ANTIGUA AND BARBUDA

STATUTORY INSTRUMENTS

2001 No. 16

Interactive Gaming and Interactive Wagering Regulations, made by the Minister under section 351 of the International Business Corporation Act Cap. 222.

PART I

1. (1) These Regulations may be cited as the Interactive Gaming and Interactive Wagering Regulations 2001.

(2) These Regulations come into force on the 22nd of May, 2001.

2. In these Regulations, except where the context otherwise requires —

"the Act" means the International Business Corporation Act; Cap. 222.

"applicant" means any person who on his own behalf or on behalf of another person has applied to the Authority for an interactive gaming or interactive wagering licence or a renewal of an interactive gaming or interactive wagering licence;

"application" means an application to the Authority for an interactive gaming or interactive wagering licence or a renewal application;

"Authority" means the International Financial Sector Regulatory Authority (IFSRA) established under section 316 of the Act;

"authorized game" means interactive gaming or interactive wagering that a licence holder is permitted to conduct under these Regulations;

"authorized premises" means a location that has been approved by the Commission established under the Free Trade and Processing Zone Act 1994 for authorized interactive gaming or interactive wagering; No. 12 of 1994.

"bet" shall be interchangeable with "wagering"; see *interactive wager;*

"betting" means the act of placing a bet or wager;

No. 12 of 1994.

"Board" means the Board established under section 316 of the Act;

"Certificate of Incorporation" means the Certificate of Incorporation issued by the Authority pursuant to the Act to carry on the business of interactive gaming or interactive wagering;

"Commission" means the Commission established under section 3 of the Free Trade and Processing Zone Act 1994;

"control system" means software that affects the outcome of the authorized Interactive Gaming;

"Free Trade and Processing Zone" means the Free Trade and Processing Zone established under section 6 of the Free Trade and Processing Zone Act;

"game" means a contrivance which has for its object to furnish sport, pastime, contest, recreation or amusement;

"game of chance" means a game in which the outcome depends partly on the element of chance, chance and skill combined, and table games (craps, roulette) lotteries, bingo and keno; but does not mean a bet and/or wager or where skill or outcome is not based on chance;

"gaming" means an agreement, scheme, or arrangement between two or more parties to play together at a game of chance in which a prize or reward consisting of money or some other item of value, worth, advantage, or opportunity is offered or can be won and become the property of the winner under defined conditions established for the purpose of the game;

"gaming records" means all records directly or indirectly related to the interactive game or interactive wager and bets provided by a licence holder or authorized client provider, and a player account information, wagers placed and outcomes of games played;

"interactive" means the conducting or operation of an interactive game of chance or interactive wager pursuant to these regulations;

"interactive betting licence" means to operate interactive betting and interactive wagering and is the same as a wagering licence; see *interactive wagering licence;* by virtue of which a licence holder must operate his business in the Free Trade and Processing Zone unless it receives a waiver to operate outside the Free Trade and Processing Zone, but within Antigua and Barbuda;

"interactive game" means a game in which:

(a) prize consisting of money or something else of value is offered or can be won under the rules of the game;

(b) a player:

(i) enters the game or takes any step in the game by means of a telecommunication device, including, but not limited to the internet; and

(ii) gives, or undertakes to give, a monetary payment or other valuable consideration to enter, in the course of, or for, the game; and

(c) the winner of a prize is decided by chance.

"interactive gaming" means

(a) an agreement, scheme or arrangement where a player usually plays against the interactive gaming or interactive wagering licence holder acting as a bank;

(b) games such as roulette or black jack or a percentage game played with cards, dice or any electronic or mechanical device or machine for money; and

(c) games such as keno, bingo and a lottery; but does not mean betting or wagering;

"interactive gaming licence" means the licence granted to a licence holder by the Authority to conduct interactive gaming;

"interactive gaming and interactive wagering equipment" means a machine or other device (whether electronic, electrical or mechanical), computer software, or another mechanism, device, item or thing, used or suitable for use, in the conduct of an authorised game;

"interactive gaming and interactive wagering related activities" mean any activity or business that the Authority considers reasonably related to interactive gaming or to interactive wagering or to the operation of interactive gaming or interactive wagering, or any business that offers goods or services to persons who participate in licensed interactive gaming or interactive wagering;

"interactive wager" means the act of placing an interactive wager or bet, but is not limited to a sports wager and spread betting. Within this definition, a wager is a contract or agreement between at least two parties where a sum of money or other item of value to which all jointly contribute, becomes the sole property of one or some of them on the happening or the non-happening of a future event which is at present uncertain, such as a sports bet, or a question disputed between them is settled in one way or the other; and the outcome is at least partly dependent on chance; but does not mean any stake hazarded in the course of, or incidental to, a game of chance;

"interactive wagering licence" means the licence granted to a licence holder by the Authority to operate interactive wagering or betting and is synonymous with an interactive betting licence; see *interactive betting licence;* by virtue of which, a licence holder must operate his business in the Free Trade and Processing Zone unless it receives a waiver to operate outside the Free Trade and Processing Zone, but within Antigua and Barbuda;

"key person" means a person who:

(a) occupies or acts in a managerial position, or carries out managerial functions, in relation

to operations carried out under an interactive gaming or interactive wagering licence, or;

(b) is in a position to control or exercise significant influence over the operations conducted under an interactive gaming or interactive wagering licence, or;

(c) occupies or acts in a position designated in the licence holder's approved control system as a key position;

"key relationship" means a relationship between a licence holder and another person as a result of which the other person is a key person;

"licence holder" means a person to whom the Authority has issued an interactive gaming or interactive wagering licence;

"Minister" means the Minister responsible for the administration of the International Business Corporation Act;

"person" means any individual or any legal entity or company, partnership, limited liability company, association of persons, body of persons, group of companies or bodies, corporate or incorporate;

"player" in relation to a game of chance or bet includes any person who is 18 years of age or over, taking part in the game or bet against whom other persons taking part in the game or bet;

"player's account" means an account"

(a) in the name of the player:

(i) at a financial institution; or

(ii) with a body approved by the Authority; and

(b) against which the licence holder has a right to debit the amount of a wager;

(c) that is established on a basis under which the player may only have direct recourse to the account:

(i) to gamble or wager with the licensed holder;

(ii) to ascertain the balance of funds in the account or to close the account;

(iii) to obtain the whole or part of an amount paid into the account as a prize in an authorized game; or

(iv) as authorized by the licence holder or the Authority;

"storefront" means an alternative Uniform Resource Locator (URL) by which a licence holder's authorized games may be accessed, and which offers a different "look and feel" from the URL of the licence holder's main site. It shall not be considered as a sublicence;

"sublicence" means an arrangement whereby a licence holder creates one or more URLs, in addition to the licence holder's main URL which use different software for gaming or apply different business rules for gaming other than the main URL by way of contract to provide interactive gaming or interactive wagering;

"wager" see *interactive wager*.

PROHIBITION

3. (1) Except as permitted by these Regulations, no person shall engage in the operation of internet gaming or internet wagering activities unless that person holds a licence granted under these Regulations.

(2) No licence shall be granted to any entity unless the entity is incorporated under the Act as an interactive gaming or interactive wagering company, and is in possession of a Certificate of Incorporation and a certificate of good standing, and has complied with all the requirements of the Free Trade and Processing Zone Act 1994 and any regulations made thereunder.

APPLICATION FOR INTERACTIVE GAMING OR INTERACTIVE WAGERING LICENCE

4. An applicant must receive a licence from the Free Trade and Processing Zone at a cost of One Hundred United States Dollars (US$100.00) per annum to operate in the Free Trade and Processing Zone or in an area designated as appropriate by the Commission.

5. An application for an interactive gaming or interactive wagering licence must be submitted to the Authority in the form set out in Schedule "A" to these Regulations.

6. To be considered by the Authority, an application for interactive gaming or interactive wagering licence must contain all of the information requested in the form set out in Schedule "A" and be accompanied by:

(a) if applicable, a business entity information Form as set out in Schedule "B";

(b) personal information forms as set out in Schedule "C" for each director, partner and chief executive officer of the applicant and each shareholder with five percent (5%) or more ownership of or controlling interest in the applicant; and

(c) a non-refundable deposit in the amount of Ten Thousand United States dollars (US$10,000.00) for the cost of conducting investigation and due diligence.

7. Where the cost of conducting the investigation and due diligence exceeds US$10,000 the Authority shall notify the applicant in writing to provide a further non-refundable deposit or deposits in such amounts as the Authority may determine.

8. Subject to the foregoing section, the Authority shall promptly consider the application and shall, if possible, within 30 days either:

(a) grant the application and issue an interactive gaming or interactive wagering licence;

(b) deny the application; or

(c) return the application to the applicant with request for additional information.

9. All information provided by the applicant to the Authority shall be held in the strictest confidence and shall not be used by the Authority for any purpose other than matters pertaining to this application, unless it is required for administration or enforcement of the Act or these Regulations or if it is related to an official investigation.

CONDITIONS FOR GRANTING OR DENYING APPLICATION

10. The Authority may grant an application for an interactive gaming or interactive wagering licence only if the Authority is satisfied that:

(a) the applicant is suitable to hold an interactive gaming or interactive wagering licence; and

(b) each director, partner and chief executive officer, and each shareholder with five percent (5%) or more ownership of or controlling interest in the applicant is suitable to be associated with an applicant's operation.

11. The Authority in its sole discretion may require that all beneficial owners of shares complete the personal information Form set out in (Schedule "C").

12. The Authority, in its sole discretion, may deny an application even if the Authority is satisfied of the matters mentioned in the foregoing section. A decision by the Authority to deny a licence is final and conclusive.

INTERACTIVE GAMING LICENCE AND INTERACTIVE GAMING OR INTERACTIVE WAGERING LICENCE FEES

13. (1) An applicant shall pay to the Authority —

(a) an annual licensing fee of Fifteen Thousand United States Dollars (US $15,000);

(b) an annual operating licence of Sixty Thousand United States Dollars (US $60,000) for operating the business of interactive gaming in the Free Trade and Processing Zone; and

(c) an annual operating licence of Thirty-Five Thousand United States Dollars (US $35,000) for operating the business of interactive wagering in the Free Trade and Processing Zone.

(2) The Authority shall, on receipt of the fees referred to in subsection (1) *(b)* and *(c)*, pay to the Commission, on behalf of the applicant, the appropriate fees charged by the Commission for operating the business of interactive gaming or interactive wagering in the Free Trade and Processing Zone or at places designated by the Commission.

SUITABILITY OF APPLICANTS

14. The Authority shall consider an applicant suitable to hold an interactive gaming or interactive wagering licence, if the applicant can satisfy the Authority of the following:

(a) the applicant's good character, honesty and integrity;

(b) the applicant's good business reputation, sound current financial position and financial background;

(c) the applicant has arranged, or is arranging, a satisfactory ownership, corporate or other business structure;

(d) the applicant has, or is able to obtain, appropriate resources and is able to maintain minimum required reserves as established by the Board in order to ensure that players shall have winnings paid and deposits returned;

(e) the applicant has the appropriate technical ability to conduct interactive gaming or interactive wagering;

(f) the applicant has the appropriate business ability to conduct interactive games under an interactive gaming or interactive wagering licence;

(g) the applicant is committed to maintaining a physical presence in Antigua and Barbuda;

(h) the applicant shall take appropriate measures to eliminate any pornography from a licenced site;

(i) the applicant shall take measures to discourage a compulsive gambler from utilizing a licenced site;

(j) the applicant is in the Authority's opinion untainted with illegality;

(k) the applicant shall follow policies and take affirmative steps to prevent money laundering and other suspicious transactions; and

(l) the applicant shall comply with the policies and directives which the Authority deems appropriate.

15. The Authority shall consider each director, partner and chief executive officer of the applicant and each shareholder with five percent (5%) or more ownership of a controlling interest in the applicant suitable, if the Authority is satisfied of each person's:

(a) good character, honesty and integrity;

(b) good business reputation, sound current financial position and financial background;and

(c) general suitability to be associated with a licence holder.

16. The Authority, or such person as the Authority may appoint, shall conduct a thorough investigation into the matters referred to in the foregoing regulations to determine the applicant's suitability to hold an interactive gaming licence and the suitability of each director, partner and chief executive officer of the applicant, and each shareholder with five percent (5%) or more ownership of or controlling interest in the applicant, to be associated with a licence holder. Any reports submitted to the Authority shall become the sole property of the Authority.

17. The Authority may consider evidence that an applicant has been licenced to conduct gaming in another jurisdiction toward a finding of the applicant's suitability to conduct interactive gaming and interactive wagering activities. The other licensing jurisdiction must have regulations comparable to those of Antigua and Barbuda to ensure the integrity of the interactive gaming and interactive wagering and the suitability of the operations. The Authority shall also consider applicant's commitment to

(a) prevent money laundering;

(b) prohibit underage gaming; and

(c) restrict and discourage compulsive gaming in interactive gaming and interactive wagering.

INTERACTIVE GAMING OR INTERACTIVE WAGERING LICENCE AUTHORIZATION

18. Interactive gaming or interactive wagering licences shall be in the form prescribed by the Authority and shall, in addition to any other matter which the Authority deems to be appropriate, specify:

(a) the name, address, telephone number, fax number and e-mail address of the licence holder;

(b) the date and issue of licence and the date of expiration;

(c) the address of the certified premises from which the licence holder shall conduct interactive gaming or interactive wagering, betting and interactive gaming or interactive wagering related activities;

(d) the authorized games the licence holder is permitted to conduct;

(e) a statement that the licence is not transferable and that sublicencing is prohibited; and

(f) the licence number as designated by the Authority.

MATERIAL CHANGE REPORTS

19. Every licence holder and every applicant for a licence must report to the Authority any material change to the information provided to the Authority for the purposes of an application (a "Material Change Report"). Any material change must be approved by the Authority. Examples of material changes include:

(a) a change in, or addition to, the licence holder's close associates; or

(b) a change in, or addition to, the directors or executive officers of the licence holder; or

(c) any act or default (whether by the licence holder or by another person) that might reasonably give rise to a negative implication in respect of the character, reputation or financial background of the licence holder; or

(d) a reduction in the licence holder's financial resources; or

(e) any act or default (whether by licence holder or a person engaged by the licence holder) that might reasonably give rise to a negative implication in respect of the ability of the licence holder, or a person engaged by the licence holder for that purpose, to manage a part of the licence holder's licenced operations.

20. A material change report must be in writing, must clearly identify the material change in question and must be received by the Authority not later than seven (7) days from the date on which the material change was effective, or when the licence holder or applicant became aware of such change.

21. Failure to report a material change to the Authority as required by regulation 19 may result in the immediate amendment, suspension or revocation of the interactive gaming or interactive wagering licence. In the case of an application, failure to report a material change is a sufficient ground for denial of the application or revocation of the issued licence.

RENEWAL APPLICATIONS

22. An application to renew an interactive gaming or interactive wagering licence must be submitted to the Authority in the form set out in Schedule "D" (a renewal application").

23. To be considered by the Authority, a renewal application shall contain all of the information requested in the form and be accompanied by a non-refundable deposit in the amount of Five Thousand United States Dollars (US$5,000).

24. A renewal application must be received by the Authority not less than three (3) months prior to the expiration date of the interactive gaming or interactive wagering licence.

25. The applicant is responsible to the Authority for all costs incurred by the Authority related to the processing of the renewal application. In the event these costs exceed the amount of the original deposit, the Authority shall notify the applicant in writing to provide a further non-refundable deposit or deposits in such amounts as the Authority may determine. In the event the Authority does not receive payment of a further deposit within ten (10) days of the date of the Authority's notice to the applicant, processing of the renewal application shall be suspended until the further deposit is received.

26. Subject to the foregoing regulation, the Authority shall promptly consider the renewal application and shall:

(a) grant the renewal application and renew the interactive gaming or interactive wagering licence for one year;

(b) deny the renewal application, or

(c) return the renewal application with a request for additional information.

27. In the event an application is denied, the Authority shall give its reasons for the refusal in writing to the applicant.

28. In deciding whether to grant a renewal application, the Authority shall consider any complaints, concerns or problems that may have arisen in the previous licencing period related to the licence holder and shall deny the renewal application if, in the Authority's sole discretion, the complaints, concerns or problems are sufficiently serious or numerous. The Authority shall require that measures be taken by the licence holder to determine suspicious transactions that might reveal money laundering or illegal activity of a player.

29. An interactive gaming or interactive wagering licence that is renewed under this Part is subject to all the provisions of these Regulations concerning interactive gaming or interactive wagering licence, adapted as required.

30. Where the licence holder is in possession of an existing licence for either interactive gaming or interactive wagering or betting in Antigua and Barbuda (formerly known as the Virtual Casino Wagering or Sports Book Wagering Licence) that licence shall remain in effect until the date of expiration, and if no date

has been stated, until twelve (12) months after the date of the issuance of the licence.

31. An interactive gaming or interactive wagering licence holder with an existing licence from Antigua and Barbuda is subject to all regulations issued by the Authority and must satisfy the Authority that it is in compliance with all regulations in its renewal application. The Authority in effect, shall conduct the same suitability investigation of an applicant who is an existing licence holder as if the licence holder were any other applicant.

32. An unfavorable decision by the Authority may be appealed to the Minister and then the High Court.

AMENDMENTS TO LICENCE

33. The Authority may amend a condition or conditions of an interactive gaming or interactive wagering licence if the Authority considers that it is necessary or desirable to make the amendment for the proper conduct of authorized games by the licence holder or that the amendment is otherwise in the public interest.

34. If the Authority decides to amend a condition or conditions of an interactive gaming or interactive wagering licence, the Authority shall promptly give the licence holder written notice (the "condition notice") of the change and the reasons for the change.

35. The power of the Authority under this regulation includes the power to add such new conditions as the Authority, in its sole discretion, deems appropriate.

36. On receiving the interactive gaming or interactive wagering licence, for purposes of possible amendment, the Authority may:

(a) amend the licence in an appropriate way and return the amended licence or authorization to the licence holder; or

(b) if the Authority does not consider that it is practicable to amend the licence, issue a replacement licence, incorporating the amended conditions, to the licence holder.

37. An amendment of conditions takes effect on the date appointed by the Authority.

SUSPENDING OR REVOKING A LICENCE

38. The Authority may suspend or revoke an interactive gaming or interactive wagering licence upon a finding that:

(a) the licence holder is no longer suitable to hold an interactive gaming or interactive wagering licence;

(b) the licence holder has been convicted of an indictable offence or other crime, especially one involving moral turpitude, which the Authority, in its sole discretion, deems to affect the suitability of a licence holder;

(c) the licence holder has contravened a material term or condition of the interactive gaming or interactive wagering licence;

(d) the licence holder has failed to discharge financial commitments for the licence holder's operations or the Authority has reason to believe that such failure is imminent;

(e) the licence holder is insolvent, has been petitioned into bankruptcy or has applied to take advantage of any bankruptcy law;

(f) the licence holder has a trustee, receiver, manager, liquidator or administrator appointed for it under the provisions of the laws of any jurisdiction; or the licence holder has mortgaged or otherwise encumbered either the licence or business assets associated with the licence holder's operation without the approval of the Authority;

(g) the licence holder applies for, or is compelled by any means or for any reason, for an order either discontinue or to wind up its operations;

(h) the interactive gaming or interactive wagering licence was obtained by a materially false or misleading representation or in some other improper way;

(i) the licence holder has taken insufficient steps to report suspicious transactions that could indicate money laundering; or has failed to verify the identity of a potential player, or has accepted cash payments to player's accounts, or is involved in any transaction which, in the opinion of the Authority, is either illegal or improper;

(j) the licence holder has sublicenced or assigned its licence to a third party;

(k) the licence holder has failed to maintain a physical presence in Antigua and Barbuda;

(l) the licence holder has failed to meet commitments to players;

(m) the licence holder has failed to pay timely the required Seventy-Five Thousand United States Dollars (US$75,000) annual interactive gaming licence fee or the Fifty Thousand United States Dollars (US$50,000) annual interactive wagering licence fee or any other taxes;

(n) the applicant has failed to comply with the requirements of the Commission or the Authority;

(o) the Authority, in its sole discretion, has determined that there is material and sufficient reason for suspending or revoking the licence; and

(p) the suspension, revocation or expiration of the licence shall not affect any liability of the licence holder for anything done or omitted to be done before the date of suspension, revocation or expiration.

SHOW CAUSE PROCEDURE

39. Before amending, suspending or revoking an interactive gaming or interactive wagering licence the Authority must give the licence holder a written notice (a "show cause notice") that:

(a) states the action the Authority proposes to take;

(b) states the grounds for the proposed action;

(c) outlines the facts and circumstances forming the basis for the grounds;

(d) if the proposed action is suspension of the interactive licence, states the proposed suspension period; and

(e) permits the licence holder to show within a stated period (the "show cause period") why the proposed action should not be taken.

40. The show cause period shall be established by the Authority and shall be specified in the show cause notice.

41. The Authority must promptly serve a copy of the show cause notice on each person (an "interested person") that the Authority believes has an interest in the interactive gaming or interactive wagering licence if the Authority considers that:

(a) the person's interest may be affected adversely by the amendment, suspension or revocation of the licence; and

(b) it is otherwise appropriate in the circumstances to give a copy of the show cause notice to the person.

42. A person upon whom a copy of the show cause notice is served may make written representations about the matters raised in the notice to the Authority within the show cause period.

43. The Authority shall consider all written representations (the "accepted representations") made during the show cause period by:

(a) the licence holder; or

(b) any interested person upon whom a copy of the show cause notice is served.

44. Notwithstanding any other provision of these Regulations, the Authority may amend, suspend or revoke an interactive gaming or interactive wagering licence immediately if the Authority believes:

(a) a sufficient ground exists to amend, suspend or revoke the licence; and

(b) the circumstances are so extraordinary that it is imperative to amend, suspend or revoke the licence immediately to ensure:

(i) the public interest is not affected in an adverse and material way; or

(ii) the integrity of the conduct of interactive games by the licence holder is not jeopardized in a material way; and

(iii) the elimination of potential money laundering, fraudulent or other suspicious activities.

45. An immediate amendment, suspension or revocation:

(a) must be effected by written notice served on the licence holder;

(b) is effective from the moment the notice is served; and

(c) continues in effect until the matters set out in the show cause notice are decided by the Authority.

HEARING

46. A licence holder who has received a show cause notice, may, within the show cause period, request a hearing before the Authority to respond to the matters raised in the show cause notice.

47. Upon receiving a request for a hearing, the Authority shall set a date for the hearing (the "hearing date") and shall immediately notify the licence holder in writing of the hearing date.

48. At the hearing, the licence holder shall have the opportunity to bring written and oral evidence to respond to the matters raised in the show cause notice.

DECISION

49. If, after considering the accepted representations, or in the case of a hearing, all the evidence adduced before it, the Authority finds that:

(a) a ground or grounds exist to amend, suspend or revoke the interactive gaming or interactive wagering licence and/or;

(b) the act, omission or other item constituting the ground is of a serious and fundamental nature and either:

(i) the integrity of the conduct of interactive games by the licence holder may be jeopardized in a material way; or

(ii) the public interest may be affected in an adverse or material way;

50. The Authority may amend, suspend or revoke the interactive gaming or interactive wagering licence or suspend the licence for such period of time and on such conditions of re-instatement as the Authority deems appropriate.

51. If the Authority directs the licence holder to rectify a matter and the licence holder fails to comply with the direction within the time specified in the direction for compliance, the Authority may revoke the interactive gaming or interactive wagering licence or suspend the licence for such period of time and on such conditions for re-instatement as the Authority deems appropriate.

52. The Authority must promptly serve written notice of the decision to amend, suspend or revoke a licence on the licence holder.

53. A decision to amend, suspend or revoke a licence takes effect on the date specified by the Authority.

54. If an interactive gaming or interactive wagering licence is under suspension, the Authority may, at the request of the licence holder, reconsider the duration of the suspension.

55. The Authority shall promptly serve written notice of its decision on the licence holder.

56. A final decision by the Authority may be appealed to the Minister and then the High Court.

Part III

KEY PERSONS

57. A person must not accept employment as a key person, or agree to carry out as an employee the duties of a key person, unless the person has received a key person licence from the Authority.

58. A licence holder must not employ a person to carry out the functions of a key person, unless the person is a key person licence holder.

59. If the Authority reasonably believes a person, other than a key person licence holder, is a key person, the Authority may, by written notice to the person, with copies to the licence holder with whom a perceived key relationship exists, require the person either to apply for a key person licence or to terminate the perceived key person relationship, within seven (7) days of receiving the notice.

60. The perceived key person must comply with the requirement within seven (7) days of receiving the notice or such other period of time that the Authority may specify in the notice.

61. If the Authority does not approve an application for a key person licence made by a person of whom a requirement has been made under the foregoing regulation, the Authority may, by written notice to the person, with copies to the licence holder with whom the key relationship exists, require the person to terminate the relevant key relationship within the time stated in the notice and the person must comply with the requirement within the time stated in the notice.

62. If a requirement is made of a person under the foregoing sections and the person fails to comply with the requirement, the Authority may, by written notice to the licence holder with whom the key relationship exists, require the licence holder to take any necessary action to terminate the key relationship

within the time specified in the notice and the licence holder must comply with the requirement.

63. A licence holder or any other person does not incur any liability because of any action taken to comply with a notice under this section.

APPLICATION FOR KEY PERSON LICENCE

64. An application for a key person licence must be made to the Authority in the form set out in Schedule "E".

65. An application for a key person licence must be accompanied by:

(a) a letter from the licence holder addressed to the Authority confirming the existence or proposed existence of the key relationship;

(b) a personal information form set out in Schedule "C" and completed by the proposed key person; and

(c) a non-refundable application fee deposit in the amount of One thousand United States Dollars (US$1,000).

66. The applicant is responsible to the Authority for all costs incurred by the Authority in relation to the processing of the application for a key person licence. In the event the costs exceed the amount of the original deposit, the Authority shall notify the applicant in writing to provide a further non-refundable deposit or deposits in such amounts as the Authority may determine. In the event the Authority does not receive payment of a further deposit within ten (10) days of the date of the Authority's notice to the applicant, processing of the application shall be suspended until the further deposit is received.

67. The Authority may, by written notice to an applicant for a key person licence, require the applicant to provide the Authority with further information or documentation that is necessary and reasonable to assist the Authority in considering the application for approval.

68. Subject to receiving the required non-refundable deposits, the Authority may consider an application for a key person licence and either grant or deny the application.

69. The Authority shall consider an application for approval only if the applicant agrees to have the applicant's photograph and fingerprints taken.

70. The Authority shall consider an applicant suitable to hold a key person licence if the applicant satisfies the Authority of the following:

(a) the applicant's good character, honesty and integrity;

(b) the applicant's good business reputation, sound current financial position and financial background; and

(c) the applicant's general suitability to carry out the functions of a licence holder as a key person.

71. The Authority shall investigate an applicant for a key person licence to assist the Authority in deciding whether the applicant is suitable to hold a key person licence.

72. The Authority shall notify the applicant and the licence holder of the grant or denial of the application for a key person licence.

73. If the Authority denies an application for a key person licence, the written notice shall include reasons for the decision. The decision of the Authority is final.

KEY PERSON LICENCE

74. A key person licence shall be in the form prescribed by the Authority and shall include the following:

(a) the key person licence holder's name;

(b) a recent photograph of the key person licence holder;

(c) the date of issue of the licence;

(d) the conditions of the licence;

(e) the licence holder number as designated by the Authority; and

(f) such other conditions or particulars as the Authority deems to be appropriate.

75. The licence fee shall be One Thousand United States Dollars (US$1,000) for the first year and Two Hundred and Fifty United States Dollars (US$250) for each subsequent year thereafter.

76. A key person licence may be renewed by the Authority in accordance with the procedures for renewing an interactive gaming or interactive wagering licence as provided in these Regulations. A key person licence lapses if the key relationship between the key person and the licence holder ceases for a continuous period of one (1) year.

77. The Authority may issue a key person licence:

(a) on such conditions as the Authority considers necessary or desirable for the proper conduct of interactive games; and

(b) on such other conditions as the Authority considers necessary or desirable in the public interest.

78. Amendments to the conditions of a key person licence shall be governed by the principles and procedures provided in these Regulations for amending the conditions of an interactive licence, adapted as required, provided that:

(a) a key person licence remains in force unless it is cancelled, surrendered, suspended or revoked.

(b) a key person licence shall be renewed within a period of one year of the date of commencement of these Regulations.

SUSPENDING OR REVOKING A KEY PERSON LICENCE

79. A key person licence may be suspended or revoked on any of the following grounds —

(a) the licence holder is not, or is no longer, suitable to hold a key person licence;

(b) the licence holder has been convicted of an indictable offence, or an offence involving moral turpitude;

(c) the licence holder has contravened a condition of the licence;

(d) the licence holder has contravened a provision of the Act, these Regulations or the gaming laws of any other jurisdiction;

(e) the licence was obtained by a materially false or misleading representation or declaration or in some other improper way; or

(f) any act, omission or conduct of the licence holder which in the Authority's opinion adversely affects the integrity of the interactive gaming or interactive wagering or affects the public interest in an adverse and material manner.

80. If the Authority believes a ground exists for suspension or revocation of a key person licence, the Authority shall apply the principles and procedures provided in these Regulations for suspending or revoking an interactive licence, adapted as required.

Part IV

SUPPLIERS

81. A supplier or other entity that has a contract with an interactive gaming or interactive wagering licence holder must provide the particulars required in the form set out in Schedule "C" if, the supplier receives a percentage of the winnings of either an interactive gaming licence holder or an interactive wagering licence holder. In the event the Authority is not satisfied with the particulars provided, the Authority may prohibit the licence holder from contracting with the supplier.

82. A supplier or other entity that has a contract with an interactive gaming or interactive licence holder who does not receive a percentage of the winnings of an interactive gaming licence holder or an interactive wagering licence holder may be required by the Authority to complete the form set out in Schedule "C".

Part V

PLACE OF OPERATION

83. A licence holder shall not conduct authorized gaming from a premises outside Antigua and Barbuda, unless it is also operating outside of Antigua and Barbuda pursuant to an interactive gaming and interactive wagering licence from another jurisdiction which is disclosed to the Authority.

84. A licence holder must have its primary server located in Antigua and Barbuda.

85. The Authority must be kept informed of all interactive gaming and interactive wagering licences held by the licence holder outside Antigua and Barbuda and any change in the status of the licence.

86. The premises of the licence holder must be secure with controlled access and emergency power arrangements in place. The computer system, used for the conduct of gaming activities permitted under the licence, must physically reside in a secure data centre.

Part VI

CONTROL SYSTEMS

87. The Authority shall establish specific rules and procedures to enable licence holders to recognise and prevent suspicious transactions in connection with the deposit of monies illegally obtained and the withdrawal of such monies from players' account; such rules and procedures include —

(a) provisions for the licence holder to know his players.

(b) protocols for licence holders to recognize, address and question suspicious or possible fraudulent transactions that might lead to illegal activities concerning players' accounts;

(c) requirements for licence holders to monitor and report suspicious transactions concerning players' accounts to the Authority; licence holders must also report any suspicious transactions to the Supervi-

sory Authority of the Office of National Drugs and Money Laundering Control Policy, pursuant to the Money Laundering (Prevention) Act.

No. 9 of 1996.

(d) Provisions of the Money Laundering Prevention Act of 1996 shall take precedence over any other regulations and the licence holder shall be required to follow the procedures pursuant to the Money Laundering Prevention Act concerning suspicious transactions.

88. A licence holder may conduct an authorized game of chance only if:

(a) the licence holder has an approved control system; and

(b) the game is conducted under the system.

89. A licence holder may change the approved control system only:

(a) if directed by, or with the approval of, the Authority; and

(b) in the manner directed or approved by the Authority.

90. (1) The Authority shall also establish specific rules and procedures for the purpose of supervising interactive gaming and interactive wagering and for tracking the behaviour of an internet gaming site to ensure compliance with standards prescribed by the Authority.

(2) The rules and procedures establish in subregulation (1) shall —

(a) provide the capability for independent financial reporting on gaming sites;

(b) ensure, on continuous basis, fair game play;

(c) monitoring versions of gaming software being utilized to ensure that only tested and approved versions are being utilized, providing the capacity to detect any and all exceptions as they occur;

(d) provide the ability for independent analysis of gaming transactions; and

(e) provide a secure environment where data integrity and confidentiality can be ensured for the Authority, the licence holder and the player.

91. The Authority recognizes that the potential for money laundering presents a risk to all forms of gaming, including interactive gaming and interactive wagering therefore requires the use of an automated monitoring system approved by the Authority. The system should be capable of detecting potential money laundering activity by analyzing transactions and user profiles in real time and associating those with known risk profiles. These activities include, but are not limited to, detecting a high volume of, or high dollar amount transactions from a narrow range of Internet Protocol (IP) addresses; detecting a high volume of, or high dollar amount transactions from a narrow range of Bank Identification Numbers (BIN); detecting unusual betting patterns associated with money laundering; and detecting attempts to evade thresholds. The system must detect and alert the licence holder, who in turn shall notify the regulators in real time of such activities so as to facilitate a timely response, and must maintain an independent history of such gaming activities to allow forensic investigation of potential money laundering. These provisions do not absolve the licence holder of the statutory obligation as set forth in the Money Laundering Prevention Act.

CONTROL SYSTEM SUBMISSION

92. A licence holder shall make a submission (a "control system submission") to the Authority for approval of the licence holder's proposed control system.

93. A control system submission must be made in writing:

(a) at least ninety (90) days, or as soon as practicable, before the licence holder proposes to start conducting interactive gaming; or

(b) if the Authority in its sole discretion deems it appropriate, at a later date to be determined by the Authority.

94. A control system submission must describe and explain the licence holder's proposed control system and in particular must include:

(a) for the conduct of interactive game of chance:

(i) accounting systems and procedures and a chart of accounts;

(ii) administrative systems and procedures; and

(iii) computer software;

(b) the general procedures to be followed for the conduct of interactive game of chance;

(c) the procedures and standards for the maintenance, security, storage and transportation of equipment to be used to conduct of interactive games;

(d) the procedures for recording and paying prizes won in interactive games; and

(e) the procedures for using and maintaining security facilities.

CONTROL SYSTEM CHANGE SUBMISSION

95. A licence holder may make a submission (a "control system change submission") to the Authority for approval to change the licence holder's approved control system.

96. A control system change submission must be made in writing:

(a) at least ninety (90) days before the licence holder proposes to start conducting interactive games under the approved control system as proposed to be changed; or

(b) if the Authority, in its sole discretion, deems it appropriate, at a later date to be determined by the Authority.

97. A control system change submission must contain particulars of the proposed changes of the licence holder's approved control system.

CONSIDERATION OF CONTROL SYSTEM SUBMISSIONS

98. The following sections apply to a control system submission or control system change submission made to the Authority by a licence holder.

99. The Authority shall consider the submission and, within a reasonable period of time:

(a) approve the proposed control system or proposed change of the approved control system;

(b) refuse to approve the proposed control system or proposed change of the approved control system; or

(c) request such additional information as the Authority may require to either approve or refuse the submission.

100. In considering the submission, the Authority may submit the proposed control system, or the approved control system as proposed to be changed, to testing by the appropriate services approved by the Authority.

101. In considering whether to give an approval, the Authority shall consider:

(a) whether the submission satisfies the requirements under this Part for the submission; and

(b) whether the licence holder's proposed control system, or approved control system as proposed to be changed, is capable of providing satisfactory and effective control over the conduct of interactive games.

102. The Authority shall within twelve (12) months of the receipt of the control system submission or submission to change the control system, notify the licence holder in writing of its

decision to approve or to refuse to approve a control system submission or submission to change a control system.

103. If the Authority refuses to approve a submission under this section, the written notice must state the reasons for the decision and, if the Authority believes the submission can easily be rectified to enable the Authority to give an approval, the notice must also:

(a) explain how the submission may be amended; and

(b) invite the licence holder to resubmit the submission after making the appropriate amendments.

104. The Authority may, by written notice, direct the licence holder to change its approved control system within the time, and in the manner stated in the notice and the licence holder must comply with the direction within thirty (30) days of the date on which the notice is received or such other period of time as the Authority may specify.

105. If the licence holder does not comply with the Authority's direction, the approval for either or both the licence holder's control system shall be terminated.

Part VII

APPROVED EQUIPMENT

106. A licence holder shall provide to the Authority a certification that:

(a) the interactive gaming equipment proposed to be used in the conduct of authorized game of chance by the licence holder, has been satisfactorily tested by one of the testing agencies approved by the Authority; or

(b) any modification of regulated interactive gaming equipment used in the conduct of authorized game of chance by the licence holder has been satisfactorily tested by one of the testing agencies approved by the Authority.

107. The certification must provide the Authority with the following information:

(a) the name of the owner of the software;

(b) the name of the company or individual who did the testing;

(c) all companies involved in the process must submit their company credentials;

(d) all individuals involved in the process must submit their professional credentials;

(e) the gaming programme present on the software;

(f) the server protocols, communication protocols and other specifications which are part of the gaming programme (*e.g.* game control, recording);

(g) whether the system is fully secured and guaranteed;

(h) whether or not software can be changed without having to rewrite the entire software programme;

(i) any other material information regarding the specific software; and

(j) a declaration that the gaming programmes in the software are fair and reliable.

108. Subject to the foregoing section, the Authority shall review the application and certification and either approve or refuse to approve the application and promptly notify the licence holder with its written decision.

109. A licence holder must not use any interactive gaming equipment in conducting an authorized game unless the equipment is approved interactive gaming equipment.

110. An agent of a licence holder must not use any interactive gaming equipment for the conduct of an authorized game by the licence holder unless the equipment is approved interactive gaming equipment.

111. A licence holder must not modify approved interactive gaming equipment unless the modification is approved by the Authority in writing.

112. The Authority has the right, at the expense of the licence holder, to reject, test, check and verify the software of the licence holder at any time. Every licence holder shall, within one (1) year of the coming into force of theses regulations obtain approval of the interactive gaming equipment.

LOCATION OF APPROVED EQUIPMENT

113. A licence holder must ensure that all approved interactive gaming equipment used by the licence holder for the conduct of authorized games is situated at:

(a) the approved premises of the licence holder; or

(b) a place approved by the Authority; and

(c) that such premises is secured from unauthorized access.

Part VIII

AGE VERIFICATION

114. A licence holder must not allow a person under the age of eighteen (18) years to participate in operations related to the conduct of authorized games.

115. A person involved in the conduct of an authorized game must not allow a person under the age of eighteen (18) years to participate as a player in an authorized game.

116. A prize won by a player under the age of eighteen (18) years by participation in an authorized game contrary to the foregoing regulations is forfeited to the Authority. The Authority shall pay any such forfeited prizes to an account established by the Authority.

RESPONSIBLE GAMING

117. A licenced interactive gaming or interactive wagering site must display on the entry screen, a warning of the addiction possibilities of gambling, and information on sites to assist compulsive gamblers.

118. A player may request to be self excluded from a licenced interactive gaming or interactive wagering site by means of a telecommunication device. Self-exclusion by a player may be revoked by giving a seven (7) days notice.

PLAYER REGISTRATION

119. A licence holder shall only register a person as a player on receipt of an application for registration in a form approved by the Authority. A licence holder must not permit a person to play an authorised game unless the person is registered as a player. For registration to take place, the player must confirm his or her identity, date of birth and place of residence.

120. A licence holder must not allow a registered player to participate in an authorized game until the player's identity has been authenticated under the licence holder's approved control system. The licence holder must also inform the player that it is the player's responsibility to be cognizant with the interactive gaming or interactive wagering law in his place of jurisdiction and to comply with such laws.

121. The licence holder shall make available to the player all game rules.

122. The licence holder shall make available to the player the cost to the player, if anything, of any processing fee.

PLAYER ACCOUNTS

123. A player's account must be established in a manner that allows player only to —

(a) have direct access to funds in the account;

(b) play an interactive game or interactive wager with the licence holder; or

(c) obtain the balance of funds in the account and close the account; or

(d) obtain the whole or part of the amount paid into the account as a prize in an authorized game or as authorized by the licence holder or the Authority; or

(e) transfer an account to another account in the name of the player so long as it is not a suspicious transaction.

124. A licence holder must not accept a wager from a player in an authorized game unless a player's account has been established in the name of the player and there are adequate funds in the account to cover the amount of the wager.

125. A licence holder shall not accept cash from a player. A licence holder may accept payments from a player by any of the following methods: -

(a) credit cards;

(b) debit cards;

(c) electronic transfer;

(d) wire transfer;

(e) cheques;

(f) any other payment method approved by the Authority.

126. A licence holder must only accept deposits from a properly established and verified account with an appropriately regulated financial institution.

127. A player is limited to one player account.

(a) No payment in excess of US$5,000 may be made to a player from that player's account unless satisfactory evidence of the player's age, place of residence and identity has been provided to the licence holder.

(b) Winnings or payments from the player's account must, if possible, be made to the account from which the funds paid into the player's account originated.

(c) If it is not possible to credit the account referred to in *(b)* with the winnings or payments the winnings and payments shall be mailed to the player at the player's account address, once satisfactory evidence of the correctness of that address has been provided and

provided that the player's account address is in the same jurisdiction as that of the account from which payment into the player's account was made.

(d) A report on payments exceeding US$25,000 made to a player from the player's account must be provided to the Supervisory Authority under the Money Laundering and Prevention Act within 48 hours of being made.

(e) Reports made pursuant to *(d)* must be made on the forms approved by the Supervisory Authority under the Money Laundering and Prevention Act 1996.

128. A player who participates in an authorized game must comply with the rules of the game as notified to the player under the conditions on which the game is authorized.

129. A licence holder must, at the request of the registered player in whose name a player's account is established, remit funds standing to the credit of the account as directed by the player no later than five business days, if practicable, after the request is received. Should the licence holder, at the request of the player, remit funds to the player, it must be remitted in the name of the player whose identity has been provided to the player's physical address, which is the verified location of the player. The licence holder shall be permitted to delay the payment of funds to the player if the licence holder reports fraudulent activity to the Authority or reasonably suspects suspicious activity.

130. A licence holder must not provide credit to a player or a player's account or act as agent for a credit provider to facilitate the provision of credit to a player or a player's account.

131. A licence holder must not have access to funds in a player's account except in the following circumstances —

(a) to debit the account with a gaming amount or a wager made by the player or an amount requested by the player to play a game or wager in the course of participating in an authorized game in progress or to participate in a game about to commence;

(b) to remit funds standing to the credit of the account to the player at the player's request; and

(c) as otherwise authorized under these Regulations.

132. If no transaction has been recorded on a player's account for more than eighteen (18) months, the licence holder must remit the balance in the account to:

(a) the player; or

(b) if the player cannot be located to the Authority, no claim shall lie against a licence holder in respect of a payment made to the Authority in accordance with sub-paragraph *(b)*.

CONFIDENTIALITY OF PLAYER INFORMATION

133. A licence holder or an employee or other person engaged in duties related to the conduct of an authorized game must not, without authorization under the following section:

(a) disclose information about the name, or other identifying particulars, of a player; or

(b) use information about a player for a purpose other than the purpose for which the information was given.

134. The disclosure of information, or its use for a purpose other than the purpose for which it was given, is authorized if the disclosure or use is:

(a) approved in writing by the player;

(b) reasonably necessary for the conduct of authorized games; or

(c) required for the administration or enforcement of the Act or these Regulations or if it is related to an official investigation.

Part IX

INVESTIGATIONS AND MONITORING

135. The Authority shall investigate any licence holder and any key person to determine whether the licence holder is suitable to hold, or to continue to hold, an interactive gaming or interactive wagering licence.

136. The Authority may at any time investigate a licence holder or a key person only if the Authority reasonably suspects that the licence holder or key person is not, or is no longer, suitable to hold a licence issued by the Authority.

137. In investigating a licence holder or a key person the Authority may, by writing, request the licence holder or the key person to provide the Authority with information or documentation that the Authority considers relevant to the investigation and the licence holder or the key person must comply with the request.

MONITORING PROGRAM

138. The Authority may approve a programme for the continuous monitoring of licence holders and key persons.

139. The Authority is responsible for ensuring that investigations under an approved monitoring programme is conducted in accordance with the programme.

140. A licence holder or a key person must, at the request of the Authority, do anything reasonably necessary to allow an investigation of the licence holder's or key person's operations.

141. The Authority may take whatever action it considers necessary under this regulation to ensure the integrity of the conduct of an authorized game.

142. The Authority may, by written notice to a licence holder, restrict the licence holder from conducting an authorized game without the presence of an inspector and the licence holder must comply with the direction.

Part X

COMPLIANCE REQUIREMENTS

143. The Authority shall establish rules concerning:

(a) the conduct of authorized games by licence holders;

(b) prizes in authorized games conducted by licence holders; and

(c) such other matters for which it is appropriate to make rules for the purposes of the Act and these Regulations.

144. The Authority shall provide copies of all rules made by it to licence holders.

145. A licence holder shall ensure that key persons and employees have a good working knowledge of all rules made by the Authority.

146. A licence holder may make submissions to the Authority in respect of a rule or proposed rule.

147. A licence holder must comply with the rules made by the Authority, in a reasonably timely manner.

148. A licence holder must ensure that:

(a) his agents and all persons with whom he has a key relationship are aware of the rules made by the Authority; and

(b) the agents and the persons with whom he has a key relationship, comply with the rules and any relevant directions of the Authority.

Part XI

GAMING RECORDS

149. The Authority may, by written notice to a licence holder:

(a) approve a place (the "approved place") nominated by the licence holder as a place for keeping the licence holder's gaming records;

(b) specify a gaming record of the licence holder (an "exempt gaming record") that is not required to be kept at the approved place;

(c) specify a gaming or betting record of the licence holder that may be kept temporarily at a place other than the approved place, and the period for which,

or the circumstances in which, the record may be kept at such other place;

(d) approve the keeping of information contained in a gaming or betting record in a manner different from the manner in which the information was kept when the record was being used by the licence holder or the authorized client provider; or

(e) approve, subject to section 12 of the Money Laundering and Prevention Act 1996, the destruction of a gaming record which the Authority considers should no longer be kept.

150. A licence holder must keep a gaming record for the period referred to in section 12 of the Money Laundering and Prevention Act of 1996.

ACCOUNTING RECORDS

151. A licence holder must:

(a) keep accounting records that correctly record and explain the transactions and financial position for the licence holder's operations conducted under the Interactive gaming or interactive licence; and

(b) keep the accounting records in a manner that allows

(i) true and fair financial statements and accounts to be prepared from time to time; and

(ii) the financial statements and accounts to be conveniently and properly audited.

152. A licence holder must prepare financial statements and accounts as are required by this section, providing a true and fair view of the licence holder's or authorized client provider's financial operations conducted under the interactive licence.

153. A licence holder must not use a financial institution account approved by the Authority, other than, for a purpose for which it is approved.

FINANCIAL INSTITUTION ACCOUNTS

154. A licence holder must keep a financial institution account, or a financial institution accounts, approved by the Authority for use for all banking or similar transactions for the operations conducted under the interactive gaming or interactive wagering licence. Every licence holder must obtain approval of such financial account within six months of the commencement of these Regulations.

155. A licence holder must not use a financial institution account approved by the Authority other than for a purpose for which it is approved.

FINANCIAL REVIEW

156. As soon as practicable after the end of a financial year, a licence holder must, at the licence holder's own expense, cause the books, accounts and financial statements for the operations conducted under the interactive gaming or interactive wagering licence for the financial year to be reviewed by a certified public accountant (the "reviewer"), who is not an employee of the licence holder.

157. The reviewer must:

(a) complete the review within three (3) months after the end of the financial year; and

(b) immediately after completion of the review, give a copy of the report to the Authority and to the licence holder.

158. On receiving a copy of the report, the Authority may, by written notice to the licence holder, require the licence holder to give the Authority further information in respect of any matter relating to the licence holder's operations mentioned in the report, including an audit report, conducted by an auditor identified by the Authority, and the licence holder must comply with a requirement within the time stated in the notice.

Part XII

PRIZES

159. If a player in an authorized game conducted by a licence holder wins a monetary prize, the licence holder must immediately credit the amount of the prize to the account of the player .

160. If a player in an authorized game conducted by a licence holder wins a non-monetary prize the licence holder must:

(a) have the prize delivered personally or by certified mail to an address provided by the player; or

(b) give the player written notice of an address at which the prize may be collected; or

(c) with the approval of the player, allow the prize to be leveraged into a larger prize.

161. (1) In the event a non-monetary prize in an authorized game conducted by a licence holder is not collected within three (3) months after notification of the place at which it may be collected, the licence holder may dispose of the prize by public auction or tender or in some other manner approved by the Authority.

(2) The licence holder shall pay the expenses of the disposal from the proceeds of sale and pay the remainder of the proceeds in the relevant player's account.

(3) If there is no current player's account, the licence holder must remit the remainder of the proceeds to the former player's account.

(4) Where the licence holder is unaware of the whereabouts of the former player, he shall pay the remainder of the proceeds into an account established by the Authority and designated as the account to which payments are to be made under this subparagraph.

162. If a claim for a prize in an authorized game is made to a licence holder within five (5) years after the end of the game, the licence holder must immediately try to resolve the claim. Where the licence holder is not able to resolve the claim, he shall, by

written notice, (a "claim result notice") promptly inform the claimant of the licence holder's decision on the claim. The claimant may, within ten (10) days of receiving the notice, request the Authority to review the decision.

163. If the claim is not resolved or if the claimant has not received a claim result notice, the claimant may ask the Authority to review the licence holder's decision on the claim, or resolve the claim.

164. A request to the Authority under the foregoing section:

(a) must be in a manner approved by the Authority; and

(b) if the claimant received a claim result notice, must be made within ten (10) days after receiving the notice.

165. If a request is made to the Authority, the Authority or an alternate dispute resolution agency approved by the Authority, must carry out investigations that the Authority considers necessary to resolve matters in dispute and render a decision in writing to the claimant and the affected licence holder.

166. If a prize is not claimed within five (5) years after the end of the authorized game in which the prize was won, the entitlement to the prize is extinguished and the prize is forfeited to the Authority. The Authority shall disburse any such forfeited prizes as it thinks fit.

Part XIII

ABORTED GAMES FOR INTERACTIVE GAMING

167. If, after making a wager in an authorized game conducted by a licence holder, a player's participation in the game is interrupted by a failure of an operating telecommunication system that prevents the player from continuing with the game, the licence holder must refund the amount of the wager to the player as soon as practicable, or if possible ensure that the game is resumed as soon as practicable, if this may be done without detriment to the player.

168. If an authorized game conducted by a licence holder is started but is not successfully completed because of human error or failure of an operating or telecommunication system, the licence holder:

(a) must immediately inform the Authority of the circumstances of such error or failure, if any detriment is caused to the player or if there is a suspicious circumstance; and

(b) must not conduct a further game if the game is likely to be affected by the same error or failure.

169. After investigating the error or failure, the Authority may, by written notice to the licence holder, direct the licence holder to:

(a) refund the amounts wagered in the game to the players; and

(b) if a player has an accrued credit at the time the game miscarries, pay to the player the monetary value of the credit; or

(c) give the licence holder such other directions as the Authority considers appropriate in the circumstances and the licence holder must comply with the directions.

170. If a licence holder has reason to believe that the result of an authorized game has been affected by an illegal activity or malfunction of equipment, the licence holder may withhold a prize in the game.

171. If a licence holder withholds a prize under Regulation 171, the licence holder shall,

(a) immediately inform the Authority of the circumstances of the illegal activity or malfunction of equipment; and

(b) cease to conduct a further game if a recurrence of the illegality or malfunction is likely.

172. After investigating the illegal activity or malfunction of equipment, the Authority may, by written notice to the licence holder:

(a) direct the licence holder to pay the prize; or

(b) confirm the licence holder's decision to withhold the prize, but direct the licence holder to refund amounts wagered in the game and the licence holder shall comply with the direction.

Part XIV

ADVERTISING

173. A licence holder must not advertise an interactive game, or authorize the advertising of an interactive game, unless the game is an authorized game.

174. A licence holder is responsible for the advertising of all authorized games.

175. A licence holder who advertises or approves the advertising of an authorized game must ensure that the advertisement is not —

(a) indecent, pornographic or offensive;

(b) false, deceptive or misleading;

(c) intended to appeal specifically to minors.

176. The Authority may direct the licence holder responsible for authorizing an advertisement to take appropriate steps:

(a) to stop the advertisement being shown; or

(b) to change the advertisement, if such advertisement contravenes the provisions of paragraph 175.

177. (1) The direction shall:

(a) be in writing;

(b) state the grounds for the direction;

(c) if it is a direction to change the advertisement, state how the advertisement is to be changed.

(2) The licence holder shall comply with any direction given by the Authority.

(3) Any licence holder who fails to comply with a direction given under this regulation within the stated time shall, for each day that the advertisement is shown pay to the Authority a penalty of Five Hundred United States Dollars (US$500).

(4) Failure to pay the penalty may lead to the revocation of the licence.

Part XV

COMPLAINTS

178. A licence holder must inquire into:

(a) a complaint made to the licence holder by a player respecting:

(i) the conduct of an authorized game by the licence holder;

(ii) the conduct of an agent of the licence holder in operations related to an authorized game; or

(b) a complaint referred to the licence holder by the Authority.

179. Within twenty-one (21) days after the complaint is received by, or referred to the licence holder, the licence holder must give notice, which would include written notice or by electronic communication such as e-mail, of the result of the inquiry to:

(a) the complainant; and

(b) if the complaint was referred to the licence holder by the Authority, to the Authority.

180. If a complaint is made to the Authority about the conduct of an authorized game, or the conduct of an agent in operations related to an authorized game, the Authority must promptly:

(a) inquire into the complaint; or

(b) if the Authority considers it appropriate, refer the complaint to the licence holder who conducted the game.

181. The Authority must promptly advise the complainant of:

(a) the result of the Authority's inquiry; or

(b) the Authority's decision to refer the complaint to the licence holder.

182. A complaint must:

(a) be in writing or by e-mail and;

(b) state the complainant's name, address, telephone number and e-mail address; and

(c) give appropriate details of the complaint.

183. The licence holder may utilize dispute resolution procedures of internet organizations approved by the Authority such as the Interactive Gaming Council (IGC). The decision of the Interactive Gaming Council shall ordinarily be binding on the licence holder and if such decision is unacceptable to the player. The player may appeal to the Authority and the decision may form part of the record to the Authority.

Part XVI

DUTY TO REPORT DISHONEST OR UNLAWFUL ACTS

184. In the event a licence holder, or an agent of a licence holder, becomes aware, or reasonably suspects, that:

(a) a person, has obtained a benefit for himself or another person, by dishonest or unlawful act affecting the conduct or playing of an unauthorised game;

(b) there has been an unlawful act which has affected the conduct or playing of an authorized game,

then the licence holder or the agent, as the case may be, immedi-

ately comply with regulation 185.

185. Within twenty-four (24) hours, or as soon as practicable, of becoming aware of, or suspecting, the dishonest or unlawful act, the licence holder, or agent must give the Authority a written notice advising the Authority of all facts known about the matter.

DUTY TO REPORT SUSPICIOUS ACTIVITIES

186. In the event a licence holder, or an agent of a licence holder, becomes aware or reasonable suspects, that there is a fraudulent or suspicious transaction which may involve money laundering, or an activity similar to money laundering the licence holder or its agent shall within twenty-four (24) hours or as soon as practicable, report in writing the suspicious activity to the Supervisory Authority, or other appropriate officer, designated under the Money Laundering (Prevention) Act No. 9 of 1996. The licence holder or its agent shall also report the fraudulent or suspicious transaction to the Authority within twenty-four (24) hours or as soon as practicable. The Authority may suspend or revoke the licence of any person who fails to comply with this regulation.

GAMING OFFENCES

187. No person shall, in relation to an authorized game, dishonestly obtain a benefit by any act, practice or scheme or otherwise dishonestly obtain a benefit through the use of any device or item.

188. For the purposes of the foregoing section, a person obtains a benefit if the person obtains for himself or another person, or induces a person to deliver, give or credit to the person or another person, any money, benefit, advantage, valuable consideration or security.

189. No person shall, directly or indirectly:

(a) forge or alter a gaming record; or

(b) knowingly use or attempt to use a forged or altered gaming record.

190. No person shall impersonate a licence holder, an agent,

a key person, a member of the Authority or anyone acting in an official capacity under the law inforce in Antigua and Barbuda or these Regulations.

191. No member of the Authority or anyone acting in an official capacity under any law inforce in Antigua and Barbuda shall ask for, receive or obtain, or agree to receive or obtain, any money, property or benefit of any kind for himself or another person for an improper purpose.

192. No person shall give, or promise or offer to give, any money, property or benefit of any kind to, any member of the Authority or a member of the Commission or to anyone acting in an official capacity under any law inforce in Antigua and Barbuda for an improper purpose.

193. For the purposes of the foregoing sections, "improper purpose" includes:

(a) for the official to forego or neglect the official's duties under any law inforce in Antigua and Barbuda;

(b) the use of, or taking advantage of, one's office to gain a benefit or advantage for, or facilitate the commission of an offence against any law inforce in Antigua and Barbuda, or

(c) influencing an official in the performance of his functions under any law inforce in Antigua and Barbuda.

194. No employee, whether a key person or not, of a licence holder shall take part in an authorized game if directly involved in functions related to the conduct of the game.

195. Any person who contravenes any offence under regulations 187, 189, 190, 194, 191, 192 and 194 commits an offence and is liable on summary conviction to a fine not exceeding five thousand dollars ($5,000) or to imprisonment not exceeding twelve months. In addition, any prize won by a person participating in an authorized in contravention to the foregoing sections is forfeited to the Authority. The Authority may disburse any such forfeited prizes to an account established by the Authority.

INDEPENDENCE OF THE AUTHORITY AND OFFICIALS

196. Members of the Authority or the Commission or anyone acting in an official capacity under the Act or these Regulations shall not take part in any authorized game.

197. Members of the Authority or the Commission or anyone acting in an official capacity under the Act or these Regulations shall not:

(a) accept or solicit employment from a licence holder; or

(b) be an employee in any capacity of a licence holder; or

(c) knowingly have, directly or indirectly, a business or financial association with a licence holder.

198. A person must not, for a period of one (1) year after ceasing to be a Member of the Authority or the Commission or acting in an official capacity under the Act or these Regulations, without the Authority's or the Commission's approval:

(a) accept or solicit employment from a licence holder;

(b) be an employee in any capacity of a licence holder; or

(c) knowingly have, directly or indirectly, a business or financial association with a licence holder.

199. (1) Any member of the Authority or the Commission or any person acting in an official capacity under the Act or these Regulations who —

(a) is a business associate of a licence holder; or

(b) has financial interest, directly or indirectly, in the interactive gaming or interactive wagering activities of a licence holder;

shall disclose the nature of his business, association or financial interest to the Authority or the Commission as the cases may be.

(2) On receipt of the disclosure the Authority or the Commission may, by notice in writing, direct the member or the person acting in official capacity to terminate his association or interest within the time stated in the notice.

(3) The Authority or the Commission, as the case may be, recommend the removal of a member, who fails to comply with this regulation to the appropriate appointing authority.

(4) In the case of a person, acting in official capacity, the Authority or the Commission, as the case may be, dismiss him immediately from his employment.

Part XVII

THE BOARD

200. The Board means the Board established under section 316 of the International Business Corporation Act.

201. For the purpose of these regulations, the basic function of the Board is to ensure the integrity of interactive gaming and interactive wagering, the suitability of the licence holder and the protection of the player, and the identification, investigation and elimination of suspicious, fraudulent or money laundering activities. The function of the Board does not include enhancement of interactive gaming or interactive wagering and shall not act or purport to act as agent of a licence holder.

INSPECTORS/STAFF

202. The Board shall appoint such qualified and suitable persons to carry out the functions and duties of these Regulations.

203. An inspector may, without the consent of the occupier of premises, enter:

(a) a public place; or

(b) a place where an authorized game is being, or is about to be conducted; or

(c) a place where a licence holder carries on business,

at any time when the place is open for carrying on business or otherwise open for entry.

204. For the purpose of monitoring or enforcing compliance with the Act or these Regulations an inspector may, pursuant to a warrant issued by a magistrate:

(a) search any part of the place of the licence holder's business;

(b) inspect, measure, test, photograph or film any part of the licence holder's place or anything at that place;

(c) take an item, or a sample of or from an item at the licence holder's place for analysis or testing;

(d) copy a document from the licence holder's place;

(e) access, electronically or by some other means, a system used at the licence holder's place for conducting an authorized game or other interactive gaming or interactive wagering or for administrative purposes related to the conduct of an authorized interactive gaming or interactive wagering;

(f) take into or onto the licence holder's place any person, equipment and materials which the inspector requires for exercising a power under this Part;

(g) require the occupier of the licence holder's place, or a person at the place, to give the inspector reasonable assistance to exercise the inspector's powers under paragraphs *(a)* to *(f)*; or

(h) require the occupier of the place, or a person at the licence holder's place, to give the inspector information to assist the inspector to ascertain whether the Act or these Regulations or any other law applicable within Antigua and Barbuda are being complied with.

PART XVIII

AMENDMENTS

205. It shall be the duty of the Board to advise the Minister on matters pertaining to interactive gaming and interactive wagering, and the Board may make recommendations to the Minister to amend these Regulations if necessary, in order to properly regulate the interactive gaming or interactive wagering industry in Antigua and Barbuda.

PART XIX

FREE TRADE AND PROCESSING ZONE REQUIREMENT FOR LOCATION OF INTERACTIVE SITE

206. The licence holder shall obtain an approval certificate from the Commission to carry on the business of interactive gaming or interactive wagering at a site either in a location within the Free Trade and Processing Zone or in a location within Antigua and Barbuda approved by the Commission.

207. The Commission shall approve any change in the location of the interactive gaming or interactive wagering location by the licence holder.

Made this 22nd day of May, 2001.

Lester B. Bird,
Minister responsible for Foreign Affairs.

SCHEDULE "A"

APPLICATION FOR AN INTERACTIVE GAMING OR INTERACTIVE WAGERING LICENCE

All information provided by the Applicant to the Betting and Gaming Authority will be held in the strictest confidence and will not be used by the Authority for any purpose other than matters pertaining to this application, unless it is required for the administration or enforcement of the Law or these Regulations or if it is related to an official investigation.

1. Name of Applicant: .....
   (Note: If the applicant is a corporation, partnership or other business entity, provide full registered name and the nature of the entity.)

2. Mailing Address: .....

   .....

   .....

3. Registered Address (If different from the mailing address):

   .....

   .....

   .....

4. Address of Business Premises (Address at which gaming activities are to be conducted): .....

   .....

   .....

5. Telephone Number: .....

6. FAX Number: .....

7. E-mail: .....

8. TAX Number: .....

9. Name of Authorized Representative(s): .....

   Telephone Number for Authorized Representative(s): .....

   FAX Number for Authorized Representative(s): .....

   E-mail for Authorized Representative(s): .....

10. Proposed Corporate Name of Interactive Gaming or Interactive Wagering Company: .....

11. Estimated amount and type of proposed investment to support this Company

Over the first three months:	US$.....	Type: .....
Over the first year:	US$.....	Type: .....
Over the first three years:	US$.....	Type: .....

12. Is the proposed company a wholly owned subsidiary of another company?

☐ Yes ☐ No

If yes, please give details on an attachment page. If so, list all investors or shareholders who own five percent (5%) or more of the parent company.

13. List all investors or proposed investors or stockholders (corporate or individual) who hold or will hold five percent (5%) or more interest in the proposed company.

14. List the names of the members of the Board of Directors and principal corporate officers of the proposed Company, or proposed Board members and officers, including the General Manager or other person who will be in charge of the day-to-day operations of the Company.

This application is accompanied by:

A. a completed Business Entity Identification Form in respect of the applicant;

B. a completed Personal Information Form in respect of each director, partner and chief executive officer of the applicant, and shareholder with five percent (5%) or more ownership of or controlling interest in the applicant and;

C. a non-refundable deposit in the amount of Five ($5,000) Thousand Dollars.

Upon successful completion of due diligence, the Director of Gaming will then submit the due diligence report to the Board of the Authority and the Commission.

DECLARATION

By signing below, I declare that:

1. The information contained in this application is complete and accurate;

2. In the case of a corporation, partnership or other business entity, that I am duly authorized to make the application on behalf of the corporation,partnership or other business entity named as applicant;

3. I have been provided with a copy of the Interactive Gaming and Wagering Regulations and the International Business Corporations Act; the applicant

agrees to abide by the provisions of these Regulations and the Act, which will be the law governing the applicant's relationship with the Authority.

Signature: .....

Name: .....
(Please Print)

Date: .....

SCHEDULE "B"

BUSINESS ENTITY INFORMATION

All information provided by the Applicant to the Authority will be held in the strictest confidence and will not be used by the Authority for any purpose other than matters pertaining to this application unless it is required for the administration or enforcement of the Law or these Regulations or if it is related to an official investigation.

THIS BUSINESS ENTITY INFORMATION PACKAGE CONTAINS THE FOLLOWING DOCUMENTS.

PLEASE ENSURE YOUR PACKAGE IS COMPLETE

1. Instructions for completion.
2. Oath or Solemn Affirmation.
3. Authority for release of information.
4. Business Entity Information Form.
5. Declaration
6. Attachment page.

INSTRUCTIONS FOR COMPLETION

1. This Business Entity Information Package must be completed by the controlling Business Entity seeking to obtain an interactive or interactive wagering licence for its Antigua and Barbuda corporation.
2. Type of print in BLOCK LETTERS an answer to every question.
3. If a question does not apply, state "N/A" in response to that question.
4. If there is nothing to disclose in reply to a particular question, state "nil" in response to that question.

5. If there is insufficient space on a printed form in which to answer a question, additional information may be provided on an attachment page, a form for which is attached.

6. When required to use an attachment page, precede each answer thereon with the title applicable to that question.

7. All dates should be completed in the form: Day/Month/Year.

8. This form is to be completed in the English language. Any documents required to be provided are to have a certified English translation appended.

9. Failure to give true and correct answers to any questions in this form will be grounds for the Authority to refuse an application or revoke a licence that has been granted on the basis of untrue or incorrect information.

10. The completed form should be forwarded by registered mail or courier to:

    The Director of Gaming
    International Financial Sector Regulatory Authority
    Nevis Street
    St. John's, Antigua

11. The Business Entity Information package should be sealed in an envelope and marked "Private and Confidential".

12. Any further enquiries should be directed to the Authority.

OATH OR SOLEMN AFFIRMATION BY THE APPLICANT BEFORE AN AUTHORIZED PERSON

I,.....OF.....

SWEAR OR SOLEMNLY AFFIRM THAT:

1. I am the.....of.....
   (Relationship of declarant to the applicant) (Name of applicant)

2. I have personally completed (or I am personally responsible for providing the information contained in) the Business Entity Information Form to which this Declaration is appended.

3. I certify that the particulars contained in the Business Entity Information Forms are true and correct in every detail and fully disclose the information to complete the Business Entity Information Form.

.....
(Signature of applicant)

☐ Sworn before me,
☐ Solemnly affirmed before me,

at.....

this.....

.....
(Signature)
(Given name and name in block letters)

(Specify in which capacity this declaration is taken: as commissioner for oaths or notary public)

AUTHORITY FOR RELEASE OF INFORMATION

.....
(Name of Business Entity)

of.....
(Address)

(Hereinafter referred to as the "Business Entity"):

Acknowledges that the Act and the Interactive Gaming and Interactive Wagering Regulations made pursuant thereto (collectively referred to herein as the "Laws"), authorizes the Authority to cause to be made investigations about the business Entity for the purposes of determining the Business Entity's suitability for the purposes of the Laws and by signing this:

1. Authorizes the Authority and any person conducting any investigations or enquiries on behalf of the Authority to obtain any information and make any investigations or enquiries which relates to the Business Entity that may be relevant to any of the purposes of the Laws, in any jurisdiction;

2. Authorizes the manager or other principal officer of any branch or office of a bank or financial institution in any jurisdiction to whom a copy of this Authority is presented to allow any Authorized Person to inspect and obtain copies of, or to release to any Authorized Person, any record, document or other information of any kind in written, electronic or any other form, which relates to the Business Entity and is held by the bank or financial institution;

3. Authorizes any officer of any police service, law enforcement agency or regulatory body in any jurisdiction to whom a copy of this Authority is presented to release to any Authorized Person any information or official record of any kind in written, electronic or any other form, which relates to the Business Entity and is held by the police service, agency or body, including any information relating to the criminal history of the Business Entity, and

4. Undertakes that it will at all times sufficiently indemnify the Authority and Authorized Persons and keep them indemnified against all liability in respect of the supply or publication of the information and against all actions, suits, proceedings, claims, demands, costs and expenses whatsoever which may be taken against the Authorized Persons or incurred or become payable by the Authorized persons in respect thereof.

By signing below, I confirm that my authority is given with the full knowledge and consent of the Business Entity and that I have the necessary permission to provide this authority on behalf of the Business Entity.

Signed at.....this.....day of.....,

.....
(Name of Business Entity)

Per: .....
(Name of Business Entity Representative)

.....
(Position of Business Entity Representative)

BUSINESS ENTITY IDENTIFICATION FORM

1. Full Registered Name of Business Entity:

2. Legal Nature of Business Entity (*e.g. Corporation, Partnership, Limited Liability Company, etc.*):

3. Laws under which Business Entity was established (*Provide name of jurisdiction and cite relevant legislation*):

   Attach copies of constating documents of the Business Entity, e.g. Charter, Letters Patent, Certificate of Incorporation. Also attach certified copies of internal management documents such as: By-laws, Operating Agreements, Partnership Agreements.

4. Date on which Business Entity was established:

5. List any other jurisdictions in which Business Entity is registered or seeking interactive gaming or betting registration:

6. Has the Business Entity ever applied for and been refused registration in any matter or a licence or a certificate, including a gaming and betting licence, in any jurisdiction?

   ☐ Yes ☐ No

   If yes, please give details on an attachment page.

7. Has the Business Entity ever had any licence revoked, including a gaming or interactive wagering licence? If so, give details.

   ☐ Yes ☐ No

   If yes, please give details on an attachment page.

8. Licence Certificate or Registration Number(s) or other documentation for jurisdiction(s) in which Business Entity is registered:

9. Address of Registered Office: .....

.....

.....

10. Address of principal place of business (*if different from registered address*):

.....

.....

11. Mailing Address (*if different from registered address*):

.....

.....

12. Telephone: .....

13. FAX: .....

14. E-mail: .....

15. URL of Home Page: .....

16. Name of Authorized Representative: .....

Address: .....

.....

.....

Telephone: .....

FAX: .....

E-mail: .....

17. Describe the primary objectives and business activities of the Business Entity:

.....

.....

18. Is the Business Entity a member of the Interactive Gaming Council or any other Internet Gaming or Betting association, or any other gaming associations such as the International Association of Gaming Attorneys?

☐ Yes ☐ No

If yes, how long has the Business Entity been a member? .....

19. On attachment page, provide full details of all parent, holding subsidiary and related business entities (attach flowchart) including details as to the nature of the relationships with the applicant Business Entity, the names of key persons, directors, shareholders, partners and chief executive officers of the related business entities and the business conducted by each related business entity.

20. On attachment page, list those business entities in which the business entities identified in paragraph 16, have a controlling or ownership interest in excess of five (5%) percent. The Authority in its discretion may require disclosure of all beneficial owners.

LITIGATION

21. Provide full details of any criminal, regulatory or civil actions taken by or against the Business Entity in the past ten (10) years, including name of jurisdiction(s) in which action(s) were brought, court file number(s) and the outcome of each action:

.....

.....

.....

22. Provide full details of any pending criminal, regulatory or civil litigation, by or against Business Entity, including the name of the jurisdiction(s) in which the action(s) are proceeding and court file number(s):

.....

.....

.....

ADDRESSES

23. Commencing with the current address and working backwards, list all addresses at which the Business Entity has been registered or has conducted business over the last ten (10) years.

.....

.....

.....

PERSONNEL

24. On an attachment page, list the names, addresses (including the dates at each address) and places of birth for each key person, director, shareholder with more than five percent (5%) voting or ownership interest in the Business Entity, partner and chief executive officer of the Business Entity *as of the date on which this form is completed* and describe the nature of each person's interest and role in the Business Entity.

25. On an attachment page, list the names, addresses (including the dates at each address) and places of birth for each key person, director, shareholder with more than five percent (5%) voting or ownership interest in the Business Entity, partner and chief executive officer who have ceased to hold an interest in the Business Entity during the last five (5) years.

26. On an attachment page, list the names, addresses and telephone numbers of the Business Entity's auditors, both presently and over the last five (5) years.

27. On an attachment page, list the names, addresses and telephone numbers of any legal advisors, solicitors or other consultants engaged by the Business Entity over the last five (5) years.

CONFIDENTIAL FINANCIAL DETAILS

28. Attach certified copies of the audited and, if applicable, published financial statements of the Business Entity for the last five (5) years.

29. Attach certified copies of the audited and, if applicable, published financial statements of any parent or holding business entity for the last five (5) years.

30. Attach certified copies of the annual return or equivalent annual filing for all jurisdictions in which the Business Entity is registered, for the last five (5) years.

31. Furnish full details of any persons, companies or institutions from which the Business Entity has current loans or has obtained funds on loan during the last five (5) years.

32. Advise if there has been any substantial change to the financial situation of the Business Entity since the last audited accounts. If so, provide full details.

33. Supply details (name, branch and account number) of all bank accounts held or operated by the Business Entity.

34. Supply details of all investments of the Business Entity.

35. Confirm that if requested:

    (i) The Business Entity will produce certified copies of its income tax returns;

    (ii) The Business Entity will produce copies of minutes of shareholder and directors meetings;

    (iii) The Business Entity will produce any information relevant to the published financial statements;

    (iv) The Business Entity will authorize the release of any other information required by the Authority.

    (v) The Business Entity will provide full details of any other directorships, partnerships or other business interests or affiliations with which the key person, directors, partners and chief executive officers of the Business Entity, or shareholders with more than five

(5%) voting or ownership interest in the Business Entity are currently or previously associated.

36. If investment in the Interactive Gaming or Interactive Wagering Licence will be used as collateral against any indebtedness, please provide details on an attachment page.

37. Prior to this date has the Business Entity or any key person, director, partner or chief executive officer of the Business Entity, or shareholder with more than five (5%) percent voting or ownership interest in the Business Entity been associated with the ownership, administration or management of:

(i) a casino; ☐ Yes ☐ No

(ii) Keno or lottery operations; ☐ Yes ☐ No

(iii) interactive gaming or interactive betting; ☐ Yes ☐ No

(iv) race wagering or wagering operations; ☐ Yes ☐ No

(v) the manufacture, assembling, selling, distributing, importing, supplying or repairing of gaming or gaming related machines, on-line machines? ☐ Yes ☐ No

(Insert either "Yes" or "No" in the spaces beside each item)

If yes, please give details on an attachment page.

38. Does the Business Entity have any interest, financial or otherwise, in any other business entity or with any person, or has the Business Entity ever provided any financial assistance or other support to any other business entity or person involved with the ownership, administration or management of:

(i) a casino; ☐ Yes ☐ No

(ii) Keno or lottery operations; ☐ Yes ☐ No

(iii) interactive gaming or interactive betting; ☐ Yes ☐ No

(iv) race wagering or wagering operations; ☐ Yes ☐ No

(v) the manufacture, assembling, selling. Distributing, importing, supplying or repairing of gaming or gaming related machines, on-line machines? ☐ Yes ☐ No

(Insert either "Yes" or "No" in the spaces beside each item)

If so, please provide details on an attachment page.

39. Has the Business Entity ever changed its name?

☐ Yes ☐ No

If yes, please give details on an attachment page

40. Does the Business Entity have, or does it use, or has it previously used, any other business name?

☐ Yes ☐ No

If yes, please give details on an attachment page.

41. Would you be willing to promote on your site, a hotlink for utilization by problem or addicted gamblers?

☐ Yes ☐ No

42. Are you willing to prohibit any pornography on your Internet gaming or betting site?

☐ Yes ☐ No

43. Are you willing to file the following suspicious activity report?

(a) Date
(b) Dollar amount
(c) Type of suspicious activity

☐ Counterfeit/Fraudulent Check
☐ Counterfeit/Fraudulent credit/debit card
☐ Large transactions with minimal gambling
☐ Gambling on both sides of an even bet
☐ Money laundering
☐ No apparent business or lawful purpose
☐ Use of different monetary instruments
☐ Use of multiple credit or deposit accounts
☐ Unusual use of wire transfers
☐ Other suspicious or illegal activity (specify)

44. Will you take affirmative steps to prohibit underage gaming?

☐ Yes ☐ No

ATTACHMENT PAGE

Question Number:

Signature: .....

DECLARATION

By signing below, I declare that:

1. The information contained in this application is complete and accurate;

2. In the case of a corporation, partnership or other business entity, that I am duly authorized to make the application on behalf of the corporation, partnership or other business entity named as applicant;

3. I have been provided with a copy of the Interactive Gaming and Wagering Regulations and a copy of the International Business Corporation Act of Antigua and Barbuda as amended; the applicant agrees to abide by the provisions of these Regulations and the Act, which will be the law governing the applicant's relationship with the Authority.

Signature: .....

Name: .....
(Please Print)

Date: .....

SCHEDULE "C"

PERSONAL INFORMATION

All information provided by the Applicant to the Authority will be held in the strictest confidence and will not be used by the Authority for any purpose other than matters pertaining to this application, unless it is required for the administration or enforcement of the Law or these Regulations or if it is related to an official investigation.

THIS PERSONAL INFORMATION PACKAGE CONTAINS THE FOLLOWING DOCUMENTS

PLEASE ENSURE YOUR PACKAGE IS COMPLETE

1. Instructions for completion.
2. Oath or Solemn Affirmation.
3. Authority for release of information.
4. Personal Information Form.
5. Attachment page.

INSTRUCTIONS FOR COMPLETION

1. This Personal Information package must be completed by each director, partner and chief executive officer of the applicant Business Entity, duly authorized key person, and shareholder with five (5%) percent or more ownership of or controlling interest in the applicant Business Entity.

2. Type of print in BLOCK LETTERS an answer to every question.

3. If a question does not apply, state "N/A" in response to that question.

4. If there is nothing to disclose in reply to a particular question, state "nil" in response to that question.

5. If there is insufficient space on a printed form in which to answer a question, additional information may be provided on an attachment page, a form for which is attached.

6. When required to use an attachment page, precede each answer thereon with the title applicable to that question.

7. All dates should be completed in the form: Day/Month/Year.

8. This form is to be completed in the English language. Any documents required to be provided are to have a certified English translation appended.

9. Failure to give true and correct answers to any questions in this form will be grounds for the Authority to refuse an application or revoke a licence that has been granted on the basis of untrue or incorrect information.

10. The completed form should be forwarded by registered mail or courier to:

    The Director of Gaming
    International Financial Sector Regulatory Authority
    Nevis Street
    St. John's, Antigua

11. The Personal Information package should be sealed in an envelope and marked "Private and Confidential".

12. Any further enquiries should be directed to the Authority.

OATH OR SOLEMN AFFIRMATION BY THE APPLICANT BEFORE AN AUTHORIZED PERSON

I,.....OF.....

SWEAR OR SOLEMNLY AFFIRM THAT:

1. I am the.....of.....
   (Relationship of declarant to the applicant) (Name of applicant)

2. I have personally completed (or I am personally responsible for providing the information contained in) the Business Entity Information Form to which this Declaration is appended.

3. I certify that the particulars contained in the Business Entity Information Forms are true and correct in every detail and fully disclose the information to complete the Business Entity Information Form.

.....
(Signature of applicant)

☐ Sworn before me,
☐ Solemnly affirmed before me,

at.....

this.....

.....
(Signature)

(Given name and name in block letters)

(Specify in which capacity this declaration is taken: as commissioner for oaths or notary public)

AUTHORITY FOR RELEASE OF INFORMATION

I, ...
(Full Name)

of .....
(Address)

grant an authority on the following terms:

1. I authorize the International Financial Sector Regulatory Authority (the "Authority", and any person conducting any investigations or enquiries on behalf of the Authority, to cause to be made investigations about me for the purposes of determining my suitability for the purposes of an Interactive Gaming or Interactive Wagering Licence under the Act and the Regulations .

2. I authorize the Authority and any person conducting any investigations or enquiries on behalf of the Authority for the purpose of the Act and the Regulations (Collectively referred to herein as the "authorized persons"), to obtain any information and make any investigations or enquiries which relate to me and may be relevant to any of the purposes of the Act and Regulations, in any jurisdiction.

3. I authorize the manager or other principal officer of any branch or office of a bank or financial institution in any jurisdiction to whom a copy of this Authority is presented to allow any Authorized Person to inspect and obtain copies of, or to release to any authorized person, any record, document or other information of any kind in written, electronic or any other form, which relates to me and is held by the bank or financial institution.

4. I authorize any officer of any police service, law enforcement agency or regulatory body in any jurisdiction to whom a copy of this Authority is presented to release to any Authorized Person any information or official record of any kind in written, electronic or any other form, which relates to me and is held by the police service, agency or body, including any information relating to my personal and criminal history.

5. I will at all times sufficiently indemnify the Authorized Persons and keep the Authorized Persons indemnified against all liability in respect of the supply or publication of the information and against all actions, suits, proceedings, claims, demands, costs and expenses whatsoever which may be taken against the Authorized Persons or incurred or become payable by the Authorized Persons in respect thereof.

Signed at:.....this.....day of.....,

.....
Signature

.....
Signature of Witness

.....
Print name of Witness

PERSONAL INFORMATION FORM

1. .....
Surname *First* *Middle*

2. Alias(es), nicknames, maiden name, other name changes, legal or otherwise, you have used or by which you have been known:

3. Present residential address(es):

.....
No. Street City

.....
Province/State Postal Zip Code Country

.....
No. Street City

.....
Province/State Postal Zip Code Country

4. Occupation: .....

   Telephones: .....

   Business: .....

   Home: .....

   FAX: .....

   E-mail: .....

5. Date of birth: / / (Day/Month/Year) Sex: .....

   Place of birth: .....
   City Province/State Country

6. Social Insurance Number, Social Security Number or the equivalent for your jurisdiction: .....

7. Physical description:

   Height: cms / ft.in. .....

   Weight: kgs / lbs. .....

   Colour of eyes: .....

   Colour of hair: .....

   Complexion: .....

   Scars, tattoos or other distinguishing marks:

8. Are you the holder of a current Driver's Licence? ☐ Yes ☐ No

   If yes, please attach a certified copy of your driver's licence which should include date and place of issue:

   Licence No.: .....

   (**Note:** You may be required to produce your Driver's Licence if an interview is to be conducted)

MARITAL INFORMATION

9. What is your marital status, including any common-law relationship? (If applicable, complete the following):

   Date of marriage: / /

Place of marriage:

.....
(City) (Province/State) (Country)

Full name of spouse: .....

Maiden name of spouse (where applicable): .....

Date of birth of spouse: / /

Place of birth of spouse: .....

10. Residential address of spouse:

.....
No. Street City

.....
Province/State Postal Zip Code Country

Spouse's employer: .....

Spouse's occupation: .....

FAMILY PARTICULARS

(Note: Details of deceased persons are also required)

11. Father:

.....
Surname First Middle

Date of birth: / / Occupation: .....

12. Mother:

.....
Surname First Middle

Date of birth: / / Occupation: .....

13. Children: List all, including step or adopted children. Show relationship of each.

Relationship	Full Name	Address	Occupation

EDUCATION/QUALIFICATIONS

14. What level of education did you attain: .....

15. Name of last educational institution attended: .....

16. List any memberships in professional bodies (past and present):

.....

.....

PASSPORT AND TRAVEL INFORMATION (if applicable)

17. For each passport that you hold please attach a certified copy of your passport (if insufficient space use an attachment page) Passport information should include:

Passport Number: .....

Country: .....

Place of issue: .....

Date of issue: / /

Date of expiration: / /

Passport photograph: .....

18. Have you ever traveled outside your country of residence for a period of time exceeding one (1) month during the past five (5) years?

☐ Yes ☐ No

ARRESTS, DETENTIONS AND LITIGATION

19. Have you ever been charged, arrested or summoned for an offence, regardless of the disposition, in any jurisdiction excluding juvenile offences and traffic offences? ☐ Yes ☐ No

If yes, give detail in the space provided below. List all cases without exception.

Nature of offence	Age at timeof offence	City, Province/State, Country of offence	Date of offence	Result of Hearing or other disposition

20. Have you ever been a party in a civil lawsuit in which an amount exceeding Ten Thousand ($10,000.00) dollars was claimed, or are you aware of any such action that may be pending? ☐ Yes ☐ No

    If yes, please provide details on an attachment page including:

    - Name of parties
    - City, Province/State and Country in which action commenced
    - Level of Court
    - Date action commenced
    - Nature of action (give brief description)
    - Status of action
    - Disposition of action
    - If a judgement has been entered, has it been satisfied? Give details

21. Have you ever had a judgement entered against you? ☐ Yes ☐ No
    If yes, please give details on an attachment page.
    (Unless already provided).

22. Has your salary, wage, earnings or other income been subject to a garnishee order, attachment or other judicial proceeding? ☐ Yes ☐ No
    If yes, please give details on an attachment page.

23. Have you ever had an article repossessed by a finance company or other institution? ☐ Yes ☐ No
    If yes, please give details on an attachment page.

24. If requested, will you provide addresses at which you have been permanently resident over the last ten (10) years beginning with your current address and working backwards, and show the time period at each residence?
    ☐ Yes ☐ No

EMPLOYMENT

25. Beginning with your current employment and working backwards, list your work history on an attachment page. Particulars to be provided are:

    - Duration of employment
    - Name, business address and telephone number of employer
    - Job title and description of duties
    - Reason for leaving
    - Name of person to whom you reported

26. Have you ever been dismissed, discharged or asked to resign from any employment? ☐ Yes ☐ No
    If yes, complete the following:

Date	Name and address of employer	Supervisor's name	Reason for dismissal, discharge or resignation

27. Directorships and business affiliations:

On an attachment page, provide full details of any other directorships, partnerships or other business interests or affiliations with which you are currently associated or previously associated.

- Are you or have you been associated with the ownership, administration or management of, or held any financial interest in:

- A casino; ☐ Yes ☐ No

- Keno or lottery operations; ☐ Yes ☐ No

- Interactive gambling or betting operation; ☐ Yes ☐ No

- Race wagering or wagering operations: ☐ Yes ☐ No

- Club, hotel or tavern; ☐ Yes ☐ No

- The manufacture, assembling, selling, distributing, importing, supplying or repairing of gaming machines on-line machines or other amusement devices; ☐ Yes ☐ No

- Any other gaming or gambling operation ☐ Yes ☐ No

(Insert either "Yes" or "No" in the spaces beside each item)

If yes, please provide details on an attachment page.

28. Other than as indicated above, please provide details on an attachment page if you have at any time been engaged in bookmaking or sports book operations in any capacity or otherwise involved in the racing industry.

29. Have you ever been involved in any company that has been in liquidation or receivership or been placed under administration? ☐ Yes ☐ No

If yes, please provide details on an attachment page.

CHARACTER REFERENCES

Nominate three (3) persons who are not related to you and who have known you for a period of not less that five (5) years. Persons giving references may be contacted for additional information.

30. Name: .....

Address: .....

.....

.....

Occupation: .....

Telephone: .....Years known: .....

Name: .....

Address: .....

.....

.....

Occupation: .....

Telephone: .....Years known: .....

Name: .....

Address: .....

.....

.....

Occupation: .....

Telephone: .....Years known: .....

FINANCIAL DETAILS

31. Have you ever become bankrupt or availed yourself of the laws relating to bankruptcy or insolvency? ☐ Yes ☐ No

If yes, please provide details on an attachment sheet.

32. If requested to produce copies of your income Tax Returns, will you do so? ☐ Yes ☐ No

33. **STATEMENT OF ASSETS** (You may be required to provide certified copies of your assets)

As of the day of ,

(Date of this Statement or whatever date that is convenient in the last 12 months)

Describe fully, if additional space is required use attachment pages:

Cash in: $.....

.....
Financial Institution Branch Account Number

Cash in: $.....

.....
Financial Institution Branch Account Number

Cash in: $.....

.....
Financial Institution Branch Account Number

Debts owing to you by other persons (give details and dates due):

$.....

$.....

$.....

Other current assets (give details)

$.....

$.....

Investments:

Shares, bonds, Mutual Funds, debentures, notes, etc.

Company	Type	No. held	Year of Acquisition	Total	Estimated Acquisition Cost	Market Value

Investments, other than those listed above:

Description	Total Acquisition Cost	Estimated Market Value

Fixed Assets:

Real estate (own residence and other properties):

Location and description	Year of Acquisition	Acquisition price	Estimated Market Value

Other Assets (over $5,000 per item):

Motor vehicles, airplanes, recreation vehicles, boat, furniture, jewelry, etc.

Description	Acquisition Cost	Market Value

TOTAL ASSETS $.....

38. **STATEMENT OF LIABILITIES** (You may be required to provide information about your liabilities).

As of the day of ,

(Date of this Statement or whatever date that is convenient in the last 12 months)

Describe fully. Indicate secured and unsecured liabilities. If additional space is required, use attachment pages.

Long Term liabilities (including mortgages)

Loan value:

Loans etc. $.....

.....

Borrower's name Financial Institution Branch

Due date / / Monthly repayment: .....

Loans etc. $.....

.....

Borrower's name Financial Institution Branch

Due date / / Monthly repayment: .....

Other long term liabilities (indicate name and address of lender or creditor) and repayment details:

$.....

$.....

$.....

Current liabilities (indicate name and address of creditor)

$.....

$.....

Other liabilities:
(Include Contingent liabilities i.e. Liabilities of an indefinite nature or unspecified amount for which you may become liable in the future)

$.....

$.....

TOTAL LIABILITIES $.....

NET WORTH (Total Assets-Total Liabilities) $.....

39. **SOURCE OF FUNDS**

Indicate hereunder the sources over the past five (5) years of all income and other benefits received for your use of disposal (whether received in money or in kind) whether as a result of your employment or association with any corporation, partnership, trust, joint venture or business or otherwise. List the amount and source of each item received by yourself (and your spouse / common law spouse, if received jointly) and list each year separately.

Year ended: .....

Source	Amount
	$
	$
	$
	$
	$
	$
TOTAL	$

Year ended: .....

Source	Amount
	$
	$
	$
	$
	$
	$
TOTAL	$

Year ended: .....

Source	Amount
	$
	$
	$
	$
	$
	$
TOTAL	$

Year ended: .....

Source	Amount
	$
	$
	$
	$
	$
	$
TOTAL	$

Year ended: .....

Source	Amount
	$
	$
	$
	$
	$
	$
TOTAL	$

ATTACHMENT PAGE

Question Number: .....

Signature: .....

DECLARATION

By signing below, I declare that:

1. The information contained in this application is complete and accurate;

2. In the case of a corporation, partnership or other business entity, that I am duly authorized to make the application on behalf of the corporation, partnership or other business entity named as applicant;

3. I have been provided with a copy of the Interactive Gaming and Interactive Wagering Regulations and a copy of the Act; the applicant agrees to abide by the provisions of these Regulations and the Act, which will be the law governing the applicant's relationship with the Authority.

Signature: .....

Name: .....
(Please Print)

Date: .....

SCHEDULE "D"

THIS RENEWAL APPLICATION INFORMATION PACKAGE CONTAINS THE FOLLOWING DOCUMENTS

PLEASE ENSURE YOUR PACKAGE IS COMPLETE

1. Instructions for completion.
2. Oath or Solemn Affirmation.
3. Authority for release of information.
4. Renewal Application Form.
5. Attachment page.

INSTRUCTIONS FOR COMPLETION

13. This Renewal Application package must be completed by each director, partner and chief executive officer of the applicant Business Entity, duly authorized key person, and shareholder with five (5%) percent or more ownership of or controlling interest in the applicant Business Entity.

14. Type of print in BLOCK LETTERS an answer to every question.

15. If a question does not apply, state "N/A" in response to that question.

16. If there is nothing to disclose in reply to a particular question, state "nil" in response to that question.

17. If there is insufficient space on a printed form in which to answer a question, additional information may be provided on an attachment page, a form for which is attached.

18. When required to use an attachment page, precede each answer thereon with the title applicable to that question.

19. All dates should be completed in the form: Day/Month/Year.

20. This form is to be completed in the English language. Any documents required to be provided are to have a certified English translation appended.

21. Failure to give true and correct answers to any questions in this form will be grounds for the Authority to refuse an application or revoke a licence that has been granted on the basis of untrue or incorrect information.

22. The completed form should be forwarded by registered mail or courier to:

    The Director of Gaming
    International Financial Sector Regulatory Authority
    Nevis Street
    St. John's, Antigua

23. The Renewal Application package should be sealed in an envelope and marked "Private and Confidential".

24. The applicant should make sure the application is accompanied by a Certificate of Good Standing from the Authority and from the Commissioner of the Free Trade and Processing Zone.

25. The applicant is expected to fill out Schedule "D-1" for the Business Entity and Schedule "D-2" for any director, partner, chief executive officer of the applicant seeking renewal.

26. Any further enquiries should be directed to the Authority.

AUTHORITY FOR RELEASE OF INFORMATION

I, ...
(Full Name)

of.....
(Address)

grant an authority on the following terms:

1. I authorize the International Financial Sector Regulatory Authority (the "Authority", and any person conducting any investigations or enquiries on behalf of the Authority, to cause to be made investigations about me for the purposes of determining my suitability for the purposes of an Interactive Gaming or Interactive Wagering Licence under the Act and the Regulations.

2. I authorize the Authority and any person conducting any investigations or enquiries on behalf of the Authority for the purpose of the Law and the Regulations (Collectively referred to herein as the "authorized persons"), to obtain any information and make any investigations or enquiries which relate to me and may be relevant to any of the purposes of the Act and Regulations, in any jurisdiction.

3. I authorize the manager or other principal officer of any branch or office of a bank or financial institution in any jurisdiction to whom a copy of this Authority is presented to allow any Authorized Person to inspect and obtain copies of, or to release to any authorized person, any record, document or other information of any kind in written, electronic or any other form, which relates to me and is held by the bank or financial institution.

4. I authorize any officer of any police service, law enforcement agency or regulatory body in any jurisdiction to whom a copy of this Authority is presented to release to any Authorized Person any information or official record of any kind in written, electronic or any other form, which relates to me and is held by the police service, agency or body, including any information relating to my personal and criminal history.

6. I will at all times sufficiently indemnify the Authorized Persons and keep the Authorized Persons indemnified against all liability in respect of the supply or publication of the information and against all actions, suits, proceedings, claims, demands, costs and expenses whatsoever which may be taken against the Authorized Persons or incurred or become payable by the Authorized Persons in respect thereof.

Signed at: .....this.....day of.....,

.....

Signature Signature of Witness Print name of Witness

SCHEDULE "D"

APPLICATION FOR RENEWAL OF AN INTERACTIVE GAMING OR INTERACTIVE WAGERING LICENCE

Please state:

1. Full Registered name of Business Entity: .....

2. Full Name of Antiguan and Barbudan Corporation holding an interactive licence: .....

3. Is the licence for interactive gaming or interactive wagering or both?

.....

4. Explain what steps you have taken to prevent money laundering:

.....

5. Explain whether you have taken steps to report fraud or suspicious transactions or other illegal activity? Include also, any number of suspicious activity reports that you have forwarded to the Authority.

6. Explain what steps you have taken to discourage compulsive gambling.

7. Explain what steps you have taken to prohibit underage gambling.

8. List any changes in the status of gaming or wagering licences in those jurisdictions outside of Antigua and Barbuda where business entity has a licence or has sought a licence.

9. Has there been any change in the address of the registered office, address of principal place of business, mailing address, telephone, FAX, E-mail, URL of homepage, name of authorized representative since the time of business entity having filled Schedule "A" when applying for an interactive gaming or interactive wagering licence?

   ☐ Yes ☐ No

   If yes, please give details on an attachment page.

10. How many player complaints have you received since commencing interactive operations in Antigua and Barbuda? What was the result of each complaint? If the matter went to arbitration, list the arbitration entity and the result.

11. Were you ever fined or reprimanded by the Authority?

    ☐ Yes ☐ No

    If yes, please give details on an attachment page.

12. Have your licence ever been suspended or revoked by the Free Trade and Processing Zone?

    ☐ Yes ☐ No

    If yes, please give details on an attachment page.

13. Have your licence ever been suspended or revoked by the International Financial Sector Regulatory Authority? If so, please explain.

    ☐ Yes ☐ No

    If yes, please give details on an attachment page.

14. Were you ever unable to pay a winnings? If so, please explain.

    ☐ Yes ☐ No

    If yes, please give details on an attachment page.

15. Has there been any change in your primary objectives and business activities?

    ☐ Yes ☐ No

    If yes, please give details on an attachment page.

16. Is the Business Entity a member of the Interactive Gaming Council or any other Internet gaming or betting associations, or any other gaming associations such as the International Association of Gaming Attorneys?

    ☐ Yes ☐ No

    If so, how long has the Business Entity been a member?

17. On attachment page, provide full details of changes in all parent, holding subsidiary and related business entities (attach flowchart) including details as to the nature of the relationships with the applicant Business Entity, the names of key persons, directors, shareholders, partners and chief executive officers of the related business entities and the business conducted by each related business entity.

18. Has there been any change in those business entities in which the Business Entity identified in Schedule "A" having controlling or ownership interest in excess of five (5%) percent?

☐ Yes ☐ No

If yes, please give details on an attachment page.

19. Since the submission of Schedule "A" has there been any new litigation, either criminal, regulatory or civil, taken by or against the Business Entity?

☐ Yes ☐ No

If yes, please include the name of the jurisdiction(s) in which the action(s) were brought, court file number(s) and the outcome of each action.

20. Since the submission of Schedule "A" has there been any pending criminal, regulatory or civil litigation, by or against Business Entity, including the name of the jurisdiction(s) in which the action(s) are proceeding and court file number(s).

21. Since the submission of Schedule "A" has there been any change for any director, partner, chief executive officer of the Business Entity or any shareholder with more than five (5%) percent voting or ownership interest in the Business Entity as to address, telephone numbers and any other relevant matter.

22. Please attach certified copies of the audited and, if applicable, published financial statements of the Business Entity since the filing of Schedule "A".

23. Please attach certified copies of the audited and, if applicable, published financial statements of any parent or holding business entity since the filing of Schedule "A".

24. Furnish full details of any persons, companies or institutions from which the Business Entity has current loans or has obtained funds on loan since the filing of Schedule "A".

25. Advise if there has been any substantial change to the financial situation of the Business Entity since filing of Schedule "A". If so, provide full details.

26. Supply details (name, branch and account number) of all bank accounts presently operated by the Business Entity.

27. Confirm that if requested:

    (i) The Business Entity will produce certified copies of its income tax returns;

    (ii) The Business Entity will produce copies of minutes of shareholder and directors meetings;

(iii) The Business Entity will produce any information relevant to the published financial statements;

(iv) The Business Entity will authorize the release of any other information required by the Authority;

(v) The Business Entity will provide full details of any other directorships, partnerships or other business interests or affiliations with which the key person, directors, shareholders with more than five percent (5%) voting or ownership interest in the Business Entity, partners and chief executive officers of the Business Entity are currently or previously associated.

27. Since time of filing Schedule "A" has the interactive gaming or interactive wagering licence been used as collateral against any indebtedness?

☐ Yes ☐ No

If yes, please give details on an attachment page.

28. Since time of filing Schedule "A" has there been any change in the status of Business Entity, key person, director, partner, chief executive officer or any shareholder with more than five percent (5%) voting or ownership in the Business Entity's association with the ownership, administration or management of:

(i) a casino;

(ii) Keno or lottery operations; ☐ Yes ☐ No

(iii) interactive gaming or interactive betting; ☐ Yes ☐ No

(iv) race wagering or wagering operations; ☐ Yes ☐ No

(v) the manufacture, assembling, selling, distributing, importing, supplying or repairing of gaming or gaming related machines, on-line machines

☐ Yes ☐ No

(Insert either "Yes" or "No" in the spaces beside each item)
If yes, please provide details on an attachment page.

29. Since the filing of Schedule "A" has there been any change in the status of the Business Entity in any interest, financial or otherwise, in any business entity or with any person, or has the Business Entity provided any financial assistance or other support to any other business entity or person involved with the ownership, administration or management of:

(i) a casino; ☐ Yes ☐ No

(ii) Keno or lottery operations; ☐ Yes ☐ No

(iii) interactive gaming or interactive betting; ☐ Yes ☐ No

(iv) race wagering or wagering operations; ☐ Yes ☐ No

(v) the manufacture, assembling, selling. Distributing, importing, supplying or repairing of gaming or gaming related machines, on-line machines?

☐ Yes ☐ No

(Insert either "Yes" or "No" in the spaces beside each item)
If yes, please provide details on an attachment page.

30. Since the filing of Schedule "A" has the Business Entity changed its name?

☐ Yes ☐ No

If yes, please give details on an attachment page.

This application is accompanied by:

A. a completed Personal Information Form **(D-2)** in respect of each director, partner and chief executive officer of the applicant, and shareholder with five (5%) percent or more ownership of or controlling interest in the applicant and;

B. A non-refundable deposit in the amount of Five ($5,000 US) Thousand Dollars.

C. Letters of good standing from the Free Trade and Processing Zone and the International Financial Sector Regulatory Authority.

SCHEDULE "D2"

RENEWAL APPLICATION

This is to be completed by each director, partner and chief executive officer of the renewal applicant Business Entity, duly authorized key person, and shareholder with five (5%) percent or more ownership of or controlling interest in the applicant Business Entity.

1. .....
Surname First Middle

2. Have you filed a Personal Information Form (Schedule"C")? If not, please complete Schedule "C"

3. If you have filed a Personal Information Form (Schedule "C"), have there been any changes in your:

(a)	Name	☐ Yes	☐ No
(b)	Occupation	☐ Yes	☐ No
(c)	Marital Status	☐ Yes	☐ No
(d)	Family Particulars	☐ Yes	☐ No

(Insert either "Yes" or "No" in the spaces beside each item)

If yes, please provide details on an attachment page.

4. Since filing Schedule "C" have you been arrested, charged or summoned for any offence? ☐ Yes ☐ No
If yes, please give details on an attachment page.

5. Since filing Schedule "C" have you been a party in any lawsuit in which an amount exceeding ten thousand ($10,000 US) dollars was claimed, or are you impending any such action? ☐ Yes ☐ No
If yes, please give details on an attachment page.

6. Since filing Schedule "C" have you had:

(a) A judgement entered against you ☐ Yes ☐ No

(b) Your wages garnisheed, or subject to a garnishee order ☐ Yes ☐ No

(c) Had any article repossessed ☐ Yes ☐ No

(Insert either "Yes" or "No" in the spaces beside each item)

If yes, please provide details on an attachment page.

7. Since filing Schedule "C" has there been any change in your current employment? ☐ Yes ☐ No
If yes, please give details on an attachment page.

8. Since filing Schedule "C" has there been any change in your association with any business interests or affiliation where you are director, partner, or where you have any other significant involvement? ☐ Yes ☐ No
If yes, please give details on an attachment page.

9. Since filing Schedule "C" have you filed bankruptcy, or availed yourself of the laws relating to bankruptcy or insolvency. ☐ Yes ☐ No
If yes, please give details on an attachment page.

10. If requested to produce copies of your income Tax Returns, will you do so? ☐ Yes ☐ No

11. **STATEMENT OF ASSETS**

As of the day of ,

(Date of this Statement or whatever date that is convenient in the last 12 months)

Describe fully, if additional space is required use attachment pages:

12. Cash in: $.....

.....

Financial Institution Branch Account Number

Cash in: $.....

.....

Financial Institution Branch Account Number

Cash in: $.....

.....

Financial Institution Branch Account Number

Debts owing to you by other persons (give details and dates due):

$.....

$.....

$.....

Other current assets (give details)

$.....

$.....

Investments:

Shares, Bonds, Mutual Funds, debentures, notes, etc.

Company	Type	No. held	Year of Acquisition	Total	Estimated Acquisition Cost	Market Value

Investments, other than those listed above:

Description	Total Acquisition Cost	Estimated Market Value

Fixed Assets:

Real estate (own residence and other properties):

Location and description	Year of Acquisition	Acquisition price	Estimated Market Value

Other Assets (over $5,000 per item):

Motor vehicles, airplanes, recreation vehicles, boat, furniture, jewelry, etc.

Description	Acquisition Cost	Market Value

TOTAL ASSETS $.....

13. **STATEMENT OF LIABILITIES**

As of the day of ,

(Date of this Statement or whatever date that is convenient in the last 12 months)

Describe fully. Indicate secured and unsecured liabilities. If additional space is requires, use attachment pages.

Long Term liabilities (including mortgages) Loan value: .....

Loans etc. $.....

.....

Borrower's name *Financial Institution* *Branch*

Due date / / Monthly repayment: .....

Loans etc. $.....

.....

Borrower's name *Financial Institution* *Branch*

Due date / / Monthly repayment:

Other long term liabilities (indicate name and address of lender or creditor) and repayment details:

$.....

$.....

$.....

Current liabilities (indicate name and address of creditor)

$.....

$.....

Other liabilities
Include Contingent liabilities i.e. Liabilities of an indefinite nature or unspecified amount for which you may become liable in the future)

$.....

$.....

TOTAL LIABILITIES $.....

NET WORTH (Total Assets-Total Liabilities) $.....

14. **SOURCE OF FUNDS**

Indicate hereunder the sources over the past five (5) years of all income and other benefits received for your use of disposal (whether received in money or in kind) whether as a result of your employment or association with any corporation, partnership, trust, joint venture or business or otherwise. List the amount and source of each item received by yourself (and your spouse / common law spouse, if received jointly) and list each year separately.

Year ended: .....

Source	Amount
	$
	$
	$
	$
	$
	$
TOTAL	$

Year ended: .....

Source	Amount
	$
	$
	$
	$
	$
	$
TOTAL	$

Year ended: .....

Source	Amount
	$
	$
	$
	$
	$
	$
TOTAL	$

Year ended: .....

Source	Amount
	$
	$
	$
	$
	$
	$
TOTAL	$

DECLARATION

By signing below, I declare that:

1. The information contained in this application is complete and accurate;

2. In the case of a corporation, partnership or other business entity, that I am duly authorized to make the application on behalf of the corporation, partnership or other business entity named as applicant;

3. I have been provided with a copy of the Interactive Gaming and Betting Regulations and a copy of the Act; the applicant agrees to abide by the provisions of these Regulations and the Act, which will be the law governing the applicant's relationship with the Authority of Antigua and Barbuda.

Signature: .....

Name: .....
(Please Print)

Date: .....

OATH OR SOLEMN AFFIRMATION BY THE APPLICANT BEFORE AN AUTHORIZED PERSON

I, ...OF.....

SWEAR OR SOLEMNLY AFFIRM THAT:

4. I am the.....of.....
(Relationship of declarant to the applicant) (Name of applicant)

5. I have personally completed (or I am personally responsible for providing the information contained in) the Business Entity Information Form to which this Declaration is appended.

6. I certify that the particulars contained in the Business Entity Information Forms are true and correct in every detail and fully disclose the information to complete the Business Entity Information Form.

.....
(Signature of applicant)

☐ Sworn before me,
☐ Solemnly affirmed before me,

at.....

this.....

(Signature).....

.....
(Given name and name in block letters)

(Specify in which capacity this declaration is taken: as commissioner for oaths or notary public).

ATTACHMENT PAGE

Question Number: .....

Signature: .....

SCHEDULE "E"

APPLICATION FOR A KEY PERSON LICENCE

All information provided by the Applicant to the Authority will be held in the strictest confidence and will not be used by the Authority for any purpose other than matters pertaining to this application, unless it is required for the administration or enforcement of the Law or these Regulations or if it is related to an official investigation.

1. Name of Applicant: .....

2. Mailing Address: .....

3. Telephone Number: .....

4. FAX Number: .....

5. E-mail: .....

6. Name of Employer: .....

Telephone Number for Employer: .....

FAX Number for Employer: .....

E-mail for Employer: .....

This application is accompanied by: .....

(a) A completed Personal Information Form is respect of the applicant;

(b) A letter from the licence holder that is to be the applicant's employer confirming the existence or proposed existence of a key relationship as defined by the Regulations, and

(c) A non-refundable deposit in the amount of One Thousand ($1,000 US) Dollars.

(d) A completed Schedule "C".

DECLARATION

By signing below, I declare that:

1. The information contained in this application is complete and accurate;

2. In the case of a corporation, partnership or other business entity, that I am duly authorized to make the application on behalf of the corporation, partnership or other business entity named as applicant;

3. I have been provided with a copy of the Interactive Gaming and Betting Regulations and a copy of the Act; the applicant agrees to abide by the provisions of these Regulations and the Act, which will be the law governing the applicant's relationship with the Authority.

Signature: .....

Name: .....
(Please Print)

Date: .....

Printed at the Government Printing Office, Antigua and Barbuda
by Donovan Southwell, Government Printer
— By Authority, 2001.

800 — 8.01

[Price $35.15]