



APPLICATION FOR A GAMING HOUSE PREMISES LICENCE

AN APPLICANT FOR A LICENCE HAS NO RIGHT TO BE AWARDED A LICENCE. ALL LICENCES ISSUED BY THE GAMING BOARD FOR THE BAHAMAS ARE CONTINGENT ON THE ONGOING SUITABILITY FOR LICENSING OF THE PERSONS TO WHOM THEY ARE ISSUED. IN EVERY CASE, THE APPLICANT BEARS THE ONUS OF PROVING FULL COMPLIANCE WITH ALL APPLICABLE QUALIFICATION CRITERIA.

A Gaming House Premises Licence is required on which any combination of the business activities described in section 44(2)(a), (b) and (c) of the Gaming Act, 2014, is proposed to be conducted.

NOTE:

A gaming house premises licence –

- (a) shall relate to the premises in respect of which it is issued; and
- (b) shall entitle the holder of a gaming house operator licence, and no other person, to conduct the activities described in section 44(2)(a) – (c) on the licensed premises; and
- (c) may be applied for only in response to a formal invitation to apply for such licences, in the form of a Request for Proposal document issued by the Gaming Board for The Bahamas and advertised in the *Gazette*.

All references to “the Applicant” in this form shall be construed as references to the holder of – or applicant for – a gaming house operator licence which seeks to conduct the activities described in sections 44(2)(a) – (c) of the Act on the premises in respect of which this application is made.

APPLICANT FOR A GAMING HOUSE PREMISES LICENCE:

Registered name of business	
Trading name of business	
Date of completion of form	

All correspondence must be addressed to:

The Secretary
 Gaming Board for The Bahamas
 4th Floor, Centreville House
 2nd Terrace West & Collins Avenue
 Nassau, BAHAMAS

<p>For official use only</p> <p>GB Ref. No.: _____</p> <p>Insp. Sig.: _____</p>
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APPLICATION INSTRUCTIONS

- 1. Read these instructions and every question carefully before answering and follow any specific instruction which may be given in relation to certain questions.**
- 2. Answer every question in full. If you fail to answer any question, give incomplete answers or fail to submit all the additional information required, your application will be considered to be incomplete and may be rejected by the Board.**
- 3. If a question does not apply to you, write "N/A" (for "Not Applicable") in the space provided for the answer. If there is nothing to disclose in response to a particular question, write "None" in the space provided for the answer. If an alteration is made to an answer, sign in full next to the alteration.**
- 4. All answers on this form, except signatures, must be typed or **legibly printed in black ink**. On completion, each page of this form must be signed in full in the space provided at the bottom of each page.**
- 5. This application form must be completed by the person authorised thereto by the applicant company identified on the front page.** Return the completed form to the Secretary, Gaming Board for The Bahamas, Centreville House, 2nd Terrace West & Collins Avenue, Nassau, Bahamas.
- 6. The original completed application form and all the additional required information must be submitted to the Board (no copies of the original application or the supporting documentation are required to be submitted).**
- 7. If additional space is required to answer any question, please use additional pages, but be sure to indicate the number(s) of the question(s) you are answering on these additional pages and clearly cross reference the additional information with the relevant questions.**
- 8. All amounts must be reflected in **Bahamian Dollars**. When converting from a foreign currency to Bahamian Dollars or if documents are included which reflect foreign currencies, convert at or quote the applicable **exchange rate and the date of the rate of exchange**.**
- 9. If any details of the applicant, which are reflected in this application form, change before a licence has been issued by the Board, the Board must immediately be notified in writing.**
- 10. All dates must be in the format: **Day / Month / Year**.**

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DETAILS OF THE APPLICANT AND THE PROPOSED GAMING HOUSE PREMISES:

Registered name	
Registration number	
Trading name	
Principal activities	
Contact Person for this application:	
Title & Full Names	
Telephone & Fax Numbers	
E-mail address	
Physical address of the premises in respect of which this application is made:	
Street address	
City/Town & Island	
Postal/Zip code	
Telephone & Fax Numbers	
Trading name of the premises in respect of which this application is made:	

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2. PROXIMITY TO OTHER INSTITUTIONS OR FACILITIES:

Provide the following information regarding the proximity of the premises in respect of which application is made to other social institutions or facilities located 150 metres or less from the proposed gaming house premises:

TYPE OF INSTITUTION	NAME (AND STREET ADDRESS, IF APPLICABLE)	DISTANCE FROM PREMISES
Church		
School		
College		
Residential area		
Pension payment point		
Proximity to other gaming-related premises		

NOTE: If it has been necessary to complete the Table above, the applicant **MUST** submit, in conjunction with this application, and on separate pages, labelled as described in section 3, the following –

- (a) Documentary proof that an authorised representative of the social institution/facility has been notified of the proposed application and invited to submit comment in respect thereof, incorporating the written comment of such social institution/facility, and
- (b) A written motivation for the licensing of such premises, notwithstanding the proximity of such social institutions/facilities and/or the written comments provided in respect thereof, with reference to –
 - (i) The distance between the premises and the institution/facility in question;
 - (ii) The nature of the institution/facility;
 - (iii) The geographical location of the premises and surrounding land uses;
 - (iv) The nature of the comments submitted by the authorised representative of such institution/facility;

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- (v) Whether the premises is in direct line of sight of the social institution/facility in question and the existence of any natural/man-made barriers between the two;
- (vi) Any mitigating measures which may be implemented to address any of the written comments received, and
- (vii) Any other motivation considered relevant for the licensing of the premises in question.

3. COMMENT AND WRITTEN MOTIVATION IN RESPECT OF LICENSING OF PREMISES:

In respect of each of the premises itemised in 2 above, provide the further details referred to in the Table below (Each letter of consent must be clearly labelled Annexure 3.1, 3.2, etc. (i.e. following a numerical format) and each written motivation for the licensing of such premises must be clearly labelled 3.A, 3.B, etc. (i.e. following an alphabetical format) and accurately cross-referenced in Columns 2 and 4 of the Table below:

INSTITUTION NAME	CONSENT GIVEN?	LETTER OF CONSENT REFERENCE	MOTIVATION REFERENCE**
	YES/NO*		
	YES/NO*		
	YES/NO*		
	YES/NO*		
	YES/NO*		
	YES/NO*		
	YES/NO*		
	YES/NO*		
	YES/NO*		

* Delete whichever is not applicable.

** The motivation referred to in Column 4 of the Table above may be consolidated into a single document, labelled Annexure 3.A, provided that all comments furnished in respect of the application are dealt with individually therein.

4. TRADING HISTORY:

Provide the information stipulated below regarding the trading history of the proposed gaming house premises:

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Date of commencement of trading	
Nature of business activities	
Date(s) of & reasons for any interruption in trading over the last 5 years	
Number of existing employees	
Number of employees if licence is granted (if applicable, give reasons for any proposed increase in number of employees indicated here)	

5. SECURITY OF TENURE:

- 5.1.** If the Applicant is the owner of the premises, attach certified documentary proof to this effect as Annexure 5.1 to this application, OR
- 5.2.** Complete the Table below **ONLY** if the Applicant is **NOT** the lawful owner of the proposed gaming house premises:

DETAILS OF OWNER OF PREMISES:		
Name of Owner		
Address of Owner		
Contact Numbers	MOBILE PHONE:	LANDLINE:
E-mail address		
Nature of agreement between Applicant and owner of premises		
Commencement and termination date of agreement	COMMENCEMENT DATE:	TERMINATION DATE:

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5.3. Where it has been necessary to complete the Table under section 5.2 above, the following must be submitted in conjunction with this application –

- (i) a certified copy of the agreement of lease or similar contract evidencing that the Applicant enjoys security of tenure in respect of the premises, as Annexure 5.B to this application, and
- (ii) a written declaration completed and signed by the owner of the premises, confirming that he/she is aware of the application and has no objection to the use of the premises for the conduct of licensed gaming house operations, as Annexure 5.C to this application.

6. COMPLIANCE WITH TRANSITIONAL PROVISIONS OF THE GAMING ACT:

6.1. Did the premises remain operational during the transitional period provided for in section 85 of the Act?

Yes No

6.2. If the response to Question 6.1 is “Yes”, provide proof of compliance with the following requirements –

- (i) Payment, timeously and in full, of the gaming taxes payable under section 85(16)(b)(ii) of the Act, in respect of operations conducted on the premises with effect from 31 July 2014, to be attached as Annexure 6.2.A to this application, and
- (ii) Payment, timeously and in full, of the penalty in respect of the premises, required under section 85(16)(b)(iii) of the Act, to be attached as Annexure 6.2.B to this application.

6.3. If the response to Question 6.1 is “No”, provide the date of closure of the premises:
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AFFIDAVIT

I,, do hereby make oath and say that:

1. I am duly authorised to complete this application and to make this declaration on behalf of, the Applicant herein.
2. I am aware that the Board may refuse a licence to any applicant that supplies information to the Board which is false in any material respect or subject to any material omission.
3. The particulars contained herein are to the best of my knowledge and belief true and correct in every detail and I have fully disclosed all information required in completing this form.

SIGNATURE OF DEPONENT

DATE

I certify that:

This declaration was sworn to before me at, on this day of, 20.....

.....
NOTARY PUBLIC/COMMISSIONER OF OATHS

* Delete which is not applicable

Note: This affidavit must be accompanied by a Board resolution authorising the signatory to execute same.

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**AUTHORISATION FOR EXAMINATION AND RELEASE OF INFORMATION AND
INDEMNIFICATION**

TO: All courts, probation departments, employers, educational institutions, banks, financial and other institutions, tax collection authorities, law enforcement agencies, without exception both foreign and domestic and to whomsoever else this authorization may be duly presented.

AUTHORISATION

I, _____
(Surname)
(Other names)

(Address)

Date of Birth: _____ / _____ / _____ Personal Identity Number: _____

Nationality: _____ Passport Number: _____

Address for Tax Purposes: _____

Telephone: _____ E-mail _____

Applicant Entity (if authorising for an entity applicant): _____

Title, (if authorising for an entity applicant): _____

HEREBY AUTHORISE the Responsible Minister, the Secretary of the Gaming Board for The Bahamas the Commissioner of the Royal Bahamas Police Force or any person so designated in writing, pursuant to the provisions of the Gaming Act, 2014 (No. 40 of 2014) (hereinafter "the Act") (collectively the "Authorised Persons") -

1. to undertake any investigation concerning my eligibility qualification for a licence under the Act or, my suitability to be associated with a licence holder or applicant for a licence in terms of said Act;
2. on production of an original letter of authorisation, to inspect and obtain copies of:
 - (a) any credit report, other report, legal or personal information that has any bearing on my creditworthiness, credit history, credit standing or credit capacity;
 - (b) any loan information, cheque account records, savings deposit records, safe deposit box records, passbook records and bank statement sheets pertaining to me;
 - (c) any records relating to investigations of my activities conducted by any local or overseas police force, crime investigation agency, corporate regulatory agency or any gambling or casino regulatory body;
 - (d) any court records relating to any present or past civil or criminal court proceedings to which I am or was a party; and
 - (e) any other document, record or correspondence pertaining to me.

ACKNOWLEDGEMENT

I understand that as an applicant for, or holder of, a license under the Act that I am obligated to timely pay to the Gaming Board all background investigation and regulatory investigative costs associated with licensure under the Act.

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RELEASE

I hereby release, remise and forever discharge all Authorised Persons including the Responsible Minister, the Secretary of the Gaming Board for The Bahamas or any person so designated in writing, including the Commissioner of the Royal Bahamas Police Force or an Agent of the Gaming Board appointed pursuant to the Gaming Act, and any employee, member, subcontractor or representative of the Responsible Minister, the Secretary, the Royal Bahamas Police Force or an Agent, any source or person, including, but not limited to, law enforcement, criminal justice and regulatory agencies, from any damages, directly or indirectly, related to the request for or release of said information, any cause of action, suit, debt, judgment, execution, and/or other claims and demands whatsoever, known or unknown, in law or equity, that the undersigned ever had, now has, may have or claim to have against any or all of the entities or individuals receiving this Release Authorisation arising out of or by reason of the conduct of the investigation authorized herein or any action related to it. I hereby execute this Release with full authority to do so.

INDEMNIFICATION

I, with full authority to do so, hereby indemnify and hold harmless every Authorised Person, firm, company and/or government body including the Responsible Minister, the Secretary of the Gaming Board for The Bahamas or any person so designated in writing, including the Commissioner of the Royal Bahamas Police Force or an Agent of the Gaming Board appointed pursuant to the Act, and any employee, member, subcontractor or representative of the Responsible Minister, the Secretary, the Royal Bahamas Police Force or an Agent and any source or person to whom this Release Authorization is presented from and against all claims, damages, losses and expenses, including reasonable attorney's fees, arising out of or by reason of, compliance with this Release Authorization.

You are **HEREBY AUTHORISED** to release to any Authorised Person presenting this Authorisation, all the documents, reports, records and information requested by him/her. A photo-static or e-mail copy of this Release Authorisation is as effective and valid as the original.

This authorisation shall supersede and countermand any prior request or authorisation to the contrary. A certified copy of this authorisation will be considered as effective and as valid as the original.

Grantor Signature: _____

Grantor's Spouse's Signature: _____

(If the grantor of this Release Authorisation is married at the time of filing and the license application is being filed in an individual capacity rather than as a representative of an entity applicant the individual's spouse must execute this Release Authorisation.

IN WITNESS WHEREOF, I have executed this request at _____, on this _____ day of _____, 20_____.

SIGNATURE OF APPLICANT

SIGNED AND SWORN TO before me, _____, this _____ day of _____, 20_____.

NOTARY PUBLIC/COMMISSIONER OF OATHS

Note: This Authorisation must be accompanied by a Board resolution authorising the signatory to execute same.

AUTHORISED SIGNATURE