



# REPUBLIC OF SAN MARINO

Delegated Decree no. 2 of 10 January 2007

**We the Captains Regent  
of the Most Serene Republic of San Marino**

*Having regard to Article 6, last paragraph of Law no. 143 of 27 December 2006;  
Having regard to Congress of State Decision no. 8, adopted during its sitting of 8 January 2007;  
Having regard to Article 5, paragraph 3 of Constitutional Law no. 185/2005 and to Articles 8 and 10, paragraph 2 of Qualified Law no. 186/2005;  
Promulgate and order the publication of the following Delegated Decree:*

**PROVISIONS ON THE INCOMPATIBILITIES AND REMUNERATION OF THE  
MEMBERS OF GOVERNING COUNCIL OF THE PUBLIC INSTITUTION FOR GAMING  
ACTIVITIES**

**Art.1**  
*(Definitions)*

1. For the purposes of this Delegated Decree, the following definitions shall apply:
  - a) Law: Law no. 143 of 27 December 2006;
  - b) ESG: Public Institution for Gaming Activities

**Art.2**  
*(Incompatibilities)*

1. The position of member of the ESG Governing Council shall not be held by the following persons:
  - a) members of the Great and General Council and Congress of State;
  - b) magistrates;
  - c) members of Police Corps;
  - d) spouses, blood relatives or relatives by affinity up to the fourth degree of the directors of the private law company which is entrusted with the management of the premises and operating structures where the gaming activities are carried out pursuant to Article 5 of Law no. 143 of 27 December 2006;
  - e) persons who have interests in conflict with the functions assigned by law to ESG.
2. The position of member of the ESG Governing Council shall not be held by those who:
  - a) have been convicted by a judgement, even if not final, for intentional crimes committed in the last fifteen years;
  - b) are subject to insolvency proceedings, whether in progress or concluded for less than five years;
  - c) have been subject to disqualification or sanctions issued by supervisory authorities in relation to Gaming Activities in the last fifteen years.
3. The incompatibility of a member of the Governing Council shall determine his immediate removal from office; in this case, the Great and General Council shall appoint, in application of the criteria set forth in paragraph 2 of Article 6 of this Law, a new member, who shall remain in office until the expiration of the term of office of the Governing Council.

**Art.3**  
*(Remuneration)*

1. The remuneration of each member of the ESG Governing Council shall be established as follows:
  - a) four hundred euro a month;
  - b) a hundred and fifty euro for each meeting of the Governing Council, up to a maximum of fifteen meetings for each quarter.
2. In addition to the remuneration referred to in paragraph 1, during the first six months of operation of the ESG, each member of the Governing Council shall be entitled to an extraordinary allowance of seven hundred euro per month for the preparation of the measures necessary to start the activities of the Institution.
3. The remuneration referred to in this Article shall be reduced by fifty percent if the member of the Governing Council is a public employee or a retired person.

*Done at Our Residence, on 10 January 2007/1706 since the Foundation of the Republic*

THE CAPTAINS REGENT  
*Antonio Carattoni - Roberto Giorgetti*

THE MINISTER OF  
INTERNAL AFFAIRS  
*Valeria Ciavatta*