



**Kansspelautoriteit**

**Datum**

17 maart 2015

**Ons kenmerk**

8732 / 00.048.160

# Bijlage 2

De waarschuwingsbrief aan een online  
kansspelaanbieder van 28 augustus 2012



Gaming Authority

> Return address PO Box 298 2501 CG Den Haag

BY REGISTERED POST



**Gaming Authority**

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Date 28 August 2012  
Concerning In response to email dated August 14th

**Our reference**  
00.003.406

*Please quote date of letter  
and our ref. when replying. Do  
not raise more than one  
subject per letter.*

Dear,

On August 14th we received an email from [REDACTED] concerning our remark about the Dutch language on the website [REDACTED]. In response to that we wish to point out the following.

The adjustments you made concerning the Dutch language aren't sufficient enough to prevent your website from breaching one of our prioritisation criteria, namely the criterion 'Dutch language'.

If you wish to offer your website in the Dutch language to your Belgian customers, you will have to take the necessary measures to prevent that the Dutch language is accessible from the Netherlands, so as to ensure that you no longer meet (one of) the prioritisation criteria and to ensure that our focus will no longer be on your activities.

In our first letter we recommended you to make your website inaccessible for Dutch IP addresses, should you not succeed in taking the necessary measures to remove the Dutch language from your website or to change your .nl extension within the set term. You could also consider this at this moment. You may take other measures or make other adjustments, as long as your website doesn't meet (one of) our prioritisation criteria.

If you continue to meet one or more prioritisation criteria, the Gaming Authority will have to take enforcement measures.

Perhaps superfluously, we also wish to point out the following. Offerors of games of chance, which no longer meet (one of) our prioritisation criteria, are not legal because of this. This only means that, in the context of our prioritisation, these offerors will not be faced with our enforcement measures (as yet). As written in our first letter there may be reason(s) to adjust the prioritisation criteria, which will also apply to everyone offering games of chance, aimed at the Dutch market.

Only when a website is not aimed at the Dutch market, for example if that website is not available from an IP-address from the Netherlands and/or the offeror of that website doesn't accept Dutch customers (residing in the Netherlands), that website will not fall within the scope of the Dutch Betting and Gaming act.



We would like to be informed by you before September 12th 2012 whether you will take the necessary measures and that those measures are completed. We trust we have informed you sufficiently.

**Gaming Authority**

**Date**  
28 August 2012

**Our reference**  
00.003.406

Yours sincerely,  
Board of the Gaming Authority,

H.W. Kesler