

Directive 3 of 2019

De Minimis Games Directive

In exercise of the powers conferred by article 7(2) of the Gaming Act, 2018 (Cap. 583 of the Laws of Malta), the Malta Gaming Authority is hereby issuing the following directive in order to establish which games classify as a *de minimis* exempt game in terms of the Second Schedule to the Gaming Authorisations Regulations.

Part I – Short Title and Definitions

1. The short title of this directive is the *De Minimis* Games Directive 2019.
2. This directive shall come into force on the 1 February 2019.
3. In this directive, all words and phrases shall have the same meaning as prescribed in the Gaming Definitions Regulations.
4. This directive establishes what amounts to a *de minimis* game, and is therefore exempt from the requirement of a licence issued by the Authority, in accordance with sub-paragraph (d) of regulation 1 of the Second Schedule of the Gaming Authorisations Regulations.

Part II – Nature and Restrictions

5. A *de minimis* game shall be a game which satisfies all the following criteria cumulatively:
 - (a) It may consist solely in a lottery or raffle-type game:

Provided that in case of doubt as to the nature of the game, the Authority shall have the sole discretion to decide its classification;
 - (b) The value of the stake to participate in the game shall not exceed one Euro (€1);
 - (c) The value of the prize thereof shall not exceed one hundred Euro (€100); and
 - (d) The result of the game cannot be based on the outcome of another game.
6. (1) No person may organise more than ten (10) *de minimis* games per calendar year.

(2) Without prejudice to the restriction envisaged in sub-article (1) hereof, no person may organise more than two (2) *de minimis* games in any one calendar month.