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

Date of Decision: 26 **August 2014**

1. On 22 August 2014, SKYCITY Hamilton Limited ("**SHL**") and SKYCITY Casino Management Limited ("**SCML**") (together the "**Applicants**") applied, pursuant to conditions 6 and 7 of SHL's venue licence, for approval of construction and design changes to the Hamilton casino, and, pursuant to conditions 11 and 12 of SCML's operator's licence for the Hamilton casino, for approval of a new floor plan, "November 2014".

2. Conditions 6 and 7 of SHL's venue licence 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 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. In relation to the proposed floor plan, the Applicants submitted as follows:

(a) They are currently reliant on plan "May 2014 v2" and have approval for plan "October 2014". They now want to amend "October 2014" and replace it with plan "November 2014".

(b) The work to complete the new gaming machine area has been delayed and is now expected to commence in September 2014, with an estimated completion date of November 2014.

5. The proposed floor plan changes are as follows:

- one bank of three machines will be removed;
- one bank of machines will be reduced by two machines, from six to four;
- one bank of machines will change from two banks of three, to one bank of five;
- one gaming machine referred to as "Goliath" will be installed;
- one bank of machines will increase from five to ten.

6. In relation to the proposed construction and design changes, the Applicants submitted that there would be no adverse impact on licence condition 7 of SHL's venue licence, as follows:

- the shape of the stage would be altered;
- they would no longer proceed with the addition of the low height dividing wall;
- the direction of the swing of the doors giving access to the VIP gaming machine area will change.

7. The proposals raise no issues of regulatory concern for the Commission. Accordingly the proposed construction and design changes and the proposed new floor plan are approved by the Chief Gambling Commissioner and the Executive Director under delegated authority, pursuant to conditions 6 and 7 of SHL's venue licence and conditions 11 and 12 of SCML's operator's licence. Plan "November 2014" is **attached**.

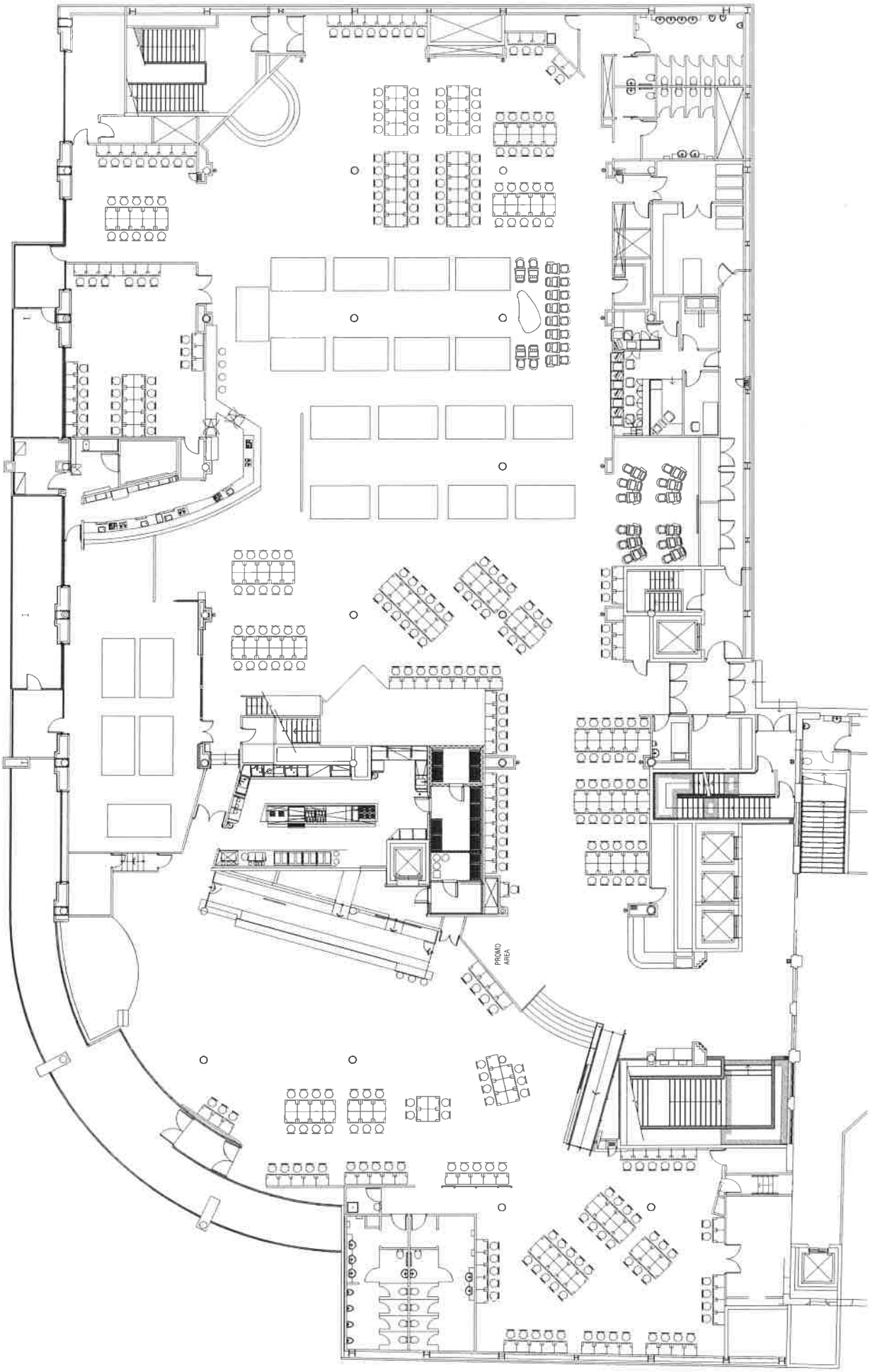
8. Once the Applicants are reliant on plan "November 2014", plans "May 2014 v2" and "October 2014" will cease to be valid.

Graeme Reeves
Chief Gambling Commissioner
Gambling Commission

Blair Cairncross
Executive Director
Gambling Commission

26 August 2014

November 2014



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VIP MAY 2014

SKYCITY HAMILTON
GAMING FLOOR LAYOUT SUBMISSION
VIP MAY 2014

SKYCITY HAMILTON
346 VICTORIA STREET
HAMILTON
CASINO

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