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## APPLICATION FOR THE RENEWAL OF A SUPPLIER 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.

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A Supplier Licence is required by every person who —

- (a) distributes any gaming device for use in The Bahamas;
- (b) in The Bahamas, maintains, alters, repairs (other than engaging in the routine maintenance, repair or alteration defined in section 47(3)(a) of the Act) or modifies a gaming device; or
- (c) otherwise directly supplies any gaming device to the holder of a licence issued under this Act, for use in The Bahamas.

**NOTE:**

Any applicant which on application for such licence or the renewal thereof and on payment of the prescribed fees, produces a current, valid licence, certificate or similar approval, authorizing any of the activities required for a supplier licence under the Act, issued by a regulatory authority situated in Nevada, New Jersey, Mississippi or Singapore, or such other regulatory authority as The Gaming Board for The Bahamas (“the Board”) may recognize for this purpose from time to time, shall not be required to undergo any investigation contemplated in the Act for the purposes of its application for such licence, but shall be deemed to qualify for a supplier licence under the Act. However, the information requested in this Application Form must nevertheless be duly supplied in full.

**APPLICANT FOR THE RENEWAL OF A SUPPLIER 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  
4<sup>th</sup> Floor, Centreville House  
2<sup>nd</sup> Terrace West & Collins Avenue  
Nassau, BAHAMAS

**For official use only**

GB Ref. No.: \_\_\_\_\_

Insp. Sig.: \_\_\_\_\_

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<b>FOR OFFICE USE ONLY</b>	<b>REFERENCE NUMBER</b>

### **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 of the Gaming Board for The Bahamas, 4<sup>th</sup> Floor, Centreville House, 2<sup>nd</sup> Terrace West & Collins Avenue, Nassau, The Bahamas.
- 6. The original completed application form and all the additional required information must be submitted to the Board.**
- 7. If additional space is required to answer any question, please use additional pages, indicating the number(s) of the question(s) you are answering on these additional pages and clearly cross referencing the additional information with the relevant questions.**
- 8. All amounts must be 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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**1. IDENTIFYING DETAILS OF APPLICANT:**

<b>Registered name</b>	
<b>Registration number</b>	
<b>Trading name</b>	
<b>Principal activities</b>	
<b>Contact Person for this application:</b>	
<b>Title &amp; Full Names</b>	
<b>Telephone &amp; Fax Numbers</b>	
<b>E-mail address(es)</b>	
<b>Principal business address of the applicant:</b>	
<b>Street address</b>	
<b>City/Town &amp; Province/State</b>	
<b>Postal/Zip code</b>	
<b>Country</b>	
<b>Telephone &amp; Fax Numbers</b>	
<b>Website address</b>	
<b>Mailing address</b>	
<b>City/Town &amp; Province/State</b>	
<b>Postal/Zip code</b>	
<b>Country</b>	
<b>Registered office of the applicant:</b>	
<b>Street address</b>	
<b>City/Town &amp; Province/State</b>	
<b>Postal/Zip code</b>	
<b>Country</b>	
<b>Telephone &amp; Fax Numbers</b>	

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**2. OTHER NAMES AND ADDRESSES OF THE APPLICANT:**

State all names under which and addresses from which the applicant has done business in the past year.


**3. DESCRIPTION OF THE APPLICANT ENTITY:**

Indicate what type of legal entity the applicant is (check with ✓):

Limited liability company	
Corporation	
Public unlisted company	
Public listed company	
Foreign listed company	
Foreign unlisted company	
Partnership	
Other (provide details)	

**4. DOCUMENTATION REQUIRED:**

**4.1** Submit certified true copies of all **Founding Documentation to which changes have been made during the past year** (*including but not limited to Memorandum & Articles of Association, Articles of Incorporation, Articles of Organization, Founding Document, Charter, Shareholders' Agreement, Partnership Agreement, Trust Deed, certificate(s) of legal name changes and all amendments thereto*).

**4.2** Submit a certified true copy of the **resolution by the Board of Directors or similar controlling body authorising the signatory hereto to sign the application documents on behalf of the applicant.**

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**5. COMPANY SHAREHOLDING:**

Share structure	No of shares authorised	No of shares issued	Par value per share	Premium at issue	Current market value	Classes*	Voting rights
Ordinary Shares							
Preference Shares							
Other (specify)							

Provide a certified true copy of the most recent share/securities register or indicate where it may be perused.

*\* Elaborate if there is more than one class of share with different voting rights.*

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**5.1** If the rights of shareholders of any class of shares may be modified other than by a vote, indicate this and explain briefly; and/or quote the relevant references thereto in documents attached:

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**6.2. Indirect shareholding** - list all the persons holding an indirect shareholding of 30% or more in the applicant below:

<b>FULL NAME OF HOLDER</b>	<b>ID/PASSPORT/REGISTRATION NO</b>	<b>NO. OF SHARES HELD</b>	<b>PERCENTAGE SHAREHOLDING</b>

**6.3.** List all the directors of the applicant below:

<b>FULL NAME</b>	<b>ID/PASSPORT NO</b>	<b>EXECUTIVE/NON-EXECUTIVE</b>	<b>NATIONALITY</b>	<b>SHAREHOLDER REPRESENTED</b>

**6.4.** List the executive management of the applicant below:

<b>FULL NAME</b>	<b>ID/PASSPORT NO</b>	<b>DESIGNATED POSITION</b>	<b>NATIONALITY</b>

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**7. DIAGRAMMATIC REPRESENTATION OF OWNERSHIP:**

If question 6 above indicates any entity as indirectly holding shares or any other ownership interest in the applicant, prepare a **diagrammatic flowchart** which illustrates the entire relationship of all the entities involved to the applicant as an attachment clearly labelled **“Question 7”**.

List all legal and natural persons, who each hold a direct or indirect financial interest of 30% or more in the applicant, clearly indicating the respective shareholdings in each entity, including the applicant. If the ultimate holding company of the applicant is a public company and no natural person controls 30% or more of the publicly traded shares, indicate this fact in a footnote to the flowchart.

**8. TERMS AND CONDITIONS:**

**8.1.** Indicate the terms on which shares are to be, and/or **during the past year** have been offered to the public or otherwise:

<b>SHAREHOLDING</b>	<b>TERMS</b>	<b>DATE</b>

**8.2.** Indicate the terms and conditions of all outstanding loans, mortgages, trust deeds, pledges or other indebtedness or obligations pertaining to the applicant are subject:

<b>OBLIGATION</b>	<b>AMOUNT</b>	<b>INTEREST</b>	<b>TERMS</b>

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**9. SHARE OPTIONS:**

**A.** Describe in detail any options existing in respect of shares and/or issued in the past year and/or planned to be issued by the applicant. The description must include the title and number of shares subject to the option, the reason/purpose of the option, the year during which the options have been or will be granted, the conditions under which the options have been or will be granted, the monetary consideration in respect of the option or the formula used to determine the value of the option, the terms under which option holders became, or will become, entitled to exercise the options, the period involved for exercising the options and the date of expiry of the options. For the purposes of this application, “option” means the right, warrant or option to subscribe to or purchase any shares issued by the company. (Continue on a separate page, clearly labelled “**Question 9**”, if there is insufficient space.)


**B.** Identify all persons holding the options described in **A** and complete the table below:

<b>Option holder</b>	<b>Relationship with applicant</b>	<b>No of shares to which option pertains</b>	<b>Market value at issue of option</b>	<b>Current market value</b>

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**10. FINANCIAL INSTITUTIONS:**

**10.1** Furnish the information below in respect of **all bank accounts currently held** with any financial institution, whether domestic or foreign, regardless of whether such account was held in the name of the applicant or a nominee of the applicant or was otherwise under the direct or indirect control of the applicant.

Name & street address of financial institution	Name of account holder	Type of account(s)	Account number	Period of time account held (from/to)

**Provide certified true copies of statements of all the accounts indicated above which will reflect all transactions for the past three months.**

**10.2** Furnish the information below in respect of **all bank accounts** at any financial institution, wheresoever located, held in the name of the applicant or a nominee of the applicant, which were **closed during the past year**.

Name & street address of financial institution	Name of account holder	Type of account(s)	Account number	Period of time account held (from/to)

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**11. SHARES HELD BY APPLICANT:**

Furnish the information below in respect of each company in which the applicant holds shares:

<b>INFO REQUIRED</b>	<b>ENTITY 1</b>	<b>ENTITY 2</b>	<b>ENTITY 3</b>	<b>ENTITY 4</b>
<b>Name of company</b>				
<b>Reg. no of company</b>				
<b>Type of shares held</b>				
<b>Purchase price of shares</b>				
<b>Number of shares held</b>				
<b>Date acquired</b>				
<b>Percentage Ownership held</b>				
<b>Current market value</b>				

**12. FINANCIAL INTERESTS HELD IN OTHER BUSINESSES, EXCLUDING SHARES:**

Describe below the nature and extent of any business interest other than shareholding, which the applicant has in any other businesses.

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**13. MANAGEMENT AND OTHER CONTRACTS:**

Furnish the information below in respect of all entities with whom the applicant has management or other contracts valued at \$100 000 or more, or from whom the company has received \$100 000 or more in goods or services in the **six months** preceding this application.

<b>Name of contractor/supplier</b>	<b>Street address &amp; telephone no</b>	<b>Goods/services supplied</b>	<b>Value of contract</b>	<b>Method of Payment</b>

**14. CRIMINAL AND RELATED HISTORY:**

This question requests information about any offences the applicant, its officers, owners, or subsidiaries may have committed or may have been charged with. Prior to answering this question, carefully study the definitions and instructions below.

**For the purposes of this application form: -**

**“Offence”** includes all crimes, felonies, misdemeanours, or criminal offences regardless of their classification, and includes offences in respect of which an admission of guilt fine was payable without an obligation to appear in court.

**“Charge”** includes any indictment, complaint, information, summons or other notice relating to the alleged commission of any offence.

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“Officer” includes all directors, executive management and trustees.

“Owner” includes all shareholders, members, partners, or other persons with a direct or indirect financial interest of 30% or more in the applicant.

Where an applicant has been charged, answer of “yes” must be given and all relevant information provided to the best of your ability, even if:

- the applicant did not commit the offence(s) with which it was charged;
- the charge was dismissed or withdrawn;
- the applicant was not convicted or
- the event(s) to which the charge(s) pertained occurred more than ten years ago.

If the records relating to the charges have been expunged by court order, answer “no” and attach a copy of the expunction order to this application, clearly labelling it “Attachment to Question 14”.

**14.1. OFFICIAL ENQUIRY:**

Has the applicant, its owners, officers or any of its subsidiaries (if a company) **in the past year** been subjected to an official enquiry by any regulatory body, government or provincial department, law enforcement agencies or gaming authorities?

Yes

No

If **yes**, provide details below:

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**14.2. INDICTMENTS, CHARGES AND CONVICTIONS:**

Has the applicant, its owners, officers or any of its subsidiaries **in the past year** been indicted, charged with or convicted of a criminal offence or been a party or named as an indicted co-accused or co-conspirator in any criminal proceeding in any jurisdiction?

Yes  No

If **yes**, complete the table below:

Case number	Nature of charge or complaint	Date	Name of law enforcement agency	Court involved	Outcome/ Sentence

**15. TRADE REGULATIONS AND SECURITIES JUDGMENTS:**

Has the applicant, its owners, officers or any of its subsidiaries (if the applicant is a company) **in the past year** had a judgment, consent, decree or consent order pertaining to a violation or alleged violation of trade regulations or securities Acts or similar Acts of any country, entered against it?

Yes  No

If **yes**, complete the table below:

Case number	Name of court or agency	Nature of judgement, decree or order	Date entered

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**16. INSOLVENCY PROCEEDINGS AND APPOINTED RECEIVER, AGENT OR TRUSTEE:**

**A.** Has the applicant, its owners, officers or any associated company had any application or petition under any provision of any insolvency or bankruptcy legislation filed by or against it **during the year preceding the date of this application?**

Yes  No

If **yes**, provide details below:

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**B.** Has the applicant, its owners, officers or any associated company sought relief under any provision of any insolvency or bankruptcy legislation **during the year preceding the date of this application?**

Yes  No

If **yes**, provide details below:

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**17. EXISTING LITIGATION:**

Is the applicant, any owner, officer or subsidiary currently involved in any litigation?

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Yes

No

If yes, on a **separate page under the above number and heading**, describe all existing civil litigation in which the applicant, owner, officer or subsidiary is currently involved with, in any jurisdiction. Exclude any case for monetary damages where the damages are not expected to exceed US \$100 000 or the equivalent thereof.

The description must include all the relevant details such as the title, case number, name and address of the court where the case is pending, the identity of all the parties, a summary of the charge and the general nature of all claims being made as well as the next date to appear in court.

**18. GAMING LICENCES:**

**18.1. Provide details below of all gaming-related licences **currently held**:**

LICENCE TYPE	ISSUING JURISDICTION	DATE GRANTED	EXPIRY DATE

*\* Provide certified true copies of all licences granted as well as the conditions attached to each licence.*

**18.2. Provide details below of all gaming-related licences **previously held but relinquished** in the past year:**

LICENCE TYPE	ISSUING JURISDICTION	DATE GRANTED	DATE TERMINATED	REASONS FOR TERMINATION

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**18.3.** Provide details below of all gaming-related licences **refused** in the past year:

<b>LICENCE TYPE</b>	<b>ISSUING JURISDICTION</b>	<b>DATE APPLIED FOR</b>	<b>DATE REFUSED</b>	<b>REASONS FOR REFUSAL</b>

**18.4.** Provide details below of all applications for gaming-related licences **currently pending**:

<b>LICENCE TYPE</b>	<b>ISSUING JURISDICTION</b>	<b>DATE APPLIED FOR</b>

**19. ATTACHMENTS (ALL DOCUMENTATION MUST BE SUPPLIED IN ENGLISH)**

The following documents must be appended to this application form:

**19.1. Audited financial statements of the applicant for the past year.**

**19.2. Annual reports of the owners of the applicant for the past year.**

**19.3. Management accounts following the last audited financial statements to present date.**

**19.4. Organisational chart**

Submit an updated organisational chart in respect of the applicant, which illustrates the organisational hierarchy and job descriptions with the names of all the incumbents, including all governance structures, e.g. audit and similar committees.

**20. TAX INFORMATION**

**20.1.** Complete the tax details in respect of the applicant requested below:

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<b>Income tax reference no, if applicable</b>	
<b>Tax authority name and location</b>	
<b>VAT reference number, if applicable</b>	
<b>Other tax liability reference no's (specify)</b>	

**20.2.** Has the applicant submitted its income tax and all other required returns to the relevant Authorities **for the year directly preceding the date of this application?**

Yes

No

If **yes**, and the applicant is a foreign company, furnish certified true copies of **tax** clearance certificates or the equivalent from the country of origin.

If **no**, give an explanation below.

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Documentation in respect of any extension granted by any Tax Authority must also be attached.

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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**

**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

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**AUTHORISED SIGNATURE**