

|  |   |
|--|---|
| <b>Gaming devices with the possibility of winning - confirmation of the suitability of the place of installation</b> ..... | 2 |
| <b>Prerequisites</b> .....   | 3 |
| <b>Documents required</b> .....  | 3 |
| <b>Forms</b> .....   | 3 |
| <b>Fees</b> .....  | 3 |
| <b>Legal basis</b> .....   | 3 |
| <b>Average time to process request</b> .....   | 4 |
| <b>More information</b> .....  | 4 |
| <b>Responsible authorities</b> .....   | 4 |

# Gaming devices with the possibility of winning - confirmation of the suitability of the place of installation

Anyone wishing to set up commercial money and goods gambling machines must first obtain a permit from the competent authority for the commercial enterprise (see " More Information").

The equipment may only be set up at locations whose suitability has previously been confirmed in writing by the responsible authority for the place of installation. You need confirmation of suitability for each installation location. For the suitability of the place of installation, please note:

Money and goods gambling machines **may only** be set up in:

- Rooms of licensed restaurant establishments where beverages or prepared food are served for consumption on the spot. This does not apply to drinking halls, ice-cream parlours, dairy parlours and establishments in which the serving of food or drink plays only a minor role.
- in accommodation establishments,
- in gambling halls or similar enterprises, or
- in betting offices of licensed bookmakers, unless sports betting is brokered in the betting office.

Gambling machines **may not** be set up in:

- Establishments at public festivals, shooting festivals or similar events, fairs or special markets,
- establishments on sports grounds, in sports halls, dance schools, bathing establishments, sports or youth facilities or youth hostels as well as establishments which, by their nature or in fact, are predominantly frequented by children or young people,
- in restaurants not requiring a licence (e.g. in restaurants not serving alcohol).

By way of derogation from this, amusement machines may also be set up:

- at public festivals, shooting festivals or similar events, fairs or special markets,

In principle, a maximum of two money or goods gambling machines may be set up per establishment.

In gambling halls or similar enterprises where no alcoholic beverages are offered for consumption on the spot, a maximum of one gambling device may be set up per twelve square metres of floor space, but no more than eight gambling devices in total.

## Prerequisites

- **Suitable place of installation**

Gambling equipment may only be installed in locations that have been confirmed in writing by the responsible authority of the place where the equipment is to be installed.

- Gambling devices may only be set up in licensed pubs and restaurants, amusement arcades or similar enterprises or betting offices of licensed bookmakers.
- Gambling devices may also be set up at public festivals, shooting festivals or similar events, fairs or special markets.

- **Valid permit for installing gambling equipment with winning opportunities**

(<https://service.berlin.de/dienstleistung/327493/en/>)

- **Type approval**

(<https://service.berlin.de/dienstleistung/329637/>)

Only gaming devices with the possibility of winning may be set up if their type of construction has been approved by the Physikalisch-Technische Bundesanstalt.

## Documents required

- **Application for confirmation of the suitability of the installation location**

([https://www.berlin.de/formularverzeichnis/?formular=/ordnungsamt/stehend-es-gewerbe/\\_assets/mdb-f403050-wi204b\\_spiel\\_antrag\\_geeignetheitsbest\\_tigung\\_aufstellort\\_11\\_2014.pdf](https://www.berlin.de/formularverzeichnis/?formular=/ordnungsamt/stehend-es-gewerbe/_assets/mdb-f403050-wi204b_spiel_antrag_geeignetheitsbest_tigung_aufstellort_11_2014.pdf))

- **Ground plan**

Floor plan of the premises intended for installation (ideally on a 1:100 scale).

- **Proof of valid permission to set up gambling devices with the possibility of winning**

Proof to be provided by presenting the permission certificate or a copy thereof

## Forms

- **Application for confirmation of suitability of an installation location pursuant to § 33c section 3 sentence 1 of the Trade Regulations (GewO) - suitability confirmation -**

([https://www.berlin.de/formularverzeichnis/?formular=/ordnungsamt/stehend-es-gewerbe/\\_assets/mdb-f403050-wi204b\\_spiel\\_antrag\\_geeignetheitsbest\\_tigung\\_aufstellort\\_11\\_2014.pdf](https://www.berlin.de/formularverzeichnis/?formular=/ordnungsamt/stehend-es-gewerbe/_assets/mdb-f403050-wi204b_spiel_antrag_geeignetheitsbest_tigung_aufstellort_11_2014.pdf))

## Fees

EUR 43.97

## Legal basis

- **Trade Regulations (Gewerbeordnung (GewO)) § 33c**  
([https://www.gesetze-im-internet.de/gewo/\\_33c.html](https://www.gesetze-im-internet.de/gewo/_33c.html))
- **Gambling Ordinance (Spielverordnung (SpielV))**

(<https://www.gesetze-im-internet.de/spielv/>)

- **Berlin Gaming Hall Act (Spielhallengesetz Berlin (SpielhG Bln)) § 4 section 2**

(<https://gesetze.berlin.de/bsbe/document/jlr-SpielhGBEV1P4>)

- **Schedule of Administrative Fees (Verwaltungsgebührenordnung (VGebO))**

(<https://gesetze.berlin.de/perma?d=jlr-VwGebOBE2009V11Anlage>)

## Average time to process request

2 to 4 weeks

## More information

- **Gambling devices with the possibility of winning - applying for an installer's permit**

(<https://service.berlin.de/dienstleistung/327493/en/>)

- **Gaming devices with the possibility of winning - applying for type approval**

(<https://service.berlin.de/dienstleistung/329637/>)

- **Information about privacy**

([https://www.berlin.de/formularverzeichnis/?formular=/ordnungsamt/stehendes-gewerbe/\\_assets/merkblatt-dsgv.pdf](https://www.berlin.de/formularverzeichnis/?formular=/ordnungsamt/stehendes-gewerbe/_assets/merkblatt-dsgv.pdf))

## Responsible authorities

The application for suitability confirmation must be submitted to the Public Order Office that is responsible for the place of installation.