

**DECISION UNDER DELEGATED AUTHORITY ON AN APPLICATION
BY DUNEDIN CASINOS MANAGEMENT LIMITED FOR APPROVAL OF
CONSTRUCTION AND DESIGN CHANGES TO THE DUNEDIN CASINO**

Date of Decision: 10 September 2021

1. On 10 September 2021, Dunedin Casinos Limited (“**DCL**”) applied, pursuant to conditions 6 and 7 of its venue licence, for approval of construction and design changes to the Dunedin Casino. DCL sought Commission approval to install temporary hoardings.
2. Conditions 6 and 7 provide as follows:
 6. The Licence Holder must obtain the approval of the Commission prior to:
 - (a) construction or design changes to Level 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 Level 1 of the Casino Venue, (paragraph (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 Level 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 of the Act.

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. DCL submitted as follows:
- (a) On 6 September 2021, the Gambling Commission granted approval of a new floor plan, "GC COVID Level 2 Sept 21 Floor Plan". While Dunedin Casino did not specifically mention it in its floor plan application, one of the reasons for the new floor plan was with a view to having two separate designated zones at the Dunedin Casino, to allow 50 people in each zone.
 - (b) It did not make a final decision on the proposed Casino configuration to accommodate the two zones until 7 September 2021. Prior to opening to the public on 8 September 2021, partitions were installed at the Casino in order to comply with the appropriate COVID regulations and to create the two zones. However, it inadvertently failed to seek Commission approval to install the partitions. It seeks that approval now.
 - (c) The Police visited the casino on 8 September 2021 and were satisfied that the Casino complied with all relevant COVID regulations.
 - (d) No issues were identified in relation to condition 7(a)-(e) of its venue licence.
4. The Executive Director was satisfied that DCL's proposal to erect temporary hoardings 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 DCL's venue licence. The construction and design changes are to be generally in accordance with the application. The Commission appreciates DCL notifying it of this technical breach of licence conditions, and for remedying the error. However, the Commission emphasises the need for ongoing precision and compliance.



Blair Cairncross
Executive Director
Gambling Commission

10 September 2021

