

**REGULATION
ON THE MANNER OF DETERMINING THE CONDITIONS FOR OBTAINING THE
APPROVAL FOR ORGANISING SPECIAL GAMES OF CHANCE THROUGH MEANS OF
ELECTRONIC COMMUNICATION**

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Article 1

This regulation more closely regulates the manner of determining conditions for obtaining the approval for organising special games of chance through means of electronic communication.

Article 2

The Games of Chance Administration (hereinafter: the Administration) determines whether conditions for receiving an approval for organising special games of chance through means of electronic means are met as a part of administrative procedure, which is started at a request of legal entity (hereinafter: the applicant) for issuance of approval for organising special games of chance through means of electronic communication.

Request referred to in paragraph 1 above is submitted through information and communication system of the Administration in electronic form, along with documentation, which in accordance with the Law on Games of Chance (“Official Gazette RS” no. 18/20 and 94/24 – hereinafter: the Law) is submitted with the request.

The Administration ex officio obtains data from official records, unless the applicant explicitly states that they will obtain the data themselves.

If the applicant is the holder of the data from the documentation, such data is submitted in original or certified copy.

Article 3

The Applicant submits the Request for issuance of approval for organising special games of chance through means of electronic communication to the Administration and according to Article

96, paragraph 1 of the Law such request must include the following data:

- 1) the name and the address of registered offices of the legal entity – applicant;
- 2) method of identification and registration of participants in the game of chance (hereinafter: the Players);
- 3) procedure in case of interrupted communication with the player;
- 4) description of the backup system for saving the system state;
- 5) description of the recovery system for restoring the last saved state.

The data listed in paragraph 1, point 1 above is verified by the Administration based on the data registered with the Business Registers Agency.

The data referred to in paragraph 1, points 2) to 5) is verified by the Administration based on the certificate confirming that the information and communication has compliant technical and functional characteristics, which is issued to the organiser by the laboratory authorised by the Minister of Finance.

Article 4

In the procedure of determining the fulfilment of conditions set forth in Article 96, paragraph 2, point 1) of the Law, the Administration determines whether the study on preventing the adverse impact of games of chance through means of electronic communication on game of chance participants contains the following information:

1) play registration procedure, uniqueness of accounts and method of updating personal data of players, which must be accessible to player at all times, in particular:

- (1) method of player registration and measures for logical validation of the entered data,
- (2) measures of maintaining up-to-date player data during account use,
- (3) measures to prevent opening of multiple accounts for the same player,
- (4) description of the procedure and rules that must be accessible to the player at all times;

2) database and data protection, i.e. protection of player's privacy, in particular:

(1) method of storing and protecting data on account and payment card numbers and preventing their potential abuse,

(2) documentation and existence of evidence on all pay-ins and pay-outs, as well as on all corrections and failed pay-ins and pay-outs in accordance with the law and by-laws;

3) method of protection against unauthorised use of the system and measures to prevent access to the system by persons who are not account holders and by minors;

4) measures provided in accordance with principles of responsible organisation, in particular:

(1) constant display of exact time and date,

(2) enabling the players to set deposit limits at daily, weekly and monthly level, i.e. preventing a player from accessing the user account in case of self-exclusion or deposit limitation in accordance with the request of the player in case of self-limitation,

(3) constant display of clear warning that participation in games of chance is prohibited for minors,

(4) mechanisms to prevent minors from accessing the system, including methods for verifying age of players and applying such verification to free games,

(5) obligation to pay the player in the event of account locking and blocking games of chance advertisement during the period the account is locked,

(6) possibility of locking the account at the request of a third party, including the reasons, procedure and designation of the person responsible for receiving and resolving such request;

5) availability of all information related to prohibition of participation of games of chance for minors, principle of responsible organisation and protection of players in the language of the website and the games;

6) existence of page on responsible organisation, containing links to documents (tools) that prevent playing - software for filtering or blocking online content.

The Administration verifies the data contained in the study based on the certificate confirming that the information and communication system has compliant technical and functional characteristics, which is issued to the organiser by the laboratory authorised by the Minister of Finance.

Article 5

The Administration determines whether the conditions from Article 96, paragraph 2, point 2) of the Law, regarding evidence of right of ownership or right of use of suitable premises where the equipment for special games of chance through means of electronic communication will be located have been fulfilled based on information contained in documents proving ownership or the right of use of such premises located in the territory of the Republic of Serbia.

Article 6

The Administration determines whether the conditions from Article 96, paragraph 2, point 3) of the Law regarding evidence from Article 95 of the Law have been fulfilled based on the certificate confirming that the information and communication system has compliant technical and functional characteristics, which is issued to the organiser by the laboratory authorised by the Minister of Finance.

Article 7

The Administration determines whether the conditions from Article 96, paragraph 2, point 4) of the law regarding the contents of the rules of game of chance have been fulfilled by reviewing the submitted rules of the game, in accordance with the Law and the regulation more closely defining the requirements and the contents of the rules of the game of chance.

Article 8

The Administration determines whether conditions from Article 96, paragraph 2, point 5) of the Law regarding the amount of share capital have been fulfilled based on information registered with the Business Registers Agency.

Article 9

The Administration determines whether conditions from Article 96, paragraph 2, point 6) of the Law regarding the evidence of the ownership structure up to the level of beneficial owner have been fulfilled based on the data registered in accordance with the regulations on Central Register of Beneficial Owners.

Article 10

The Administration determines whether conditions from Article 96, paragraph 2, point 7) regarding the evidence - incorporation documents of the legal entity, have been fulfilled based on information registered with the Business Registers Agency.

Article 11

The Administration determines whether conditions from Article 96, paragraph 2, point 8) of the Law have been fulfilled based on data registered with the Business Registers Agency regarding the balance sheet and income statement for the previous year, i.e. reports on audit of financial statements of the founder and member of the legal entity (if subject to the audit) for the previous two years prepared by certified auditor in accordance with regulations of the country of origin of the member or the founder, as well as determined by its financial statements for the period from the date of last audit report to the end of the semi-annual period immediately preceding the semi-annual period for which the request is submitted.

Article 12

The Administration determines whether conditions from Article 96, paragraph 2, point 9) of the Law have been fulfilled based on the data contained in the documents of the competent state authority confirming that the applicant, its founder, beneficial owner, associate, designated person have not been sentenced to a fine, in case of legal entity, or to imprisonment, in case of natural persons, for a criminal offence in the Republic of Serbia or a foreign country and that they have not severely or repeatedly violated the regulations governing the prevention of money laundering and terrorism financing during the period of restrictive measures prohibiting performance of certain activities that are the main business activity of the company for organisation of games of chance or during the period of restrictive measures prohibiting the authorized person to perform certain activities which are the main business activity of the company for organisation of games of chance and during the period of restrictive measures prohibiting the authorized persons to perform certain duties in the company which main business activity is organisation of games of chance;

Article 13

The Administration determines whether conditions Article 96, paragraph 2, point 10) of the Law have been fulfilled based on information from the statement given under full civil and criminal liability by the applicant, its founder, i.e. the owner, beneficial owner, associate or designated person that they have not been convicted and that they are not members of an organised crime group.

Article 14

The Regulation on Determining the Conditions for Obtaining the Approval for Organising Games of Chance through Means of Electronic Communication ("Official Gazette RS", no. 75/13) ceases to be effective from the effective date of this Regulation.

Article 15

This Regulation enters into force on the eighth day after its publication in the "Official Gazette of the Republic of Serbia".