



Notification Number: 2004/382/E

Draft Decree adopting the Regulation on Amusement and Gaming machines

Date received : 17/09/2004

End of Standstill : 20/12/2004

Issue of comments by : Commission

Message

Message 002

Communication from the Commission - SG(2004) D/51860

Directive 98/34/EC

Translation of the message 001

Notification: 2004/0382/E

No abre el plazo - Nezahajuje odklady - Fristerne indledes ikke - Kein Fristbeginn - Viivituste perioodi ei avata - Καμμία έναρξη προθεσμίας - Does not open the delays - N'ouvre pas de délais - Non fa decorrere la mora - Neietekmē atlikšanu - Atidėjimai nepradedami - Nem nyitja meg a késések - Ma' jiftaħ il-perijodi ta' dawmien - Geen termijnbegin - Nie otwiera opóźnień - Nao inicia o prazo - Neotvorí oneskorenia - Ne uvaja zamud - Määräaika ei ala tästä - Inleder ingen frist.

(MSG: 200401860.EN)

1. Structured Information Line

MSG 002 IND 2004 0382 E EN 20-12-2004 17-09-2004 E NOTIF 20-12-2004

2. Member State

Spain

3. Department Responsible

SUBDIRECCIÓN GENERAL DE ASUNTOS INDUSTRIALES, ENERGÉTICOS, DE TRANSPORTES, COMUNICACIONES Y MEDIO AMBIENTE.

DIRECCIÓN GENERAL DEL MERCADO INTERIOR Y OTRAS POLÍTICAS COMUNITARIAS.

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MINISTERIO DE ASUNTOS EXTERIORES Y DE COOPERACIÓN.

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3. Originating Department

GENERALITAT DE CATALUÑA
DEPARTAMENTO DE INTERIOR
SECRETARÍA GENERAL
DIRECCIÓN GENERAL DEL JUEGO Y DE ESPECTÁCULOS

4. Notification Number

2004/0382/E - H10

5. Title

Draft Decree adopting the Regulation on Amusement and Gaming machines

6. Products Concerned

Amusement and Gaming machines

7. Notification Under Another Act

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8. Main Content

The new Regulation is the result of the introduction of several amendments in relation to the above. In view of the number of Articles affected by the amendments, it is considered appropriate to draft an entirely new text. Consequently, the Regulation shall regulate the requirements which must be fulfilled by persons or entities in order to be approved as holders of the necessary authorisations for carrying out activities related to amusement and gaming machines, shall determine the system for granting installation authorisations, and shall establish the related manufacturing, management and operation system. It shall also regulate the characteristics and requirements appertaining to amusement and gaming machines. Amongst the main amendments introduced are worth mentioning the setting of a minimum percentage of return in prizes of 70%, the variation of the maximum prize in simultaneous games, the possibility of the voluntary direct re-investment of prize money, the possibility of incorporating video media, and the option of testing the models for a determined period of time without the need for prior testing.

9. Brief Statement of Grounds

This new Regulation on gaming machines is intended to supplement the need to bring the legislation currently in force into line with the reality of the sector, which has undergone significant changes due to technological innovation, the appearance of new gaming practices and business realities.

10. Reference Documents - Basic Texts

- Law No 15 of 20 March 1984, on Gaming.
- Law No 1 of 27 February 1991, regulating the penalty system in relation to Gaming
- Decree No 240 of 30 March 2004, adopting the catalogue of games and betting authorised in Catalonia and the criteria applicable to their planning.
- Decree No 28 of 21 January 1997, adopting the Regulation on Amusement and Gaming machines
- Decree No 34 of 26 January 2000, amending the Regulation on Amusement and Gaming machines adopted by Decree No 28, of 21 January 1997
- Decree No 215 of 2 March 2004, amending Decree No 28 of 21 January 1997, adopting the Regulation on



Amusement and Gaming machines

11. Invocation of the Emergency Procedure

NO

12. Grounds for the Emergency

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13. Confidentiality

A. NO

14. Fiscal measures

NO

15. Impact assessment

NO

16. TBT and SPS aspects

TBT Aspects

NO

SPS Aspects

NO

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Single Market for goods
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