

## Formal Warning

### under section 64A of the *Interactive Gambling Act 2001*

**To:** Versus Odds B.V.

**Of:** c/o Xecutive Corporate Management B.V.  
Fransche Bloemweg 4  
Curacao

**Attention:** [REDACTED]

I, Rochelle Zurnamer, delegate of the Australian Communications and Media Authority (ACMA), being satisfied that Versus Odds B.V., has contravened subsection 15(2A) of the *Interactive Gambling Act 2001* (the IGA):

HEREBY issue Versus Odds B.V. a formal warning under section 64A of the IGA, for one or more contraventions of subsection 15(2A) of the IGA, being a civil penalty provision.

#### Details of the contravention/s

##### *Obligations under the IGA*

1. Subsection 15(2A) of the IGA provides that:  
A person must not provide a prohibited interactive gambling service that has an Australian customer link (see section 8).
2. A 'prohibited interactive gambling service' is defined in section 5 of the IGA and 'gambling service' is defined in section 4 of the IGA. Under section 8 of the IGA, a gambling service has an Australian-customer link if, and only if, any or all of the customers of the service are physically present in Australia.

##### *Investigation*

1. Under section 21 of the IGA, on 30 September 2021, the ACMA commenced an investigation into whether the Pokies Parlour service is a prohibited interactive gambling service with an Australian-customer link provided in contravention of subsection 15(2A) of the IGA.
2. During the period of the investigation the Pokies Parlour service was available via the URL <https://www.pokiesparlour.com>.
3. Versus Odds B.V. is a provider of the Pokies Parlour service.

##### *Contravention of subsection 15(2A) of the IGA*

4. The Pokies Parlour service offered 'gambling services', including casino-style games of chance or mixed chance and skill, played for money where the customer gave consideration to play the game (paragraph (e) of the definition of 'gambling service' in section 4 of the IGA).

5. The gambling services were provided in the course of carrying on a business and were provided to customers using an internet carriage service (section 5 and paragraph 8E(1)(i)-(j)) of the IGA.
6. The Pokies Parlour had an Australian customer-link. (section 8 of the IGA).
7. The ACMA found that, as the provider of the Pokies Parlour, Versus Odds B.V. has contravened subsection 15(2A) of the IGA by providing prohibited interactive gambling services to customers physically present in Australia.

Dated this 7 March 2022



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**Rochelle Zurnamer**  
**Delegate of the Australian Communications and Media Authority**