties.

Title II contains the regulations specific to each gambling sector, and consists of seven Chapters: Chapter I Content and Organisation, Chapter II Betting, Chapter III Bingo, Chapter IV Tickets, Chapter V Lotteries, Chapter VI Game Machines, Chapter VII Raffles, Tombolas and Combinations of Chance.



Title III contains regulations according to the distribution channel of gambling, and consists of two Chapters: Chapter I On-site Gambling, Chapter II Remote Gambling.

The Annex sets out the forms of gambling and betting, the essential rules thereof, the technical specifications and, where appropriate, the restrictions and limitations imposed on their organisation and practice in accordance with the specific regulations.

This regulation has been subject to the procedure for the provision of information in the field of technical Regulations and of rules on Information Society services, provided for in Directive 2015/1535 of the European Parliament and of the Council of 9 September 2015.

In view of the above, in accordance with the Council of Navarre, on a proposal from the Minister of Interior, Civil Service and Justice, and in compliance with the decision adopted by the Government of Navarre at the meeting held on ...

I DECREE THE FOLLOWING:

Sole article. The General Regulation on Gambling and Betting of the Autonomous Community of Navarre, the text of which is set out below, is hereby approved.

ADDITIONAL PROVISIONS

First additional provision. Gender neutrality.

The terminology contained in this Provincial Decree concerning users, players or participants shall be understood to be applied to all users, players or participants in order to provide gender neutrality to the wording of the text as a whole.

Second additional provision. Incorporation of ICT (Information and Communication Technologies), the telematisation of procedures and replacement of physical media.

The alternatives provided by the current state of development of information and communication technologies shall progressively be incorporated into the management of gambling and betting, implementing telematised management of authorisations and, in general, the sector's communications with the Administration of the Autonomous Community of Navarre, in accordance with the provisions of the Provincial Law 11/2019, of 11 March 2019, of the Administration of the Autonomous Community of Navarre and the Public Institutional Sector.



TRANSITIONAL PROVISIONS

First transitional provision. Regime of existing authorisations.

Authorisations granted prior to the entry into force of this Provincial Decree shall remain valid for the validity period indicated therein.

Second transitional provision. Authorisations to establish conditions, rules, limits and technical specifications

The competent bodies of the Department of Administration of the Autonomous Community of Navarre that has jurisdiction in the field of games and betting may lay down other forms of gambling, their essential rules, the technical specifications and, where appropriate, the restrictions and limitations applicable to their organisation and practice, in compliance with the provisions of this Provincial Decree.

Third transitional provision. Access control.

Gambling venues shall have access control in accordance with Article 24 of this Regulation installed and put into operation within 9 months of its entry into force.

Fourth transitional provision. Plan of measures,

Gambling and betting businesses shall draw up a plan of measures in accordance with Article 7 of this Regulation within 6 months of its entry into force.

Fifth transitional provision. Betting Management Systems and Auxiliary Betting Machines.

Betting systems and auxiliary betting machines approved before the entry into force of this Regulation shall, within 9 months of its entry into force, carry out the procedure laid down in Article 27 of Annex I in order to incorporate the technical elements enabling them to be adapted as laid down in Article 9 of Annex I.

Sixth transitional provision. Bingo Game Prizes and Winning Combinations Plan.

Bingo businesses that, at the date of entry of this Provincial Decree, have provisional forms of playing bingo must, within 6 months of its entry into force, present the prize and the winning combinations plan in the manner laid down in Article 99 of this Provincial Decree.

Seventh transitional provision. Interconnection systems.

Interconnection systems of gambling machines between different gambling venues shall be adapted to the requirements of Article 4 of Annex I to this Regulation, within 6 months of its entry into force.

REPEALING PROVISIONS

Repealing provision. Repealed regulations.

Any provisions of equal or lower rank that contravene the provisions of this Provincial Decree and, in particular the following, are repealed:

- a) Provincial Decree 5/2011, of 24 January 2011, approving the Navarre Gambling and Betting Catalogue.
- b) Provincial Decree 4/2011, of 24 January 2011, establishing the Navarre Register of Gambling and Betting and regulating its organisation and operation of bingo.
- c) Provincial Decree 181/1990, of 31 July 1990, adopting the Regulation on Gambling Machines.
- d) Provincial Decree 94/1991, of 21 March 1991, adopting the Regulation on raffles, tombolas and combinations of chance.
- e) Provincial Decree 72/2010, of 15 November 2010, amending the Regulation on Gambling Machines, adopted by Provincial Decree 181/1990, of 31 July 1990, and Provincial Decree 270/1999, of 30 August 1999, regulating the Amusement Arcades, and regulating the characteristics and conditions of Installation of gambling machines in the Autonomous Community of Navarre.
- f) Provincial Decree 73/2010, of 15 November 2010, adopting the Navarre Bingo Regulation.
- g) Provincial Decree 270/1999, of 30 August, 1999 adopting the Regulation of Amusement Arcades.
- h) Provincial Order 519/2011, of 27 June 2011, of the Minister of the Presidency, Justice and Home Affairs, which provides for including the form of gambling of traditional bingo in the Navarre Gambling and Betting Catalogue and establishes its requirements and essential implementing regulations.
- i) Provincial Order 128/2012, of 30 March 2012, of the Minister of the Presidency, Public Administrations and Interior, regulating gambling machines with prizes in kind, known as 'claw machines'.
- j) Provincial Order 55/2000, of 13 April 2000, of the Minister the Presidency, Justice and the Interior, approving the Framework Plan for Self-Protection for Gaming and Amusement Arcades.

FINAL PROVISIONS

First final provision. Agreements and arrangements

The head of the Department of Administration of the Autonomous Community of Navarre, who has jurisdiction in the field of gambling and betting, is authorised to conclude agreements or arrangements with other competent administrations, in particular for the purpose of recognising the reciprocal validity of administrative actions involving the practice of prior tests, approval decisions and registration of the materials used for the practice of gambling, as well as the recognition of their effects in the territorial areas of their respective competence. Likewise, for the interconnection of the different Registers of Interdictions of Access to Gambling.

Second final provision. Entry into force

This Provincial Decree shall enter into force on the day following its publication in the Official Gazette of Navarre.

DRAFT



GENERAL REGULATION ON GAMBLING AND BETTING OF THE AUTONOMOUS COMMUNITY OF NAVARRE

PART I. GENERAL PROVISIONS

CHAPTER I. PURPOSE, SCOPE AND LEGAL REGIME

Article 1. Objective and scope of application.

1. The purpose of this Provincial Decree is to develop Provincial Law 16/2006, of 14 December 2006, on gambling in relation to the organisation, operation and practice of gambling and betting within the remit of the Autonomous Community of Navarre.

2. The provisions of this Provincial Decree shall apply:

a) To all of the gambling and betting included in the Navarre Gambling and Betting Catalogue, in its various forms, whether practised in person, in physical establishments or practised remotely, through the use of electronic, computer, telematic or interactive channels.

b) to gambling or gambling-related businesses; and

c) to the places, premises or establishments in which they are practised.

3. The following are excluded from the scope of this Provincial Decree:

a) Gambling and betting of a purely pastime or recreational nature, from which there are no economic obligations, as well as those that the Administration of the Autonomous Community of Navarre considers appropriate to exclude because of their low social relevance and the minor amount of the economic obligations.

b) Sports games or competitions, for profit or otherwise, without prejudice to applying these to bets placed on them.

c) Vending machines that are limited to mechanically carrying out transactions or the sale of specific products, goods or services, previously selected by the buyer, provided that the value of the money deposited coincides with the sale price indicated for them on the machine, and their extraction is accurate and does not depend on any eventuality, bets, combinations of chance or games of chance.

d) Recreational machines that do not provide any direct or indirect prize, except the possibility of repeating the time of use.

Article 2. Legal regime

1. The organisation, marketing, operation and practice of gambling and betting within the Autonomous Community of Navarre shall comply with the rules contained in Provincial Law

16/2006, of 14 December 2006, on gambling, in this Provincial Decree, and in any general or complementary provisions applicable.

2. The prior inclusion of gambling and betting in the Navarre Gambling and Betting Catalogue is an essential requirement for their authorisation, although in no case shall it produce by itself authorising effects for their organisation, operation and practice.

3. The Government of Navarre is responsible for including and removing gambling and betting in the aforementioned Catalogue, as well as the approval of their specific regulations.

4. The head of the Department of the Administration of the Autonomous Community of Navarre who has the competence in the field of gambling and betting is responsible for:

a) The planning of the gambling and betting and the establishments authorised for practising these.

b) The approval, amendment and inclusion in the Catalogue of their forms, essential rules and, where applicable, restrictions and limitations that are imposed on their organisation and practice.

c) The approval and amendment of their technical specifications.

d) The updating of the prices of the gambling and betting, the prizes and the percentages of distribution in prizes of the amounts collected, the value of the promotional gifts, as well as the determination of the tranches and amounts of the bonds and the minimum share capital payable to gambling businesses.

5. The relations between gambling businesses, the companies owning the places, premises and establishments where the gambling and betting are practised and the suppliers of the elements, systems or materials used for their practice, as well as of the events on which betting is concerned, fall within the scope of private law.

CHAPTER II. ORGANISATION OF GAMBLING

Article 3. Arrangements for authorisation

1. The organisation and operation of the gambling or betting, as well as the opening or use of the premises, establishments or spaces intended for their practice may only be carried out by the Administration of the Autonomous Community of Navarre and its subsidiary bodies or by gambling businesses and, possibly and temporarily, by natural or legal persons in those forms of gambling that are determined and shall require the prior administrative authorisation granted by the Gambling Regulatory Authority.

2. Practising certain forms of gambling, in view of their lower economic and social impact, the fact that their promoters are not gambling businesses and their ultimate purpose, may be subject to the notification regime.

3. Gambling businesses intending to organise and operate gambling or betting must obtain the corresponding authorisation in accordance with the provisions of this Regulation.

Article 4. Gambling Regulatory Authority

For the purposes of this Provincial Decree, the Directorate-General of Interior in the field of gambling shall be deemed the Gambling Regulatory Authority and, as such, responsible for exercising the following powers and duties:

- a) Directing public policies relating to gambling and betting.
- b) The authorisation of gambling businesses, the authorisation of test laboratories and inspection entities and their registration in the Navarre Gambling and Betting Register.
- c) Authorisation for organising and operating gambling and betting, and authorisation for the installation and operation of gambling venues.
- d) The approval of the rules of organisation and operation proposed by the company for the practice of a specific game or form.
- e) The approval of protocols for the approval and supervision of materials for the organisation, operation and practice of gambling, the approval of models or types, the supervision of complementary materials and the verification and inspection of their compliance with current regulations.
- f) The resolution of complaints that may be lodged by users against gambling businesses authorised by the Administration of the Autonomous Community of Navarre in accordance with the provisions of this Regulation.
- g) Monitoring and inspection, as well as exercising the sanctioning power in the field of gambling and betting, including the adoption and ratification of precautionary measures, where the imposition of penalties does not belong to other bodies.

Article 5. The Navarre Gambling Council

- 1. The Navarre Gambling Council is the advisory and participation body of the Administration of the Autonomous Community of Navarre and of the social sectors interested in the knowledge, deliberation, monitoring, advice and proposal of the gambling and betting policies of the Autonomous Community of Navarre.
- 2. Its composition and operation are regulated by Decree 116/2008, of 24 November 2008.



CHAPTER III. PLANNING AND RESPONSIBLE GAMBLING

Section One. Planning

Article 6. Criteria and measures

1. The planning of gambling and betting shall be carried out in accordance with the criteria laid down in Article 8 of Provincial Law 16/2006, of 14 December 2006, on gambling, and the specific measures contained in this Provincial Decree and its implementing regulations.
2. The planning of gambling and betting may set quantitative limits to the maximum number of authorisations, machines, game elements or systems, authorised premises, distances between premises, surfaces and maximum capacity.

Section Two. Responsible gambling

Article 7. Concept and promotion of responsible gambling

1. Responsible gambling is understood as the set of regulatory, educational and informative measures that allow the user to play in a controlled way, through the rational and sensible choice of the different gambling options, the expenditure allocated to it and the time set aside for its practice, taking into account their situation and personal circumstances.
2. Gambling businesses and gambling and betting permit holders should develop a plan of measures with regard to mitigating the potential harmful effects that gambling may have on people and should incorporate the guiding principles of gambling and betting activity.
3. In any event, gambling and betting businesses, as well as the owners of portals or gambling websites that operate exclusively within the scope of the Autonomous Community of Navarre, must include the following actions:
 - a) Pay due attention to at-risk groups.
 - b) Provide the necessary information so that the participants can make a conscious selection, promoting that the gambling activities and the attitude towards them are moderate and responsible, not compulsive.
 - c) Inform concerning the prohibitions of participation and access for minors and persons who are prohibited, included in the Register of Interdiction of Access to Gambling of the Directorate General for the Regulation of Gambling, as well as establish control mechanisms necessary to guarantee them. For this purpose, a sign indicating the prohibition of participation in bets for minors and persons registered in the register of prohibited persons shall be placed in a visible location, both inside and outside the premises.
 - d) Provide its staff with training courses related to responsible gambling practices and the prevention of problematic and pathological gambling.
 - e) Indicate in a visible location where people can go if they have a gambling problem.

- f) Disseminate in a visible location the awareness campaigns on gambling addiction that are carried out by the Government of Navarre, and those that are developed under the National Drug Plan. The agency with competence in the prevention of addictions of the Department of Health shall forward this information to gambling and betting businesses.
- 4. Gambling activities should be undertaken with a sense of corporate social responsibility for gambling and gambling businesses, through open and transparent business practices based on ethical values and on respect for employees, participants, society in general and the environment.
- 5. Gambling businesses should offer participants the option of voluntarily setting limits on their deposits for amounts lower than those established in general.
- 6. Actions to prevent problematic and pathological gambling that may involve the exchange of information about players or users must respect the regulations on the protection of personal data and the guarantee of digital rights.

Article 8. Navarre Responsible Gambling Strategy

The Administration of the Autonomous Community of Navarre shall design a responsible gambling strategy that provides an appropriate framework for the development and offering of gambling initiatives in a planned and coordinated manner, based on a public policy approach that considers gambling as a complex phenomenon requiring multiple solutions, and aimed at solving problems with the gambling of users and families and to develop treatment and support options for people with addiction.

This strategy should be aligned with the objectives of the Health Department's Addiction Prevention Plan.

Article 9. Information

- 1. Businesses authorised to operate gambling in person or through the use of electronic, computer, telematic or interactive channels and, where appropriate, media operators supporting them, shall provide users with accurate, complete and up-to-date information on the responsible gambling rules.
- 2. This information may be represented virtually on the screens of gambling machines or betting machines, being visible to the public when they are idle.

Article 10. Loans

- 1. Gambling businesses are not permitted to grant loans or any other form of credit to players, grant them bonuses, free items or redeemable items for money, or advertise financial products for obtaining credits or loans.

In any event, a bonus shall be understood as a reduction or decrease, rebate or discount in the price of a game or in the coefficient of payment or odds of a bet.



Article 11. Advertising financial products.

Places, premises and establishments authorised for the practice of gambling may not advertise financial products for obtaining credits or loans.

CHAPTER IV. PLAYERS

Section One. Concept, rights and duties

Article 12. Concept

For the purposes of this Provincial Decree, the natural persons who practice or participate, as users, in gambling or betting activities are deemed to be players.

Article 13. Rights and duties of players

1. The players shall have, regarding the gambling company, the company owning the establishment where it is practised, and the staff at the service of those, the following rights:

- a) To be treated respectfully, and in accordance with the rules of courtesy.
- b) To participate in the gambling and, where appropriate, the time of use of the necessary elements, depending on the price of the game.
- c) To receive the information they need in relation to undertaking the gambling or the bet, as well as the necessary information about the responsible practice of gambling.
- d) To play freely, in the absence of coercion or threats.
- e) That the gambling is undertaken subject to the rules that govern it.
- f) The collection of the prizes corresponding to them, in accordance with the specific regulations of each game or bet.
- g) At all times to know the identity of the gambling company, as well as to know, in the case of claims or possible violations, the identity of the staff that attends them.
- h) To know at any time the amount they have played or bet on that gambling or betting undertaken through electronic support and, in the cases provided for by the applicable regulations, the balance of their player account.
- i) To lodge complaints with the Gambling Regulatory Authority against the decisions of gambling businesses or the owners of the establishments where they are practised that affect their interests.



2. The players must respect the rules of the gambling and betting, the principles for their responsible practice, as well as proper use of the machines or other elements and systems used for their practice.

Article 14. Complaints

1. For the purposes of this Regulation, it shall be deemed a complaint if the user sends a communication to the Gambling Regulatory Authority stating the existence of a conflict or discrepancy with the company operating gambling in which he or she is a participant.

2. All natural or legal persons owning establishments authorised for the practice of gambling and betting in the Autonomous Community of Navarre shall have the obligation to inform the consumer reliably of the channel through which the complaint may be lodged, in accordance with the sectoral regulations in force.

3. Where the content of the complaint directly affects the subject of gambling or betting or is intended to denounce the entry ban to the establishment where they are practised or their expulsion from this, the procedure laid down in paragraphs 5, 6 and 7 of this Article shall be followed. In other cases, the general complaint procedure shall be in force.

4. The following cases are not the subject of a complaint to the Gambling Regulatory Authority:

a) Disputes over matters of a strictly contractual nature between the company and the user.

b) Disputes arising from the practice of gambling or betting not authorised or operated by unauthorised businesses.

c) Disputes arising from the practice of gambling or betting authorised in other areas of regulation.

d) Disputes arising from the use of goods or services complementary to the gambling activity that have no direct impact on it.

5. Within 10 working days following that in which the facts which are the subject of the complaint occurred, the user must submit the complaint form to the gambling company, clearly stating the reasons that assist him or her and specifying his or her request.

6. Once the complaint has been resolved by the gaming company or, if applicable, when one month has passed since the complaint was lodged without the company having communicated its decision, the user may reiterate the complaint to the Gaming Regulatory Authority in the month following the resolution or lack thereof, attaching at least the following documentation:

a) A legible copy of the slip, ticket, printed form or other instrument attesting to his or her participation in the game, as well as information leaflets and any documents or evidence used to improve the assessment of the facts.

b) Proof of having lodged the complaint with the gambling company or the company owning the establishment where it is practised in accordance with the procedure indicated by it and, where appropriate, a copy of the reply received.

7. The Gambling Regulatory Authority shall decide on the complaint made within three months, after which, if no explicit decision has been made, the claim shall be deemed to have been rejected.

8. If there are indications of gambling infringement from the facts set out in the complaint, the Gambling Regulatory Authority shall reclassify the complaint as a formal complaint, forwarding the file to the inspection and supervisory services so that they can carry out the appropriate investigations, and initiate, where appropriate, the corresponding penalty proceedings.

Section Two. Limitations related to the practice of gambling

Article 15. Prohibition of access to gambling and betting premises.

1. The following persons are prohibited from accessing gambling venues:

a) Minors. In this sense, the prohibition of access to minors must be clearly and visibly stated at the entrance of the premises, and on the website.

b) Those who by judicial decision have been so established or have been so declared in the decision modifying their capacity, and prodigal or guilty persons in bankruptcy proceedings, for as long as they are not rehabilitated.

c) Anyone intending to enter carrying weapons and objects that can be used as such.

d) Persons registered in the Navarre Gambling Access Interdiction Register and those with whom the Autonomous Community maintains mutual recognition.

e) Persons who show signs of drunkenness, mental alienation or being under the influence of psychotropic substances, or who exhibit aggressive or violent behaviour that may disturb the order, tranquillity and development of games.

2. The head of the Department of the Administration of the Autonomous Community of Navarre who has the competence in the field of gambling and betting shall be responsible for authorising other conditions or prohibitions of access other than those regulated in this Provincial Decree, which in no case shall be arbitrary, discriminatory or detrimental to fundamental rights.

3. The Administration of the Autonomous Community of Navarre may prohibit the practice of gambling and entry to the premises or places where it is practised for:

a) those who have been punished for violation of the provisions of this Provincial Law.



b) those who voluntarily request this, as long as they do not voluntarily request the lifting of this prohibition. The period laid down in Article 21 of this Regulation must have elapsed between the entry ban and the lifting thereof.

4. Gambling businesses must request authorisation from the competent body of the Administration of the Autonomous Community of Navarre to impose conditions or prohibitions on admission to gambling venues other than those mentioned in this Article.

Article 16. Prohibition on practising of gambling and betting.

1. Persons covered by any of the cases provided for in Article 15 (Prohibition of access to gambling and betting facilities) of this Provincial Decree are prohibited from practising of gambling.

2. The following limitations are established in relation to the practice of gambling and betting:

a) The owners and shareholders or members of a gambling business, its management and employees, as well as their spouses, forebears and descendants in the first degree, may not participate as users in the gambling or betting organised or operated by it.

This limitation shall also apply to businesses holding establishments authorised to engage in gambling and betting and their staff, in relation to the premises or locations which they govern or where they provide their services.

b) Athletes, coaches or other direct participants in a sporting event or activity, judges or referees who exercise their duties in such sporting events or activities and persons who resolve appeals against their decisions, as well as the managers of participating sports entities, may not place bets on such events.

c) Officials of the Administration of the Autonomous Community of Navarre who are entrusted with the inspection and motoring of gambling and betting may not participate in gambling and betting except in those cases where it is necessary for the performance of their duties.

3. For the purposes of this Provincial Decree, bets made by the persons referred to in the previous section of this Article shall not be valid.

4. Without prejudice to the cancellation of the gambling or betting performed, gambling businesses shall be obliged to report the facts to the Gambling Regulatory Authority when they become aware of the concurrence of any of the circumstances referred to in paragraphs 1 and 2 of this Article.

Section Three. Register of Gambling Access Interdictions of Navarre.

Article 17. Purpose



1. In order to ensure effective compliance with the provisions of Provincial Law 16/2006, of 14 December 2006, on gambling, and with the provisions implementing it, in relation to the admission of visitors and players to the gambling venues, the Register of Gambling Access Interdictions (hereinafter 'the Register of Interdictions') is established.
2. By decision of the Gambling Regulatory Authority and as a result of the file instructed for that purpose, the following persons shall be registered in the said register:
 - a) Those who voluntarily request this.
 - b) Those who, as a result of a sanctioning case for serious or very serious infringement of the provisions of Provincial Law 16/2006, of 14 December 2006, on gambling and this Provincial Decree, have been sanctioned with a ban on entry to gambling venues, once the sanction has become final and for as long as it is established for its validity.

Persons who are prohibited, persons to whom, by final judgment, principally or incidentally, access to gambling would have been restricted and persons with disabilities who, by judicial decision, are subject to support measures affecting their free participation in gambling and betting.

Article 18. Content of the registration.

The Register shall contain the following data relating to the person concerned:

- a) Name and surname.
- b) National identity card number, or equivalent identification document.
- c) Date of birth.
- d) Municipality and place of residence.
- e) Scope.
- f) Registration date.
- g) Email for notification purposes.

Article 19. Voluntary registration procedure

1. Those who voluntarily request registration in the Register may formalise it, without prejudice to the provisions of Article 16 of Law 39/2015, of 1 October 2015, on the Common Administrative Procedure of Public Administrations, before the Gambling Regulatory Authority, by using the official form.

Article 20. Registration procedure at the request of third parties.

1. In the cases provided for in Article 17(2)(c) (Purpose) of this Provincial Decree, the application for registration made by a person concerned who has a legitimate interest must be



accompanied by the judicial decision from which the presupposed purpose of registration is derived.

2. The application and accompanying documents must be submitted to the Gambling Regulatory Authority without prejudice to the provisions of Article 16 of Law 39/2015, of 1 October 2015, on the Common Administrative Procedure of Public Administrations.

3. Once the procedure has commenced, a copy shall be sent to both the applicant and the person whose registration is requested, or his or her representative or guardian, if appointed, so that within 10 days, he or she may put forward whatever he or she deems appropriate.

4. After that period and in the light of the arguments put forward, the Gambling Regulatory Authority shall issue a reasoned decision agreeing to it or rejecting it for lack of legitimacy by the applicant or for inadequacy of the factual or legal assumptions of the claim. That decision shall be notified to the third parties who have requested it, as well as to the person subject to registration.

5. If no explicit decision has been made after 3 months, the request made may be deemed to have been granted.

Article 21. Validity of registrations and cancellation.

1. Registrations occurring at the request of the person concerned shall be for an indefinite period, even if they are to have a minimum validity of 6 months from the date of the decision.

2. The remaining inscriptions shall be for the time established in the provisions from which they arise, and for an indefinite period in the event that no other is indicated.

3. The cancellation of registrations shall require the explicit request of the person who has been the addressee of the same, and must be accompanied by the documentation from which the supposed objective justifying such cancellation is derived.

4. The cancellation of registrations shall be agreed by the Gambling Regulatory Authority and shall be notified to the person subject to registration, as well as to the third parties who had requested it. After 3 months without an explicit resolution, the request for cancellation shall be deemed to be permitted.

Article 22. Access to the Register and Statistics

1. Without prejudice to the provisions of Articles 24 (Access control to gambling venues) and 25 (Access control to remote gambling) of this Provincial Decree, the information contained in the Register shall be reserved and may only be disclosed to the inspection and control services of gambling and betting or to the judicial authorities.

2. However, the above data may be transferred from the Registry for statistical or social



research use. In such cases, the information provided may not contain individualised data enabling the identification of the registered persons.

Article 23. Coordination of registers and interconnection

The Gambling Regulatory Authority shall endeavour to coordinate the Register of Interdictions with the equivalent registers of the General State Administration or the administrations of the Autonomous Communities in accordance with the agreements that are formalised for the communication of data or interconnection of the registers.

Section Four. Access control and participation in gambling

Article 24. Control de acceso a locales de juego

1. In all the venues referred to in Article 162 of this Provincial Decree, there shall be an admission and control service for the purpose of preventing access by persons under 18 years of age or persons included in the Register of Interdictions, and to comply with the conditions and requirements laid down in Article 15 of this Provincial Decree.

2. For the purposes of verifying the access bans referred to in the previous paragraph, the admission control must include a computer system that allows the connection with the Register of Gambling Access Interdictions and the verification of the age of majority, according to technical specifications established by the department responsible for gambling.

3. They shall be located in the areas adjacent to the entrance doors to the establishment, so that no person can access the interior of the premises without having necessarily passed through the admission service. Elements that might be installed should not hinder passage in an emergency situation, they must not reduce the width of the evacuation routes.

4. The staff in charge of the admission service must first identify all the attending persons who intend to access the premises, by displaying their ID card, NIE (foreigner identity number), passport or equivalent, in order to verify whether they comply with the provisions of the first paragraph of this Article.

5. After verifying the data displayed in the personal documentation referred to in the previous paragraph, a registration form must be opened for each visitor, on their first attendance at the venue, featuring the following data:

- a) Name and surname(s).
- b) ID number, NIE, passport or equivalent.
- c) Date of birth.
- d) Date the registration form was opened

6. The processing of personal data of natural persons that can be carried out for the

precaution contained in this Article shall be carried out strictly subject to the provisions of the General Data Protection Regulation and Organic Law 3/2018, of 5 December 2018, on Protection of Personal Data and guarantee of digital rights or regulations that replace it.

7. Membership of this database does not exempt them from verification upon each access to the premises, in a prior and obligatory manner through the procedure established by the Gaming Regulatory Authority, in order to check whether or not they are included in the Register of Interdictions and the age of majority.

8. Subject to the approval and authorisation of the Gambling Regulatory Authority, without prejudice to the provisions of paragraph 1 of this Article, the duties of identifying, registering and admitting users may be assisted by the implementation of computer systems that unequivocally guarantee the identity of the persons.

9. In those cases in which the identification of the players or visitors is made with a document other than ID number, NIE or Spanish passport, the age check must be carried out by the staff in charge of the admission service of the establishment.

10. The Gambling Regulatory Authority shall make available, to the businesses holding the Installation and Operation Authorisation of those premises obliged to have an admission service, a web link that allows them to comply with the conditions and requirements set out in Article 15.1(a) and 17 of this Provincial Decree, according to the technical specifications collected by the department responsible for gambling.

11. All staff employed in the venues where the establishment of an admission service is required shall declare responsibly that they have received specific training on the obligations of control and admission, in addition to the operation of the computer systems installed in the establishment in accordance with paragraph 2 of this Article, and if they have them, the systems referred to in paragraph 8.

Article 25. Access control to remote gambling

1. Gambling businesses that operate remote forms of gambling, through electronic, computer, telematic or interactive channels, must have a computer system designed to identify the player and to verify that he/she is not incurring prohibitions on the practising of gambling.

2. The Gambling Regulatory Authority shall provide the organisation, resources and software necessary for the establishment of validation gateways of participants in order to verify that they are of legal age, are not registered in the Register of Interdictions and have their fiscal domicile in Navarre.

CHAPTER V.

COMPANIES RELATED TO GAMBLING



Section One.

Gambling businesses

Article 26. Concept

1. For the purposes of this Provincial Decree, a natural or legal person who has been authorised for the organisation and operation of gambling or betting and is registered in the Navarre Gambling and Betting Register is considered a gambling company.

However, the operation of gambling and betting in gambling venues or other establishments, as well as through electronic, computer, telematic or interactive channels, within the territorial scope of the Autonomous Community of Navarre shall require the obtaining of the corresponding authorisations in accordance with the provisions of this Regulation.

2. Natural or legal persons who organise or operate on an occasional basis, such as raffles, tombolas and combinations of chance shall not be regarded as gambling businesses under the conditions laid down in this Regulation.

Article 27. General Requirements

1. Natural or legal persons who, in addition to compliance with the requirements required by the commercial and tax systems, are not involved in the cases of disqualification to the organisation and operation of gambling and betting provided for in Article 16 of Provincial Law 16/2006, of 14 December 2006, on Gambling and complying with the following requirements, may be authorised as gambling businesses:

- a) Have the human, technical and material resources necessary for the exercise of their activity.
- b) Establish and deposit security in favour of the Treasury of the Autonomous Community of Navarre in the terms and amounts set out in Article 29 (Deposits) of this Regulation.
- c) Demonstrate economic and financial solvency.
- d) Be up to date with all tax or social security obligations imposed by the provisions in force.
- e) Adjust the participation of foreign capital to the provisions of the current legislation on foreign investments.

2. Businesses intending to organise and operate games involving dice, cards or roulette wheels, bingo, betting, gambling machines or any kind of gambling by electronic, computer, telematic or interactive means, shall take the form of a commercial company and comply, in addition to the requirements set out in the previous paragraph, with the following:

- a) Have its share capital fully subscribed and disbursed, divided into shares or registered shares.



- b) Have as its sole and exclusive corporate purpose the organisation and operation of gambling to be organised and operated, and the exercise of the complementary activities necessary for undertaking these.
- c) Have the following minimum share capital: EUR 60 000 to operate the game of bingo, EUR 120 000 to operate gambling machines *and* games of chance, EUR 1 200 000 to operate games of dice, cards or roulette wheels, and EUR 2 000 000 to operate betting.

Article 28. General obligations

1. Regardless of the obligations laid down in the specific regulation of the mode of gambling for which they are authorised, gambling businesses shall be obliged to communicate to the Gambling Regulatory Authority:

- a) Changes in name or business name, trademark and domicile, as well as changes in social capital, corporate purpose and those affecting number or ownership of the administrators, agents and other members of the management or representative bodies of the company, within 1 month of this actually occurring.
- b) The transfer of corporate shares or units within 1 month of their actual completion.
- c) The closure or cessation of activity, provisional or definitive, of the gambling venues authorised in their name.
- d) Any amendment to the requirements and conditions taken into account for the granting of the qualification or authorisation granted by the Gambling Regulatory Authority.
- e) How much information is collected from them in order to fulfil the duties of monitoring, coordination or statistics.

2. The involvement of one of the administrators and agents, the members of the board of directors and the governing body, as well as the management and administrative positions and similar management bodies of the gambling businesses in any of the causes of disqualification for the organisation and operation of gambling and betting, contained in Provincial Law 16/2006, of 14 December 2006, on Gambling, and its non-replacement within a maximum period of three months after the warning of this circumstance shall result in the loss of the operating authorisations granted, the closure of premises or establishments opened on the basis of that authorisation, the disqualification of the business from the organisation of gambling and the refusal of the business to carry out its professional activity in enterprises and establishments engaged in gambling and betting.

3. Gambling businesses must communicate to the Navarre Tax Authority, in the form and deadlines that it determines, the list of prizes awarded whose amount is equal to or greater than EUR 3 000, also stating the identity of those players who have received these prizes, who shall be warned of this circumstance.



Article 29. Deposits

1. Prior to commencing its activity, the gambling company must provide a deposit in favour of the Treasury of the Autonomous Community of Navarre, in the following terms and amounts:

Purpose	Tranches	Amount (EUR)
Casinos (by venue)		300,000
Bingo halls (by venue)	Up to 250 players	30,000
	From 251 to 400 players	45,000
	More than 400 players	60,000
Amusement arcades (by venue)		12,000
Gambling machines with prize in kind	For every 25 machines or fraction thereof	3,000
Programmed gambling machines	Up to 50 machines	60,000
	From 51 to 100 machines	90,000
	From 101 to 200 machines	120,000
	More than 200 machines	60 000 per 100 machines and fraction thereof
Game of chance machines	Up to 50 machines	120,000
	From 51 to 100 machines	180,000
	From 101 to 200 machines	240,000
	More than 200 machines	120 000 per 100 machines and fraction thereof
Bets		500,000
Raffles and tombolas	Prizes > EUR 1 800	10 % of the prize amount
Lotteries and tickets	Prizes > EUR 1 800	10 % of the prize amount

2. The deposit required in this Regulation may be provided in cash, bank guarantee or individual insurance policy and shall affect the fulfilment of the obligations established in Provincial Law 16/2006, of 14 December 2006, on Gambling, and, in particular, the payment of the prizes, the responsibilities resulting from the application of the penalties, as well as compliance with the obligations arising from the specific taxes on gambling and betting.

When the deposit is provided by means of a guarantee, the right to object referred to in Law 525 of the New Forum may not be used.

3. If there is a reduction in the amount of the deposit, the business that has provided this



shall have a maximum period of 2 months to complete it in the mandatory amount, with the authorisation being revoked in the event that the replacement did not take place within that period.

4. If the security is not sufficient to satisfy the indicated responsibilities, the enforcement procedure shall be followed for the execution of the outstanding debit.

5. The security shall be terminated once the reasons for its establishment have disappeared and after proof of the absence of outstanding responsibilities to which the guarantee is linked. After the security is terminated, it shall be refunded prior to the liquidation that may correspond.

Article 30. Licences

1. Any natural or legal person who intends to organise and operate one or more games or forms of gambling on site must apply for the corresponding licence as a gambling operator, for each of the above, from the Gambling Regulatory Authority.

2. Applications for obtaining the licences must be accompanied by the documentation indicated, for each case, in Article 31 (Documentation) of this Provincial Decree.

3. Once the procedure has been instructed and the compliance with the requirements laid down in Article 27 of this Provincial Decree has been established, the Gambling Regulatory Authority shall grant the authorisation and shall ex officio carry out the corresponding entries in the Navarre Register of Gambling and Betting.

4. The maximum period for notifying the decision shall be 3 months from the date on which the application was entered in the register of the body responsible for processing it.

The expiry of the period without having been notified of a decision upholding or explicitly rejecting it shall legitimise the person concerned to understand that the authorisation by administrative silence has been rejected.

5. Without prejudice to the need to dispose of as many other licences and authorisations as may be required, granting the authorising certificate shall enable its holder to organise and operate the gambling for which it has been granted, under the conditions and with any limits established in the authorisation.

Article 31. General documentation

1. The application for authorisation for the organisation and operation of any kind of gambling must be accompanied by the following documentation:

a) Declaration responsible for the persons referred to in Article 16(3) of Provincial Law 16/2006, of 14 December 2006, on Gambling, that they are not involved in cases of disqualification from the organisation and operation of gambling and betting referred to in that Article.



- b) Description of the human, technical and material resources the applicant has available to conduct the activity.
- c) Proof of having lodged and deposited security in favour of the Treasury of the Autonomous Community of Navarre under the terms established in Article 29 (Securities) of this Provincial Decree.
- d) Certified copy or notarial testimony of the instrument of incorporation of the company and its statutes, in the case of legal persons.
- e) Certificate of the Company's registration in the Trade Register or equivalent, in case of legal persons.
- f) Declaration by the applicant natural person and, where applicable, of the members, partners or shareholders, of compliance with the limitations provided for in this Regulation on participation in other gambling businesses within the Community.
- g) Certification of the competent body of the legal person on the list of members, partners and participation fees, as well as the figure of the share capital.
- h) Report of a financial institution on the economic and financial solvency of the company.

2. In any event, the Gambling Regulatory Authority may require the presentation of criminal records certificates and any documents necessary to verify compliance with the requirements set out in Article 26 (General requirements of gambling businesses) of this Provincial Decree.

Article 32. Specific documentation for the organisation and operation of bingo.

The application for authorisation for the organisation and operation of bingo must be accompanied, in addition to the documents listed in Article 31 of this Provincial Decree, by a document with the proposal of the rules of organisation and operation established by the company for the practice of bingo requested.

Article 33. Specific documentation for the organisation and operation of dice, cards and roulette games

The application for authorisation for the organisation and operation of games of dice, cards and roulette must be accompanied, in addition to the documents listed in Article 31 of this Provincial Decree, by the following documents:

- a) Document with the proposal of the rules of organisation and operation established by the company for the practising of gambling forms to be implemented.
- b) The documentation required by the decision approving the award of the authorisation by means of a public tender.



Article 34. Specific documentation for the organisation and operation of bets.

The application for authorisation for the organisation and operation of betting shall, in addition to the documents listed in paragraph 1 of this Article, be accompanied by the following documents:

- a) Certification of an auditing company with staff accredited in IT security audits on the technical solvency of the IT system envisaged for the organisation and marketing of betting.
- b) A plan of operations, including at least the following:
 - Detailed specifications of the business activity with reference to organisational aspects, available resources and, where applicable, any business experience within the gambling and betting industry.
 - A description of the planned organisation and sale of bets, detailing the type of events or occurrences on which bets may be placed and all pertinent systems, sites, locales, and establishments, as well as the means or procedures to be used for the organisation, management, sale, distribution, and control of the business.
 - Implementation plan, which must be coherent and harmonious as a whole and proportionate with the project of operation and, in particular, with the business plan referred to in the following paragraph, which shall specify the number and territorial distribution of the shops and betting spaces to be put into service, the number and distribution of the hotel premises in which it is envisaged to place auxiliary betting machines, and the total resulting number of betting machines intended to be operated in the Autonomous Community of Navarre
 - In the case of not establishing a betting shop, a proposal of organisational and operating rules established by the company must be presented, in a way that guarantees the attention to users, the attention to possible claims that may arise and the payment of prizes higher than those established where appropriate by the regulations of Prevention of Money Laundering and Financing of Terrorism.
 - Business plan, including at least references to the viability of the project, programme and phases of implementation of the project, investment plan, planned jobs and staff selection and training plan.
 - Proposal for organisational and operating rules established by the company for the practice of betting.
 - The technology, systems and elements to be used, with particular reference to their operational security and security of information.
 - The quality and safety measures of the proposed betting establishments or locales.

- Proposal of operating hours of establishments, premises or betting areas.

Article 35. Authorisation procedure by means of a public tender.

1. Where, pursuant to Article 8 of Provincial Law 16/2006, of 14 December 2006, on Gambling, the total number of licences in a specific area of gambling and betting activities is limited, their concession shall be decided by a public tender.

2. The call for competition shall be made by means of a Resolution of the Gambling Regulatory Authority, published in the Official Gazette of Navarre, in which the rules of the competition shall be included.

3. The call order shall set the deadline for submission of applications, which may not be less than one month or more than 3 months, as well as the data to be included in the application and the documentation to be submitted by the applicants.

4. The invitation to tender shall elaborate on the objective award criteria, which shall be as follows:

- a) Solvency, both professional and financial.
- b) Business plan, including at least project viability, investment programme, project implementation phases, planned jobs and staff selection and training plan.
- c) Technology and security of the gambling elements and systems to be implemented. Quality and periodic reviews of the gambling equipment.
- d) Planned control and security measures and, where appropriate, user control and admission systems.
- e) Measures for the practice of responsible gambling.
- f) Quality of facilities and, where appropriate, complementary services to be provided.
- g) Experience in the operation of the legally authorised gambling arrangements.

5. Where exercising the activity in question requires the opening of a gambling establishment, prior to the decision of the competition for the award of the authorisation, a report from the municipalities concerned on the suitability of the installation shall be required considering urban matters. This report must be issued within 1 month, and it is considered favourable if, after completion, there is no explicit communication.

6. After issuing the required reports and collecting the documents that were appropriate for the best resolution of the file, the Gambling Regulatory Authority shall issue a resolution awarding the contest or declaring it void. In any event, the period of termination of the competition and its notification shall not exceed six months from the publication of the call for tenders.



7. The authorisation granted shall contain its term of validity and shall be non-transferable.

Article 36. Validity, expiry and amendment of the licences.

1. The licences of gambling businesses may not be transferred or operated through third parties and shall be non-transmissible *inter vivos*.

2. Licenses for gambling businesses shall be awarded for a period of 10 years, and shall be renewed for periods of the same duration if the requirements laid down in the regulations in force at the time of renewal are met. The application must be requested 6 months before the expiry of the current license.

The licences subject to the public tender procedure shall have the validity set out in the award decision.

3. The licences covered by this Chapter shall be annulled for the following reasons:

a) Due to expiration, because the authorised activity has not started within 1 year of its granting or because the activity has been interrupted for a period of more than 1 year.

b) Through withdrawal by the party concerned demonstrated in writing to the Gambling Regulatory Authority.

c) Voluntary or judicial dissolution of the entity. In the event of the death of the license holder or of any of the members or participants in the company, once the formalities have been carried out in accordance with the rules of private law in matters of succession, the successor must request, within 2 months, the required licences of the Gambling Regulatory Authority.

d) Due to revocation or final administrative penalty.

4. The licences covered by this Chapter may be revoked, after hearing the person concerned, in the following cases:

a) Failure to replace the securities within the prescribed time limit when their amount had been reduced.

b) Due to the loss of the requirements that determined its award, relating to the owner or the venue.

c) The requirements relating to persons holding licences, their members or administrators, as referred to in Articles 31 and 32 of that regulation, are no longer met.

5. The amendment of the conditions established in the authorisation shall require authorisation from the Gambling Regulatory Authority. Such authorisation shall be deemed to have been rejected for the expiry of three months without any explicit decision being given.

Section Two.
Auxiliary gambling businesses

Article 37. Concept

For the purposes of this Provincial Decree, those entities that are registered in the Navarre Register of Gambling and Betting and have as their object the exercise of any of the following activities shall be considered as auxiliary gambling businesses:

- a) The manufacture or placement on the market of equipment.
- b) Conducting the tests and trials necessary to verify the suitability of the gambling equipment to the provisions in force.
- c) Conducting technical inspections to verify the correct operation of the gambling equipment.

Article 38. Requirements

- 1. In general, auxiliary gambling businesses must meet the following requirements:
 - a) Have sufficient capacity and have the necessary resources for undertaking their activity.
 - b) Comply with the requirements established in the commercial and tax systems for exercising their activity.
 - c) The other conditions laid down in the rules governing gambling and betting.
- 2. Businesses engaged in conducting the tests and trials necessary to verify the suitability of gambling equipment to the provisions in force shall, in addition to those referred to in the first paragraph of this Article, comply with the following requirements:
 - a) Have accreditation issued by the National Accreditation Entity (ENAC) or other national or international accrediting bodies to carry out the tests and trials necessary to verify the suitability of gambling equipment to the current provisions.
 - b) Keep the results of the trials confidential.
 - c) Have civil liability insurance, in the event that the holding entity of the laboratory is private.
- 3. Entities engaged in the inspection of gambling equipment shall comply, in addition to those referred to in the first paragraph of this Article, with the following requirements:
 - a) Have accreditation issued by the National Accreditation Entity (ENAC) or other national or international accrediting bodies to carry out the technical inspections necessary to verify the correct functioning of the gambling equipment.
 - b) Keep the results of inspections confidential.

Article 39. Authorisation

1. The entry in the Navarre Register of Gambling and Betting shall constitute sufficient authorisation for exercising its activities within the scope of the Autonomous Community of Navarre.
2. In any event, the Gambling Regulatory Authority may require the presentation of as many documents as are necessary to verify compliance with the requirements set out in Article 38 (General Requirements) of this Provincial Decree.

CHAPTER VI.

ADVERTISING, SPONSORSHIP AND PROMOTION OF GAMBLING

Section One.

Legal regime and general principles

Article 40. Legal regime

1. The activities of advertising, sponsorship and promotion or any other form of commercial communication of gambling and betting, as well as of the premises and gambling businesses, issued, disseminated or distributed within the territorial scope of Navarre, whatever the medium or format used, shall be governed by the provisions of Provincial Law 16/2006, of 14 December 2006, on Gambling, and in this Regulation.
2. Likewise, they shall be subject to the general regulations in force on advertising and unfair commercial practices, the sectoral regulations applicable according to the media or dissemination medium used and, in particular, the one that regulates audiovisual media services and information society and electronic commerce services.

Likewise, the provisions of Article 41 of Provincial Law 17/2019, of 4 April 2019, on equality between women and men, as well as the provisions of Provincial Law 8/2017, of 19 June 2017, for the social equality of LGBTI+ persons must be respected.

3. The performance of the advertising, sponsorship and promotion activities regulated in this Chapter is subject to prior communication.
4. The promotion of moderate, non-compulsive and responsible gambling attitudes and, in any case, and including messages of prohibition of gambling for minors, must be verified by the competent administration, in addition to compliance with the principles, obligations and prohibitions established by law.

Aspects, such as time slots or means of broadcasting advertising, the prohibition or limitation



of the appearance of persons or characters of public relevance, regulated in sponsoring and promotion activities should be taken into account, in consideration of the promotion of moderate and non-compulsive gambling attitudes.

Article 41. Definitions

For the purposes of this Provincial Decree, the following definitions shall be taken into account in general:

- a) Advertising activity: form of communication, whatever the medium or means of dissemination used, carried out in order to promote, directly or indirectly, the practising of gambling, as well as access to the gambling venues.
- b) Sponsorship activity: any contribution that a gambling company makes to the financing of goods, services, activities, events, or programmes or any other content, in order to promote its name, brand, image, activities or products.
- c) Promotional activity: distribution of goods, provision of services or any other action, free of charge or for reduced price, carried out in order to promote effective participation in gambling or customer loyalty. These include rewards, vouchers or other free offers or offers subject to deposit or participation conditions, as well as prizes, draws, discounts and gifts.
- d) Advertiser, sponsor or promoter: company in whose interest the activity of advertising, sponsorship or promotion is carried out by itself or through third parties.
- e) Commercial information: communication or dissemination, for information purposes only, of the commercial identification data of gambling businesses and gambling establishments and their complementary services. The following information is deemed as informational data:
 - Trade name or name of the company.
 - Logo or marking.
 - Signage of the establishment.
 - Postal address, website, email address and contact telephone numbers.
 - Times of the activities they undertake.
 - Description and programming of complementary services and activities provided by gambling venues
- f) Static advertising: that which appears on fences, canopies, posters and any other urban furniture, as well as that which is fixed on mobile elements and means of transport, whether collective or owned by the advertiser, and that which is carried out through monitors or screens incorporated into the urban furniture.



g) Commercial communications: any form of communication, carried out by a public or private legal or natural person, disseminated by any medium, intended to directly or indirectly promote either the gambling activities according to the scope of Provincial Law 16/2006, on Gambling, or the entities operating them.

Article 42. General Principles

1. The advertising, sponsorship and promotion activities regulated in this Chapter shall observe the following principles:

a) Principle of identification, according to which they must be easily identifiable and recognisable as commercial communications, and must clearly indicate the gambling company whose name, image and/or activities are promoted.

b) Principle of truthfulness, according to which they shall not include false information or information which, although truthful, by its content or presentation may lead to error or confusion on the part of addressees, nor shall they omit substantial data or relevant facts about the activity in question.

c) Principle of responsibility, according to which they must be carried out with a sense of social responsibility, without undermining the complexity of gambling and its potential harmful effects, and should protect particularly vulnerable or at-risk groups.

d) Principle of responsible gambling, according to which its design and dissemination must strike the balance between the promotion of gambling as a leisure and entertainment activity, and the necessary protection of consumers.

e) Principle of the provisions of the Provincial Law on the Care and Protection of Children and Adolescents and for the Promotion of Their Families, Rights and Equality, and its Development Regulations.

Minors may not participate in advertising, sponsorship or promotion of gambling and betting, businesses or gambling venues.

2. The advertising or promotion activities regulated in this Chapter shall include a clear and legible message stating that gambling is prohibited for persons under 18 years of age, that practising it may lead to addiction, and shall include the promotion of moderate, non-compulsive and responsible gambling attitudes, incorporating logos alluding to such prohibition and the practice of responsible gambling in accordance with the format established by the Gambling Regulatory Authority.

Section Two.

Limitations and prohibitions

Article 43. Limitations to advertising activity

1. In accordance with the principles set out in Article 42 (General principles), advertising of gambling, businesses and specific gambling establishments is prohibited which:

- a) Link, connect or relate gambling activities with ideas or behaviour that express personal, family, social or professional success.
- b) Disparage non-gamblers or suggests social superiority of those who do gamble.
- c) Include messages devaluing effort, work or study in comparison with gambling.
- d) Encourage thoughtless, compulsive, disorderly, immoderate, addictive or pathological gambling, or present such gambling patterns as exciting or attractive.
- e) Present offers of loans or any other ways of obtaining credit to gamblers.
- f) Suggest that gambling might be a solution or an alternative to personal, professional, financial, educational, loneliness or depression problems.
- g) Mislead the possibility of being rewarded, suggest that the repetition of the game increases the probability of winning or that the skill or experience of the player shall eliminate the chance on which the win depends.
- h) Incite, directly or indirectly, minors to play, by themselves or through third parties, or present this practice as a sign of maturity or passage into adulthood.
- i) Use arguments, styles, typography, voices, images or designs associated with children's or youth culture.
- j) Be carried out in programmes or sections of specifically pedagogical content or directed exclusively or preferably to minors, of the media and dissemination.
- k) Be carried out in public places intended for or used by a public composed preferably of minors, or in educational or health facilities.
- l) Promote unauthorised forms or types of gambling.

2. The prohibitions contained in this article extend to all types of advertising, direct or indirect, including the advertising of objects or products that, by their name, graphics, mode of presentation or any other cause may imply covert advertising.

Article 44. Prohibitions on advertising.

Prohibited in all instances shall be:

- a) Advertising of betting in any sports activity that takes place in Navarre that is financed in whole or in part through public subsidies.



- b) Advertising on media that is less than 300 metres from educational, sports, cultural, recreational, health or rehabilitation facilities for people with gambling addiction, serious mental health problems or people with intellectual disabilities.
- c) Advertising of gambling businesses in offices of public administrations, public spaces for children under the age of 18, health, social health and school partners, in cinemas, premises and facilities where sporting events take place.
- d) Advertising by post, telephone, telematics and in general any advertising that is sent to the home.
- e) Advertising in newspapers, magazines or any media of Navarre and in the radio and television centres located in Navarre from 05:00 to 01:00 the following day.

Article 45. Limitations on sponsorship activity

- 1. The sponsorship relationship between the gambling company and the sponsored goods, services, programmes, activities or events shall be clearly identifiable.
- 2. Sponsorship of activities or retransmissions thereof that only involve minors or that are specifically aimed at minors shall not be admissible.
- 3. The broadcasting or dissemination of the sponsorship activity may not, directly or indirectly, encourage the participation of the public in gambling activities or forms, nor may it include advertising which is subject to the prohibitions laid down in Article 43 (Limitations to advertising activity).
- 4. Sponsorship of betting businesses in sports clubs, in particular prohibiting their advertising on t-shirts and sports clothing or in sports facilities and stadiums.

Article 46. Limitations on promotional activity

- 1. The activity of promoting gambling can only be carried out inside the gambling venues and, in the case of remote gambling, only in places accessible to registered users as established in this Provincial Decree.

Article 47. Commercial information

The communication or dissemination, for information purposes only, of the commercial identification data of gambling businesses and gambling venues and their complementary services, may be carried out, in the terms indicated in Article 41.e (Definitions) of these Regulations and without the need for communication to the Gambling Regulatory Authority.

Article 48. Advertising inside gambling venues.

1. Any advertising activity related to gambling may be carried out within the gambling premises without prior communication, provided that it respects the principles and limitations set out in this Regulation.

Section Three.
Communication procedure

Article 49. Activities

1. In general, carrying out of advertising, promotional and gambling sponsorship requires prior communication to the Gambling Regulatory Authority.
2. The following activities are excluded from the prior communication regime:
 - a) The communication or dissemination of commercial information, in the terms set out in Article 41.e of this Regulation.
 - b) Advertising within gambling venues and on gambling businesses' websites, in accordance with Article 48 of this Regulation.

Article 50. Deadline and content

1. The gambling company promoting the activity must communicate at least 1 month before the start of the campaign or activity.
2. The communication shall include at least the following information:
 - a) Identification of the advertiser, sponsor or promoter, advertising agency and media agency, where applicable.
 - b) Purpose of the advertising activity, sponsorship or promotional campaign.
 - c) Means of dissemination, media and formats in which the advertising, sponsorship or promotion that is intended to be made shall appear.
 - d) Territorial scope of dissemination.
 - e) Characteristics of activities and services the advertising, sponsorship or promotion of which is intended.
 - f) Start and end dates of the campaign.

Article 51. Decision

1. The Gambling Regulatory Authority may request from the gambling company as much data

and as many documents as it deems necessary to resolve the procedure.

2. It may also prohibit or, where appropriate, condition the performance of the proposed activity in the following cases:

- a) When it incurs a prohibition or fails to comply with any of the requirements set out in this Chapter.
- b) Where no information or documents determining the outcome of the proceedings are included in the communication.

CHAPTER VII.

EQUIPMENT FOR THE PRACTICE OF GAMBLING

Section One.

Concept, classification and approval

Article 52. Concept

1. The elements, instruments, supports, terminals, software material, equipment, machines or technical systems that are necessary for the development, management, control and practising of gambling, regardless of their distribution channel, shall be considered as gambling equipment.

2. For the purposes of approval or supervision, this equipment is classified as:

a) Essential equipment: that which, because it has a direct impact on undertaking or practising gambling, must comply with certain characteristics and/or functionalities set out in the technical regulations of the game in question. This class includes gambling machines, bingo ball extraction systems or random number generation systems, and technical gambling and betting systems.

b) Complementary equipment: that which, although necessary for the management and control of the game, has no direct impact on its development. This class includes, among others, physical instruments for participation in the game (tickets, notes, slips or the like), bingo cards, audio or video systems, as well as screens and information panels.

3. The essential equipment must correspond to models or types previously approved or, where appropriate, which have passed the conformity tests to which they are subjected to verify their compliance with current regulations.

4. Complementary or non-essential equipment shall not require prior approval, subject to the communication regime by attaching the technical description of the product to the Gambling Regulatory Authority.



5. For the purposes set out in the preceding paragraphs, gambling businesses and the owners of the establishments where it is practised shall be obliged to provide documentation or to support the carrying out of the relevant checks and, where appropriate, to provide the necessary support to the officials designated by the Gambling Regulatory Authority for conducting those checks.

Article 53. Approval and audits.

1. The approval of the models of gambling equipment is the administrative action that protects the individual legality of particular gambling equipment, or any modifications thereof, in accordance with the conditions and technical requirements provided for in the regulations in force and is a prerequisite to its operation and installation in public establishments or to its use in the marketing of remote gambling.

2. For this purpose, these models, prior to approval, must be subjected to operational tests and verification of their gambling characteristics by the entities authorised to carry out tests and trials.

3. The aforementioned entities must issue a certification report in which it shall be determined exhaustively, in the format established by the Gambling Regulatory Authority, whether the characteristics of the model and its operation comply with the technical requirements required in this Provincial Decree and its implementing provisions, as well as with the specifications contained in the documentation submitted by the applicant company.

4. The central gambling and betting units used in in-person gambling and the technical systems used for marketing remote gambling shall be subject to verification audits every 2 years, in accordance with protocols established by the Gambling Regulatory Authority.

The audit, the cost of which shall be borne by the company organising the gambling, must be carried out by a laboratory of tests and trials of gambling equipment, registered in the Navarre Register of Gambling and Betting, which must be different from the one that had made the last approval report of the gambling equipment subject to it.

5. Models of gambling equipment that contain elements or transmit messages that violate the fundamental rights of individuals or are prohibited by current regulations may not be approved. In particular, models with xenophobic, pornographic or sexist content shall not be approved.

Article 54. Approval procedure

1. The application for approval of gambling equipment models shall be made by a business authorised to manufacture gambling equipment or place it on the market.

2. The application for approval, which must be submitted to the Gambling Regulatory Authority, must be accompanied by the documents indicated in the specific technical regulations



of the game in question, contained in the Annex to this Provincial Decree.

3. Upon receipt of the request, the Gambling Regulatory Authority shall instruct on the procedure for deciding on the approval of the model. For this purpose, it may request additional pre-trials and require the applicant to make available, for the necessary time, a prototype of the material to be approved and any additional documentation, related to the tests, that is necessary.

In the case of the use of unusual technical procedures, the manufacturing or trading company shall provide the means for verification during the approval process.

4. The maximum time limit for resolving the procedure shall be 3 months.

This period may be suspended in the cases provided for in Law 39/2015, of 1 October 2015, on the Common Administrative Procedure of Public Administrations and, in particular, when decisive reports must be requested for the content of the decision, such as tests or technical trials.

5. The models of gambling equipment that are approved shall be registered in the corresponding section of the Navarre Register of Gambling and Betting.

Article 55. Modification of approved models

1. Modifications to the models may be substantial or non-substantial.

2. Without prejudice to the provisions governing the approval of certain gambling equipment, substantial modifications are considered, in the field of on-site gambling play, to those affecting the game parameters that would have been subject to verification in the original approval procedure.

In the case of gambling machines, such consideration shall be given to those modifications that affect the program that controls undertaking gambling and have a direct relationship with the requirements of the applicable regulations, such as the price of the game, the percentage of return, the speed of the game, the winnings plan or other conditions inherent in undertaking gambling.

Substantial modifications are considered, in the field of remote gambling, those that affect a critical component of the technical systems used for marketing the game, understanding as critical those elements that refer to the internal control system, random number generator, user registration, or connections with the Gambling Regulatory Authority.

The Gambling Regulatory Authority may classify as critical other components of the technical game system that initially would not have been licensed in this way and which, in a reasoned manner, it considers that they affect or may affect the undertaking of gambling, the rights of the participants or the public interest.

3. The other modifications shall be considered non-substantial.



4. Substantial modifications shall require prior authorisation and shall be subject to the pre-testing and approval procedure laid down in Articles 53 (Approval and audits) and 54 (Approval procedure).

5. Non-substantial modifications shall be subject only to the prior notification regime, attaching a technical report justifying the modification and a written undertaking that the elements described as essential in the preceding paragraphs have not been modified.

6. In exceptional cases, where the modification is necessary to solve a technical problem to the detriment of users or businesses, the issue may be corrected immediately, especially on gambling machines that are in operation, once the appropriate communication has been submitted in the register.

Once the problem has been rectified, or within 30 days of communication, the manufacturing company shall submit to the Gambling Regulatory Authority the documentation justifying the correction made indicating whether the modification has been substantial or not, subject to the procedure laid down in Articles 53 and 54 as the case may be.

Article 56. Transfer of models.

1. The transfer of the authorisation for the manufacture and importation and trading of a model of machine or game system requires prior notification by the assignor to the Gambling Regulatory Authority prior to commercialising the transferred model.

2. The authorisation referred to in the previous section may only be transferred if the assignor and the assignee are registered in the Navarre Gambling Register.

3. The communication must include supporting documentation of the contract or certificate transfer of the model, as well as a document with the numbers and series of the machines of the model to be transferred if the latter had any operating authorisation in force.

Article 57. Validation of approvals

1. Approvals of gambling equipment models made by other competent gambling administrations in Spain may be validated by the Gambling Regulatory Authority provided that such models meet the technical conditions laid down in this Provincial Decree or its implementing regulations.

2. For this purpose, manufacturers or trading companies may communicate to the Gambling Regulatory Authority those models or game elements approved by another competent authority in the field, providing a certificate from an entity licensed to carry out tests and trials that prove compliance with the technical conditions referred to in the previous section, in accordance with the provisions of this Regulation.



Article 58. Cancellation of model registrations

1. The registration of the models of gambling machines and gaming systems may be cancelled at the request of the owner, subject to verification by the Gambling Regulatory Authority that the corresponding model is not in operation.
2. The Gambling Regulatory Authority shall cancel the registration of the model, after hearing the person concerned, when it no longer meets all or some of the conditions that determined its granting, without prejudice to the penalties to which it may be.
3. Cancellation shall result in disqualification from manufacturing, import, placing on the market, and installation and automatic revocation of the operating licences of the machines corresponding to the gaming system or model affected. The decision shall set a time limit for the withdrawal from operation of the gaming machines or systems concerned, which may not exceed 30 days.

CHAPTER VIII.
GAMBLING MONITORING AND INSPECTION

Section One.
The Navarre Register of Gambling and Betting

Article 59. Purpose

1. The Navarre Register of Gambling and Betting, provided for in Article 7 of Provincial Law 16/2006, of 14 December 2006, on Gambling, is an instrument for the management and control of the activity of gambling and betting in which the data relevant to this activity related to the organisation and operation of gambling and betting in the area of the Autonomous Community of Navarre shall be recorded.
2. The Register shall be public in nature. Interested parties may obtain information about the data contained in it, without prejudice to compliance with the provisions of the current regulations on the protection of personal data and guarantee of digital rights.

Article 60. Organisation

The Navarre Gambling and Betting Register shall comprise the following Books and Sections:

1. Book I. Gambling Companies
 - a) Section I. Betting
 - b) Section II. Bingo
 - c) Section III. Tickets and lotteries

- d) Section IV. Gambling machines
- e) Section V. Raffles and tombolas

2. Book II. Auxiliary gambling businesses.

- a) Section I. Manufacturers and traders of gambling equipment.
- b) Section II. Testing and trialling laboratories of gambling equipment.
- c) Section III. Technical assistance businesses

3. Book III. Gambling establishments.

- a) Section I. Bingo halls.
- b) Section II. Amusement arcades.
- c) Section III. Sports betting venues.
- d) Section IV. Other establishments.

4. Book IV. Equipment for practising gambling.

- a) Section I. Gambling machines.
- b) Section II. Other systems for practising on-site gambling.
- c) Section III. Systems for practising remote gambling.
- d) Section IV. Other types of equipment.

5. Book V. Licences and authorisations.

- a) Section I. Licences of gambling businesses.
- b) Section II. Authorisation for operating gambling establishments.
- c) Section III. Authorisation for practising gambling.
- d) Section IV. Authorisation for operating gambling machines.
- e) Section V. Authorisation for installing gambling machines.

6. Book VI. Placement of gambling machines.

7. Book VII. Register of penalties.

Article 61. Content of registrations

1. The entries and notes made in Books I and II must contain the following information:

- a) Identification of the company, registered office, telephone number, email address and trademark used.
- b) Activities for which a licence has been awarded or that justify its registration.



- c) Date of obtaining the licence, if applicable.
- d) Date and registration number.

2. The entries and notes made in Book III must contain the following information:

- a) Address of the establishment.
- b) Identification of the company that operates it commercially, with indication of its registered office, telephone number, email address and trademark used.
- c) Authorised gambling activities in the establishment.
- d) Capacity of the establishment and operating hours.
- e) Date of obtaining the licence and, where applicable, period of validity.
- f) Date and registration number.

3. The entries and notes made in Book IV must contain the following information:

- a) Identification of the manufacturer or trading company, registered office, contact telephone number, and email address for the purposes of notification.
- b) Type of gambling equipment.
- c) Name of the model or equipment concerned and the identification of the version.
- d) Maximum prizes, percentage of return in prizes and cost of the game or bet, if applicable.
- e) Identification and memory data contained in the gaming program.
- f) Date of approval and assigned registration number.

4. The entries and notes made in Book V must contain the following information:

- a) Identification of the accredited person or authorised company, as well as the businesses linked by that authorisation.
- b) Identification of the activity or material covered by the authorisation or accreditation and, where applicable, period of validity.
- c) Identification of the establishment in which the authorised activity is operated or the material is installed in the practising of gambling.
- d) Registration number assigned.

5. The entries and notes made in Book VI must contain the following information:

- a) Identification of the gambling machine installed with series, number and model.
- b) Identification of the establishment in which the authorised activity is operated.

6. The entries and notes made in Book VII must contain the following information:



- a) Identification of the natural or legal person sanctioned.
- b) Identification of the offence committed, date and time of the offence and the penalty imposed.
- c) Identification and date of the penalty provision and its finality.
- d) Date of limitation of the sanction.

Article 62. Registration procedure.

1. In general, entries in the Navarre Register of Gambling and Betting shall be carried out ex officio, once the authorisations and licences of those giving rise to this have been granted, or when the sanctioning provisions have become final and shall be processed and resolved by the Gambling Regulatory Authority.
2. Entries in Book II of the Register shall be made at the request of a party, in accordance with the procedure set out in the following paragraphs of this Article.
3. Gambling-related businesses intending to register in Section I of Book II of the Register must attach to the application the following documentation:
 - a) Certified copy or notarial testimony of the representation power of the submitter of the application, if the applicant is a legal person.
 - b) Certified copy or notarial testimony of the instrument of incorporation and of the company's statutes, with a certificate of registration in the Commercial Register, when the company adopts corporate form.
4. Gambling-related businesses intending to register in Sections II and III of Book II of the Register must attach to the application, in addition to the documents listed in the previous paragraph and in the event that they take company form, the following documentation:
 - a) Note evidencing the technical and human resources available to the applicant to perform the activity.
 - b) Accreditation issued by the National Accreditation Entity (ENAC) or other national or international accrediting bodies to carry out the tests and trials necessary to verify the suitability of gambling equipment to the current provisions and/or to carry out technical assistance activities.
5. Where registration results from criminal or judicial proceedings, registration shall be carried out once the file is final in administrative or judicial proceedings.
6. The modification of any of the data practised in the Register, must be communicated to the Gambling Regulatory Authority, in accordance with the provisions of Article 28 of these regulations.



Article 63. Validity of registrations.

The validity of the registrations shall be the one recorded in the authorisations or licences of those that bring cause. In their absence, they shall be indefinite.

Article 64. Cancellation of registrations.

1. Registrations in Books I, II and III of the Register may be cancelled or revoked when any of the following cases apply:

- a) At the request of the registration instigator.
- b) Due to termination of the authorisation or licence.

2. The entries made in Book IV of the Register may be cancelled or revoked when any of the following causes occur:

- a) At the request of the registration instigator.

- b) Where there is knowledge of material falsehoods, irregularities, inaccuracies or omissions in the application or in the documentation of the registered models and equipment.

- c) When it is found, after registration, that there is a failure to comply with any of the regulatory requirements of the registered model or equipment.

- d) When obsolescence and non-use of the registered model or material are observed.

3. Registrations made in Book V of the Register shall be cancelled ex officio upon expiry of the period for which they were granted or due to their expiration.

4. Registrations made in Book VI of the Register must be cancelled ex officio after the expiry of the limitation period for the sanction.

Article 65. Effects of cancellations.

1. The cancellation of the entries made in Book I of the Register shall result in the automatic revocation of the authorisation or licences granted to the company, related to the operation of the authorised form of gambling and to the establishments intended for practising it.

2. The cancellation of the registrations made in Book IV of the Register shall result in the automatic revocation of the authorisation for the operation and installation of the approved equipment for practising gambling subject to the cancelled registration. The Decision agreeing to such cancellation shall set the period within which they must be withdrawn, which may never exceed 6 months.



Section Two.
Monitoring measures

Article 66. Inspections

1. The inspection, monitoring and, consequently, the functions of investigating and verifying the activities related to gambling and betting shall be carried out in accordance with the terms set out in Article 34 of Provincial Law 16/2006, of 14 December 2006, on Gambling, in this Provincial Decree and in any general or complementary provisions that are applicable.
2. The acts or facts found by the inspection must in all cases be reflected in the relevant report.

In these minutes, all the data and circumstances that are necessary for the best expression of the facts subject to the inspection shall be recorded, and copies thereof shall be given to the persons before whom they are formalised. The persons mentioned above may record on the certificate any remarks they wish to make in connection with its content.

3. The Gambling Regulatory Authority may entrust the testing and trialling laboratories of gambling equipment or technical assistance businesses, registered in the Navarre Gambling and Betting Register, to inspect equipment for the practising of gambling when it requires a special technical qualification.

Article 67. Monitoring and supervision of gaming systems.

Gaming systems must allow control and monitoring by the Gambling Regulatory Authority and the Tax Authority of Navarre, in real time, of the gambling operations and the resulting economic transactions, in the terms indicated in their technical specifications.

Section Three.
Prizes and returns

Article 68. Nature, delivery and expiration of prizes

1. The prizes may consist of goods, rights or amounts of legal tender money in Spain, and their delivery shall be made, at no cost to the users, in the form, conditions and places established in the rules of organisation and operation proposed by the organising company for the practising of gambling or specific form in question and approved by the Gambling Regulatory Authority.

Prizes consisting of goods or duties in kind shall be free of charges or liens. The organising company must record its market value on tickets, slips or means of participation.

2. In general, the prizes shall be paid in cash, by cheque, or by bank transfer against the



company account, in accordance with the following rules:

- a) If the chosen option is cash payment or cheque, such payment or cheque extension shall be made immediately after the end of the game or game session in which the prize was won. In the case of bets, the time limit shall not exceed 24 hours, counted from the determination of the validity of the results of the event covered by them.
- b) In the event that the option chosen was the bank transfer, the payment must be made within 24 hours of the first working day following the end of the daily session of the game in which the prize was obtained, and the player's conformity must also be recorded.

3. The right to collect prizes shall not expire within 3 months from the date of their making available to the user, unless the provisions governing the undertaking of a specific type or form of gambling provide for another period.

Article 69. Non-payment and effects

1. If the cheque is unpaid or the transfer has not taken place, in whole or in part, the player may contact the organising company to claim the amount due. If the company does not respond to the claim made, the player may submit a copy of the claim made to the Gambling Regulatory Authority, accompanied by the cheque or document justifying the payment by transfer that the company gave him or her.

The Gambling Regulatory Authority shall hear the organising company and, after checking the default of the debt, shall grant it a period of 3 working days to deposit the amount owed, that shall be handed over to the player. If it does not do so, the Gambling Regulatory Authority shall execute the guarantee deposited by the company to proceed with the payment of the amount owed. In any event, in the decision issued for this purpose, it explicitly reserves the civil or criminal actions that may correspond to the parties.

2. If the organising company fails to deliver the prize consisting of goods or services in kind in the manner and by the date established, the player may address the company claiming the goods or service owed and forward this claim to the Gambling Regulatory Authority, who shall act in accordance with the provisions of the previous section and, after such time as it deems appropriate, shall proceed to the execution of the guarantee deposited by the company to proceed with the payment of the amount corresponding to the market value of the goods or service.

3. If for any reason the organising company is unable to pay the prizes obtained by the players, it shall proceed to the immediate suspension of its activity and shall request the presence of the officials in charge of inspection and control, if they are present at the premises or, failing that, a report shall be drawn up that shall be communicated to the Gambling Regulatory Authority.

Article 70. Monitoring and returns

1. The authorised businesses shall communicate monthly to the competent body of the Treasury of Navarre the list of players or participants who have been awarded a prize of more than EUR 3 000 during the previous month, stating their identity (name, surname(s) and tax identification number), warning the winners of this circumstance before the prize is awarded.
2. Specific measures may be established by the head of the competent Department of the Administration of the Autonomous Community of Navarre, to guarantee the security of collections and payments, as well as those aimed at updating the limits and the procedure for communicating the prizes to be brought to the attention of the Navarre Tax Authority
3. The definitive suspension of a game, play or draw, the amount of participation of which has been previously paid, as well as the cancellation of a formalised bet, for failure, disconnection or any other circumstance referred to in this Provincial Decree or in the rules of organisation and operation of the company approved for the practising of gambling, shall result in the return of its full amount to the user, who shall not be entitled to the collection of any amount for the expectations of the prize he or she may have at the time of suspension or cancellation.

In cases of provisional suspension, it shall proceed in accordance with the provisions of this Provincial Decree for each game or form.

4. If, after the period of 3 months from the date of suspension of the game, it is not possible to locate the user to proceed with the refund of the amount paid by the user for participating in this, this amount must be made available to the Regional Tax Authority of Navarre.

Article 71. Tips

1. Staff at the service of gambling businesses, or businesses owning the premises authorised for their practice, may not request or accept tips on an individual basis or for their own benefit.
2. The amount of tips or gratuities that customers have voluntarily delivered on their own initiative must be distributed among the workers of the establishment, with the periodicity and distribution criteria agreed with the businesses indicated in the previous section.

Chapter IX. **PENALTIES**

Article 72. Infringements and penalties

Infringements of the provisions of this Provincial Decree shall be sanctioned in accordance with the provisions of Provincial Law 16/2006, of 14 December 2006, on Gambling, or regulation that replaces it.



TITLE II

NAVARRE GAMBLING AND BETTING CATALOGUE

CHAPTER I. **CONTENT AND ORGANISATION**

Article 73. Content

1. The Navarre Gambling and Betting Catalogue, hereinafter referred to as 'Catalogue', shall include all the gambling and betting that gather the notes that characterise those regulated by the Provincial Law 16/2006, of 14 December 2006, regardless of the means, of the equipment and rules with which they are practised, contain elements of chance and uncertainty sufficient to provide random alternatives on which the assumption of the consequent economic obligations by the players is based.

2. As regards the means used, as referred to in the previous section, the Catalogue shall include the gambling and betting participated in both in person, with the player attending the establishments or premises in which they take place, as well as not in person, or remotely, through the use of computer and telematic means.

Companies may offer users the possibility to formalise bets by using an electronic signature or, where appropriate, other similar means that serve to prove the personal identity of the user, in accordance with the provisions of Law 6/2020, of 11 November 2020, regulating certain aspects of electronic trust services.

3. Gambling and bets that may harm the rights of persons or whose practice may be contrary to the general principles of the regulation on gambling and betting referred to in Provincial Law 16/2006, of 14 December 2006, on Gambling, shall not be included in the Catalogue.

Article 74. Organisation of the Catalogue

1. The Catalogue shall include, for each game or bet, at least the following data:

- a) The name of the game.
- b) The description or the rules essential for practising it.
- c) The restrictions and limitations on organising and practising it, if any.
- d) The forms, if any.

2. The Catalogue shall initially comprise the games and forms specified in this Title II, without prejudice to the inclusion of new games or amending those already catalogued in accordance with the provisions of Article 2 of this Provincial Decree.

Article 75. Prohibited games.



Games and bets in which their own formulation or that of events on which they are formulated violate rights and freedoms, in particular the dignity of persons, the right to honour, personal and family privacy and self-image, as well as those that undermine the protection of youth and childhood or that of persons with disabilities, those relating to events reserved for the participation of minors or persons with mental disabilities or serious mental illness, and those based on committing crimes, in events prohibited by the legislation in force or in events of a political or religious nature, shall be prohibited.

CHAPTER II.

BETS

Section One.

Definitions and equipment

Article 76. Definitions

For the purposes of this Provincial Decree and the provisions implementing it, the terms used therein shall have the meaning set out in this Article.

- a) Bet: activity by which goods, rights or amounts of money are risked depending on success or otherwise in predicting the results of a game or event, real or represented virtually, previously determined by the organising company, of uncertain or random outcome.
- b) Ticket or betting slip: physical or electronic support that accredits its holder as a bettor, that collects the data related to the bet made and its validation and that serves as a supporting document for the collection of the winning bet, as well as, where appropriate, to make any claim on the bet.
- c) Betting odds: figure that determines the amount payable against a winning straight/simple bet when multiplied by the bet amount.
- d) Commission or brokerage: percentage of the initial fund in the pool bets or the sum of the amounts won in the cross bets that corresponds to the organising gambling company.
- e) Bookmaker: the person who, acting as a commissioner and working in the venue in which the event takes place, with the authorisation of the company organising it, attests to the reality and accuracy of the monetary bets, vice-versa or cross betting held therein.
- f) Complementary mobile systems or devices for betting management: virtual elements that allow the bookmaker to be replaced, in the exclusive scope of the venue and of the attendees at the venue where the sporting event takes place.
- g) Dividend: amount payable to the winner of a single pool bet.



- h) Betting operations: the execution of ordinary managerial and control activities related to the practice and sale of bets and the payout of prizes.
 - i) Initial sum: the sum of the quantities wagered in each type of parimutuel bet.
 - j) Shareable fund: amount for the distribution and payment of prizes among the winning bettors of pool bets, resulting from applying the percentage allocated to prizes to the initial fund.
- k) Placing a bet: implementation, confirmation, payment and validation of a bet.
 - l) Minimum and maximum bet amounts: minimum and maximum amounts that can be formalised for each unit bet and type of bet.
 - m) Betting machines: machines specifically intended for the formalisation of bets. These can be of two types: issuance terminals or auxiliary betting machines.
 - n) Organisation of bets: developing and implementing the project for the operation of bets, including the establishments, premises and elements in which they are intended to be placed on the market, the rules that must govern their practice, the guarantees and the security of the system.
 - o) Central betting unit: a set of technical elements necessary for registering, totalising, and managing bets placed by users.
 - p) Validation of the bet: delivery or making available to the user a ticket or slip of the bet made, guarantee of its registration and acceptance by an authorised company.

Article 77. Equipment for practising betting

1. Tickets and technical systems used for the marketing of bets must adopt the configuration, requirements and technical and functional characteristics contained in the Annex to this Provincial Decree.
2. The operation and installation of auxiliary betting machines shall be governed by the determinations applicable to gambling machines contained in this Provincial Decree.

Section Two.

Essential implementing regulations

Article 78. Organisation

1. The organisation and marketing of bets may only be carried out by licensed gambling businesses, in accordance with the provisions of this Provincial Decree, its implementing



provisions and the rules of organisation and operation established by the authorised company.

2. It shall correspond to the licensed gambling company
 - a) Fix bet coefficients or odds.
 - b) Apply the percentage allocated to prizes or the percentage or amount to be retained as a commission, depending on the type of bet that corresponds to.
 - c) Calculate the amount to be paid as a prize for each successful bet.
 - d) Pay the amount of successful bets and return the amount of cancelled bets.
3. The prizes must necessarily consist of money of legal tender in Spain.

Article 79. Rules for the organisation and operation of betting

1. The rules governing the organisation and operation of bets must contain in a clear and complete manner and, in all instances, subject to the provisions of this Provincial Decree, the set of rules applicable to the formalisation of bets, established quantitative limits, validity of results, successful bets, distribution and payment of prizes and expiration of the right to collect them, subject in any case to the regulations governing consumer protection, and the general conditions of the contract.
2. Prior to their effective application, the rules of organisation and operation and any changes thereto shall be communicated and validated by the Gambling Regulatory Authority.
3. This document must specify the date and version of the document, so that those applicable can be clearly identified at any time.

Article 80. Formalisation of bets.

1. Bets may be formalised into the following forms:
 - a) In person, through issuance terminals and auxiliary betting machines located in establishments, betting areas and authorised premises or venues.
 - b) Not in person, in remote form, with the use of electronics, in virtual format, through interactive media and telematic channels.

Article 81. Placing bets

1. In order to be placed, bets may be formalised at the counters or desks of approved establishments, premises and venues, equipped with issuance and control terminals, directly by the user, through the use of auxiliary betting machines and through the services offered by the company in the distribution channels of remote gambling.



2. Bets shall be validly formalised provided that issuance terminals and auxiliary betting machines or technical systems enabled for remote gambling are operational.
3. It shall be understood that a bet is validly formalised when the bettor receives the ticket or proof thereof.
4. The bet shall in all cases be understood as not placed when, due to duly justified reasons of force majeure, validating and consequently formalising it is impossible.

Article 82. Bets placed late

1. In the case of pool betting, bets must in any case be placed before the start of the events or events to which they relate, and the terminals and auxiliary machines (or the technical systems in the case of remote gambling) must automatically block the possibility of validating new bets on them at the time indicated by the company authorised to close.
2. In the case of counterpart or cross bets, terminals and auxiliary machines (or technical systems, in the case of remote gambling) must block the possibility of formalising bets after the event or activity that is the subject of the bets.

If, due to technical or human error, bets have been placed after the end of the event for which they were placed, the following procedure will be followed:

- a) Simple bets, be they counterpart or cross bets, shall be voided.
- b) For multiple bets, forecasts affected by the error shall be excluded.
- c) The amounts resulting from such cancellations shall be refunded to bettors who claim this before their right to payment has expired. After this period, these amounts shall be made available to the Navarre Tax Authority.

Article 83. Effects arising from the postponement, suspension or cancellation of the events on the basis of which the bets have been placed.

1. The company must regulate, in the rules of organisation and operation of bets, the conditions governing the bets formalised in the case that the conclusion of one or more of the events on whose results have been formalised is postponed, suspended or cancelled.
2. In any case, the results of the event shall be considered null and void if the postponement or suspension exceeds the maximum period established in the aforementioned rules of organisation and operation for the purposes of the validity of the results produced therein.
3. Likewise, when an event is cancelled, the results of the event shall also be considered null and void.
4. If a bet contains predictions on null and void outcomes of one or more events, these predictions will also be considered null and void and the bet will be modified and settled only with



the predictions made on the valid outcomes, excluding the predictions made on the null and void outcomes from the bet.

5. In the event that all predictions of a bet are considered null and void, the bet shall be considered voided.

6. For calculating the resulting coefficient or odds in a combined or a multiple counterpart bet in which cancelled forecasts have been included, the coefficient one shall be applied to each of the cancelled forecasts.

Article 84. Validity of the results.

1. Without prejudice to Article 85, the licensed company shall lay down, in its rules of bet organisation and functioning, conditions whereby the result of events on which bets are placed shall be considered valid, as well as rules applicable in the event that a result initially deemed valid is subsequently changed.

2. The licensed company shall be responsible for publicising all validated results in betting facilities and betting zones and through the interactive betting media or remote betting systems used.

Article 85. Winning bets and prize distribution.

1. A bet shall be deemed to have won when its predictions match the result deemed valid, according to the rules of bet organisation and functioning established by the licensed company.

2. In pool bets, the winnings fund shall be no less than 65 % of the pot, distributed according to the following rules:

a) The dividend per unit bet shall be the amount resulting from dividing the prize fund by the number of successful unit bets. In the divisions that are made to determine any prize per unit bet, the integer ratio shall be calculated to two decimal places, the rounding operations must be carried out, if applicable, by excess or defect as appropriate.

b) If there are no winners in a pool bet on a given event, the fund for prizes shall be accumulated in the fund of the same nature of a bet of the same form on a subsequent similar event determined by the authorised company, after communication to the body of the Administration of the Autonomous Community of Navarre competent in the field of gambling and betting.

3. In counterpart bets, the prize per bet is obtained by multiplying the odds previously validated by the licensed company by the stake amount, notwithstanding that:

a) When the results of the occurrence or events on which the predictions of a bet have been made allow two or more different forecasts to be given as correct, and as a result, the bets formalised on each of them are awarded, the coefficient or odds of the bet may be modified



following the rules that have been established for that purpose by the authorised company in its rules of organisation and operation.

b) Where one or more of the forecasts of a bet are annulled, the coefficient or odds applicable for the determination of the winning shall be calculated in accordance with Article 83(6).

4. In cross bets, the prize shall consist of the quantity bet by each player. The authorised company can obtain up to 5 % of the sum of the quantities of the losing bets as commission.

Article 86. Payment of winning or cancelled bets.

1. The payment of winning or cancelled bets shall be made in accordance with the provisions of this Provincial Decree.

2. Without prejudice to the foregoing, the collection of prizes and refunds must be made free of charge to the user in the sports betting venues and other authorised gambling venues, as well as in other places that the authorised company may have, after checking the ticket or slip, physical or virtual, corresponding once the prize distribution operations have ended, without prejudice to the possible offer of alternatives of free choice by the player subject to the payment of commissions or management fees.

3. Auxiliary betting machines installed in gambling venues may make automatic payments of the prizes themselves, or through external payers, within the limits set by the authorised betting company. Only prizes not exceeding EUR 100 may be paid in cash on machines installed in hospitality establishments.

Article 87. Tickets or bet slips.

1. With the bets formalised in in-person form, the gambling company may offer the user the possibility to print the security corresponding to the bet at the time of its validation or save it on an electronic medium or card in a way that allows its subsequent printing.

2. The winning tickets shall be invalidated once the amount of the prizes have been settled.

3. The authorised company must keep, for at least two years, the winning tickets at the disposal of the body of the Administration of the Autonomous Community of Navarre competent in the field of gambling and betting of the Navarre Tax Authority, for verification, resolution of incidents and comparison with the data contained in tax returns, either in physical or electronic format.



Section Three.

Constraints and planning measures

Article 88. Quantitative limits of bets.

1. Licensed gambling businesses may set, in their rules of organisation and operation, a minimum amount for bets.
2. The maximum amount of the unit bet shall be EUR 100 for pool and counterpart bets, and EUR 600 for cross bets.

Article 89. Locations authorised for the practice of betting.

The marketing and practice of bets may only be carried out, under the conditions and with the limitations set out in this Provincial Decree, in authorised gambling venues, hospitality establishments classified as bars, cafés, restaurants, special bars or show bars.

Article 90. Planning measures

1. The maximum number of sports betting venues authorised for each company shall be 10.
2. The maximum number of auxiliary betting machines that each company can keep in operation in hospitality establishments shall be 225 units.

Section Four.

Types

Article 91. Types

1. In terms of the distribution of the proceeds from bets placed or sums wagered, bets can be either matched, pooled or cross bets:
 - a) A matched bet is one in which the user bets against an authorised company, the prize to be obtained by the bettor, who has correctly guessed the results of the event to which his or her bet refers, being the result of multiplying the amount bet by the coefficient or odds established by the authorised company.
 - b) A mutual bet is one in which a commission, which is also licensed, is deducted from the initial stake by the licensed company and the remaining part, or distributable stake, is distributed among the bettors who have guessed correctly the results of the events to which their bets refer.
 - c) Cross-betting is betting where a licensed firm acts as an intermediary and guarantor of the amounts bet between third parties, deducting the authorised commission or brokerage fee due to

it.

In cross bets, the users make bet proposals consisting of forecasts on the result of scheduled events, which are then published by the system for possible acceptance by other users.

2. In terms of their content, bets may be simple or combined/multiple:

- a) A simple bet is when the user bets on a single result from a single event.
- b) A combined or multiple bet is where the user bets simultaneously on two or more results from one or more events.

3. Depending on where they are placed, bets may be internal or external:

- a) An internal bet is one that takes place within the venue or place where the events that are the subject of bet occur or are held.
- b) An external bet is a wager placed outside the venue or location where the events to which the bet refers are held or take place.

Also considered external bets are those placed at a venue or location on events which are held or take place in another location, including where this is also the venue of other events on which bets may also be placed, as well as bets placed through remote gambling.

Section Five. Traditional betting

Article 92. Organisation and specific rules

1. Traditional bets shall be considered those that are organised and operated by the Basque pelota companies on the matches played on the pelota courts of the Autonomous Community of Navarre. Such companies shall be regarded as gambling businesses licensed for the operation of traditional betting.

2. Traditional bets shall be undertaken in accordance with the following requirements:

- a) Without prejudice to the provisions of paragraph 2(g) of this Article, all bets must be formalised through the authorised bookmaker.

Likewise, the Gambling Regulatory Authority may authorise complementary mobile systems or devices for the management of bets provided that they meet the established requirements and are managed by the organising company of the event.

- b) The number of bookmakers per event may not exceed one for every one hundred persons



or fraction thereof of the maximum authorised capacity of the venue, with a maximum of eighteen bookmakers, except for championship matches or tournament finals, where the number of bookmakers in the venue may be thirty per cent higher than the corresponding capacity, also with a maximum of eighteen bookmakers.

- c) Bets can only be crossed in the venue itself and between the spectators attending it.
- d) The maximum limit of each cross bet shall be EUR 600, respectively.
- e) The organising company of the event shall deliver to the bettors, through the authorised brokers, or through the complementary mobile systems or devices, virtual receipts, cards or tickets that shall be considered as slips of the bets made, in the terms and conditions established in this Provincial Decree, which shall be registered in the parent of the official voucher provided by the company to the brokers.
- f) The organising company may retain up to 16 % of the amount of winning bets as commission.

CHAPTER III.

BINGO

Section One.

General provisions

Article 93. Description

1. The game of bingo is a lottery played in successive games on a given set of numbers in which the players participate with cards, different from each other, in each of which an identical number of squares have been arranged or with graphic representations distributed in horizontal lines and in vertical columns, and in which the ordinary prizes of each game, without prejudice to the possible reserve and accumulation of funds for the provision of extraordinary ones, they are fed by the revenues collected from the sale or access to said media by the players and are obtained by completing, in the order available, with the samples extracted or randomly determined, the models or figures preset in the prize plan for achieving them.
2. The different alternatives that can be established according to the range of the numbers on which the game is based, the established prize plan, the systems, equipment and elements used for the undertaking of gambling or establishments in which it is practised, shall configure different forms of bingo.

Article 94. Forms of participation.

The form of participation in bingo must be in person, with the player attending the venues

where this is undertaken.

Article 95. Organisation and authorisation

1. The organisation and operation of bingo may only be carried out by licensed gambling businesses.
2. Any company interested in practising the traditional bingo game form must request authorisation for its operation from the Gambling Regulatory Authority, having to accompany it with a proposal of the rules of organisation and operation of this form. These rules shall contain, in a clear and complete manner, and subject to the provisions of this Provincial Decree, all the rules applicable to the formalisation of bingo, the price of the cards, the winning combinations and the prize plan, the validity of the results, the system of validation, distribution and payment of the prizes and the expiration of the right to receive prizes.
3. The Gambling Regulatory Authority may authorise the practice of a bingo game or a different prize plan in each venue, provided that it meets the conditions and functionalities required for undertaking each form.
4. The practising of the game of bingo and the organisation of the successive games of it shall conform to the rules that govern the undertaking gambling in each form.

The authorisation decision shall in any case incorporate the gambling regime, the prize plan established and the characteristics of the authorised equipment.

Article 96. Equipment

1. The equipment used for the organisation, operation and practice of bingo shall adopt the configuration, requirements and technical and functional characteristics contained in the Annex to this Provincial Decree.
2. The game of bingo can only be practised with real or virtual cards or supports and with authorised price or facial value, such means those cards in which the player or the system mark the numbers matching those extracted at random or randomly determined while the game is being undertaken.
3. Without prejudice to the foregoing, bingo halls may have auxiliary terminals connected to the system of managing, undertaking and monitoring the game, which shall automatically collect the data of the game and may be used by the players as media for participation in the conditions and with the limitations that may be established.

Section Two.

Rules, winning combinations and prizes

Article 97. Rules of the game of bingo

The organisation and practice of bingo shall be carried out in accordance with the provisions of this Provincial Decree, in its development provisions and in the rules of organisation and operation of each form established by the gambling company authorised and approved by the Gambling Regulatory Authority.

Article 98. Percentages allocated to prizes.

1. The amount to be distributed in prizes shall consist of a percentage of the income earned, sum of the facial value of the cards sold, and shall be determined for each form.
2. In the event that there is a change in the form of bingo implemented in a given venue, the amounts withdrawn and reserved for the payment of the winning combinations, including those of the last session, may be used for the constitution of the prizes of the new form or given to the players before such change is made according to a programme of extraordinary prizes, the application of which shall in no instance last for more than 1 month and which must be approved in advance by the Gambling Regulatory Authority.
3. In the absence of the proposal and the programme of extraordinary prizes referred to in the previous paragraph, or if the same has not been approved, these amounts shall be paid to the Treasury of the Navarre Tax Authority, within 48 hours after the actual cessation of the form, and shall be for the benefit of the Autonomous Community.

Article 99. Plan for winning prizes and combinations

1. The prizes must necessarily consist of money of legal tender in Spain.
2. Bingo businesses shall propose to the Gambling Regulatory Authority a prize plan for each form and/or local game, which shall at least contain the following specifications:
 - a) The denomination and description of the winning figures or combinations.
 - b) The percentage distribution of income allocated to the different winning figures or combinations.
 - c) Where applicable, the percentage distribution of the proceeds for the establishment of necessary deposits, or purse, for the allocation and subsequent payment of fixed amounts for prizes.
 - d) The amount of each fixed prize and the assumptions that give rise to its payment.
3. The Gambling Regulatory Authority must resolve, authorising or denying the authorisation of the winning prize plan and combinations for its implementation, within 1 month.
4. The company owner of the bingo hall must inform the users of the prize plan in force



at all times, highlighting those aspects that have experienced variation with respect to the previous prize plan.

Section Three. Limitations

Article 100. Limits on the price of cards.

1. Licensed gambling businesses may set in their rules of organisation and operation a minimum price for bingo cards.
2. The maximum price of a bingo card, physical or virtual, shall not exceed EUR 10.

Article 101. Authorised venues for practising bingo.

The placement on the market and practising of the game of bingo can only be carried out, under the conditions and with the limitations established in this Provincial Decree, in bingo venues.

Article 102. Planning measures

1. The number of auxiliary terminals installed in each bingo venue shall not exceed 20 % of the capacity measured at available player positions.
2. The maximum number of cards on which can be played simultaneously in each game for each terminal shall not exceed 60.

Section Four. **Traditional Bingo Form**

Article 103. Description of the form.

1. The game of bingo, in its multiple premium form, is a lottery played with 90 numbers, from 1 to 90 inclusive, with players having, as a game instrument, cards or physical supports on which 15 different numbers are represented, distributed in three horizontal lines of five numbers each and in nine vertical columns, in which there can be three, two or one number, without there ever being a column without a number.
2. The game is based on the random, singular and successive determination of numbers between 1 and 90 inclusive, which, for the purposes of the provisions of this Provincial Decree, is hereinafter referred to as drawing balls.
3. The prizes are obtained in each game by one or more players simultaneously completing



on their cards, in first place and where appropriate subject to the established order of drawing the ball, the combinations pre-established for obtaining, by the player or the system marking on the card the numbers coinciding with those drawn randomly and, where appropriate, called out.

Article 104. Percentage of revenue allocated for prizes

The percentage of revenue allocated to prizes in the traditional bingo form shall not be less than 65 % of the amount of income obtained from the sale of all the cards issued.

Article 105. Winning combinations

1. All gambling premises licensed for traditional bingo shall offer players the possibility to obtain the line and bingo prizes. The rest of the forms of the game and winning combinations shall be optional, provided that they are explicitly authorised.
2. Line. A line shall be understood to be formed when the five numbers or graphic representations that make it up, whatever their position, have been determined of the three which form a card: the upper, the central or the lower.
3. Bingo. Bingo shall be understood to be formed when all the numbers or graphic representations that make up a card have been determined.
4. Other winning combinations. These shall be optional and shall be governed by the provisions of the authorisation as established in the prize plan and winning combinations.

Article 106. Obtaining and payment of prizes

1. Prizes are obtained in each game by one or more players simultaneously completing on their cards or media, in first place and in accordance with the rules established by the company, the combinations or figures pre-established for obtaining them.
2. A prize being obtained must be communicated to the company by the user, in accordance with the provisions of the rules of organisation and operation in force.
3. The appearance of more than one winning combination shall determine the proportional distribution of the prizes in equal parts.
4. In no instance may prize claims be accepted once they have been allocated.
5. The prizes shall be paid in accordance with the provisions of Articles 68 and 69 of this Provincial Decree.
6. In any event, the prizes must be paid at no cost to the players in the establishment itself and in the same session in which they have been obtained, after checking the cards or participation media, which must be presented in full and without manipulations that may mislead.



Article 107. Player participation

1. People who intend to participate in traditional bingo must first purchase the cards or participation media that must be returned at the end of the game.
2. The player's withdrawal during the course of the game shall not result in the refund of the amount of the cards purchased. However, the player may choose to transfer the cards to another player.

Article 108. Purchase and sale of cards

1. Before starting the sale of cards, the series to be used, the number of cards that compose them and the facial value thereof shall be announced.
2. The cards shall be sold correlative, within each of the series. The sale in each item shall start, without distinction:
 - a) With the first number of the series, when this starts.
 - b) With the number following the last one that had been sold in previous items, when already started series are used.
3. If the number of cards in the series put up for sale is insufficient to meet the demand of the users, they may be put into circulation for the same consignment cards of a second series, provided that the following requirements are met:
 - a) The cards of the new series must be of the same facial value as the first.
 - b) Cards of the second series may only be sold up to the number preceding that of the card of the first series with which the sale began, so that in no case may two identical cards be sold in the same game.
4. The cards must be paid for by the users in cash, and their delivery on account or payment by cheque or any other means of payment, as well as the practice of credit operations to them, is prohibited.
5. At the end of the sale, before the start of the game, the remaining tickets will be collected and, after the relevant calculations have been made, the tickets that have been sold will be announced, as well as the amount of the different prizes that may be won in the game.

Article 109. Starting and undertaking the game

1. After the sale of cards, players shall be notified of the total number of cards sold and the amount of prizes offered, and the start of the game shall then be announced.
2. The game shall begin with the extraction or random determination of the numbers, which

shall be announced to the players.

3. The game shall be interrupted when a player announces aloud that he/she has obtained the winning combination of line or bingo, after which, on the basis of his/her number and through the computer support, the presumed winning card shall be checked and the prize shall be assigned accordingly; this operation shall be repeated with all those cards that are communicated concurrently in the same game. If the check of the announced cards results in errors or inaccuracies in the marking of all of them, the game shall resume until new winners occur.

4. When any line is correct, the game shall continue until the obtaining of the winning combination of bingo is communicated and, if the verification of this positive, the game shall be terminated, proceeding to the payment of the amount of the prizes.

5. Once the bingo combination has been communicated and all the winning cards have been checked, it shall be asked if there is any other winning combination, leaving a reasonable time until giving the order to resume the game or to bring it to completion, as the case may be, which shall determine the loss of any right to claim a prize in that play.

6. In no instance may prize claims be accepted once they have been allocated.

7. The occurrence of more than one winning combination in both a line and bingo will determine the proportional distribution of the prizes equally.

Article 110. Completing the game and collecting cards

1. The game shall end when one or more players complete all the numbers contained in one or more cards, or when all winning combinations that entitle prizes have occurred.

2. At the end of the game, the cards used in the game must be removed, and a subsequent game may not start until those used in the previous game have been removed.

3. Cards withdrawn after the end of each game shall be invalidated for use in subsequent games.

4. The winning cards shall be kept together with the minutes of the session for a period of 3 months, unless they correspond to a game that has been the subject of an administrative or judicial claim by a player, in which case they shall be kept until there has been a final decision thereon and compliance with the provisions of said decision is established.

5. In addition, those cards which, in the event that there are reasonable indications that an offence or infraction has been committed during the course of the games, may constitute a body or evidence of the facts complained of, which must be attached to the relevant report and, together with a copy of the report on the game, should be kept at the disposal of the competent authority.



Article 111. Incidents.

1. If, prior to the start of a game or during the game before the first draw, there is a failure or breakdown in the apparatus, equipment or installations or any type of event that prevents the continuation of the game, the game will be provisionally suspended and if the problem cannot be resolved within a reasonable period of time, the players will be refunded the full cost of the cards, which must be returned to the company.
2. If the event that prevents the continuity of the game occurs once the extraction of balls has begun before any prize has been allocated, it shall proceed as in the previous section. If, on the other hand, when such an event occurs a prize has already been allocated, the game shall be suspended provisionally and if it cannot be resolved within a reasonable period, the game shall continue until its end even with the use of manual procedures that guarantee the randomness and integrity of the game. However, once the problem has been resolved, the faulty system or mechanism for the drawing of balls has been repaired or replaced, the game may be restarted following the conclusion of a new game.
3. In the event of breakdowns or events that prevent the operation of the Game Checking and Recording System, the game shall be suspended and the corresponding diligence shall be carried out manually in the book of minutes indicating the game and time at which the breakdown has occurred. If the session is suspended or ended for this reason, the game shall not resume until the repair or correction of the deficiencies of the damaged or defective elements.
4. If, during the course of a game, there is an error in reading out the numbers, when announcing a number that does not correspond to the one actually extracted or determined, the number shown on the ball drawn or in the system shall prevail. This error shall be corrected, and the game shall continue after due diligence of the impact on the record book. In the same way, it shall proceed in the case of error or omission in signalling the numbers on monitors, screens or panels.

CHAPTER IV
TICKETS

Article 112. Game description

The Ticket Game is the form of gambling in which the users participate in the draw of various prizes in cash, by acquiring, in the places authorised for this purpose, physical tickets that contain and keep hidden the winning prize amount or the winning symbols or combinations.

Article 113. Forms of participation

The ticket game can be practised in person, acquiring the tickets in the premises authorised for sale.



Article 114. Organisation

1. The organisation and operation of the ticket game may only be carried out by licensed gambling businesses.
2. The licensed businesses must submit to the Gambling Regulatory Authority a proposal with the rules of organisation and operation of the game that must contain, in a clear and complete manner and subject to the provisions of this Provincial Decree:
 - a) All the rules applicable to formalising it.
 - b) The unit price for purchasing the ticket.
 - c) The prize plan, which must include the amounts of the prizes and, where applicable, the winning combinations, as well as their distribution by series.
 - d) The series of tickets to be issued and the number of units that compose them.
 - e) The places enabled by the company to pay the prizes.
 - f) The expiry date of the right to collect prizes.
3. The authorised businesses shall also submit to the Gambling Regulatory Authority a list of the premises intended for the sale of tickets.

Article 115. Material elements

The ticket shall consist of a physical medium that must meet requirements of inviolability that prevent its manipulation or fraudulent reading, and must also have the following characteristics:

- a) Have printed a series of numbers or symbols, concealed from the user and the distributors thereof, until the moment of their physical opening or scraping.
- b) Have a unique and irrepeatable validation code on the tickets that constitute each lot. They shall also be numbered in such a way as to allow individual identification of each ticket.

- c) Contain the instructions necessary to proceed with the opening or scratching of the physical ticket or any other operation that allows the examination and verification of the prizes or predetermined combinations or symbols.
- d) Have the ticket price fixed.

Article 116. Percentage of revenue allocated for prizes.

1. The prizes must necessarily consist of money of legal tender in Spain.

2. The percentage of income allocated to prizes in in-person gambling shall not be less than 70 % of the amount of income obtained from the sale of all tickets.

Article 117. Payment of prizes and expiration.

1. The prizes shall be paid in accordance with the provisions of Articles 68 and 69 of this Provincial Decree.
2. In any event, the collection of the prizes must be made at no cost to the user in the places arranged by the company, without prejudice to the possible offer of alternatives of free choice by the player, subject to the payment of commissions or management fees.

Article 118. Types

Depending on the way the prizes are won, the ticket game has three forms:

- a) Direct prize ticket. Form in which the award ticket contains and keeps hidden the amount of the prize.
- b) Delayed prize ticket. Form in which the ticket contains and keeps hidden symbols or sets of symbols whose combinations or simple accumulation give rise to prizes.
- c) Mixed prize ticket. Form that combines the previous two.

Article 119. Rules of the game

1. Once the player purchases the ticket, whether or not the prize exists shall be verified in accordance with the instructions contained therein.
2. In the event that it does not appear on the ticket itself, the unit price of the ticket, the plan of prizes and their distribution by series, the number of tickets of each series, the place authorised by the company for the payment of the prizes and the expiry date of the right to collect them shall be announced to the public in the places authorised for their sale.

Article 120. Limitations and prohibitions.

1. Licensed gambling businesses may set in their rules of organisation and operation a minimum amount for the price of the ticket.
2. The maximum amount of the prize shall not exceed EUR 1 000.
3. The sale of tickets to minors under the age of 18 is prohibited.

Article 121. Authorised places for the sale of tickets.



The sale of tickets may only be carried out, under the conditions and with the limitations established in this Provincial Decree, in the gambling and betting venues authorised.

CHAPTER V.

Lotteries

Section One.

Description, organisation and participation

Article 122. Description

The Lottery is a game that consists of a draw in which one or more numbers are determined or extracted at random and in which the holders of tickets the numbers of which coincide, in whole or in part, with those extracted, are awarded cash prizes in accordance with the provisions of the corresponding prize plan previously approved and advertised together with the date of the draw in the prospectuses alluding to gambling and on the tickets or slips themselves.

Article 123. Organisation

The organisation of the games of lottery that take place within the territory of the Autonomous Community of Navarre is the responsibility of the Government of Navarre. Their management and operation can only be carried out through a public enterprise or a mixed company with majority public capital, and social entities may participate in its commercialisation under the terms to be determined by regulation.

Article 124. Forms of participation

1. Lottery games may be practised in person, through the physical sale of tickets, or not in person, in remote form, with the use of electronics, in virtual format, through interactive means and telematic channels.
2. The physical sale of tickets may take place inside any establishment open to the public or in its access.

Article 125. Material elements

1. The technical gaming systems that could be used for the practice of lottery games shall adopt the configuration, requirements and technical and functional characteristics contained in the Annex to this Provincial Decree.
2. The tickets must contain the essential characteristics of the lottery game to which they



apply and, in particular, must reproduce the following information:

- a) The name of the form and, if appropriate, the name of the Game in question.
- b) The number or numbers corresponding to the ticket, according to the form offered.
- c) Its unit price.
- d) The date of the draw.
- f) A unique control number for this, allowing for individual identification.
- g) The numbers, symbols or any other means of validating the tickets that the managing company wishes to establish.
- h) The listing of the prizes to be won and their form of award.

The contents of the ticket may include a summary of the rules of the game, which must be available to the public at the point of sale.

3. In practising the lottery game through the use of computer or telematic systems by any of the means or media provided, a virtual image of a ticket must be provided that reproduces the information related in the previous section.

Article 126. Void tickets

The ticket shall be considered invalid if:

- a) It is illegible, modified, badly cut, poorly printed, incomplete, falsified or misproduced.
- b) It is altered in such a way that formal identification or corresponding verification of the numbers it contains is impossible.
- c) The identification, validation or control code or procedure held by the managing body does not correspond to that of the ticket presented.
- d) It does not comply with the regulations, rules and procedures in force established by the managing body.
- e) It was not registered in the managing body's central IT system before the start of the draw.
- f) It corresponds to a draw that has been cancelled by the managing body.

Section Two. **Draws and prizes**

Article 127. Date of draws

1. The drawing for a particular form shall take place on the date and place designated and announced in advance by the managing body. The drawing shall be public in nature, and shall be attended by the persons determined by the managing body.

Article 128. Results of draws

1. The results of a particular drawing shall be entered immediately on an official list, verified by the managing body. Only this official list shall attest to all intents and purposes of the draw results.

2. The results of the draws held throughout the year shall be included in an official list of the managing body, which shall establish the appropriate mechanisms to ensure they are publicised.

3. The information derived from the results of the draws and the information voluntarily offered by the winners of any prize may be used by the managing body for advertising purposes, without them being able to claim any right of dissemination, image, printing or advertising in this regard.

Article 129. Determination of winning numbers and combinations

The determination of winning numbers and combinations shall be carried out by means of one or several drums or a mechanism of extraction of numbers, symbols or representations at random, or also by a computer system that can generate random numbers, or by any other system of determining the winners among all the numbers corresponding to the specific game in question.

Article 130. Prizes plan

1. The prizes must necessarily consist of money of legal tender in Spain.

2. The managing body of the lottery games shall approve the prize plan for each draw that must be made known, in any event, before the start of the sale of the tickets corresponding to it.

3. The prize plan must contain at least the following information:

- a) Date, place and time of the draw.
- b) Unit price of the ticket and number of tickets issued.
- c) Winning numbers and combinations and prizes.
- d) Form and places of awarding prizes.
- e) Expiry period for collecting prizes.

f) Reference to the specific form of the lottery game in question.

4. The winning ticket shall be for the amount of the largest prize won only, subject to that determined by the specific form of each game. Each prize cannot be paid out more than once. In the case of the official award of more than one winner of a given prize, the amount shall be distributed equally among the winners.

5. The amount of the prizes not claimed within the established deadline shall be made available to the Regional Tax Authority of Navarre.

Section Three.

Warranties, Responsibilities and Limitations

Article 131. Guarantees and Responsibilities

1. The payment of prizes for lottery games shall be guaranteed directly by the managing body.
2. The prize corresponding to a winning ticket shall only be paid if the ticket is presented for collection within the expiration period.
3. The managing body shall be relieved of any liability and obligation to the holder of a winning ticket once the payment of the corresponding prize has been made, or its expiry has occurred without having lodged any claim within the prescribed period.
4. The managing body's liability shall be limited, in the case of a claim based on a valid winning ticket, to the amount of the winning prize for this ticket, and, in the event of cancellation, to the amount paid for purchasing it.

Article 132. Limitations

1. No one can act as a selling agent without the corresponding authorisation issued by the managing body.
2. A ticket cannot be sold to the end user or consumer at a price other than its nominal price.
2. The sale of tickets to minors under the age of 18 is prohibited.
3. It is also prohibited to sell lottery tickets to the public in public or private education centres where regulated education is provided to minors, official centres for the rehabilitation of pathological players, residential centres for people with intellectual or mental illness, health, sports, cultural and recreational centres and youth homes.



CHAPTER VI.

Gambling Machines

Section One.

Description, organisation and forms of participation in gambling

Article 133. Description

1. Gambling Machines are the set of mechanisms and devices, manual or automatic, which, complying with the characteristics and limits that are established by regulation, are arranged so that, in exchange for a price, they allow the eventual direct or indirect obtaining of a prize according to a game program or depending on chance.
2. In addition, those machines which, because they include some element of gambling, betting, wagering or chance, are so established, provided that they are not affected by any of the exclusions contemplated in the following paragraph, shall also be considered to be gambling machines.
3. Gambling machines may not contain images, messages or objects that may harm the development of children and youth, which directly or indirectly violate the fundamental rights recognised by the Spanish Constitution and the rest of the legal system, or xenophobic, sexist, pornographic or that advocate violence.
4. Vending machines which are limited to mechanical transactions or sale of specific products, goods or services, previously selected by the buyer, are excluded from the scope of this Provincial Decree, provided that the value of the money deposited coincides with the sale price indicated in the machine for them, and their extraction is accurate and does not depend on any eventuality, bet, random combination or gambling, as well as purely recreational machines that do not give any direct or indirect prize, except the possibility of repeating the time of use.

Also excluded are game machines with a prize in kind, known as cranes, whose maximum prize is less than EUR 2. Such machinery shall be regarded as recreational machinery and shall therefore be subject to the legal regime laid down in Article 2 of Provincial Decree 37/2013, of 5 June 2013, adopting various measures in the field of public performances and recreational activities to transpose Directive 2006/123/EC of the European Parliament and of the Council of 12 December 2006, on services in the internal market.

Article 134. Organisation and forms of participation

1. The organisation and operation of the game by means of gambling machines may only be carried out by licensed gambling businesses.
2. The form of participation in the game developed by game machines **shall be** in person,

assisting the player to the premises in which those are installed.

Section Two.

Types

Article 135. Rating

1. For the purposes of their legal regime, gambling machines are classified into the following groups:

a) Gambling machines with prize in kind, or Type A

They are those that, in exchange for the price of the game and depending on the skill or ability of the player, grant the player a time of use or play and, eventually, a prize in kind, directly or through the accumulation and subsequent redemption of vouchers, bonuses or the like.

b) Game machines with programmed prize, or type B.

They are those that, predominating their recreational dimension, in accordance with the characteristics and limits fixed by regulation and in exchange for the price of the game, grant the player a time of use or play and, eventually, in accordance with the gaming program, a prize in money whose value may not exceed the limit fixed by regulation.

c) Auxiliary machines for other forms of gambling.

They are those machines, manual or automatic, which, in accordance with the characteristics and limits set by regulations and in exchange for a price or bet, allow the user to formalise his or her direct or indirect participation in other forms of gambling, the operation of which has been previously authorised to a gambling company.

Article 136. Gambling machines with programmed prize, or type B

Gambling machines with programmed prize, or type B, are classified as follows:

a) BR type gambling machines.

These are basic gambling machines, single player, in which their playful or recreational nature predominates over that of the amount of the bet. These machines may be installed in playrooms and licensed hotel establishments.

b) BS type gambling machines.

These are special, single-player gambling machines that contemplate the award of prizes of greater value than those mentioned in the previous section. Their special nature must be stated expressly and clearly on the front panel of the same and their installation can only be carried out

in gambling venues.

- c) BG type gambling machines.

Special game machines based on the game of bingo.

- d) BM type gambling machines.

These are game machines of type BR, BS or BG that have more than one game station and that allow the independent or simultaneous participation of two or more players. These machines, which can only be installed in gambling venues, may adopt different configurations of games in each position, although they must make up a single piece of furniture and contain at least one common game.

- e) BMB type gambling machines.

These are BM machines that have a common game or allow the game between players, and that allow the direct conversion of the payment of the price of the game into options of mutual plays. These machines may be installed in bingo halls.

Article 137. Auxiliary machines for other forms of gambling

Auxiliary machines for other forms of gambling are classified as follows:

- a) Ticket or lottery vending machines.

Machines which, in exchange for a price, fill in, validate, register or issue tickets, coupons, slips or similar game media that allow the eventual obtaining of a prize in cash or in kind, immediately or deferred, depending on the characteristics, conditions of authorisation and rules of the game in question.

- b) Auxiliary betting machines

Machines that allow the user to formalise bets on the results of a sporting event or of another nature, in accordance with the specific provisions governing this form of gambling.

Section Three.

Technical configurations and prize plan

Article 138. Technical configurations of gambling machines and interconnection systems.

1. Gambling machines and systems permitting their interconnection must adopt the technical configurations indicated in the Annex to this Provincial Decree.
2. Manufacturers may incorporate into machines and interconnection systems other complementary mechanisms or devices that they deem appropriate for their operation, provided



that their functionality is identified and described in the approval procedure, and it is established that they do not contravene or impair compliance with the essential requirements and functionalities required in this Provincial Decree.

3. The interconnection of machines shall require prior authorisation from the Gambling Regulatory Authority, which shall be granted in accordance with the following procedure:

- a) The authorisation procedure for the implementation of internal interconnection systems shall be initiated at the request of the company owning the premises in which it is to be installed.
- b) This request shall be accompanied by a report indicating the number of machines to be interconnected, their individual identification, the model of the interconnection system to be used and the amount of the prizes to be awarded.

Article 139. Prices of maximum games and prizes

1. The maximum price of the game on the gambling machines is as follows:
 - c) Machines of type BR: EUR 1.
 - d) Machines of type BS: EUR 2.
 - e) Machines of type BG: EUR 6.
 - f) Machines of type BM, which is established for each model in its approval decision according to its composition BR, BS or BG.
 - g) Machine of type BMB, which allows the direct conversion of the payment of the price of the game into options of pooled games.
2. The maximum prize that can be awarded each game machine shall be as follows:
 - a) Machines of type BR: EUR 500.
 - b) Machines of type BS: EUR 2 000.
 - c) Machines of type BG: EUR 6 000.
 - d) Machines of type BM, which is established for each model in its approval decision according to its composition BR, BS or BG
 - e) Machines of type BMB: the maximum prize that the machine can deliver in a game shall be the one that corresponds to the type BS machines.



Article 140. Maximum prizes from interconnected gambling machines

1. The maximum accumulated prizes that may be awarded by machines that are part of the internal interconnection systems shall be the following:
 - a) For type B machines in amusement arcades: EUR 3 000.
 - b) For type B machines in bingo halls; EUR 3 000.
 - c) For type BG machines in amusement arcades: EUR 15 000.
 - d) For type BG machines in bingo halls: EUR 30 000.

Section Four.
Gambling machine operating framework

Article 141. Operating authorisation.

1. The operating authorisation is the administrative authorisation that protects the legality of each machine in terms of its correspondence with a previously approved model and which authorises the gambling company that owns the same for its operation prior to compliance with the other requirements laid down in this Provincial Decree.
2. The operation of a type A or B gambling machine ~~er-C~~ shall require the prior obtaining of the corresponding operating authorisation granted by the Gambling Regulatory Authority. The application, which must be signed by a licensed gambling business, must be accompanied by the certificate of manufacture of the machinery containing at least the following particulars:
 - a) Identification of the manufacturer or importer.
 - b) Model name, serial number, registration or manufacturing number and registration number in the Navarre Gambling and Betting Register.
 - c) Number of machine play stations, if any.
 - d) Manufacturing date and date of sale of the machine.
3. The authorisation to operate may only be granted to licensed gambling businesses and shall have an indefinite duration, it shall also include the determination of the nature of the premises in which they may be installed, being able to be extinguished for any of the reasons set out in Article 143 of this Provincial Decree. The authorisation shall remain valid even in the case of its transmission, provided that at the time of the same the requirements required by the regulations in force are met.
4. The Gambling Regulatory Authority shall establish the technical inspection protocol for

gambling machines, in order to verify that their operation complies with the requirements of the approval and current regulations.

Article 142. Transmission of the operating authorisation

The transmission of the authorisation to operate gambling machines may only be made, at the request of the acquiring business, between licensed gambling businesses, provided that the transfer of the machine is documented and copies of the authorisation granted to its previous holder are supplied.

Article 143. Lapse of the operating authorisation

1. The operating authorisation shall be terminated for the following reasons:
 - f) When the machinery no longer meets the requirements required by the legislation in force, or does not comply with them within the period prescribed in the procedure initiated for this reason.
 - g) For cancellation of the registration of the game company owner of the machine in the Navarre Register of Gambling and Betting.
 - h) For cancellation of the registration of the model of the machine in the corresponding register.
 - i) For non-payment of taxes associated with the operation of the machine.
 - j) For verification of falsehood, irregularity or inaccuracy in some essential information in the documentation provided to obtain the authorisation.
 - k) At the request of the incumbent gambling company, for the removal of the machine from its commercial operation.
2. To proceed to the termination of operation, the gambling company owner must submit to the Gambling Regulatory Authority copies of the aforementioned authorisation or Responsible Declaration of the loss of the same and commitment of the delivery of the original if this appears.

Article 144. Exchange of machines

1. The exchange of machinery is an administrative procedure by which the operation of a new machine and the termination of the authorisation to operate another machine, which it replaces for tax purposes, is authorised simultaneously.
2. For this purpose, the change of a type B gambling machine with operating authorisation in force to another of the same type and characteristics may be authorised without authorisation, the model of which is registered in the Navarre register of gambling and betting.

3. For the purposes of the previous section, gambling businesses must apply for the exchange of machines from the Gambling Regulatory Authority, attaching to the application the certificate of manufacture of the machinery to be operated and the copies of the operating authorisation of the machinery to be replaced.

Article 145. Gambling machine documentation

1. The corresponding copy of the circulation guide or operating licence must be displayed on the front or side of the machine in such a way that it is visible, although this display shall not be required when it is possible to view the contents of the licence on screen or by telematic means, by means of the procedure established by the Gaming Regulatory Authority.

Section Five.
System of installation of gambling machines

Article 146. Installation permit

1. The installation authorisation is the administrative authorisation which covers the legality of the installation of the gambling machines of a particular authorised business in an establishment.

2. The owner of the activity carried out in an establishment in which the installation of gaming machines is intended must apply to the Gaming Regulatory Authority for as many installation licences as there are operating companies installing machines in the establishment.

3. The installation authorisation shall be extended to the owner of the economic activity carried out in the establishment in which it is intended to be installed and shall identify the gambling business that effectively installs it.

4. Obtaining the installation authorisation shall involve the effective operation of the gambling machine by the operator authorised for that establishment. This operation must be carried out on an uninterrupted basis for the duration of the authorisation.

5. The installation authorisations must be placed visibly to the public in the area where the gambling machines are installed or on the machines themselves, although such exposure shall not be required when there is the possibility of viewing the content of that authorisation on screen or through telematics, using the procedure established by the Gambling Regulatory Authority.

Article 147. Validity and termination of the installation authorisation

The installation authorisation shall have an indefinite duration, without prejudice to its expiration for any of the following reasons:

a) By resignation of the owner of the economic activity carried out in the establishment, formulated with the agreement of the gambling business identified in the



authorisation.

b) By resignation of the owner of the economic activity carried out in the establishment, which shall be effective at the end of the calendar year, provided that such resignation has been communicated at least 3 months in advance to the Gambling Regulatory Authority.

In this case, the Gambling Regulatory Authority shall forward the notification of resignation to the operator identified in the installation authorisation, for the purposes of Article 94(4) of Law 39/2015, of 1 October 2015, on the Common Administrative Procedure of Public Administrations.

c) Due to a change in the ownership of the economic activity carried out in the establishment, 3 months after the date of registration of the new holder in the Tax on Economic Activities.

d) When, due to the unilateral decision or will of the gaming company, the machine is not installed in the authorised establishment within fifteen calendar days from the date of licence or its operation is interrupted for more than thirty calendar days.

e) The gambling company owning the machines installed in the establishment being disqualified or removed from the Navarre Gambling and Betting Registry.

f) By closure or change of activity of the establishment, where the new activity undertaken there does not allow the installation of gambling machines or does so in number and typology other than the previous authorisation.

g) By revocation and as a consequence of an administrative penalty in accordance with the provisions of Provincial Law 16/2006, of 14 December 2006, on Gambling.

h) By court decision, if so determined.

i) For verification of falsehood, irregularity or inaccuracy in some essential information in the documentation provided to obtain the authorisation.

j) Upon the death of the legal personality of its holder, without prejudice to the transfers which may arise.

Article 148. Communication of the placement.

1. The gambling operator which owns the machines installed in an approved premises for the installation of the machines must inform the Gambling Regulatory Authority, prior to their effective implementation, of the number of authorisations for the operation of the gambling machines intended to be installed and removed from the approved establishment.

The communication must also contain the data of the input and output counters expressed in euros, corresponding to the authorisation to operate the machinery being installed and from which it is removed from the establishment.

In the case of multi-position machines, the value of the input and output counters shall be that corresponding to the sum of the values of all posts.



Such communication must be made through the electronic or telematic means created for this purpose by the Gambling Regulatory Authority for its processing, the complete transcription of the data required therein being essential for its validity.

2. The Gambling Regulatory Authority may postpone or deny the installation announced if, according to the actions resulting from the content of the communication, there could be a violation of current gambling regulations.

Article 149. Installation of gambling machines in hospitality establishments.

Only two gambling machines may be installed in establishments specifically authorised as bars, special bars, cafeterias, cafés, of which one must be BR type and the other an auxiliary betting machine.

Article 150. Installation of gambling machines in gambling venues.

1. In the venues specifically authorised as bingo halls:

- a) Gambling machine in bingo halls may be installed up to a number of machine player positions not exceeding 20 % of the number of bingo player positions available in the establishment, or 30 player posts if the application of that percentage determines a lower number.
- b) The number of BG-type gambling machines installed in bingo halls may not exceed 10 % of the number of bingo player posts available on the establishment following the installation of the machines, or 15 if the application of that percentage results in a lower number.

c) Likewise, after deducting the machines actually installed in accordance with the provisions of the previous paragraph, BR, BS and BM gaming machines may be installed in the establishment, up to the limit established in paragraph (a) of this article, in terms of the number of player seats.

d) BMB-specific bingo machines.

e) In any event, the number of auxiliary betting machines shall not exceed five.

2. In premises specifically authorised as gambling halls:

a) The number of type B gambling machines and auxiliary betting machines to be installed shall not exceed one per three square metres of area of the playing area in which they are located.

b) In any event, the number of auxiliary betting machines shall not exceed five.

3. In the premises specifically authorised as sports-betting venues:

a) The number of betting machines to be installed may not exceed one per three square

metres of area of the playing area in which they are located.

Section Six

Operating regime of gambling machines

Article 151. Provision of information to users.

1. Gambling machines shall provide users with truthful, effective and sufficient information on the following characteristics:
 - a) The rules of the game and the description of the winning combinations.
 - b) The price of the game and its method of payment.
 - c) An indication of the types and values of the coins, banknotes, tokens, cards or physical or electronic media that it accepts.
 - d) The minimum percentage of return in prizes, if any.
 - e) The amount of the prizes corresponding to each of the winning combinations and the method of collection.
 - f) The prohibition of its use by minors, as well as the warning that the abusive practice of gambling can create addiction.
2. This information shall be incorporated on the front of the machinery or, where appropriate, on the video screen. When the information is housed on the video screen, on the front of the machine it shall be clearly indicated to the user how to access it.

Article 152. Payment of games, payment of prizes in money and prizes in kind

1. Payment of the price of the game may be made in legal tender money or by the use of tickets, media or electronic payment cards and refund to be redeemed within the establishment where the gambling machine is installed.
2. The payment of prizes in money awarded by the gambling machines may be carried out in the manner provided for in the previous section or be implemented in accordance with the provisions of Articles 68 and 69 of this Provincial Decree.
3. Prizes in kind that can be obtained through type A gambling machines must be identifiable by the user prior to the start of the game. In the event that the machine offers the possibility of accumulating vouchers or tokens for subsequent exchange for prizes in kind, these must be displayed at a gift counter, and the number of vouchers or tokens necessary for their achievement must be clearly and visibly indicated.

The exchange of vouchers or tokens for prizes in kind can only be made at the establishment



in which they were obtained, and under no circumstances may they be redeemed for money.

Article 153. Operating conditions and breakdowns

1. Gambling machines installed in an establishment must be kept in operation during the same hours as it remains open to the public, and their preferential use cannot be reserved for a particular user. They may only be disconnected in the event of a breakdown, clearly warning the public, visibly, of this contingency.
2. Gambling businesses and the owners of the premises where they are installed, are obliged to keep them in use and in perfect operating and safety conditions throughout the validity of the installation authorisation.
3. When, due to mechanical failure, the machine does not pay, in whole or in part, the prize obtained, the owner of the business or the personnel in its service shall be obliged to pay the same, or the difference that is lacking to complete it, on the spot, and the game may not be resumed until the reason for non-payment has been rectified.
4. If there is a breakdown involving the malfunction of the machine and it cannot be corrected on the spot, without prejudice to the provisions of the previous paragraph, the person in charge of the premises shall be obliged to disconnect it, warning of the breakdown by means of information visible on the machine.
5. Obtaining the installation authorisation shall involve the effective operation of the gambling machine by the operator authorised for that establishment. This operation must be carried out on an uninterrupted basis for the duration of the authorisation.
6. The gambling machine may be removed as a result of breakdown or malfunction, and the retired gambling machine must be re-operated or replaced within a maximum of 7 days.

Article 154. Prohibitions and limitations

1. The owners, shareholders or members of the businesses operating the gambling machines and of the businesses owning the establishments where they are installed, their management staff, their employees, as well as their spouses, ascendants and descendants in the first degree, shall be prohibited from using the gambling machines as players.
2. The owners, managers and workers of establishments where gambling machines are installed must prevent their use by those who are prohibited from using them by any of the provisions of this Provincial Decree.



CHAPTER VII.

Raffles, tombolas and combinations of chance

Section One.

General provisions

Article 155. Description, form of participation and equipment

1. A raffle is the game consisting of the drawing of one or more goods or rights in kind, previously determined and not redeemable for money, between the purchasers, for a certain price, of one or more tickets, ballots or other instruments of participation, correlatively numbered or differentiated from each other.
2. A tombola is a draw of various objects, exposed to the public, which can be charged instantly, in the sum of points or by deferred draw, among the purchasers, for a certain price, of tickets or ballots containing, where appropriate, the indication of the prize to be obtained.
3. Random combination is the game developed in marketing operations or to promote the consumption of certain market products, which consists of completing, within the established period of time and through the repeated purchase of the product, possible combinations with elements determined or drawn at random and advertised or provided by any means to the players, who, once the combinations have been completed in the manner established in the game regulations, may receive a direct prize or participate in a draw for its award, in accordance with the regulations approved for its development.
4. Raffles, tombolas and combinations of chance may be undertaken in person, purchasing tickets, ballot papers or other instruments of participation in the places or establishments authorised for sale, or not in person, in remote mode, with the use of electronics, in virtual format, through interactive means and telematic channels.
5. The technical gaming systems that could be used for the operation and practice of raffles, tombolas and combinations of chance shall adopt the configuration, requirements and technical and functional characteristics set out in Annex I to this Provincial Decree.
6. Draws that, for the sole purpose of advertising or promotion of a product or service, and having as its sole consideration the consumption of the product or service, without extra price or additional pricing or repeated consumption, offer prizes in cash, spice or services, requiring, where appropriate, the status of customer of the entity subject to the advertising or promotion are excluded from the scope of this Provincial Law

Article 156. Types

1. Depending on the destination of its prizes, raffles, tombolas and combinations of chance are classified as:

a) Beneficial: those organised by public or private institutions, local authorities or other corporations or entities, in which the amount of the profits obtained is used to meet the primary needs of charitable establishments.

b) Of public utility or social interest: those organised by the institutions, entities and corporations referred to in the previous section, in which the amount of the profits obtained is used for purposes of recognised public utility.

c) Of particular interest: those organised by natural or legal persons in which the amount of profits is not used for any of the purposes set out in the preceding paragraphs.

2. Taking into account the total amount of prizes, raffles, tombolas and combinations of chance are classified into:

a) Smaller amount: when the total amount of prizes is less than EUR 1 800.

b) Larger: when the total amount of prizes is equal to or greater than EUR 1 800.

Section Two. **Organisation**

Article 157. Organisation and operating rules

1. Raffles, tombolas and combinations of chance shall be undertaken in accordance with the provisions of this Provincial Decree and in the rules of organisation and operation proposed by the organising entity and approved by the Gambling Regulatory Authority.

2. The rules of organisation and operation shall contain, in a clear and complete manner and subject to the provisions of this Provincial Decree:

a) The basis on which the game will be run, including, in the case of tombolas, the prize plan and the winning combinations.

b) The date of completion or start and end dates, as applicable.

c) The number and characteristics of tickets, ballot papers or other instruments of participation, indicating the unit price. When the raffles, tombolas or random combinations are made in combination with the numbers of the draws of the Spanish National Organisation for the Blind, of the State Lottery and Gambling Entity or of an Autonomous Gaming and Gambling Entity, the number of tickets, slips or other participation instruments must be at least equal to the number of one of the series fixed in the aforementioned draws.

d) The detailed list of the prizes to be awarded, with expression of their price or market value and the form of award to the winners, as well as the place where they are deposited or exposed, in the case of movable property and the situation of the estate, limits and extension, in the case of property.



- e) The place where the draw is to be carried out that determines the winning person or persons, the person making it and the date on which it is intended to be carried out.
- f) The location of the establishment, in the case of the tombolas.
- g) La descripción de las medidas a adoptar por la entidad organizadora para garantizar plenamente la transparencia en el desarrollo del juego para evitar fraudes, incluyendo la fecha de caducidad para la reclamación de los premios.
- h) The destination of the prizes obtained from the celebration of the raffle or tombola requested.
- i) The list of persons authorised by the organising entity to sell tickets, ballot papers or other instruments of participation.
- j) Where applicable, reference to the rule by which the organising entity has been declared beneficial, of public benefit or of social interest, with the expression of the purpose for which the benefits of the raffle or tombola are intended, or certification issued by the corresponding official body,

Section Three.

Authorisation.

Article 158. Operation of raffles, tombolas and combinations of chance.

- 1. The operation of raffles, tombolas and combinations of chance of smaller amounts shall require prior notification to the Gambling Regulatory Authority.
- 2. The operation of raffles and major tombolas shall require prior authorisation from the Gambling Regulatory Authority.

Article 159. Authorisation procedure

- 1. The communication or, where applicable, the application for authorisation must be submitted at least one month before the date of the start of the sale or distribution of tickets, ballot papers or other instruments of participation and must be accompanied by the following documentation:
 - a) Proposal for the organisation and operation of the raffle, tombola or combinations of chance
 - b) Draft tickets, ballot papers or other instruments of participation to be used in the game.
 - c) Copy of contracts, invoices, titles or documents proving ownership of the prizes in favour of the organising entity.

In the case of real estate, a certificate issued by the corresponding Property Registry must be

provided, accrediting the registry of the ownership of the property in favour of the organiser, in which the description of the property and the absence of charges and encumbrances on said property are included.

d) In the case of raffles, tombolas or random combinations that are intended to be held in combination with draws organised by the Spanish National Organisation for the Blind, the State Lottery and Gambling Entity or an Autonomous Gaming and Gambling Entity, the original of the license granted to the organiser by the latter entity must be attached.

e) Proof of deposit of 10 % of the total value of the prizes.

2. The Gambling Regulatory Authority shall resolve as appropriate at least four calendar days before the start date of the sale or distribution of tickets, ballots or other instruments of participation to be used in the game.

3. The administrative authorisation shall be non-transferable, and its transfer for any title and its operation through a third party is prohibited.

Section Four.

Limitations

Article 160. Prohibition of sale

The sale of tickets, ballot papers or other instruments of participation in raffles, tombolas and combinations of chance to minors under 18 years of age is prohibited.

TITLE III.

GAME DISTRIBUTION CHANNELS

CHAPTER I. **IN-PERSON GAMBLING**

Article 161. Definition of in-person gambling

1. In-person gambling is considered to be that which requires the physical presence of the player in the places or establishments licensed for this purpose.

2. With the exceptions contemplated in the Catalogue for certain games or modalities, in-person gambling may only be practised in gambling premises and in those establishments which, having the mandatory licences for the exercise of other activities, comply with the requirements and conditions established in this Provincial Decree and have the corresponding licence.



Section One.

Provisions common to gambling venues

Article 162. Concept and classes

1. For the purposes of this Provincial Decree, gambling venues shall mean places, venues, facilities or establishments, whether temporary or permanent, authorised specifically for the practice of gambling or betting.
2. The following are considered gambling venues:
 - a) Bingo halls
 - b) Amusement arcades
 - c) Sports betting venues.
3. Gambling venues must be used for the usual and continuous practice of one or more main games. The practice of other games that may be offered in a complementary way shall be conditional on the effective availability of the main game(s).

Article 163. Characteristics and technical conditions common to gambling venues

1. Gambling venues must meet the conditions to be established in general for the premises of public competition. The equipment offered for practising gambling must be located inside the premises, isolated from the transit outside the premises, without its specific location being detrimental to the conditions of evacuation and fire protection laid down in the operating or opening licence.

2. Under no circumstances may licences be granted for the installation of specific gambling establishments within 400 metres of public or private educational establishments where regulated education is provided for minors, official centres for the rehabilitation of pathological gamblers, residential centres for people with intellectual disabilities or mental illness, health, sports, cultural and recreational centres and youth centres.

Likewise, and in any case, the minimum distance between gambling halls and sports betting shops shall be at least 400 metres, and the minimum distance between bingo establishments shall be at least 1 200 metres.

The distance indicated in the previous paragraph shall be measured in all cases on the shortest pedestrian path per road in the public domain.

The aforementioned minimum distance may be extended by Municipal Ordinance for its municipal terms by the respective Municipalities, which must communicate said regulations to the Gambling Regulatory Authority.



3. In addition to the specific requirements and conditions established for each type of premises in this Provincial Decree, gambling venues must have at least:

a) A computerised reception or admission service next to the access gates that shall prevent the entry of minors under 18 years of age and persons ~~self-excluded from the game~~ included in the Register of Interdictions, from which it is possible to access the different spaces and play areas of the premises.

For this purpose, without prejudice to the provisions of Articles 24 and 25 of this Provincial Decree, the staff of the service may require the identification of all users who come to the establishment.

b) One or more areas of play, understanding as such the spaces dedicated to the practising of gambling or the main games and, where applicable, the areas dedicated to the operation of other available games.

The area intended for reception, toilets, offices, warehouse and any other area not directly related to the specific activity of play shall not be counted as game area.

c) Toilets, services and facilities appropriate to a public establishment of this nature as established in current regulations.

4. Without prejudice to the planning measures laid down in this Provincial Decree for each gambling venue, the maximum number and location of the gambling machines or other equipment intended for their practice shall be based on the surface of the play areas of the premises and the conditions of evacuation and fire protection established in the municipal activity and opening licences.

5. Signage elements:

a) A sign shall be placed inside and outside the premises indicating that minors and persons registered in the General Gambling Access Prohibition Register are not allowed to participate in gambling.

b) Signs shall be placed in a visible place in the admission service indicating that the abusive practice of gambling games can lead to addiction and where to go if you have a compulsive gaming problem.

6. Advertising and promotion of the consumption of alcoholic beverages in gambling venues is prohibited.

Article 164. Access control and participation in gambling

1. The gambling premises must have a reception or admission service in accordance with the provisions of Article 24 of this Regulation.



2. The companies owning the gambling premises may condition the stay in the premises to those persons who actively participate in the games offered. In any event, the chairs and stools of the game tables and gambling machines are reserved for players.

Article 165. Provision of information to users

1. The owners of the gambling venues must provide users who request it with accurate, complete and up-to-date information about the games offered in the establishment, their rules and form of development, the manner of participation in them, the winning combinations, the amount of the prizes and their form of distribution.

In addition, they must make available a copy of the qualification of the company and the authorisation to install and operate the premises issued by the Gambling Regulatory Authority, as well as a copy of the official regulations of the games offered on the premises.

2. Gambling premises shall have a visible sign at the entrance to the premises indicating that they are gambling premises, as well as the provisions of Article 163 of this Provincial Decree.

3. The gambling machines installed on the premises must collect on the front or on the video screen, in a graphic, visible and written form, the rules of the game, the description of the winning combinations, the indication of the types of values of coins, tokens, cards or media that are accepted, the amount of the prizes corresponding to each game, and the minimum percentage of return in prizes.

Article 166. Operating hours

The general closing hour of the gambling premises or facilities shall be as follows:

- a) Bingo halls: 03:00.
- b) Amusement arcades: 00:30.
- c) Sports betting venues: 00:30.

Section Two.

Prior consultation and authorisation of gambling venues

Article 167. Prior feasibility consultation

1. Any natural or legal person who is interested in the installation and operation of a gambling venue may make a prior consultation with the Gambling Regulatory Authority on the adaptation of the same to the technical provisions contained in this Provincial Decree and to what is referred to in Article 14.6 of Provincial Law 16/2006, on Gambling, attaching to the application a preliminary draft of the premises, drawn up and signed by a competent technician, which must include the



following documentation:

- a) Descriptive report, expressly justifying the degree of compliance with the requirements of this Provincial Decree to the specific type of premises that is intended to be installed or the possibility of meeting them once the relevant adaptation works have been carried out:
- b) Location and site plans, as well as the current and refurbished status of the premises, with specific mention of all access doors to the premises.
- c) Distance measurement plan on which the measurement of distances between all the doors of the gambling premises and the nearest places indicated in Article 163.2 of this Provincial Decree is graphically represented.

The plan shall be accompanied by a technical report stating the partial result of the measurement of each of the sections that make up the entire route to be carried out, as well as a description thereof.

- 2. The Gambling Regulatory Authority shall request the competent Departments to report on compliance with the minimum distances established in the centres mentioned in Article 14.6 of Provincial Law 16/2006, on Gambling. A report shall also be requested from the local council in which the gambling premises are to be located.
- 3. After analysing the documentation submitted, the Gambling Regulatory Authority shall inform the applicant of the possibility of granting the installation and operation authorisation to the said premises, and shall formulate any objections that may be appropriate.
- 4. The usefulness and validity of the report issued shall be subject in any case to the certainty of the data provided and to the subjection of the project and the execution of the works projected therein to the observations contained in the report and, in any case, to the applicable regulations in force.
- 5. In no case shall the report issued imply administrative license for the installation and operation of the gaming premises under consultation.

Article 168. Installation and operation authorisation.

- 1. The operation of gambling venues may only be carried out by gambling businesses that have the qualification necessary for the exercise of the activity to be carried out in the premises, are registered in the Navarre Register of Gambling and Betting and have the prior authorisation of installation and operation.
- 2. The authorisation for the installation and operation of a gambling venue shall enable its owner, without prejudice to the need to have all other licences and authorisations required, for the opening and putting into service of the gambling venue subject to it within a maximum period of one year from its granting.



3. The installation and operation authorisation shall not confer any right for the transfer or relocation of the gambling venue for which it has been granted.

Article 169. Process

1. Companies interested in the installation and operation of a gambling venue must request the corresponding authorisation from the Gambling Regulatory Authority, accompanying the application, in the form and media that are established, the following documentation:
 - a) Document proving the ownership or availability of the premises, which may be subject to the suspensive condition of the possible installation and operation authorisation.
 - b) Personal and material means and, where appropriate, complementary services, which are intended for the exercise of the activity.
 - c) Games and forms that it intends to operate in the premises.
 - d) Economic report proving the investment to be made and viability of the investment, which shall record, at least, the amount of the investment, the form of financing of the investment, study of the impact on the market, taking into account the number and proximity of the existing premises and the foreseeable financial statements of the three future years.
 - e) Basic project of the establishment, drawn up by a competent technician, in the terms set out in the following Article.

Article 170. Establishment project

The basic project of the establishment shall consist of at least:

- a) Descriptive report, in which it shall necessarily be stated:
 - Documentation that integrates the project.
 - Purpose of the project.
 - Background.
 - Description of the project, including the situation of the establishment and general condition, surface area and use of the spaces in which it has been divided, as well as equipment used, distribution of tables and gambling machines and situation of servers and facilities and, where applicable, of the ball extractor apparatus, luminous screens, monitors and other elements necessary or complementary to the practising of gambling and justification of the solutions adopted.
 - Seats available in each of the rooms, venues and/or play areas available.

- Budget.
- b) Plans suitably scaled to adequately define the nature of the solutions incorporated into the project, including:
 - Status of the establishment.
 - Location in relation to the building in which it is integrated and to the roads and buildings nearby.
 - Floor or floors in its configuration prior to its conditioning and after its planned adaptation, including their distribution, as well as, as necessary, of sections and detail.

Article 171. Priority of applications

1. When there are several applications for authorisation of installation and operation of a gambling venue that could be affected by reason of the distance limitations established in this Provincial Decree, the Gambling Regulatory Authority shall grant the authorisation to the first place that complies with the legal requirements.
2. When applications for installation and operation authorisations are affected by limitations on the total number of authorisations for a particular type of gambling venue, their concession shall be decided by public tender, in accordance with the terms laid down in Articles 8 and 13 of Provincial Law 16/2006, of 14 December 2006, on Gambling.

Article 172. Decision

1. The Gambling Regulatory Authority shall request the competent Departments to report on compliance with the minimum distances established in the centres referred to in Article 14.6 of Provincial Law 16/2006, on Gambling, in the same way it shall request a report from the City Council in which the gambling venue is to be located.
2. After completing the file, examining the documentation provided and the adaptation of the project to the requirements established in this Provincial Decree and in the rest of the regulations governing gambling and betting, the Gambling Regulatory Authority shall resolve matters, granting or denying the authorisation within three months.
2. The expiry of the period without having been issued and notified shall legitimise the person concerned to consider that the authorisation has been rejected by administrative silence.
3. Authorisation shall be refused in the following cases:
 - a) Due to the failure to prove compliance with any of the requirements established in the current regulations.
 - b) Because the application is not adapted to the planning of gambling that has been



established on the basis of the provisions of Article 8 of the Provincial Law 16/2006, of 14 December 2006, on Gambling and in this Provincial Decree.

c) As a result of the fact that it has not been successful in the public tender called for the award of authorisations in the relevant field of gambling and betting activity, in accordance with the provisions of Article 13(2) of Provincial Law 16/2006, of 14 December 2006, on Gambling.

Article 173. Start of the activity

1. Gambling venues must start their activity within the maximum period specified in the installation and operation authorisation, which shall be fixed according to the magnitude of each project, without this period exceeding one year for bingo halls, gambling halls and sports betting venues and 3 years for gambling casinos.

If the launch cannot take place within that period for reasons beyond the control of its owner, the owner may request the grant of the appropriate extension for a period identical to that established in the installation authorisation, duly and in detail justifying the reasons that prevent compliance with the deadline.

2. The gambling company holding the installation and operation authorisation must notify the Gambling Regulatory Authority at least 20 days in advance of the starting date of the activity to be carried out in the gambling venue, accompanied by the notification of the following documentation:

a) Document certifying that the security referred to in Article 29 of this Provincial Decree has been established and deposited.

b) Certificate, signed by the competent technician, certifying the completion of the work in accordance with the project submitted indicating, where appropriate, the corrective measures taken at the request of the competent body.

c) Responsible statement of the company holding the authorisation on the start-up and proper functioning of all facilities related to the undertaking of gambling, with the access control to the premises and the technical means to it.

Article 174. Validity, transmission and termination of installation and operation authorisations.

1 Authorisation for the installation and operation of gambling premises shall be valid indefinitely.

2. Notwithstanding the provisions of the previous paragraph, authorisation for the installation and operation of gambling premises linked to authorised gambling companies following a public tender procedure shall be valid for the same period as that established in their authorisation.

3. Authorisation for the installation and operation of gambling venues may not be transferred



or operated through third parties and, in general, shall be transferable between gambling businesses that have the corresponding authorisation and are registered in the Navarre Gambling and Betting Register.

4. Notwithstanding the provisions of the previous paragraph, authorisation for the installation and operation of gaming premises granted by public tender shall not be transferable.

5. The transmission of the authorisation shall require authorisation from the Gambling Regulatory Authority after accreditation, by the acquiring company, of the requirements established in this Provincial Decree regarding the availability of the premises, the establishment and deposit of the security and the proper functioning of all facilities related to the undertaking of gambling and, where appropriate, with the access control to the premises.

6. Authorisation for the installation and operation of gambling premises shall be terminated:

a) Due to the occurrence of any of the cases considered in Article 14(5) of Provincial Law 16/2006, of 14 December 2006, on Gambling, or rule replacing it.

b) Due to expiry, if the activity has not started within the period specified in the authorisation for installation and operation, or because it has been closed for a period of more than one year, whether this has occurred voluntarily or for any other reason.

c) Failure to replace the securities within the prescribed time limit when their amount had been reduced.

d) For the loss of the requirements that determined its granting, relating to the holding company or the premises.

Article 175. Modifications

1. The following modifications shall require prior authorisation from the Gambling Regulatory Authority:

a) The suspension of operation of any of the games or forms practised locally for a period of more than three months.

b) Changes in the surface, in the distribution or in the number and arrangement of the spaces of the premises, as well as the capacity measured in player posts.

c) Changes to the systems used for access control to the gambling venue.

2. The above authorisation shall be deemed to have been granted for the passage of one month without an explicit decision having been issued.

3. It shall require communication to the Gambling Regulatory Authority at least twenty days in advance of the following modifications:

- a) Changes in the equipment necessary for the development and practising of gambling.

Section Three.

Specific provisions of Bingo Halls

Article 176. Definition and game offer

1. Bingo halls are those venues that have spaces mainly intended for the usual and continuous practice of bingo play in any of its forms.
2. In these venues, games can be undertaken in a complementary manner by means of:
 - a) Game machines with programmed prize, or type BR, BS, BG, BM and BMB.
 - b) Auxiliary betting machines
 - c) The ticket game.

Article 177. Planning measures

1. Bingo halls must have at least one main area specifically delimited for the practice of bingo play and, where appropriate, a second delimited supplementary area for the installation of gambling and betting machines. The game of tickets can be practised in any of the game areas.

2. In no instance may the surface of each of the complementary areas exceed the surface of the main area.

Article 178. Capacity and functionalities

1. The game area(s) intended for playing bingo must have a minimum capacity of one hundred and fifty bingo player positions and a maximum of 600.
2. These areas must be arranged in such a way that during the undertaking of gambling the information related to the cards in play and the amounts of the prizes, as well as the figures of the numbers or graphic representations contained in the balls extracted or randomly determined by any other procedure and, where appropriate, the ordinal corresponding to their determination are visible by the participants in the game from the player positions, directly or through the use of screens, light panels, supports or electronic game terminals, in such a way that the simultaneousness of the information and the possibility of winning prizes by all players is ensured.
3. In any event, the permanent existence in bingo halls of an acoustic system sufficient to ensure the full dissemination in this of undertaking games or their incidences shall be mandatory.



Section Four.

Specific provisions of the Gambling Halls

Article 179. Definition and game offer

1. Gambling halls are those places mainly intended for the usual and continuous practising of gambling by means of game machines with programmed prize or type 'B'.
2. In addition, it is possible to practise in these venues:
 - a) Games undertaken through auxiliary betting machines.
 - b) The ticket game.
4. The gambling halls shall be known under the generic name 'Amusement Arcade' followed by the name that identifies and identifies the venue.

Article 180. Planning measures

1. The gambling halls must have at least one delimited main area for the installation of gambling machines with programmed prizes and, where appropriate, one or more complementary areas specifically delimited for the installation of auxiliary betting machines. The game of tickets can be practised in any of the game areas.
2. In no instance may the surface of the complementary area exceed the surface of the main area.

Article 181. Capacity

The game area(s) of these premises shall have a useful area not less than 150 square metres.

Section Five.

Provisions specific to the Sports Betting venues

Article 182. Definition and offer of games

1. Sports betting venues are those places mainly intended for the usual and continuous operation of bets.
2. These premises may also be used as a complementary venue for:
 - a) The game of tickets
3. Sports betting venues shall be known under the generic name 'Sports Betting Venue' followed by the name that identifies and identifies the venue.



Article 183. Planning measures

1. The game of tickets can be practised in any of the game areas.

Article 184. Capacity

The gambling area of betting shops must have a useful area no less than 50 square metres.

Section Six

Other premises authorised for gambling activities

Article 185. Hospitality establishments.

1. Public establishments specifically authorised as bars, cafés, special bars and entertainment cafés, which meet the requirements and conditions set out in this Provincial Decree, may install gambling machines with programmed prizes and auxiliary betting machines.
2. Gambling machines may only be located inside the premises referred to in the previous section, isolated from the traffic outside them, without their specific location constituting a detriment to the evacuation and fire protection conditions established in the corresponding activity or opening licence.
3. The installation of this type of machine in the aforementioned catering establishments may not be carried out on terraces or public thoroughfares, nor on the outside of the premises, nor in bars or cafeterias located inside educational, university, health, social or youth centres and sports facilities.
4. A 'BR' type gambling machine and an auxiliary betting machine may be installed in these establishments.

CHAPTER II. REMOTE GAMBLING

Article 186. Concept and distribution channels

1. Off-site or remote gambling is considered to be that which does not require the physical presence of the player in the authorised places or establishments and which is carried out by electronic, computerised, telematic or interactive means, meaning equipment, systems, terminals, instruments and software material that allow the production, storage or transmission of documents, data and information, including any open or restricted communication network -such as television, Internet, fixed and mobile telephony or other- or interactive communication, whether in real time or deferred.
2. Without prejudice to the specific conditions expressly regulated for remote gambling, its



organisation, operation and practice must comply with the general provisions applicable to in-person gambling and shall in any case specify the authorisation of the Gambling Regulatory Authority.

3. Licences shall only be granted for the following distribution channels:
 - a) The Internet network, through websites.
 - b) Text messaging distribution systems for telephone services, voice communication services and audiovisual media.

Article 187. Prevention of problematic and pathological gambling.

1. Holders of non in-person or remote gambling authorisations operating exclusively within the scope of the Autonomous Community of Navarre must include the following actions:
 - a) Pay due attention to at-risk groups.
 - b) Provide the necessary information so that the participants can make a conscious selection, promoting that the gambling activities and the attitude towards them are moderate and responsible, not compulsive.
 - c) Inform concerning the prohibitions of participation and access for minors and persons who are prohibited, included in the Register of Interdiction of Access to Gambling, as well as establish control mechanisms necessary to guarantee them. For this purpose, information shall be given on the prohibition of participation in betting for minors and persons registered in the register of prohibited persons.
 - d) Provide its staff with training courses related to responsible gambling practices and the prevention of problematic and pathological gambling.
 - e) You shall be informed about where you can go if you have a gambling problem.
4. Gambling businesses must offer participants the possibility of voluntarily setting limits on their deposits for amounts lower than those established in this Provincial Decree.
5. Actions to prevent problematic and pathological gambling that may involve the exchange of information about players or users must respect the regulations on the protection of personal data and the guarantee of digital rights.
6. No loans or any other form of credit may be granted to players, bonuses, free items or items redeemable for money, or publicise financial products for obtaining credits or loans.

In any event, a bonus shall be understood as a reduction or decrease, rebate or discount in the price of a game or in the coefficient of payment or odds of a bet.



Section One.

Information and services for the user

Article 188. General Information

Anyone wishing to practice remotely marketed games shall have the right to go to and access the corresponding distribution channel for information about those. For this purpose, before allowing the player access to its contents, the system or platform shall offer the user, at no cost to the user, the following information:

a) Identification of the company, tax identification number, registration number in the Commercial Register, registered office, telephone number, fax or any other that allows direct and effective communication with it. When the distribution channel of the remote game is the Internet network, the company must also provide the email address.

b) Information about the game or games that are offered and the basic rules of them.

In addition, in the case of draws, information must be provided on the identification of the notary or public body competent in the field of gambling in which the bases have been deposited, and the number of notarial protocol or administrative number assigned.

c) Clear and accurate information on the cost of participation in the game, the classes and limits of the bets and the amount of the prizes offered and, if access to gambling entails additional cost, their amount.

d) Warning that access and play is prohibited for children under 18 years of age, persons included in the Registry of Interdictions and persons whose tax domicile is outside Navarre.

e) A health warning that excessive participation in gambling activities can damage health and can cause compulsive gambling.

Article 189. Specific information and services through the Internet

1. Where the game distribution channel is the Internet network, the following information shall appear on the main page of the operator's website:

a) The information contained in Article 188(a), (d) and (e) of this Provincial Decree.

b) The prohibitions on participation in the game set out in Article 15 of this Provincial Decree.

c) Instructions and availability of model documents for the inclusion of the player in the Register of Interdictions and for the submission of complaints.

d) Principles of responsible gambling.

e) Procedures for limiting the user's playing capacity by setting daily, weekly and monthly spending limits.

f) Associations specialised in helping with gambling-related problems, with links to specialised websites in the fight against gambling addiction.

2. The following information should be displayed on the homepage or on a page directly accessible therefrom:

a) Official text of this Provincial Decree, indicating the provisions of it applicable to games offered remotely.

b) The information contained in Article 188(b) and (c) of this Provincial Decree, including, where appropriate, the internal rules or regulations of the operating company.

c) Models of documents for the inclusion of persons in the Register of Interdictions and for the formulation of complaints, enabling a link for their telematic processing from the website.

3. The website or web page may not contain commercial advertising of entities that provide financial services to players.

Article 190. Specific information through audiovisual media

1. When the distribution of the game is carried out through audiovisual media, the operator company must provide the participants with the information contained in Article 188 of this Provincial Decree and, in addition, depending on the form of participation, that indicated in the following paragraphs.

2. If the participation is carried out by telephone services based either on fixed, mobile or on the Internet, or in the sending of messages, the operator shall provide:

a) Clear and accurate information on whether access is charged according to a premium-service rate and, where this is the case, the amount charged, including taxes, per minute, when this is charged by the minute, and the total price of the call, in other cases, differentiating between the cost of the service from a landline, mobile, or internet connection, or the total price of a text message.

b) Where applicable, information on the number of open lines and the maximum waiting time for each communication made, avoiding unnecessary delays that cause unjustified delays in access to the contents of the game. In this sense, the Gambling Regulatory Authority could arrange the maximum waiting time.

3. If the participation is carried out through interactive services specific to the radio or television sections, the Gambling Regulatory Authority shall agree the specific information to be offered to the participants.

Article 191. Specific information through text messaging of telephone services and voice communication services.



Where the distribution channel of the game is directly the telephone service based either on landline telephone, mobile or on the Internet, or on the sending of messages, the operator must provide the participants with the information contained in Article 188 of this Provincial Decree and, in addition, the specific information provided for in the second paragraph of Article 190 thereof.

Section Two.

In-game participation controls

Article 192. Participant validation gateway

1. The Gambling Regulatory Authority shall arrange for the organisation, resources and software necessary for the establishment, in a web environment, of validation gateways for those who intend to participate in the games marketed remotely, in order to verify that they are of legal age, who are not involved in any of the reasons for prohibition of participation in the game established in Article 15 (Prohibition of the practice of gambling and betting) of this Provincial Decree and that they have their fiscal domicile in Navarre.
2. In the event that, for reasons attributable to the competent public administrations, the participant validation gateway ceases to operate, operators shall not be obliged to verify the requirements contained in the previous paragraph for as long as such a connection remains inactive.
3. However, the above, taking into account the foreseeable duration of the disconnection, the Gambling Regulatory Authority may enable an alternative procedure to control compliance with the aforementioned requirements.
4. Likewise, the technological platforms used for the operation of bets in the form of electronic gambling must have the necessary functionalities to segregate the results of the operations carried out by users who are domiciled in the Autonomous Community of Navarre.

Article 193. Preliminary checks

1. The operating companies, prior to the registration and opening of the player account, through online connection systems with the participant validation gateway, shall verify compliance with the requirements set out in the previous article.
2. After verifying compliance with the aforementioned requirements, the operator company shall proceed to the registration of the participant and to the opening of the game account, assigning the participant a username and access key.
3. When opening the gambling account, the operator company shall offer the user the possibility to limit his or her playing capacity by setting daily, weekly or monthly spending limits.

Article 194. User registration

1. Access to and participation in the games shall require the prior registration of the participating person, at his or her own request, in the system or platform, according to the distribution channel used and in the manner provided for in the following paragraphs.
2. The user registration is the unique register that allows the participant to access the gambling activities of a particular operator and in which are collected, among others, the data that allow the identification of the participant and those that enable economic transactions between the participant and the gambling operator.
3. Prior to registration, and in accordance with the provisions of Organic Law 3/2018, of 5 December 2018, on the Protection of Personal Data and guarantee of digital rights, each interested person must be informed expressly, accurately and unequivocally:
 - a) That personal data is going to be collected in a file and processed, which will serve to protect him/her as a consumer and user and guarantee the collection of prizes, with the data being accessible to the data subject himself/herself, the competent bodies of the Administration in matters of gambling and the betting operator.
 - b) That the data obtained, the communications and the development of the games and bets will be kept for two years following their collection.
 - c) The possibility of exercising the rights of access, rectification, cancellation and opposition of the data.
4. To register as a player, the user must provide the operator with the following information.
 - a) First name, surname(s), national identity number (DNI), foreigner identity number (NIE), date of birth, address and email address.
 - b) Name or code chosen by the user to identify and participate in the gambling or betting system.
5. The processing of personal data of natural persons that can be carried out for the precaution contained in this Article shall be carried out strictly subject to the provisions of the General Data Protection Regulation and Organic Law 3/2018, of 5 December 2018, on Protection of Personal Data and guarantee of digital rights or regulations that replace it.

Section Three.
Game account in the remote gambling game

Article 195. Content and access

1. The game account shall contain the following information:



- a) First name, surname(s), national identity number or foreigner identity number, address, date of birth and email.
- b) Identifier that allows the player to access their account.
- c) Date account opening accepted.
- d) Form of provision of funds of the user account.
- e) Limits to the ability to bet set by the player and date of acceptance.
- f) History of at least 1 year of losses and winnings of the player, of access to the player account and of the financial transactions carried out.

2. The gambling accounts shall be individualised accounts, the operating company being unable to access the funds contained in it except to deduct the amounts wagered. The operating company must provide guarantees for the protection of the funds deposited, as well as the proceeds from prizes.

3. Each time the user accesses their gambling account, the operating companies shall verify, through the online connection system with the participant validation gateway, that the Register of Interdictions is not included.

4. Each time the user accesses his/her gambling account, he/she shall be informed of the gambling bans and the principles of responsible gambling, in the format established by the competent gambling administration.

Article 196. Operation

- 1. The player may, at any time, request that the limits to the ability to play be altered. The operator shall be obliged to accept such requests immediately.
- 2. The user may provide and extract funds from his or her player account through bank transfers or other legal means of payment, which must be expressly authorised by the Gambling Regulatory Authority.
- 3. In order to participate in the game, the player must have sufficient balance in the game account to cover the game or bet.
- 4. The operator shall enter the prizes, as well as the amount of invalidated or cancelled bets or plays, into the gambling account, in accordance with the period indicated in the information provided through the system or trading platform of the game. The gambling regulatory authority may set the deadlines for its entry.
- 5. The participant may require the operator to transfer to him/her, by any of the means of payment offered by the operator and at no additional cost, the balance of his/her game

account and the prizes won. The operator shall order the appropriate means of payment to transfer funds within a maximum period of 24 hours.

Article 197. Cancellation

1. The operator company must cancel the player account in the following cases:
 - a) When the user has expressly requested it and does not have plays or bets pending resolution or balance in the account
 - b) When non-compliance with the conditions of access is verified or detected or when it is found to be involved in any of the causes for prohibition of participation in gambling established in this Provincial Decree.
 - c) When any other breach of the precise conditions for access to gambling is found, required for the opening of the player's account.
 - d) Where this is agreed by decision of the Gambling Regulatory Authority, at the request of the operating company, for well-founded reasons, after instruction of the administrative file and hearing of the interested party.
2. In addition, the operating company may cancel the gambling account in the following cases:
 - a) If the user does not access the player account within 2 months of being provided with the user name and password.
 - b) If the player does not participate in games within 1 year.
3. If at the time of cancellation of the player account there is a positive balance in favour of the player, the operator company must immediately, and at no additional cost to the user, refund the balance of his/her account by any of the means provided in the organisation rules of the company.

Article 198. Deposit limits.

1. Gambling businesses holding a title for the organisation and operation of gambling and betting referred to in this Chapter shall establish financial limits for deposits which, on a daily, weekly or monthly basis, may be received from each of the participants in the various games.
2. These limits may not exceed the following amounts:
 - a) EUR 600 for the daily amount.



- b) EUR 1 500 for the weekly amount.
- c) EUR 3 000 for the monthly amount.

For the purposes of the preceding paragraph, the day shall mean the calendar day between 00:00 and 24:00; per week, between 00:00 on Monday and 24:00 on Sunday; and per month, between 00:00 on day 1 and 24:00 on the last day of the month concerned.

3. Gambling businesses must provide participants with the option to voluntarily limit their own deposits to amounts lower than the general ones. Each participant may submit their request expressly and individually.

Gambling operators must grant requests immediately. To this end, they must implement and provide participants with the necessary technical systems for setting their own limits.

4. Each participant may expressly and individually request from the gambling operators the removal of any of the limits established in accordance with paragraph 3 of this Article, for their deposit account. The new limits shall take effect no later than three days from the date of the request.

5. An increase in the limits set by the participant in accordance with the previous paragraph may not be requested until three months have elapsed since the last increase in such limits.



ANNEX I.

TECHNICAL SPECIFICATIONS OF THE EQUIPMENT FOR PRACTISING GAMBLING

CHAPTER I. GENERAL TECHNICAL PROVISIONS

Section One.

Technical gaming systems

Article 1. Concept, classes and scope.

1. The technical gambling system means the set of equipment, systems, terminals, instruments and software material that allow the organisation, operation and undertaking of gambling activity.
2. For the purposes of this Provincial Decree, the following technical gaming systems are distinguished between:
 - a) Comprehensive game management systems: computer systems used by the organising company authorised for marketing of a certain game form that support the operations necessary for its organisation, integral and practical operation.
 - b) Interconnection systems: systems that allow interconnecting a set of gambling machines with each other, within the same establishment.
 - c) Integral systems for the operation of remote gambling: systems designed for the organisation, operation and practising of gambling through electronic, computer, telematic or interactive means.
3. The provisions of this Chapter governing the characteristics, requirements, elements and functionalities of technical gaming systems shall apply in the alternative, where the nature of the game so requires, with respect to those technical provisions laid down specifically for a particular game or form of gambling.

Section Two.

Comprehensive gambling management systems

Article 2. Functionalities

1. The technical configuration of the integral game management systems shall allow the following conditions to be met:

- a) It must have traceability mechanisms of the registration of the gambling operations implemented, guaranteeing the possibility of knowing the log, location and trajectory of all operations throughout the whole chain of sequences, and the capacity to fully reconstruct any operation stored in the system.
- b) It must enable the immediate identification and correction of any weaknesses.
- c) It must contain back-up power supply systems to guarantee the continuity of the functioning of equipment and platforms, in the event of a break in the power supply.
- d) It must provide all data corresponding to the gambling activities carried out, regardless of the channel or method used, in the Central Gaming Unit.
- e) The servers for the operation of gaming systems in the Autonomous Community of Navarre must have a connection with the Central Gaming Unit.
- f) It must guarantee accessibility for inspections, controls and monitoring of play and the results by the Gambling Authority.
- g) It must enable online connections with the Public Administration in order to verify compliance with the game access conditions of the users.

Incorporate in the game system a secure computer connection compatible with the systems of the Administrations to be determined, for the control and monitoring of the records of the gambling operations carried out. All of this, in accordance with the content and format provided by the Gambling Regulatory Authority.

- i) Have a system of economic transactions that guarantees that the payment of the bet, the collection of the prizes and the return of the amounts wagered or played is effective, through the player's account, when the nature of the game requires it.
- j) The other technical conditions laid down by Order issued by the person responsible and competent for gambling in the relevant department.

2. The systems of integral management of the game must have a replica of the Central Gaming Unit that allows the undertaking of gambling activity to continue in the event of any malfunction of the main system.

Article 3. Technical Requirements of the Central Gaming Unit

1. Comprehensive game management systems must have a Central Gaming Unit that allows:
 - a) Recording all gambling performances or operations performed by the teams and users connected to it, operations and results on betting and sweepstakes events, prize-sharing, user registration and game accounts operations, aggregated and control data, as well as events of



operation of the gambling platform, where the nature of the game so permits.

- b) Guaranteeing the correct operation of all gambling activities
- c) Monitoring, at all times and where necessary, all operations carried out, participations in such operations and their results, where the nature of the game permits it, as well as to faithfully reconstruct all actions or operations carried out through it

2. Qualified operators must ensure that there are the necessary security copies and the application of technical measures and contingency plans in place that can guarantee the recovery of data in the event of any kind of incident and the availability of a replica on the Central Gaming Unit, which allows for the normal development of gambling activity with all guarantees, if the main unit should be out of service.

3. The Central Gaming Unit, regardless of its location, must be able to be monitored from the Autonomous Community of Navarre by the Gambling Regulatory Authority. The operator shall provide access to the aforementioned premises, regardless of the location of their premises, to officials of the Administration of the Autonomous Community of Navarre who are entrusted with the inspection and control of the game, for conducting in-person inspections at any of the physical media locations of the Central Gaming Unit.

4. The Central Gaming Unit and its replica shall have secure IT connections that are compatible with the systems used by the Gambling Authority and the Navarre Tax Authority, enabling them to carry out checks and monitoring in real time, should they so wish, of gambling carried out, of prizes awarded and of the identity of the people participating in and being rewarded in these and, if applicable, the return of prizes due to the cancellation of play; all of this without prejudice to the possibility of organising inspections in person.

5. The Central Gaming Unit and its replica shall be installed in premises subject, at all times, to access control and surveillance, and the authorised gaming company shall be responsible for their custody.

Section Three. **Interconnection systems**

Article 4. Internal interconnection systems

1. The interconnection of game machines with a programmed prize, or type B, within the same gambling venue shall be subject to the following conditions:

- a) The amount of the prize accumulated to obtain the interconnection of machines shall not result in a decrease in the percentage of return in prizes of each of the separately interconnected machines.
- b) Each interconnected machine must expressly include the maximum prize that may be



awarded, as well as the amount accumulated at any time for the set of interconnected machines.

- c) Each interconnection system shall include at least three machines or gambling stations. Each machine may only be part of an interconnection system.

- d) For the purposes of the prize, it shall be unique and common to stop all interconnected machines.

Section Four.

Comprehensive systems for the operation of remote gambling

Article 5. General Requirements

- 1. Integral systems for the operation of remote gambling shall comply with the following requirements:
 - a) Ensure the reliability, security and transparency of the game and its procedures, as well as all deriving financial transactions.
 - b) Guarantee the identity of the persons involved, the security and confidentiality of the personal data collected, and have mechanisms that ensure integrity in communications with the player.
 - c) Ensure that the result of the play or bet made shall be independent of the devices used by the player.
 - d) Ensure that the result of the play or bet made shall not be affected by the quality of the connection through telematic or remote systems of the player or any other characteristic of the communication channel between the gaming system and the device used by gamblers.
 - e) Allow the obtaining of electronic confirmation of the play or bet once formalised, with the minimum content established for them.
 - f) Guarantee payment of prizes and the return of amounts bet if the plays or bets are cancelled.

Article 6. Technical characteristics and elements

- 1. The integral systems for the operation of remote gambling must have a Central Gaming Unit, under the conditions set out in Article 3 of this Annex, and the components and mechanisms necessary to control the participation of users in the game in accordance with the characteristics and conditions set out in Articles 193 to 197, inclusive, of this Provincial Decree.

2. Where a random number generator is used, the numbers generated shall be unpredictable, indeterminable and non-reproducible; scaling methods shall be linear and without bias, pattern or predictability and the method of translating symbols or game results shall not be subject to the influence or control of a factor other than the numerical values derived from the random number generator.

3. A physical and logical access protocol shall be established, setting out the procedures for its control, the list of persons with licence for access, and the operations they may perform on the systems. The access registers to the Central Gaming Unit, its replica and the internal control system, must be kept for at least two years.

4. If different channels of marketing or interaction with participants are used simultaneously in a single game, the gambling company must establish the gateways; interfaces or channels of communication between all the means of participation or interaction in the game in order to enable the Gambling Regulatory Authority to access all operations and transactions that would have been carried out whatever the means used for it.

5. It must have a Technology Contingency Plan that includes the technical, human and organisational measures necessary to guarantee the continuity of the service and that, in no case, data or transactions that affect or may affect undertaking gambling, the rights of the participants or the public interest are lost.

Article 7. Central Gaming Unit

The Central Gaming Unit must adapt to the different channels of marketing the games and of interaction with the participants, in such a way as to ensure the capture and recording of all the gambling operations carried out, ensuring in this regard:

- a) The integrity and confidentiality of communications of participants with the gaming systems and the communication of data between the various components of the gaming systems and, in particular, with the Central Gaming Unit and its replica.
- b) The traceability and registration of all gambling operations and financial transactions carried out, enabling the faithful reconstruction of gambling operations and transactions recorded.
- c) The capture, recording and retention in a secure database of gambling operations; payment of participation and payment of prizes obtained; the records of users and gamers and incidents and interruptions of service or disabling of games. Said records must be kept for at least four years.
- d) The physical and logical protection of the gaming system and prevent any unauthorised access.

Article 8. Website

Gambling businesses shall have a website accessible by a domain name that identifies the company's trademark and corresponds to a '.es' domain. The website may not be redirected to others other than that site, except to subdomains of the main domain or domain of the trademark that identifies it.

CHAPTER II.
SPECIFIC TECHNICAL PROVISIONS

Section One.

Bets

Article 9. Requirements of betting machinery

1. The auxiliary betting machines and the issuance terminals shall be connected to the central betting unit and allow the realisation and validation of those machines, issuing for this purpose the corresponding ticket or bet slip.
2. The auxiliary betting machines shall be automatic, and shall be prepared for the formalisation of the bet, management of collection and payment cards, where appropriate, and for the development of all its functionalities, being operated by the player without intervention of third parties.
3. Those installed in authorised premises other than Bingo Halls, Amusement Arcades and Sports Betting Locales must have for use the technical elements that oblige the user, without intervention of third parties, to identify themselves in a prior and mandatory way for the verification of their inclusion or not in the Register of Interdictions and the age of majority.

They shall incorporate technical elements that ensure that once the games are over and during the time when it is not being used, it shall remain deactivated without emitting sound, visual or light stimuli.

For the purpose of verifying these requirements, the technical specifications shall be laid down by the gambling department.

4. The issuance terminals shall be handled by an operator, other than the player, who provides his/her services in the establishment in which they are installed.
5. Auxiliary betting machines must clearly and visibly indicate the prohibition from betting for minors, as well as an indication that gambling can lead to addiction or compulsive gambling.
6. Auxiliary betting machines and issuance terminals shall not be approved individually, but as components of the technical gaming system of which they form part.



Article 10. Requirements for tickets or bet slips.

1. Tickets or bet slips must incorporate security measures and guarantees of authenticity and anti-fraud, either through the use of non-standard paper qualities, watermarks, security inks, micro-text or, in general, any other device that is technologically available and appropriate to the intended use.
2. Each ticket or slip shall indicate at least the following details:
 - a) The identification of the company authorised to operate the bets, with an indication of its tax identification number and the registration number in the Navarre Gambling and Betting Register.
 - b) Identification of the terminal or auxiliary machine on which the bet was placed.
 - c) Event, events or occurrences on which the bet is placed.
 - d) Form and amount of the bet made.
 - e) The betting odds, where applicable.
 - f) Forecast made.
 - g) The time, day, month and year when the bet was placed.
 - h) Number or alphanumeric combination and bar code which uniquely and exclusively identifies the coupon or receipt.
3. The ticket or slip must indicate a warning that excessive gambling can lead to addiction or compulsive gambling.

Section Two.
Traditional bingo

Article 11. Cards.

1. The actual cards must be made of materials that allow them to be marked by the players, shall be supplied by the Navarre Tax Authority, and shall have the nature of stagnant products for the purposes provided for in smuggling legislation.
2. However, pursuant to the previous paragraph, the issue of cards in the room may be authorised by the use of printing systems, under the conditions laid down to ensure the reliability and safety of the system, as well as to safeguard the tax guarantee.

Article 12. System of extraction of numbers or graphic representations and complementary mechanisms.

1. The numbers or graphical representations for the marking of the cards may be determined



by means of electromechanical equipment, by random extraction of numbered balls, or by random generation of electronic balls.

2. During the development of the games, in the manner in which it is necessary, the announcement by public address of the number determined in accordance with the provisions of the previous paragraph may be made by an announcer or by means of automatic readers and voice-overs.

Article 13. Game Verification and File System (SVAP)

The SVAP is an IT system that shall store the information collected in the last 18 months, shall collect the minutes of each session, which shall be drawn up by electronic means and shall be preceded by an initial diligence alluding to the date and time of commencement of the same, shall be drawn up simultaneously with the development of each of the items and shall reflect the course of each session, being closed at the end of the session with another closing procedure, being recorded in both proceedings, and in general in all those carried out, the signature and the number of the national identity card or equivalent of the employee designated for that purpose by the company.

The record shall state for each game: the order number of the card used, the face value of the cards used, the number of cards sold (with an indication of their series and initial and final order number), the total amount collected, the amounts corresponding to the various prizes to be paid or, where appropriate, may be paid in the game, the correlative order of extraction of balls with the expression of their respective numbers and the amount of the prizes awarded in each game, as well as, by means of differentiated proceedings carried out under the conditions referred to in the previous paragraph, the incidents and claims of the players that would have occurred.

Article 14. Prize Book

1. The Prize Book, which shall store the information generated during the last four years, shall collect, in physical or electronic format, the identity (name, surname(s) and tax identification number) of those players who have won prizes of more than EUR 3 000 net (after deducting, where appropriate, direct taxes that charge the amount of the prizes obtained in bingo), the exact amount of the prize obtained, the date of its winning and the signature of the recipient.

2. The information contained in the Prize Book and in the SVAP may only be accessed by the company holding the authorisation, the officials of the Administration of the Autonomous Community of Navarre who are entrusted with the inspection and control of the game and its taxes and the judicial bodies.

Article 15. Communication systems with the Administration

1. The authorised company must facilitate the establishment of a computer connection between the SVAP and those of the bodies competent in the field of gambling and betting and



taxes of the Autonomous Community of Navarre, so that the following details of each session and departure can be known by them in real time:

a) In each session:

- Number of games played
- Number of cards sold
- Proceeds from the sale of cards
- Amount allotted for prizes
- Amount allotted for taxes and tax rates.

b) In each game:

- Start date and time
- Proceeds from the sale of cards
- Amount allotted for prizes
- Amount allotted for taxes and tax rates.
- Number, face value and series of cards sold.
- Correlative order of extraction of balls with expression of their respective numbers.
- Amount of prizes awarded.

c) For temporary periods:

- Number and face value of the cards sold.
- Proceeds from the sale of cards
- Win (difference between the amount collected and the amount awarded in prizes).

Section Three. Gambling Machines

Article 16. Gaming program

For the purposes of this Provincial Decree, the software or set of sentences, in programming language, stored in one or more storage devices, which control the development of a machine's game and have a direct relationship with the requirements required by the applicable regulations on gambling, is considered a gaming program.

Article 17. Gambling machines with prize in kind, or type A

Gambling machines with prizes in kind, or type A, must be operated in such a way that they return in prizes a percentage not less than 50 % of the total value of the games made.

Article 18. Type B machines.

1. Gambling machines with a programmed prize, type B, must meet the following requirements:



- a) Each machine of type BR must return in prizes a percentage not less than 70 % of the value of the items made in each cycle of 40 000 games.
- b) Each machine of type BS must return in prizes a percentage not less than 70 % of the value of the items made in each cycle of 40 000 games.
- c) Each machine of type BG must return in prizes a percentage not less than 80 % of the value of the items made in each cycle of 40 000 games.
- d) The game program may not cause any kind of chaining or sequence of prizes that allows the obtaining of an amount of money greater than the maximum set prize, nor condition the delivery of any prize obtained in a game to the introduction of additional coins or credits.
- e) The average duration of the game shall not be less than 3 seconds, being counted in periods of 30 minutes.
- f) The user can recover the amount accumulated at any time, provided that it is not during the course of the game.
- g) The machine credit counter shall not allow an accumulation of more than EUR 10.
- h) The amount of the prizes won and not paid, accumulated in the prizes marker, may be transferred at any time to the reserve counter, which will allow either its expulsion and recovery, or its transfer to the credit counter, in both cases at the player's will and by express action, or directly to the credit counter, in this case up to the limit referred to above for the same, also at the player's will and by express action.

BR type machines installed in hospitality establishments may not have any sound device installed that is intended to act as a claim or attract the attention of the public while they are not in use by a player.

2. BM gambling machines are BR, BS or BG gambling machines that have more than one game stand and allow the independent or simultaneous participation of two or more players.

Multi-station machines, or BM type machines, composed of BR, BS or BG type gaming machines, in relation to the percentage of return on prizes, shall be subject to the provisions established for the type of machine of which it is composed.

In machines of type BMB, the percentage of return in prizes, according to the statistics of games resulting from all possible combinations, shall not be less than 80 % of the total bets placed on the machine.

3. Wallets may accept coins or banknotes of a nominal value not exceeding 50 times the maximum starting price for each type of machine, as provided for in Article 139 of this Provincial Decree.

Article 19. Metres and warning mechanisms

1. Gaming machines shall incorporate electronic counters which meet the following requirements:
 - a) Enable its independent and direct reading by the Administration.
 - b) Identify the machine in which they are installed.
 - c) They must have a serial number and be protected from manipulation.
 - d) Store data saved in the memory, even when the machine is disconnected, and prevent the use of the machine if the metre malfunctions or is disconnected.
 - e) Store the data corresponding to the number of games or bets made, the money collected or paid, the prizes awarded and their percentage, permanently and accumulated since their first installation and broken down by annual periods.
2. The metres incorporated into this type of machine shall be subject to the metrological control laid down in State legislation.
3. The installation of the metres referred to in paragraph 1 of this Article shall not be mandatory for those machines which are connected to a pre-authorised central computer system, in which at least the same functionalities as required by this Article are recorded in general.

Article 20. Safety devices

1. Gaming machines shall incorporate the following safety features:
 - a) Those that prevent the operation and use of the machine or automatically disconnect it when the mandatory counters or, where applicable, the computer system that replaces them, do not work.
 - b) Those preventing the manipulation of metres, protecting their memory, even in the case of power cuts and enabling any game to be restarted at the point it had reached at the time of the interruption.
 - c) Security mechanisms that guarantee the integrity of the game memory at the moment at which a manipulation is attempted.
2. Slot machines must also incorporate:
 - a) A device that enables the machine to complete the full rotation of the reels and, where applicable, the payment cycle of the prize won when power is restored to the machine following an interruption.
 - b) A device that disconnects the machine automatically if, for any reason, the rollers do not rotate freely.



c) A device that randomly modifies the spin speeds of, at least, two rollers and, compulsorily, the first of them, in order to avoid statistical repetition in mechanical slot machines.

Article 21. Trademarks

1. Gaming machines shall bear the CE marking and declarations of conformity laid down in the implementing provisions of the European directives on electromagnetic compatibility, placing on the market of electrical equipment, restrictions on the use of certain hazardous substances in electrical and electronic equipment, and the placing on the market of radio equipment.

2. In order to facilitate its identification, before being placed on the market, the manufacturing undertaking shall engrave the following data on each machine in an indelible, visible and clearly legible manner:

- a) Registration number of the manufacturer in the Navarre Register of Gambling and Betting.
- b) Registration number of the model in the above-mentioned register.
- c) The serial number and manufacture number of the machine.
- d) Name of the model.

CHAPTER III.

TECHNICAL DOCUMENTATION AND APPROVAL PROTOCOLS

Section One.

Approval of technical gaming systems

Article 22. Initial model approval.

1. The application for approval of technical gaming systems shall contain at least the following:

- a) Commercial name of the model and version or versions of the gaming system and the games comprising it.
- b) Name of the manufacturing or marketing company and registration number in the Gambling and Betting Registry of Navarre.
- c) Declaration that the gaming system model whose approval is requested complies with current standards.
- d) Those others that are realised by resolution of the Gambling Regulatory Authority.



2. The application for approval shall be accompanied by the following documentation:

- a) Description of the functionalities and technical elements that make up the game system, as well as the games it contains and its method of use, indicating whether it incorporates elements of chance.
- b) If the gaming system has terminals for installation in premises authorised for gambling, a description of their characteristics.
- c) Certification report, issued by the entity licensed to carry out tests and trials, on compliance with the technical requirements corresponding to the requested authorisation.

Article 23. Protocols

The certification report issued by the licensed entity shall determine, in an exhaustive manner, whether the characteristics of the model and its operation comply with the technical and functional requirements required by this Provincial Decree and its implementing provisions, as well as with the specifications contained in the documentation submitted by the applicant company.

Section Two.

Approval of gambling machines

Article 24. Initial approval of gambling machines

1. The application for approval of gambling machines shall contain at least the following:

- a) Commercial name of the model and version(s) of its gaming programs. For this purpose, the software or set of statements, in programming language, stored in one or more storage devices, which control the development of a machine's game and have a direct relationship with the requirements required by the applicable regulations, is considered to be a game program.
- b) Declaration that the gaming system model whose approval is requested complies with current standards.
- c) Declaration of compliance with the current electrotechnical regulation on low voltage and its supplementary instructions.
- d) Those others that are realised by resolution of the Gambling Regulatory Authority.

2. The application for approval shall be accompanied by the following documentation:



- a) As many photographs of the machine and its different furniture, cabinets and positions as are necessary, expressing its dimensions.
- b) Plans of the machine and its electrical system.
- c) Technical manual of the machine, showing the form of operation and play.
- d) Certification report, issued by the entity licensed to carry out tests and trials, on compliance with the technical requirements corresponding to the requested authorisation.
- e) Declaration that the machine model for which approval is sought complies with this Regulation.
- f) Summary of essential parameters using the official model.

3. In the case of gambling machines [type B](#) in addition to the above documentation, the application must be accompanied by a report describing and explaining the following points:

- a) Price or prices of games and maximum prizes that may be awarded by the machine, as well as description of the winnings plan and the various prizes, including those of 'purse' or 'jackpot' that the machine could grant, detailing the procurement procedure.
- b) Percentage prize payout, specifying the cycle or number of plays needed to calculate that percentage.
- c) Existence or otherwise of mechanisms or devices that allow to modify the percentage of prizes with indication of this percentage.
- d) Any other mechanism or device with which the machine is equipped, specifying its mode of operation.
- e) Identification of the software of the gaming program by means of at least two of the following algorithms: CRC32, MD5 and/or SHA1, indicating the name of the device or element containing it. These algorithms may be replaced for updating by decision of the Gambling Regulatory Authority.
- f) Identification model of the cover to be attached to each of the memories, microcontrollers, hard disk, DVD, or other devices that store the gaming program.
- g) Description of the game or games incorporated into the machine.
- h) A description of the approved type of counter incorporated in the model.

Article 25. Protocols

1. The certification report issued by the licensed entity shall determine, in an exhaustive manner, whether the characteristics of the model and its operation comply with the technical and functional requirements required by this Provincial Decree and its implementing provisions, as well as with the specifications contained in the documentation submitted by the applicant



company.

2. In any event, the manufacturing company shall be obliged to provide the Gambling Regulatory Authority with independent access to the identification and verification elements and to provide, free of charge, before the model is placed on the market, the technical material necessary for the reading of the game memories and counters incorporated into the machine, as well as the respective reading protocols.

Section Three.

Modification of approved models

Article 26. Substantial modification of approved models

The company promoting the application for approval of substantial modifications shall provide the following documentation:

- a) Explanatory and descriptive technical memory of the modification, containing the digital signatures of the modified devices or games.
- b) Certification report, issued by the entity licensed to carry out tests and trials, on compliance with the technical requirements corresponding to the requested authorisation.

Article 27. Non-substantial modification of approved models

The company promoting the notification of approval of non-substantial modifications shall provide the following documentation:

- a) Technical report explaining and describing the modification, indicating, where applicable, the change in the version of the gaming program and its algorithms with respect to those registered in the initial model approval procedure.
- b) Responsible declaration stating that the modification is not considered substantial in accordance with the provisions of Article 55 of this Provincial Decree.