

(Emblem of the Hellenic Republic)

# GOVERNMENT GAZETTE

## OF THE HELLENIC REPUBLIC

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(Contents)

### DECISIONS

No. 7209 (1)

Approval of the amendment of the Regulation on the Organization, Operation and Conduct of Fixed-Odds Betting Games of OPAP S.A.

#### **THE MINISTERS OF FINANCE - OF CULTURE AND TOURISM**

Considering:

A. The provisions:

1. Of article 90 of P.D. 63/2005 "Codification of the Legislation for the Government and the Governmental Bodies, which was ratified by the first article of P.D. 63/2005 (GGI 98/A/2005).

2.a) Of P.D. 185/2009 "Reconstitution of the Ministry of Finance, merger of the Ministry of Economy and Finance with the Ministries of Development and Mercantile Marine, the Aegean and Island Policy and its renaming to 'Ministry of Economy, Competitiveness and Shipping', conversion of the Ministry of Macedonia and Thrace to the General Secretariat of Macedonia and Thrace and inclusion of the General Secretariat of Macedonia and Thrace and of the General Secretariat of the Aegean and Island Policy to the Ministry of Interior" (GGI 123/A/2009).

b) Of P.D. 186/2009 "Merger of the Ministry of Culture and of the Ministry of Tourism Development" (GGI 213/A/2009).

c) Of P.D. 187/2009 "Appointment of Ministers and Alternate Ministers" (GGI 214/A/2009).

d) Of P.D. 189/2009 "Determination and Redistribution of Competences of the Ministries" (GGI 221/A/2009).

e) Of P.D. 24/2010 "Redetermination of the Competences of Ministries and Amendments of P.D. 189/2009" (GGI 56/A/2010).

f) Of P.D. 28/2010 "Redistribution of the Competences of Ministries and Amendments of P.D. 189/2009" (GGI 64/A/2010).

g) Of P.D. 50/2010 "Redistribution of the competences of Ministries - Amendments of P.D. 189/2009" (GGI 89/A/2010).

h) Of P.D. 96/2010 "Establishment of the Ministry of Maritime Affairs, Islands and Fisheries, Determination of its Competences and Redistribution of the Competences of the Ministries" (GGI 170/A/2010).

i) Of L. 1558/1985, article 27 "Constitution of General Secretariats", par. 2, case e, indent iv "General Secretariat of Sports" (GGI 137/A/1985).

j) Of decision no. 63826/01-07-2010 of the Prime Minister and of the Minister of Culture and Tourism "Determination of competences of Alternate Minister Georgios Nikitiadis" (GGI 1028/B/2010).

3. Of L. 2725/1999 "Amateur and Professional Sports", as subsequently amended and applicable (GGI 121/A/1999).

4. Of L. 3057/2002 "Regulation of Issues of the Ministry of Culture and other Provisions" (GGI 239/A/2002).

5. Of article 27 of L. 2843/2000 "Modernization of Stock Market Transactions, Listing of Deep-Sea Shipping Investment Companies on the Athens Stock Exchange and other Provisions" (GGI 219/A/2000).

6. Of L. 3336/2005 "Harmonization of the Greek Legislation with Directive 2003/96/EC of the European Council of October 27<sup>th</sup> 2003 on the Imposition of an Excise Duty and Other Provisions" (GGI 96/A/2005).

7. Of par. 1 of article 2 of L. 2433/1996 "Regulation of OPAP Issues and Other Provisions" (GGI 180/A/1996).

8. Of P.D. 250/1997 "Management, Organization, Operation and Distribution of Revenues of the Fixed-Odds or not Betting Ticket" (GGI 181/A/1997).

B. Joint Ministerial Decision no. 442/2001 of the Ministers of National Economy and Finance and of Culture "Articles of Association of Société Anonyme Organization of Football Games Prognostics S.A." (GGI 23/B/2001), as subsequently amended and currently applicable.

C. Joint Ministerial Decision no. 37336/6-7-2008 of the Ministers of Economy and Finance and of Culture "Approval of the Regulation on the Organization, Operation and Conduct of Fixed-Odds Betting Games of OPAP S.A." (GGI 1590/B/2008).

D. OPAP S.A. BoD Minutes no. 30/22.11.2010.

E. The fact that the provisions of the present do not entail expenditure chargeable to the State's budget, we decide:

The approval of the "AMENDMENT OF THE REGULATION ON THE ORGANIZATION, OPERATION AND CONDUCT OF FIXED-ODDS BETTING GAMES OF OPAP S.A.", which follows.

#### Article 1

1. Paragraph 1 of article 1 "General Provisions" is amended, as follows:

The Regulation regulates all organization and conduct matters of the Fixed-Odds Betting Games organized, conducted and operated by OPAP S.A., as well as the relations between OPAP S.A and the players participating in the games. The provisions of the present Regulation apply to all Fixed-Odds Betting Games that may be organized for team or individual sports and other non-sports events (without excluding virtual sports or non-sports events), the nature of which is suitable for betting, given that they do not contravene the applicable provisions and without prejudice to the provisions of paragraph 2 of the present article.

2. Paragraph 1 of Article 2 "Conduct of Fixed-Odds Betting Games" is amended, as follows:

The Fixed-Odds Betting Games may be conducted on any kind of team or individual sports -virtual or not-, including horse races and hound races, and on other events -virtual or not-, the nature of which is suitable for betting. Virtual event shall mean the graphical or digital representation of a draw, entered to the Central Computerized System (CCS) and ensured in accordance with the provisions of article 11 of the present.

3. Paragraph 3 of Article 2 "Conduct of Fixed-Odds Betting Games" is amended, as follows:

Within the framework of Fixed-Odds Betting Games, contests shall be conducted on events included in the Program. The contests shall be conducted by resolution of OPAP S.A.'s BoD.

4. Paragraph 10 of Article 2 "Conduct of Fixed-Odds Betting Games" is amended, as follows:

The column price is set to maximum fifty eurocents (€0.50), it shall be determined per form of betting by resolution of OPAP S.A.'s BoD and shall be announced in any suitable way. The minimum entry fee regards one betting column.

5. Paragraph 11 of Article 2 "Conduct of Fixed-Odds Betting Games" is amended, as follows:

Fixed-Odds Betting Games offer fixed odds either to every outcome, or in total to the whole column. The odds may be offered in the form of either an integer or decimal number with two decimals, while they may be altered at any given moment, at OPAP S.A.'s discretion. The odds initially applicable are published in the Program and in any suitable way.

6. Paragraph 4 of Article 3 "Participation of Players in Fixed-Odds Betting Games" is amended, as follows:

1. For Fixed-Odds Betting Games, the maximum betting amount per game or combination(s) of bets is set to a maximum amount equal to 20,000 columns and is notified to the players through the Program. In case the value of the bet exceeds the maximum amount eventually determined by OPAP S.A., the bet shall not be accepted.

2. By OPAP S.A.'s decision, forms of betting may be offered, in which the player bets on a series of points - possible outcomes which comprise a column, by betting at the same time with the same entry, also on predetermined subgroups of these points - possible outcomes (mentioned in the Program), and which are considered to be columns primarily generated by the initial one, with the option to win in only one of them.

3. In addition, by OPAP S.A.'s decision, forms of betting may be provided, in which the player must gradually predict the results/outcomes of a sequence of events, whereas the entry column shall comprise all the results/outcomes of the sequence of events which the player predicts in every phase of betting development, according to what is mentioned in the Program.

7. Paragraph 1 of article 6 "Results of Events" is amended, as follows:

The success of the players' predictions shall be verified based on the official results announced on OPAP S.A.'s responsibility, at its points of sale, for every event available for betting, and conducted per the provisions and the official regulations of conduct governing it. In particular, for the games based on virtual events, OPAP S.A. is considered to be the organizing authority. The results of virtual events shall be communicated to the players by all appropriate means.

8. Paragraph 1 of Chapter 2 - Special Terms "General Provisions" is amended, as follows:

All possible outcomes of the events available for betting have odds, per which the player calculates his/her winnings. OPAP S.A., at its discretion for some events, may offer odds for the whole column or for a part thereof, namely for a particular number of events. The odds published are the initial ones and are subject to change at OPAP S.A.'s discretion.

9. Paragraph 3 of Chapter 2 - Special Terms "General Provisions" is amended, as follows:

The player declares his/her predictions, depending on the form of the bet, through number codes which are announced in the Program and which correspond to events or even their outcomes, either to "points" of events' outcomes or to a combination of number indications corresponding to possible events' outcomes; alternatively, he/she may choose, according to the Program, directly from the terminal the proposed outcomes he/she wishes out of the offered ones or a combination thereof. You may find below, indicatively, examples of "points", number indications and number codes: for the final result of a football match, points "1", "X", "2" correspond to home win, draw and away win respectively, whereas "Double Chance" points "1 or X" correspond to home win or draw, points "1 or 2" correspond to home win or away win, and points "X or 2" correspond to draw or away win; in order for the player to predict the exact result of a football match, he/she shall note the combination of the two number indications which correspond to the predictions for all goals of the home team and the away team, while for bet "championship winner" he/she shall use the combination of two number codes corresponding to his/her predictions for the event on which he/she chose to bet.

10. Paragraph 13 of Chapter 2 - Special Terms "General Provisions" is amended, as follows:

The result of any prediction chosen by the player for a sports event (virtual or not) shall be determined according to the regulations on conduct of each organizing authority, regardless of the conduct system, indicatively including the score, the finals (including any eventual extra time and penalty shoot-outs), playoffs, classification (knock-out) matches, draws. Regarding non-sports events (virtual or not), the result shall be determined per the evaluation system of every organizing authority, such as, indicatively, score, votes of representatives designated by the organizing authority etc.

11. New paragraph 18 is added to Chapter 2 - Special Terms "General Provisions", as follows:

18. For events that refer to the betting types of paragraphs 42, 43, 44 and 45 of Chapter 2 - Special Terms "Bet Types" the following shall apply:

1. Participant shall mean the person that takes place in the starting line. During the time between the announcement of these events and their start, there may be withdrawals or scratchings of participants. The withdrawn or scratched participants are considered non-participants, unless they are replaced by another participant(s).

2. In case the participants who finish are less than the minimum number required, in order to have a winning combination in each bet type offered, then all accepted bets in the particular bet type shall have one (1.00) as an odd.

3. In case it is announced that the conduct of a race is postponed for a later time, the price of the bet shall be refunded to the player. [one (1.00) as an odd]

12. New paragraph 19 is added to Chapter 2 - Special Terms "General Provisions", as follows:

19. Regarding the bet types of paragraphs 42 and 43 of Chapter 2 - Special Terms "Bet Types", in case of participants who withdraw or are scratched and do not constitute selections of the player, and on the condition that the selections of the player were validated by the CCS before the announcement of new odds, OPAP S.A. may, if it deems it necessary, proceed to the decrease of odds for all participants based on a predetermined table which shall be published in any appropriate way before the time in which the player may place his/her bet starts.

13. Paragraph 27 of Chapter 2 - Special Terms "General Provisions" is amended, as follows:

27. First and Second Finisher of a Car Race or First, Second and Third Winner of a Car Race

The player must predict the drivers who will be classified first and second or first, second and third in a car race, in the exact order or not, depending on the bet offered.

1. The ranking order shall be the one applicable during the award ceremony or, if for any reason the award ceremony does not take place, it shall be determined based on the announcement of the official results by the organizing authority. Following the award ceremony or the announcement of official results, no change in the result will be taken into consideration, which may indicatively be due to the disqualification of a driver leading to an ex-post change in ranking.

2. In case there are more than one winning combinations, then the odd for each one of them shall be divided by their number. In case that more than the anticipated selections win in any place(s), the winning selections shall derive following a combination, by two, of all finishers in the first two places or, by three, of all finishers in the first three places.

3. A driver is deemed to have participated in the race if he has acquired a grid position for the warm-up lap. Consequently, the odd offered to any bets accepted on a combination of drivers, one or more drivers of which, for any reason, did not participate in the race, shall be one (1.00).

4. In case of abandonment, postponement or interruption and non-completion of the race within 36 hours, unless otherwise stipulated in the Program, the odd offered to any prediction of the player regarding this bet shall be one (1.00).

14. Paragraph 42 of Chapter 2 - Special Terms "Bet Types" is added, as follows:

42. Winner (First) in a Road Race Other than Track and Field, Motor and Cycling Races

The player must predict the participant who will finish first in a race of this category.

1. OPAP S.A. shall announce the minimum number of participants required for the conduct of the aforementioned form of betting.

2. In case there are more than one subjects, then the odd for each one of them shall be divided by their number.

3. In case of abandonment, postponement or interruption of the race, the odd offered to any prediction of the player for the respective bet shall be one (1.00).

4. In case the participant included in the player's selection withdraws or is scratched, the price of the bet shall be refunded to the player. In case a participant who is not included in the player's selection withdraws or is scratched, the odds offered for selections made before the announcement of new odds remain valid, without prejudice to paragraph 19 of Chapter 2 - Special Terms "General Provisions".

15. Paragraph 43 of Chapter 2 - Special Terms "Bet Types" is added, as follows:

43. Winner/First or Second or Third In-the-money Participant in a Road Race Other Than Track and Field, Motor and Cycling Races

The player must predict if the participant of his/her choice will finish first or in-the-money, namely in the first, second or third place in a race of this category, namely in a place to which winnings correspond in the event of a correct prediction, in accordance with the terms of conduct of the relevant organizing authority.

1. The form of bet mentioned comprises a combination of two bets, of the "Winner" and of the "In-the-money", without having the possibility though to bet only on the latter, unless otherwise specified by OPAP S.A. In case the said form of bet mentioned consists of a combination of two bets, if the participant selected by the player finishes first, namely if he/she is proclaimed "Winner", the player shall receive the respective winnings both for the "Winner" and for the first in-the-money place. Respectively, if the participant selected by the player finishes in the second or third place, then he/she shall receive the respective winnings for the second or third in-the-money place.

2. OPAP S.A. shall announce the minimum number of participants required for the conduct of the aforementioned form of bet, as well as the number of in-the-money places and the odds thereof, namely the formula used to calculate the odds of the in-the-money places based on the net odd for the "Winner".

3. In case that more than one subjects dead heat in one or more places, which may increase the normally expected number of winning combinations, the odd offered to each one of the dead heaters exceeding the expected number of winning combinations shall be multiplied by a fraction, with its numerator being the total number of subjects to be considered winners, so that the normally expected number of winning combinations (payable events) is completed, and with its denominator being the total number of subjects dead heating in the same place who are exceeding the normally expected number of winners.

4. In case of abandonment, postponement or interruption of the race, the odd offered to any prediction of the player for the aforementioned form of bet shall be one (1.00).

5. In case the participant included in the player's selection withdraws or is scratched, the price of the bet shall be refunded to the player. In case a participant who is not included in the player's selection withdraws or is scratched, the odds offered for selections made before the announcement of new odds remain valid, without prejudice to paragraph 19 of Chapter 2 - Special Terms "General Provisions".

16. Paragraph 44 of Chapter 2 - Special Terms "Bet Types" is added, as follows:

44. First and Second in the Exact Order or Not, depending on the bet offered, in a Road Race Other Than Track and Field, Motor and Cycling Races

The player must predict the participants finishing first and second in the exact order or not, depending on the bet offered, in a race of this category.

1. OPAP S.A. shall announce the minimum number of participants required for the conduct of the aforementioned form of betting.

2. In case there are more than one winning combinations, then the odd for each one of them shall be divided by their number. In case more than one subjects finish first, then the selections of the player including any combination, by two, of the dead heaters win. In case more than one subjects finish second, then the selections of the player with any combination which includes the first finisher with one of the two dead heaters win.

3. In case of abandonment, postponement or interruption of the race, the odd offered to any prediction of the player for the aforementioned form of bet shall be one (1.00). In case the participant included in the player's selection withdraws or is scratched, the price of the bet shall be refunded to the player.

17. Paragraph 45 of Chapter 2 - Special Terms "Bet Types" is added, as follows:

45. First, Second and Third in the Exact Order in a Road Race Other Than Track and Field, Motor and Cycling Races

The player must predict the participants finishing first, second and third in the exact order in a race of this category.

1. OPAP S.A. shall announce the minimum number of participants required for the conduct of the aforementioned form of betting.

2. In case there are more than one winning combinations, then the odd for each one of them shall be divided by their number. In case of more than the anticipated selections win in any place(s), the winning selections shall derive following a combination, by three, of all finishers in the first three places.

3. In case of abandonment, postponement or interruption of the race, the odd offered to any prediction of the player for the aforementioned form of bet shall be one (1.00).

4. In case the participant included in the player's selection withdraws or is scratched, the combination which includes the said participant shall be turned into a bet of paragraph 44 in the exact order, while the rest combinations which do not include this participant shall remain valid.

#### Article 2 "Communication of the Regulation"

The provisions of the present decision, as well as the terms and conditions of conduct of Fixed-Odds Betting Games, which are specified by OPAP S.A. for every Fixed-Odds Betting Game, shall be communicated to the players in any appropriate way (Program, other means of players' information) and, as of their communication, they shall have regulatory effect.

#### Article 3 "Repealed Provisions"

1. Any provision that contravenes the provisions of the present Joint Ministerial Decision or that refers to matters regulated by the present shall be repealed. All provisions of the present decision shall be amended and supplemented similarly and shall apply as of their promulgation in the Government Gazette.

2. The present Regulation regards exclusively the category of games conducted by OPAP S.A. It does not regard the games conducted through slot machines or through the Internet.

#### Article 4 "Entry into Force"

The provisions of the present shall enter into force upon its promulgation in the Government Gazette, unless otherwise specified in the individual provisions thereof.

The present decision shall be promulgated in the Government Gazette.

Athens, March 8<sup>th</sup> 2011

THE MINISTERS

OF FINANCE  
**GEORGIOS PAPAKONSTANTINOU**

OF CULTURE AND TOURISM  
**PAVLOS GEROULANOS**