

Malta Gaming Licence



KSi Malta is a tax, legal advisory and corporate services firm providing a wide range of services to both local and international clients.

For 45 years the firm has provided cost effective solutions and custom-made advice to hundreds of established clients worldwide. KSi Malta specialises in tax advice, and has several tax consultants assisting clients in this regard both in Malta and also on an international scale.

Currency

Euro €

Capital City

Valletta - UNESCO World Heritage Site & European Capital of Culture for 2018

Climate

Guaranteed 300 days of sunshine

Accessibility

Direct flights to and from all major cities in Europe and beyond. Mediterranean cruise liners regularly include Valletta as one of the ports on their itinerary

Languages

Maltese and English



Malta Gaming Licence

- Malta has become one of the top jurisdictions for the online gaming industry.
- Obtaining such licences requires an application to the Malta Gaming Authority (MGA).
- Licences are classified in three kinds
 - a) A gaming service licence which is a business to consumer (B2C) licence to offer or carry out a gaming service which include the operation of a gaming service; hosting and the operation of a gaming device or gaming system.
 - b) A critical gaming supply licence which is a business to business (B2B) licence to provide or carry out a critical gaming supply which may include the supply and management of material elements of a game or the supply of critical gaming software
 - c) Material Gaming supply certificate which is an optional certification (B2B) which an operator may request from the MGA which includes non-essential services provided to licence holders such as providing risk management services or provision of services relating to due diligence and identity verification.

Licence Types

Applicants applying for a gaming service licence or a critical gaming supply licence can offer one or more of the following game types:

Type 1:

Games of chance played against the house, the outcome of which is determined by a random generator, and shall include casino type games, including roulette, blackjack, baccarat, poker played against the house, lotteries, secondary lotteries, and virtual sports games; and/or

Type 2:

Games of chance played against the house, the outcome of which is not generated randomly, but is determined by the result of an event or competition extraneous to a game of chance, and whereby the operator manages his or her own risk by managing the odds offered to the player and/or

Type 3:

Games of chance not played against the house and wherein the operator is not exposed to gaming risk, but generates revenue by taking a commission or other charge based on the stakes of the prize, and shall include player versus player games such as poker, bingo, betting exchange, and other commission-based games; and/or

Type 4:

Controlled skill games such as fantasy sports.

Key Functionaries



Both B2C Licencees and B2B Licencees require certain key functionaries to operate. These include:

- CEO
- Management of the day-to-day gaming operations of the licensee
- The legal affairs of the licensee, including but not limited to contractual arrangements and dispute resolution;
- Adherence to applicable legislation relating to data protection and privacy;
- The technological affairs of the licensee, including but not limited to the management of the back-end and control system holding essential regulatory data;
- The network and information security of the licensee; and
- Internal audit.

Key functions may only be provided by natural person and persons who provide a key function shall be required to hold a certificate of approval issued by the Malta Gaming Authority

Licence Requirements



When applying for the said licence, the Malta Gaming Authority shall require the following:

- **Fit and Proper Testing:** At this stage, MGA conducts an in-depth due diligence on the individuals involved in the business to ensure that these people can actually carry out the obligations imposed under law.
- **Business Planning:** MGA conducts an in-depth analysis of the business plan of the applicant including the financial projections.
- **Legal Requirements:** MGA analyses the legal documents of the application to confirm whether the applicant has the operational and statutory requirements to meet the obligations prescribed by law and policy
- **Systems Review:** After the above is completed, MGA will inform the applicant and advise him to appoint a systems auditor to verify the live environment in the proposed application.
- **Compliance Review:** After going live, the licensee must go through a number of compliance audits of its operations performed by an approved Service Provider appointed by the Licensee

In 2004, Malta became the first EU Member State to enact comprehensive legislation on remote gaming, and industry stakeholders consider Malta as one of the foremost tried and tested jurisdictions in the world

Advisory Services



KSi Malta acts as a one-stop-shop, and thus, it offers numerous advisory services which prospective MGA licenced entities may require. These include the following:

- Company Formation Services
- Business Development
- Accounting Advisory Services
- Financial Planning
- Risk and Compliance
- General Data Protection Regulation Advice

KSi Malta Services



Accounting, Corporate and Personal Tax



Audit and Assurance



Aviation



Company Formation



Fintech



GAMING



Maritime



Legal



Payroll



Prospects and Financial Planning



Residency and Citizenship



Risk and Compliance



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