
ALDERNEY GAMBLING CONTROL COMMISSION

CONDITION NOTICE

ISSUED TO ORINIC LIMITED

under regulation 36 of
the Alderney eGambling Regulations, 2009 ("**the Regulations**")

A regulatory hearing was convened in accordance with regulation 46 of the Regulations, the substance of which commenced on the 21st September 2011. Pursuant to regulation 50(1) of the Regulations, the Commissioners of the Alderney Gambling Control Commission ("**the Commissioners**") determined that a ground referred to in Section 12(1) of the Alderney eGambling Ordinance, 2009 ("**the Ordinance**") existed against Orinic Limited with registered office at Inchalla, Le Val, Alderney, GY9 3UL. The basis for finding that such a ground existed is set out in the Determination Notice dated 29th September 2011.

Pursuant to regulation 36 of the Regulations the Commissioners have the power under regulation 36 to attach a condition to an eGambling licence where the Alderney Gambling Control Commission ("**AGCC**") considers it "*necessary, expedient or desirable*". According to the evidence put before the Commissioners at the Regulatory Hearing, Orinic Limited is not currently trading. Due to the seriousness of the ground found against it, before it conducts trading, the Commissioners are of the opinion that it is essential that Orinic Limited satisfies the Executive Director of the Alderney Gambling Control Commission ("**the Executive**") that it complies with all of the requirements set out in the Ordinance and the Regulations, and that its internal control system and gambling equipment are satisfactory. The Commissioners therefore believe it is necessary and desirable for the following conditions to be attached to its licence -

- (a) Orinic Limited submits evidence from independent chartered accountants (approved by the Executive) to the Executive which demonstrates –

- (i) the licensee's solvency,
 - (ii) the accuracy of the licensee's financial reports and accounts, and
 - (iii) that sufficient funds are held in Orinic Limited's accounts to cover all balances held by it on behalf of customers,
- (b) Further to the submission of the evidence required under condition (a) to the Executive, the Commissioners are satisfied that Orinic Limited satisfies the requirements set out in condition (a)(i) to (a)(iii) inclusive,
- (c) Orinic Limited fully reviews (and where necessary revises) and submits its internal control system to the Executive for a complete re-evaluation by the Executive,
- (d) Further to the completion of the re-evaluation of the internal control system by the Executive referred to in condition (c), the Commissioners are satisfied that Orinic Limited's internal control system –
- (i) satisfies the requirements of the Ordinance and the Regulations,
 - (ii) is capable of providing satisfactory and effective control over the conduct of any form of eGambling that Orinic Limited proposes to operate, and
 - (iii) provides a safe and secure system for the conduct of eGambling,
- (e) Orinic Limited submits evidence to the Executive that gambling equipment used by it or any of its associates is technically and operationally capable of being –
- (i) utilised safely, securely and fairly, when taken both individually and collectively, in the conduct of any form of eGambling that Orinic Limited proposes to operate, and

- (ii) interrogated, and subjected to audit, by, or on behalf of, the AGCC, whether in accordance with monitoring conducted under regulation 249 of the Regulations or otherwise,
- (f) Further to the submission of the evidence required under condition (e) to the Executive, the Commissioners are satisfied that the gambling equipment satisfies the requirements set out in condition (e)(i) and (e)(ii),
- (g) Orinic Limited submits evidence to the Executive which demonstrates that it –
 - (i) has a satisfactory ownership and corporate structure, and
 - (ii) complies with all of the requirements set out in the Regulations and the Ordinance, and
- (h) Further to the submission of the evidence required under condition (g), the Commissioners are satisfied that Orinic Limited satisfies the requirements set out in condition g(i) and g(ii).

The attachment of the above conditions to Orinic Limited's Category 1 eGambling licence shall take effect from the date of this Condition Notice.

Orinic Limited's attention is drawn to regulation 37 of the Regulations which sets out the licensee's right to make written representations to the Commission within seven days of receipt of this Condition Notice.

Isabel Picornell, Jeremy Thompson
Commissioners of the Alderney Gambling Control Commission
29 September 2011