

Regulatory Impact Analysis

RiA-AiR

- :: Preferably, fill out the form online at ria-air.fed.be
- :: Contact the Helpdesk if necessary ria-air@premier.fed.be
- :: See the manual, FAQs, etc. www.simplification.be

Fact Sheet

Author .a.

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| Competent Member of Government | Vincent VAN QUICKENBORNE, Minister for Justice |
| Strategic unit contact (name, email, tel.) | Eva DE KONINCK — eva@teamjustitie.be |
| Competent administration | DGWL |
| Administration contact (name, email, tel.) | Jessica FAILLA – 02/542 69 03 – jessica.failla@just.fgov.be |

Draft .b.

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|---|---|---|
| Title of draft legislative provision | Preliminary draft law amending the Law of 7 May 1999 on games of chance, betting, gambling establishments and the protection of players | |
| Brief description of the draft legislative provision, mentioning the regulatory origin (treaties, directive, cooperation arrangement, current events, etc.), the objectives pursued and the implementation thereof. | The purpose of this draft law is to take a number of measures with respect to gambling. | |
| Impact analyses already performed | <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | If yes, please attach a copy or indicate the document reference: -- |

Consultations regarding the draft legislative provision .c.

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|---|------------------------------|
| Obligatory, optional or informal consultations: | IF, Gambling Commission, DPA |
|---|------------------------------|

Sources used to perform the impact analysis .d.

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| Statistics, reference documents, organisations and reference persons: | -- |
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Date on which the impact analysis was finalised .e.

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What impact does the draft legislative provision have on these 21 topics?



A draft legislative provision will generally have impacts on a limited number of topics.

A non-exhaustive list of key words is provided to facilitate assessment of each topic.

If there are **positive and/or negative impacts**, **explain them** (using keywords, if necessary) and **indicate** the measures taken to alleviate/compensate for any negative impacts.

For topics **3, 10, 11** and **21**, more in-depth questions are asked.

See the [manual](#) or contact the helpdesk ria-air@premier.fed.be for any questions.

Combating poverty .1.

Minimum income needed for a life of human dignity, access to quality services, over-indebtedness, risk of poverty or social exclusion (including among minors), illiteracy and the digital divide.

Positive Impact

Negative Impact



Please elaborate.

No impact

The scope of EPIS has been extended to booksellers and publishers (F2 licence which allows bets to be placed outside a Class IV establishment), to racecourses (F2 licence which allows bets to be placed outside a Class IV establishment), to mobile betting agencies (F2 licence which allows bets to be placed on behalf of Class F1 license holders in a Class IV mobile gambling establishment). This extension of the scope will enable to prevent people in the system from participating in betting. Currently, a person banned from gambling in casinos (Class I), gambling venues (Class II) and betting agencies (Class IV fixed establishments) can still place bets in these locations.

Equal opportunities and social cohesion .2.

Non-discrimination, equal treatment, access to goods and services, access to information, education and training, income gap, effectiveness of civil, political and social rights (especially for vulnerable populations, children, older persons, persons with disabilities and minorities).

Positive Impact

Negative Impact



Please elaborate.

No impact

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Gender equality .3.

Women's and men's access to resources: income, work, responsibilities, health/care/well-being, safety, education/knowledge/training, mobility, time, leisure, etc.

Exercise of fundamental rights by men and women: civil, social and political rights.

1. Who is directly and indirectly affected by the draft and what is the gender breakdown of this/these group(s) of people? If no person is affected, explain why.

The draft has a direct impact on people with a gambling addiction problem, irrespective of age or gender.

↓ If some persons are affected, answer question 2.

2. Identify any differences between the respective situations of women and men in the subject matter relating to the draft legislative provision.

The aim of the draft is to protect the most vulnerable players, in particular those who are excluded at their own request or at the request of a third party. In the first category, there are 29,672 men and 9,489 women. In the second, there are 665 men and 132 women. However, the draft has an impact on people depending on their financial position rather than their gender.

↓ If there are differences, answer questions 3 and 4.

3. Do some of these differences limit women's or men's access to resources or the exercise of fundamental rights (problematic differences)? [Y/N] > explain

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4. In view of the answers to the previous questions, identify the positive and negative impacts of the draft on gender equality?

↓ If there are negative impacts, answer question 5.

5. What measures are being taken to alleviate/compensate for negative impacts?

Health .4.

Access to quality health care, effectiveness of the available health care, health expectancy, treatment of chronic diseases (cardiovascular diseases, cancers, diabetes and chronic respiratory diseases), health determinants (socio-economic level, food, pollution), quality of life.

Positive Impact

Negative Impact



Please elaborate.

No impact

The main aim of the draft is to protect players and limit problems related to gambling addiction by prohibiting excluded players from gambling wherever they go (except Loterie Nationale).

Employment .5.

Access to the job market, quality jobs, unemployment, moonlighting, working and dismissal conditions, career, working hours, well-being at work, accidents in the workplace, occupational diseases, work/life balance, appropriate pay, occupational training options, collective labour relations.

Positive Impact

Negative Impact



Please elaborate.

No impact

Consumption and production patterns .6.

Price stability/predictability, consumer information and protection, efficient use of resources, assessment and incorporation of external factors (environmental and social) throughout the life cycle of products and services, organisation management methods.

Positive Impact

Negative Impact



Please elaborate.

No impact

Above all, the protection of gamblers is taken into account.

Economic development .7.

Business creation, production of goods and services, productivity of labour and resources/raw materials, competitiveness factors, market and professional access, market transparency, access to public markets, international trade and financial relations, import/export balance, underground economy, security of energy supply, mineral and organic resources.

Positive Impact

Negative Impact



Please elaborate.

No impact

Investments .8.

Investment in physical capital (machinery, vehicles, infrastructure), technological capital, intellectual capital (software, research and development) and human capital, net investment level as a percentage of GDP.

Positive Impact

Negative Impact



Please elaborate.

No impact

The EPIS system already exists within the Gambling Commission but a negative impact (cost) is to be expected for its implementation with the new licence holders affected.

Research and development .9.

Opportunities for research and development, innovation through the introduction and sharing of new production methods, new business practices or new products and services, expenditures for research and development.

Positive Impact Negative Impact

Please elaborate.

 No impact**SME .10.**

Impact on the development of SMEs.

1. Which enterprises are directly and indirectly affected by the draft?

Detail the sector(s), number of enterprises, the % of SMEs (< 50 workers) including the % of micro-enterprises (< 10 workers).

If no enterprise is affected, explain why.

The control system put in place concerns the following license holders: Enterprises affected: - A licences: 9 licenses held by 8 companies, 3 of which employ between 10 and 50 people and 5 more than 50 people. - B licences: 174 licences held by 117 companies, 2 of which employ more than 50 people, 23 between 10 and 50 people and 92 fewer than 10 people. - F1 licences: 31 licences held by 30 companies including 1 foreign company. 3 employ more than 50 people, 5 between 10 and 50 people and 22 fewer than 10 people For F2 licences (585 on 31/12/22), there is a significant proportion of licences held by natural persons that are comparable to micro-SMEs. As a result, almost all of these licences are held by micro-SMEs.

↓ If SMEs are affected, answer question 2.

2. Indicate the draft's positive and negative effects on SMEs.

N.B. the impact on administrative costs should be detailed in topic 11

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↓ If there is a negative impact, answer questions 3 to 5.

3. Are these impacts proportionately greater on SMEs than on large enterprises? [Y/N] > explain

No, the application of the system is the same for all.

4. Are these impacts proportional to the objective pursued? [Y/N] > explain

Yes, the aim is to protect players.

5. What measures are being taken to alleviate/compensate for negative impacts?

There is no negative impact.

Administrative costs .11.

Reduction in formalities and administrative obligations that are directly or indirectly linked to the execution, respect and/or maintenance of a right, prohibition or obligation.

↓ If citizens (see topic 3) and/or enterprises (see topic 10) are affected, answer the following questions.

1. Identify, by group affected, the formalities and obligations involved in the application of the regulation.

If there are no formalities or obligations explain why.

a. A and A+, B and B+, F1+ and F2 license holders (betting agency) check if the player is in the EPIS system

b. A and A+, B and B+, F1+ and F2 license holders (betting agency) check if the player is in the EPIS system. A, B and F2 license holders (betting agency) must maintain a new register: the register of professionals. F2 licence holders (booksellers and publishers, racecourses and mobile betting agencies) check if the player is in the EPIS system

↓ If there are formalities and obligations in the current regulations*, answer questions 2a to 4a.

↓ If there are formalities and obligations in the draft regulations**, answer questions 2b to 4b.

2. What documents and information should be provided by each group affected?

a. Players are required to show proof of identity

b. The licence holder verifies the identity of the player by means of the e-ID authentication module or by means that meet the requirements of a substantial or

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| | | | high level of guarantee as defined by European regulations. The simple identity card or passport is still possible |
| 3. | How is the information and documents collected for each affected group? | | |
| a. | Electronic and manual verification | b. | By means of the e-ID authentication module or by means that meet the requirements of a substantial or high level of guarantee as defined by European regulations. The simple identity card or passport is still possible. |
| 4. | What is the frequency of the formalities and obligations for each affected group? | | |
| a. | Every time a player visits one of the establishments subject to EPIS | b. | Whenever a player wishes to play a game of chance, in any gambling establishment |
| 5. | What measures shall be taken to alleviate/compensate for any negative impacts? | | |
| | Investment in automation | | |
| Energy .12. | | | |
| Energy mix (low-carbon, renewable energy, fossil fuel) use of biomass (wood, biofuels), energy efficiency, energy consumption by industry, services, transports and households, security of energy supply, access to energy goods and services. | | | |
| <input type="checkbox"/> Positive Impact <input type="checkbox"/> Negative Impact | | <input type="button" value="↓"/> Please elaborate. | <input checked="" type="checkbox"/> No impact |
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| Mobility .13. | | | |
| Transport volume (number of kilometres travelled and number of vehicles), public transport services, road, rail, sea and river freight services, distribution of modes of transport (modal shift), safety, traffic density. | | | |
| <input type="checkbox"/> Positive Impact <input type="checkbox"/> Negative Impact | | <input type="button" value="↓"/> Please elaborate. | <input checked="" type="checkbox"/> No impact |
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| Food .14. | | | |
| Access to safe food (quality control), healthy food with high nutritional value, wastage, fair trade. | | | |
| <input type="checkbox"/> Positive Impact <input type="checkbox"/> Negative Impact | | <input type="button" value="↓"/> Please elaborate. | <input checked="" type="checkbox"/> No impact |
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| Climate change .15. | | | |
| Greenhouse gas emissions, capacity to adapt to the effects of climate change, resilience, energy transition, renewable energy sources, rational use of energy, energy efficiency, energy performance of a building, carbon sequestration. | | | |
| <input type="checkbox"/> Positive Impact <input type="checkbox"/> Negative Impact | | <input type="button" value="↓"/> Please elaborate. | <input checked="" type="checkbox"/> No impact |
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| Natural resources .16. | | | |

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| Efficient resource management, recycling, reuse, water quality and consumption (surface and groundwater, seas and oceans), soil quality and use (pollution, organic matter content, erosion, drying up, flooding, densification, fragmentation), deforestation. | |
| <input type="checkbox"/> Positive Impact <input type="checkbox"/> Negative Impact ↓ Please elaborate. | <input checked="" type="checkbox"/> No impact |
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| Indoor and outdoor air .17. | |
| Air quality (including indoor air), pollutant emissions (chemical or biological agents: methane, hydrocarbons, solvents, SOx, NOx, NH3), fine particles. | |
| <input type="checkbox"/> Positive Impact <input type="checkbox"/> Negative Impact ↓ Please elaborate. | <input checked="" type="checkbox"/> No impact |
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| Biodiversity .18. | |
| Levels of biological diversity, state of ecosystems (restoration, conservation, recovery, protected areas), alteration and fragmentation of habitats, biotechnologies, patents on biological matter, use of genetic resources, services provided by ecosystems (water and air purification, etc.), domesticated or cultivated species, invasive alien species, threatened species. | |
| <input type="checkbox"/> Positive Impact <input type="checkbox"/> Negative Impact ↓ Please elaborate. | <input checked="" type="checkbox"/> No impact |
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| Nuisance .19. | |
| Noise, visual or olfactory pollution, vibrations, indirect ionising, non-ionising and electromagnetic radiation, light pollution. | |
| <input type="checkbox"/> Positive Impact <input type="checkbox"/> Negative Impact ↓ Please elaborate. | <input checked="" type="checkbox"/> No impact |
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| Public authorities .20. | |
| Democratic functioning of consultative and advisory bodies, public services for users, complaints, appeals, disputes, implementing measures, public investment. | |
| <input type="checkbox"/> Positive Impact <input type="checkbox"/> Negative Impact ↓ Please elaborate. | <input checked="" type="checkbox"/> No impact |
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| Policy coherence for development .21. | |
| Consideration of the unintended impacts of Belgian policy measures on the interests of developing countries. | |
| 1. | Identify any direct and indirect impacts of the draft on developing countries in the following areas: |
| <ul style="list-style-type: none"> <input type="radio"/> food security <input type="radio"/> health and access to medicinal products <input type="radio"/> decent work <input type="radio"/> local and international trade | <ul style="list-style-type: none"> <input type="radio"/> income and mobilisation of domestic resources (taxation) <input type="radio"/> mobility of people <input type="radio"/> environment and climate change (clean development mechanisms) <input type="radio"/> peace and security |
| Explain if any developing country is affected. | |
| The licence holders affected are all legal persons established in Belgium or in the European Union. There is no impact on developing countries. | |
| ↓ | If there are positive and/or negative impacts, answer question 2. |

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| 2. | Specify the impacts by regional or economic grouping (list countries where applicable). See manual |
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| ↓ | If there are negative impacts, answer question 3. |
| 3. | What measures shall be taken to alleviate/compensate for negative impacts? |
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