

99050028005000, 99050028005000

Gaming arcade license

Heruntergeladen am 06.07.2025

<https://fimportal.de/xzufi-services/8665585/L100040>

Modul	Sachverhalt
Leistungsschlüssel	99050028005000, 99050028005000
Leistungsbezeichnung I	Gaming arcade license
Leistungsbezeichnung II	
Typisierung	2/3 - Bund: Regelung (2 oder 3), Land/Kommune: Vollzug
Quellredaktion	Niedersachsen
Freigabestatus Katalog	unbestimmter Freigabestatus
Freigabestatus Bibliothek	unbestimmter Freigabestatus
Begriffe im Kontext	
Leistungstyp	
Leistungsgruppierung	
Verrichtungskennung	
SDG-Informationsbereich	
Lagen Portalverbund	Anmeldepflichten (2010100), Erlaubnisse und Genehmigungen (2010400)
Einheitlicher Ansprechpartner	Nein

Modul	Sachverhalt
Fachlich freigegeben am	09.05.2024
Fachlich freigegeben durch	Lower Saxony Ministry of Economics, Labor and Transport
Handlungsgrundlage	https://voris.wolterskluwer-online.de/browse/document/4e71e063-2c4b-33bc-a611-f74af572a940 https://voris.wolterskluwer-online.de/browse/document/4e71e063-2c4b-33bc-a611-f74af572a940
Teaser	
Volltext	<p>Anyone wishing to set up and operate a gaming arcade requires a permit from the competent authority in accordance with Section 2 (1) sentence 1 of the Lower Saxony Gaming Arcades Act (NSpielhG).</p> <p>As these permits may only be issued for a limited period of time (up to 10 years), a new permit is required in accordance with Section 2 (3) in conjunction with Section 2 (1) NSpielhG. Para. 1 NSpielhG.</p> <p>Pursuant to Section 2 (1) sentence 2 NSpielhG, these licenses also apply as a license pursuant to Section 24 (1) of the Interstate Treaty on Gambling 2021 (GlüStV 2021).</p>
Erforderliche Unterlagen	<ul style="list-style-type: none"> • Certificate of good conduct • Information from the central trade register • Clearance certificate from the tax office • Information from the debtor register • Floor plan for the premises for the commercial operation of a gaming arcade (in 3 to 5 copies) • Calculation of usable floor space • in the case of a new establishment: License for use or building permit • Social concept outlining the measures to be taken to prevent or eliminate the socially harmful effects of gambling on gaming machines (see Section 6 of the Interstate Treaty on Gambling (GlüStV) in conjunction with the annex "Guidelines on preventing and combating gambling addiction" to the GlüStV"). <p>The competent authority may request further</p>

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documents in individual cases. In the case of traders from another EU member state or an EEA member state, documents issued in the country of origin may be used to prove that the trader meets the requirements regarding reliability and orderly financial circumstances.

<https://voris.wolterskluwer-online.de/browse/document/cite/abf097f6-2ed6-3727-8c3d-6f8536f7aa5c>

https://www.mi.niedersachsen.de/startseite/themen/allgemeine_angelegenheiten_des_innenen/glucksspiel/glucksspiel-209996.html

<https://voris.wolterskluwer-online.de/browse/document/cite/abf097f6-2ed6-3727-8c3d-6f8536f7aa5c>

https://www.mi.niedersachsen.de/startseite/themen/allgemeine_angelegenheiten_des_innenen/glucksspiel/glucksspiel-209996.html

Voraussetzungen

- Identity card or a comparable identity document
- Certificate of good conduct
- Information from the central trade register
- Clearance certificate from the tax office
- Information from the debtor register
- For legal entities: Power of representation, if applicable Extract from the commercial or association register
- Floor plan for the premises for the commercial operation of a gaming arcade (in 3 to 5 copies)
- Calculation of usable floor space
- For new establishments: Usage permit or building permit
- Certificate according to § 5 NSpielhG
- Proof of expertise in accordance with Section 7 (9) NSpielhG for the applicant or for a person responsible for the management of the gaming arcade

The competent authority may request further documents in individual cases. In the case of traders from another EU member state or an EEA member state, documents issued in the country of origin may be used to prove that the requirements regarding the trader's reliability and orderly financial circumstances are met.

Permission for a gaming arcade is excluded if

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- the gaming arcade for which the permit is being applied for does not maintain the minimum distance of 100 meters from a neighboring gaming arcade that is permitted to operate or the minimum distance stipulated by a municipal ordinance,
- the gaming arcade for which the permit is applied for is to be operated in structural association with another gaming arcade,
- a betting agency is permitted to operate in the building or building complex in accordance with Section 8 NGLüSpG,

the operation of the gaming arcade for which the permit is applied for would run counter to the aim and purpose of Section 1 GlüStV 2021

Kosten

Gebühr: 4.000€ - 20.000€
 Fees are charged in accordance with Annex 1 to Section 1 (1) of the General Fee Regulations of the State of Lower Saxony (AllGO) in accordance with No. 40.1.10 and No. 57.1.7.1.

Verfahrensablauf

Gambling halls are subject to a prohibition of operation with a reservation of permission. This means that the operation of an amusement arcade may only begin once permission has been granted following a written application for permission. It is therefore strongly recommended that applications are submitted as early as possible.

Bearbeitungsdauer

Frist

Holders of valid licenses may apply for a follow-up license for the affected establishment at the earliest two years before the previous license expires. The same applies if a permit application is submitted for a gaming hall that does not maintain the prescribed minimum distance to a permitted gaming hall or would be structurally connected to a permitted gaming hall (Section 2 (3) NSpielhG). Otherwise (e.g. for start-ups) there are no application deadlines.

weiterführende Informationen

Hinweise

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Rechtsbehelf	<p>If the addressee (usually the applicant) has legal doubts or concerns about the decision on the permit or details thereof, these can be reviewed by the competent administrative court by way of an action to enforce or contest the decision, depending on its legal nature. In Lower Saxony, Section 80 of the Lower Saxony Judiciary Act does not provide for preliminary proceedings. Therefore, no objection is permitted; instead, an administrative court action must be brought directly.</p>
Kurztext	<p>Anyone wishing to set up and operate an amusement arcade requires a permit from the competent authority.</p>
Ansprechpunkt	<p>Responsibility lies with the district, the independent city, the large independent city and the independent municipality.</p> <p>This procedure can also be handled by a "single point of contact". The "Single Point of Contact" is a special service offered by the municipalities and the state for service providers.</p> <p>https://service.niedersachsen.de/dlp/ea https://service.niedersachsen.de/dlp/ea</p>
Zuständige Stelle	<p>Responsible for processing the application is in accordance with § 1 para. 1 sentence 1 in conjunction with No. 1 of the Annex to Section 1 (1) of the ZustVO-Wirtschaft is the trade office of the district, independent city, large independent city or independent municipality in whose area a gaming arcade is to be operated.</p>
Formulare	<ul style="list-style-type: none"> • Forms: none • Written form required: no • Personal appearance at the time of application may be required, personal collection is not necessary. <p>Online procedure possible: yes</p>
Ursprungsportal	<p>Spielhallen Erlaubnis, Gaming arcade license</p>