

IN THE MATTER of the Gambling Act 2003

AND on a proposal by Gambling Commission to revoke condition 9 of the venue licence held by **CHRISTCHURCH CASINOS LIMITED** and specify a new condition in substitution

BEFORE THE GAMBLING COMMISSION

Members: P Chin (Chief Gambling Commissioner)
M M Lythe
P J Stanley
G L Reeves
M J Richardson

Date of Proposal: 21 August 2009

Date of Decision: 11 September 2009

Date of Notification of Decision: 18 September 2009

DECISION ON A PROPOSAL BY GAMBLING COMMISSION TO REVOKE CONDITION 9 OF THE VENUE LICENCE HELD BY CHRISTCHURCH CASINOS LIMITED AND SPECIFY A NEW CONDITION IN SUBSTITUTION

Introduction

1. In August 2009, the Commission resolved to consider a proposal, on its own initiative, under condition 139 of the Gambling Act 2003 (the "Act"), to revoke condition 9 of the venue licence held by Christchurch Casinos Limited ("CCL") and specify, in substitution, a new condition 9. Condition 9 currently provides as follows:

9. The Gambling Area within the Casino Venue comprises the areas specified in plans approved by the Authority dated 30 May 2002.

2. Proposed condition 9 is as follows:

9. The Gambling Area within the Casino Venue comprises the areas specified in plans approved by the Commission dated 22 September 2008.

3. The Commission is required, under section 140 of the Act, to notify CCL, the Secretary for Internal Affairs (the "Secretary") and other potentially affected persons of the proposed changes. The Commission notified CCL and the Secretary, no other potentially affected persons being identified.

Submissions by CCL

4. CCL had no concerns with the Commission's proposal.

The Secretary's submissions

5. The Secretary had no concerns with the Commission's proposal.

Analysis

6. The reason for the Commission's proposal was that condition 9 provides that the Gambling Area within the casino comprises the area specified in plans approved by the Casino Control Authority dated 30 May 2002. That approval has, however, been superseded by decision GC17/08 which provides that CCL's Gambling Area comprises the area specified in plans dated 22 September 2008. Condition 9 of CCL's venue licence was not been amended to reflect decision GC17/08, and should be.

Decision of the Commission

7. The Commission decided to revoke :
- (a) revoke condition 9 of CCL's venue licence; and
 - (b) specify, in substitution, a new condition 9 as follows:

The Gambling Area within the Casino Venue comprises the areas specified in plans approved by the Commission dated 22 September 2008.

Right of Appeal

8. Pursuant to section 235 of the Act, a person affected by this decision may appeal that decision to the High Court. An appeal must be made within 15 working days of the date of notice of the Commission's decision, or any longer period that the High Court may

**GAMBLING
COMMISSION**

Peter Chin
Chief Gambling Commissioner

for and on behalf of the
Gambling Commission

18 September 2009