

**DECISION UNDER DELEGATED AUTHORITY ON AN APPLICATION
BY SKYCITY HAMILTON LIMITED FOR APPROVAL OF CONSTRUCTION AND DESIGN
CHANGES AT THE HAMILTON CASINO**

Date of Decision: 27 January 2022

1. On 21 January 2022, 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. SHL wants to make the changes in the event that Hamilton moves to ‘Red’ under the COVID Protection Framework (**CPF**).

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;
 - € 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)-€ above. If the Executive Director is not satisfied, he or she will refer the proposal to the Commission for determination.

Submissions

3. SHL submitted as follows:

- (a) In anticipation of any movement in Hamilton from 'orange' to 'red' in the traffic light system under the CPF it seeks approval for design and construction changes in relation to hoardings that would need to be re-installed.
- (b) To mitigate the need for future applications in the event that the current restrictions are narrowed it seeks approval for three different sets of hoardings, as follows:
- a two zone plan with a temporary cashier facility, with two casino entrances;
 - a four zone plan with one casino entrance for the current RED 100 persons restriction; and
 - a five zone plan with one casino entrance for 50 person restriction.
- (c) To the extent that any cameras need to be adjusted to ensure coverage is not adversely impacted by the hoardings, those adjustments will be undertaken.

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.



Blair Cairncross
Executive Director
Gambling Commission

27 January 2022

