Australian Government | acma

Formal Warning

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

To: [redacted]

Of: Khreschatyk Street, Kyiv, 02000, Ukraine

[redacted]@outlook.com

I, [redacted], delegate of the Australian Communications and Media Authority (ACMA), being satisfied that you have contravened subsections 15(2A) and 15AA(3) of the *Interactive Gambling Act 2001* (the **IGA**) by operation of subsection 92(2) of the *Regulatory Powers (Standard Provisions) Act 2014* (the **RPA**):

HEREBY issue you a formal warning under section 64A of the IGA, for one or more contraventions of subsections 15(2A) and 15AA(3) of the IGA, being civil penalty provisions.

Details of the contraventions

Obligations under the IGA and RPA

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.
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.
3. Subsection 5(3) of the IGA lists services that are not prohibited interactive gambling services, including an excluded wagering service (paragraph 5(3)(aa)).
4. An 'excluded wagering service' is defined in section 8A of the IGA and includes betting on a sporting event except to the extent it is an in-play betting service (subsection 8A(3) of the IGA).
5. An excluded wagering service is a kind of regulated interactive gambling service (as defined in section 8E of the IGA).
6. Subsection 15AA(3) of the IGA provides that:

   A person must not provide a particular kind of regulated interactive gambling service if:

   (a) the service has an Australian customer link (see section 8); and

   (b) the person does not hold a licence (however described) under a law of a State or Territory that authorises the provision of that kind of service in the State or Territory.
7. 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.
8. Subsection 64B(1) of the IGA provides that each civil penalty provision under the IGA is enforceable under Part 4 of the *Regulatory Powers (Standard Provisions) Act 2014* (the RPA). Paragraph 92(1)(d) of the RPA provides that a person must not 'be in any

way, directly or indirectly, knowingly concerned in, or party to, a contravention of a civil penalty provision'.

9. Under subsection 92(2) of the RPA, an ancillary who contravenes subsection 92(1) in relation to a civil penalty provision is taken to have contravened the relevant civil penalty provision.

Investigation

10. Under section 21 of the IGA, on 6 July 2026, the ACMA commenced an investigation into whether the service at https://sportbackstown.com was an ancillary to the provision of prohibited interactive gambling services and unlicensed regulated interactive gambling services in contravention of the IGA by operation of section 92 of the RPA.
11. During the period of the investigation the service was available via the URL https://sportbackstown.com.
12. You are the provider of the service at https://sportbackstown.com.

Contravention of subsections 15(2A) and 15AA(3) of the IGA

13. The ACMA has previously found that the WinSpirit service is a prohibited interactive gambling service and an unlicensed regulated interactive gambling service that has an Australian-customer link (prohibited services), which are provided in breach of subsections 15(2A) and 15AA(3) of the IGA.
14. The service at https://sportbackstown.com provides links that are intentionally aimed at enabling customers to access and play on the prohibited services, including customers from Australia. By providing links on its website to the prohibited services, the service at https://sportbackstown.com assists the prohibited services to sign up Australian consumers to their gambling services.
15. The ACMA is satisfied that you, as the provider of the service, had actual knowledge of the essential matters constituting the contravention of subsections 15(2A) and 15AA(3) of the IGA by the prohibited services. Consequently, you are knowingly concerned in and are an intentional participant in, the contravention of subsections 15(2A) and 15AA(3) of the IGA.

Dated this 9 September 2026.

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[redacted]

Delegate of the Australian Communications and Media Authority