

**DECISION UNDER DELEGATED AUTHORITY ON AN APPLICATION
BY SKYCITY HAMILTON LIMITED FOR APPROVAL OF CONSTRUCTION AND DESIGN
CHANGES, AND BY SKYCITY CASINO MANAGEMENT LIMITED FOR APPROVAL
OF A NEW FLOOR PLAN FOR THE HAMILTON CASINO**

Date of Decision: 7 September 2020

1. On 4 September 2020, SKYCITY Hamilton Limited (“SHL”) applied, pursuant to conditions 6 and 7 of its venue licence, for approval of construction and design changes at the Hamilton casino, and SKYCITY Casino Management Limited (“SCML”) applied, pursuant to conditions 11 and 12 of its operator’s licence for the Hamilton casino, for approval of a new floor plan, “2020 HAM 004”.

2. Conditions 6 and 7 of SHL’s venue licence for the Hamilton casino provide as follows:

6. The Licence Holder must obtain the approval of the Commission prior to:

- (a) construction or design changes to Levels B1 and 1 of the Casino Venue, including the Gambling Area;
- (b) the construction or relocation outside the Gambling Area and within the Casino Venue of bank facilities available to the public excluding ATMs, EFTPOS and like devices;
- (c) the addition or alteration of signage relating to the casino business on the exterior of the Casino Venue or on or around the building within which it is located.

The process by which the Licence Holder may obtain approval for construction or design changes to Levels B1 and 1 of the Casino Venue (6(a) above) is set out in condition 7. The Commission will determine any application for approval under 6(b). The Executive Director may approve the addition or alteration of signage relating to the casino business on the exterior of the Casino Venue or on or around the building within which it is located (paragraph (c) above) if he/she is satisfied the proposed changes will have no potentially adverse effects. If he/she is not so satisfied, the proposed changes must be referred to the Commission for a decision on approval.

7. The Licence Holder must notify the Executive Director of any proposed changes to the construction or design of Levels B1 and 1 of the Casino Venue. Notification must be accompanied by relevant drawings and an assessment of any impacts the alterations may have on:

- (a) the integrity and fairness of games;
- (b) the effectiveness of security and surveillance;
- (c) harm prevention, harm minimisation and responsible gambling;
- (d) potential access to the Gambling Area by persons under 20 years of age; and
- (e) compliance by any person with the Act, including section 11.

The Executive Director may approve the proposed changes to the construction or design if he or she is satisfied that there are no adverse impacts in relation to the matters specified in (a)-(e) above. If the Executive

Director is not satisfied, he or she will refer the proposal to the Commission for determination.

3. Conditions 11 and 12 of SCML's operator's licence for the Hamilton casino provide as follows:

11. The Licence Holder shall operate in accordance with approved floor layouts showing the position of gaming tables and gaming machines.
12. The Licence Holder shall obtain the approval of the Commission for new floor plans prior to relocating or installing tables or machines in positions not specified in approved floor layouts. When applying, the Licence Holder must submit fresh plans showing the floor layout for the Gambling Area and details of the proposed CCTV layout for the consideration of the Commission. Any changes must comply with the Surveillance Standard. The Executive Director and a single Gambling Commissioner may approve the new floor plans if they are satisfied that the floor layout has no potentially adverse effects. If they are not so satisfied, the proposed floor plan must be referred to the Commission for a decision on approval.

4. SHL and SCML submitted as follows:

Construction and design changes

- (a) It wants to remove and reposition existing walls in the current VIP area to create a smaller VIP Room. This will create an open space on the MGF, where it wants to install a small stage area.
- (b) The new feature will have no adverse impact on the matters set out in condition 7.

Floor plan

- (c) It is currently reliant on plan "2020 HAM 003 TEMP" whilst remedial works are being carried out in the ceiling area. It will revert to plan "2020 HAM 003" once the works are completed.
- (d) As a consequence of the proposed construction and design changes it wants to change the placement of gaming product in both the VIP Room and the MGF, as follows:
 - Install 28 EGMs and reconfigure the banks and layout
 - Remove 3 EGMs
 - Remove 3 Tables
 - Install 2 Tables
 - Install 12 ATG terminals and reconfigure the layout
 - Reconfigure banks
 - Install 12 ATG and reconfiguration of the layout
 - Install 11 EGMs
- (e) The proposed changes are in comparison to plan "2020 HAM 003". If approved, floor plan "2020 HAM 004" will replace plan "2020 HAM 003". It wants to transition

to plan "2020 HAM 004" at such time that the construction work will commence, which is expected to be late September and take 4-6 weeks.

- (f) At all times, the number of EGMs and gaming tables will comply with the requirements of its licence conditions.

Decision

8. The Commission was satisfied that the proposed construction and design changes would not adversely impact upon any of the matters set out in condition 7. The construction and design changes proposed are approved by the Executive Director under delegated authority, pursuant to conditions 6 and 7 of SHL's venue licence. The construction and design changes are to be generally in accordance with the application.
9. The floor plan proposal raises no issues of regulatory concern for the Commission. Accordingly, plan "2020 HAM 004" (**attached**) is approved by the Chief Gambling Commissioner and the Executive Director under delegated authority, pursuant to conditions 11 and 12 of SCML's operator's licence, for the Hamilton casino.
10. Once SCML is reliant on plan "2020 HAM 004", plan "2020 HAM 003" will cease to be valid.



Lisa Hansen
Chief Gambling Commissioner
Gambling Commission



Blair Cairncross
Executive Director
Gambling Commission

7 September 2020



