



Ministry of Digital Governance,

Hellenic Republic

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Hellenic Republic

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HGC

Hellenic Gaming Commission
Independent Public Authority

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Planning, Regulation and Research Directorate

Regulation Department

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DECISION

Subject: Games of chance whose organization and conduct fall within the scope of the exercise of exclusive rights granted by the Greek State and cannot be organized/conducted online.

The Chairman of the Hellenic Gaming Commission (HGC)

Whereas:

1. The provisions of:

- a) Article 25 to 54 of Law 4002/2011 amending pension legislation for the Public Sector-Regulations for the development and consolidation of public finances-Responsibilities of the Ministries for Finance, Culture and Tourism and Labour and Social Security (Government Gazette 180/A);
- b) Law 4624/2019 on the protection of Personal Data, measures on the implementation of Regulation (EU) 2016/679 of the European Parliament and of the Council of 27 April 2016 on the protection of natural persons with regard to the processing of personal data and harmonization of Greek Law to Directive (EU) 2016/680 of the European Parliament and of the Council of 27 April 2016, and other provisions (Government Gazette 137/A);
- c) Articles 18 and 19 of Law 4622/2019 on the executive state: organisation, operation and transparency of government, governmental agencies and the central public administration (Government Gazette 133/A);
- d) Chapter XI entitled 'DIGITAL TRANSPARENCY- DIAVGEIA: THE TRANSPARENCY PROGRAM INITIATIVE' of Law 4727/2020 on Digital Governance (Adoption of Directive (EU) 2016/2102 and Directive (EU) 2019/1024 on Electronic

Communication (Adoption of Directive (EU) 2018/1972) and other provisions (184/A);

- e) Articles 16 to 23 of Law 3229/2004 on the supervision of private insurance, supervision and control of games of chance and application of the International Accounting Standards and other provisions (38/A), and in a supplementary manner the provisions of Law 3051/2002 on independent authorities enshrined in the constitution and regarding the amendment and completion of the recruitment system in the public sector, and other relevant provisions (Government Gazette 220/A);
 - f) Article 27 of Law 2843/2000 on modernizing exchange transactions, listing of investment companies in ocean-going shipping on the Athens Stock Exchange and other provisions (Government Gazette 219/A);
 - g) Article 1 of Law 4183/2013 ratifying the Concession Agreement of the exclusive rights to produce, operate, distribute, promote and manage all State Lotteries and other provisions (Government Gazette 186/A);
 - h) Article 1 of law 4338/2015 ratifying the Concession Agreement of the exclusive right to organise and conduct a mutual betting on horse racing in Greece for a period of twenty years (Government Gazette 131/A);
2. Joint Ministerial Decision No. 56660/1679/22.12.2011 issued by the Ministers of Finance and Culture and Tourism on the Certification for commencement of operation granted to the Hellenic Gaming Commission (HGC) (Government Gazette 2910/B);
 3. Decision No. 145940/ΕΞ 2020/21.12.2020 issued by the Minister of Finance in conjunction with similar Decisions Nos. 2/63389/0004/21.07.2016 (Government Gazette, Volume of Special Position Employees and Administration Bodies of the Public Sector and the Broader Public Sector Agencies 397), 2/3935/0004/24.07.2018 (Government Gazette, Volume of Special Position Employees and Administration Bodies of the Public Sector and the Broader Public Sector Agencies 428), οικ. 9433 ΕΞ 2019/13.02.2019 (Government Gazette, Volume of Special Position Employees and Administration Bodies of the Public Sector and the Broader Public Sector Agencies 64) and 3557 ΕΞ 2020/14.01.2020 (Government Gazette, Volume of Special Position Employees and Administration Bodies of the Public Sector and the Broader Public Sector Agencies 20) on the commencement of operation of the HGC;
 4. HGC Decision No. 218/2/22.9.2016 approving regulation on the organisation, structure and operation of the HGC Service Units (3404/B);
 5. HGC Decision No. 509/2/11.09.2020 transferring responsibilities to the Chairman of the Hellenic Gaming Commission under Article 23 (8) of Law 4141/2013 (81/A), as in force (4139/B);

6. Ministerial Decision No. 79305 ΕΞ 2020 / 23.7.2020 issued by the Minister of Finance on the enactment of a Gaming Regulation on the Suitability of Persons (3262/B, Correction of errors 4441/B);
7. Ministerial decision No. 79835 ΕΞ 2020 / 24.7.2020 issued by the Minister of Finance on the enactment of Gaming Regulations for the Organization and Conduct of Gambling via the Internet (3265/B, Correction of Errors 4441/B) and in particular Article 11 (7);
8. Ministerial decision No. 79292 ΕΞ 2020/23.07.2020 (Government Gazette 3260/B) issued by the Minister of Finance on the enactment of the Gaming Regulation on Commercial Communication regarding Games of Chance (3260/B);
9. Ministerial decision No. 125944 ΕΞ 2020/04.11.2020 issued by the Minister of Finance on the enactment of the Gaming Regulation on Administrative Measures and Sanctions (4884/B);
10. The fact that there is a need to adopt an HGC Directive on the games of chance whose organization/conduct was granted by the Greek State as an exclusive right to specific holders;
11. The fact that this decision does not entail any burden on the budget of the HGC.

We hereby decide

A. To enact a Directive for the games of chance whose organization / conduct was granted by the Greek State as an exclusive right to specific holders, as follows:

DIRECTIVE 6/2021

Games of chance whose organization and conduct fall within the scope of the exercise of exclusive rights granted by the Greek State.

1. The organization/conduct of Online Games of Chance is regulated by Articles 45 et seq. of Law 4002/2011 and No.79835 ΕΞ 2020/24.07.2020 Decision issued by the Minister of Finance on the enactment of the Gaming Regulation for the Organisation and Running of Online Games of Chance;
2. The Holders of an Online Betting License referred to in point (iii), Article 25 of Law 4002/2011 and those licensed to Conduct Other Online Games referred to in point (xxii), Article 25 of Law 4002/2011 are entitled to solely provide these Games of Chance for which said License has been issued and are obliged to comply with this Directive.
3. License Holders are not entitled to provide any game that is or seems to be a version/category of the Games of Chance named KINO, LOTTO, PROTO, JOKER, NUMERICAL LOTTERY 5 DRAWN FROM 35 (EXTRA 5), BINGO LOTTO, SUPER 3, SUPER 4, PROPO, PROPOGOL, BASKETBALL PREDICTIONS, TEAM SPORTS PREDICTIONS whose

management, organisation and conduct has been granted by the Greek State to OPAP S.A. as an exclusive right, regardless of their appearance, structure, probabilities and/or combinations thereof and/or notwithstanding the way such result is generated.

4. License Holders are not entitled to provide any game that is or seems to be a version/category of the games of chance named INSTANT STATE LOTTERY (SCRATCH), POPULAR LOTTERY, NATIONAL LOTTERY, EUROPEAN LOTTERY, SPECIAL STATE SOCIAL SOLIDARITY LOTTERY OR NEW YEAR'S EVE LOTTERY, STATE HOUSING LOTTERY whose management, organisation and conduct has been granted by the Greek State to "Hellenic Lotteries S.A." as an exclusive right, regardless of their appearance, structure, probabilities and/or combinations thereof and/or notwithstanding the way such result is generated.

5. License Holders are not entitled to provide any game that is or seems to be a version/category of pari-mutuel betting or fixed-odds wagering on horse races- lottery event or not- organized by the company named 'IPPODROMIES S.A.', without prior written consent of the company in question, according to the relevant Concession Agreement ratified by Law 4338/2015 (131/A). A written consent of the respective racing organization is required where the License Holder organises and conducts pari-mutuel betting or fixed-odds wagering on horse races conducted abroad.

6. For the purpose of clarification, Licence Holders are not authorized to provide the games which are or seem to be a version/category of games listed below:

Mega Ball, Deal or no Deal the Big Draw, Slingo Reel King, Slingo Reel Extreme, Slingo Fortunes, Slingo Millionaire, Slindo Advance, Slingo Lightening, Slingo Rainbow Riches, Slingo Centurion, Slingo XXXtreme, Slingo Extreme, Slingo berserk, Deal or no Deal Slingo, Book of Slingo Cash or Crush, Lucky 5 (Lotto 5-36), Lucky 6, Lucky 7 (Lotto 7-42) and Lucky x, Keno.

7. License Holders are obliged to refrain from any action that violates or may jeopardize the exclusive rights to conduct, manage, organise and run those games which have already been lawfully granted by the Greek State as secured and protected under relevant concession agreements concluded between the Greek State and/or the Hellenic Republic Asset Development Fund (HRADF) on the one hand, and OPAP S.A., HELLENIC LOTTERIES S.A. and IPPODROMIES S.A. on the other.

8. License Holders are required to forward this Directive to Category A1 Manufacturers referred to in Article 9 of Decision numbered 79305 EX 2020 /23.7.2020 with which they cooperate, requiring from them to take all necessary actions so that the games managed and operated by those Manufacturers which are or seem to be versions/categories of games falling within the scope of the exercise of exclusive rights that have already been granted by the Greek State, are not organized/conducted in Greece. The aforementioned notification, together with the relevant requirement, shall be notified to the HGC no later than 1 November 2021.

9. Any new cooperation agreement concluded between License Holders and Category A1 Manufacturers referred to in Article 9 of Decision No. 79305 EX 2020 /23.7.2020

notified to the HGC, shall specifically mention and exclude from its scope all games which are or seem to be versions/categories of games falling within the scope of the exercise of exclusive rights that have already been granted by the Greek State and are managed and operated by said Manufacturers.

B. This to be posted on the HGC website.

The Chairman of the HGC

Dimitrios Ntzanatos