

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

Date of Decision: 26 November 2021

1. On 17 November 2021, SKYCITY Casino Management Limited (“**SCML**”) applied, pursuant to condition 11 of its operator’s licence for the Auckland casino, for approval of a new temporary floor plan, “2021 L2 004 TEMP II A”; and SKYCITY Auckland Limited (“**SCAL**”) applied, pursuant to conditions 6 and 7 of its venue licence, for approval of construction and design changes to adjust the location of the zone hoardings at the Auckland casino.
2. Condition 11 of SCML’s operator’s licence for the Auckland casino provides as follows:
 11. The Licence Holder shall operate in accordance with approved floor layouts showing the position of gaming tables and gaming machines. The Licence Holder shall obtain approval 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 consideration. Any change 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.
3. Conditions 6 and 7 of SCAL’s venue licence for the Auckland casino provide as follows:
 6. The Licence Holder must obtain the approval of the Commission prior to:
 - (a) construction or design changes to Levels 1, 2, 3, 5 and 6 of the casino venue, including the Gambling Area but excluding the SKYCITY Theatre and foyer area, restaurant and bar areas outside the Gambling Area, hotel rooms and the back of house areas used by staff (unless construction or design changes to any of these excluded areas may impact on matters set out in condition 7 in which case prior approval must be sought);
 - (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 any building, road or structure within the block of land bounded by Hobson Street, Wellesley Street West, Federal Street and Victoria Street West, including the Casino Venue, Sky Tower, car park, bus terminal and walkways between the casino and the Sky Tower and the convention centre.

The process by which the Licence Holder may obtain approval for construction or design changes to Levels 1, 2, 3, 5 and 6 of the casino venue, including the Gambling Area (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 any building, road or structure within the casino block (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.

The Licence Holder must notify the Executive Director of any proposed changes to the construction or design of Levels 1, 2, 3, 5 and 6 of the casino venue, including the Gambling Area but excluding SKYCITY Theatre and foyer area, restaurant and bar areas outside the Gambling Area, hotel rooms and the back of house areas used by staff. 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.

Submissions

4. SCML submitted as follows:

- (a) On 14 October 2021, under delegated approval 1221, the Commission approved hoarding floor plan “2021 L2 004 TEMP II”, which allows for the casino to operate with zones which can accommodate up to 50 customers.
- (b) In preparation for upcoming Alert Level changes and the new COVID “traffic light” system, it is submitting an alternative hoarding plan and associated floor plan (2021 L2 004 TEMP II A) which it wants to implement should the casino be in a position to operate with zones that can accommodate up to 100 customers.
- (c) At this stage it is unclear what capacity it will be able to operate once it is able to reopen hence plan “2021 L2 004 TEMP II A” is an alternate, rather than a replacement, plan.
- (d) The proposed new floor plan “2021 L2 004 Temp II A”, includes the following changes:
 - Remove 6 EGMs
 - Rotate bank of 10 EGMs

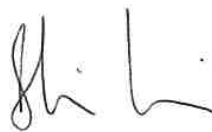
Decision

5. The Commission was satisfied that the proposed floor plan raised no issues of regulatory concern. Accordingly, plan “2021 L2 004 TEMP II A” (**attached**) is approved by the Chief Gambling Commissioner and the Executive Director under delegated authority, pursuant to condition 11 of SCML’s operator’s licence, for the Auckland casino.
6. When the casino zones and hoardings are no longer required, floor plan “2021 L2 004 TEMP II A” will cease to be valid.

7. The Commission was satisfied that the proposed construction and design changes in relation to the relocation of hoardings would not adversely impact any of the matters set out in condition 7. The construction and design changes are approved by the Executive Director under delegated authority pursuant to conditions 6 and 7 of SCAL's venue licence.



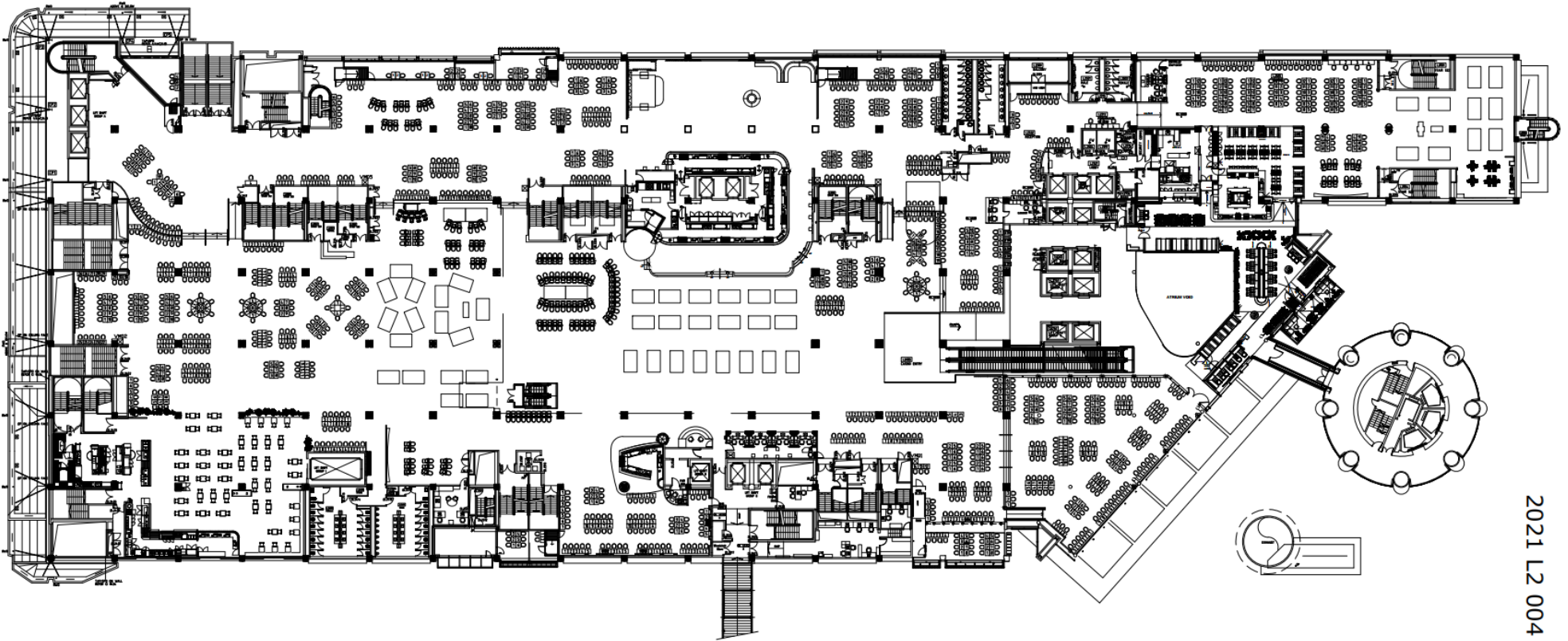
Lisa Hansen
Chief Gambling Commissioner
Gambling Commission



Blair Cairncross
Executive Director
Gambling Commission

26 November 2021





2021 L2 004 TEMP II A

