



**Memorandum of Understanding between
The Isle of Man Gambling Supervision Commission and
The Gambling Commission**

1. Introduction

- 1.1. This Memorandum of Understanding (“MoU”) establishes a proposed framework for cooperation and the broad principles of collaboration between the Isle of Man Gambling Supervision Commission (the “GSC”) and the Gambling Commission (the “Commission”), collectively referred to as “the parties” throughout this document.
- 1.2. The shared aims of those signing this MoU are to enable closer working between the parties to assist them in discharging their respective regulatory functions and duties.
- 1.3. This MoU is a statement of intent that does not give rise to legally binding obligations on the part of either the GSC or the Commission. The arrangements set out in this MoU are subject to what is permitted and required by law. The Parties have determined that they do not currently exchange sufficient quantities of information to warrant entering into a separate data sharing agreement. This position will be kept under regular review.

2. The role and function of the GSC

- 2.1 The Isle of Man GSC is an independent Statutory Board of the Isle of Man Government. The Board of the GSC comprises of independent members of the public appointed by the Isle of Man Treasury.
- 2.2 The GSC oversees the licensing and regulation of all online and land-based gambling operations on the Island and the licensing and regulating of the Isle of Man medicinal cannabis sector.
- 2.3 The GSC’s powers to licence and regulate specifically online gambling hosted by Isle of Man registered companies apart from spread betting, come from the Gambling Supervision Act 2010 (the “GSA”), the Online Gambling Regulation Act 2001 (“OGRA”), the Gambling (Anti-Money Laundering and Countering the Financing of Terrorism) Act 2018 (“AML/CFT”) and respective secondary legislation, collectively referred to as the (“Isle of Man Gambling Acts”).

2.4 A number of offences are provided for under the Gambling Acts, for which the GSC has the power to investigate and (if appropriate) instigate criminal proceedings as well as impose civil penalties.

2.5 In relation to the gambling sector, the GSC has three core regulatory objectives as set out in section 5 of the GSA, which are: -

- Ensuring that gambling is conducted in a fair and open way.
- Protecting children and other vulnerable persons from being harmed or exploited by gambling.
- Preventing gambling from being a source of crime or disorder; associated with crime or disorder; or used to support crime.

2.6 In support of these specific objectives, the key functions of the GSC are: -

- To issue new operating licenses under the various Isle of Man Gambling Acts to organisations and individuals who are providing facilities for gambling.
- To investigate the character and financial status of any person applying for or holding any licence or otherwise concerned with the operation of any online gambling conducted in the Island.
- To impose licence conditions on the provision and management of gambling facilities.
- To monitor compliance with the regulatory requirements of all licensees through its compliance work.
- To investigate breaches of licence conditions and take regulatory action where appropriate.
- To investigate and instigate criminal proceedings or impose civil penalties in response to illegal gambling and other offences committed under the Isle of Man Gambling Acts.

3. Functions and powers of the Gambling Commission

3.1 The Commission is an independent, non-departmental public body, sponsored by the Department for Culture, Media and Sport. Under the Gambling Act 2005 the Commission regulates all commercial gambling in Great Britain, apart from spread betting, in partnership with local Licensing Authorities. The Commission also has powers to prosecute criminal offences under the Gambling Act 2005.

3.2 The Commission has a statutory obligation to permit gambling insofar as it is consistent with the pursuit of the licensing objectives, which are to:

- prevent gambling from being a source of crime and disorder, being associated with crime and disorder or being used to support crime
- ensure that gambling is conducted in a fair and open way; and
- protect children and other vulnerable persons from being harmed or exploited by gambling.

4. Principles of cooperation

- 4.1 Subject to any legal restrictions on the disclosure of information (whether imposed by statute or otherwise) and at their discretion, the parties may:
- Communicate regularly to discuss matters of mutual interest (this may involve participating in multi-agency groups to address common issues and threats); and
 - Consult one another on any issues which might have significant implications for the other organisation.
- 4.2 The parties will comply with the general laws they are subject to, including, but not limited to, local data protection laws; the maintenance of any prescribed documentation and policies; and comply with any governance requirements in particular relating to security and retention, and process personal data in accordance with the statutory rights of individuals.

5. Duration and review of the MoU

- 5.1 The parties will monitor the operation of this MoU and will review it biennially.
- 5.2 Any issues arising in relation to this MoU will be notified to the key contact for each organisation as listed at paragraph 16.
- 5.3 Any changes to this MOU identified between reviews may be agreed in writing between the parties.
- 5.4 If information sharing is required a separate agreement will be agreed in writing between the parties
- 5.5 Either party may bring this MOU to an end by giving 30 days' notice in writing to the other party.
- 5.6 Any issues arising in relation to this MoU will be notified to the key contact for each organisation as listed at paragraph 16.

6. Publishing Information on our website

- 6.1 As part of the parties' commitment to transparency, the details of this MoU such as the name of the organisations and the date the MoU was signed may be published on each party's website.
- 6.2 If either party has any objections to the publication of this MoU, please inform the key person detailed below at paragraph 16.

7. Key contacts

7.1 The parties have both identified a key person who is responsible for managing this MoU:

Isle of Man Gambling Supervision Committee

The Data Protection Officer

Telephone: +44 (0) 1624 698322

Email - DPO-GSC@gov.im

The Gambling Commission

██████████ Executive Director of Research and Policy

7.2 Those individuals will maintain an open dialogue between each other in order to ensure that the MoU remains effective and fit for purpose. They will also seek to identify any difficulties in the working relationship, and proactively seek to minimise the same.

8. Signatures

The duly authorised representatives of the parties whose signature appears below sign this MoU.

On behalf of Isle of Man Gambling Supervision Committee being duly authorised:

Mark Rutherford in his capacity as the Chief Executive Officer

Signature: ██████████

Date:

7th January 2025

On behalf of Gambling Commission being duly authorised:

Andrew Rhodes in his capacity as the Chief Executive Officer

Signature: ██████████

Date:

21 January 2025