

IN THE MATTER of the Gambling Act 2003

AND on an application by SKYCITY  
CASINO MANAGEMENT LIMITED  
for approval of a new game mix  
Annex for the Auckland casino

**BEFORE THE GAMBLING COMMISSION**

Members: G L Reeves (Chief Gambling Commissioner)  
L M Hansen  
R D Bell

Date of Application: 25 July 2018

Date of Decision: 8 September 2018

Date of Notification of Decision: 14 September 2018

**DECISION ON AN APPLICATION BY SKYCITY CASINO MANAGEMENT LIMITED  
FOR APPROVAL OF A NEW GAME MIX ANNEX FOR THE AUCKLAND CASINO**

**Introduction**

1. SKYCITY Casino Management Limited ("SCML") applied to the Commission, under condition 9 of SCML's operator's licence for the Auckland casino, for approval of a new game mix Annex, Annex D.

**Licence condition**

2. The relevant licence condition is as follows:

**SCML's operator's licence (Auckland)**

9. The Licence Holder may operate on casino gaming tables the game types and game mix(es) specified by the Commission in Annex A attached to this Licence. As an alternative to Annex A, the Licence Holder may operate on casino gaming tables the game types and game mix(es) specified by the Commission in any additional annex approved by the Commission and attached to this Licence. The Licence Holder must give the Inspectorate prior notification before it commences operation under a different annex. The game types and game mixes specified in an annex can only be changed by the Commission.

**SCML's submissions**

3. SCML submitted, in summary, as follows:
  - (a) It currently has approved game mixes as set out in Annexes A, B and C.
  - (b) It seeks approval for a new Annex, D, which provides for two new tables in Salon 81, one less table in Salon 88 and one less table in "Eight".

- (c) Pursuant to decision GC13/18, the Commission approved the installation of a room divider in Salon 81. Annex D sets out the game mixes for the instances when the room divider is in use. This is addressed by the addition of game mixes for "Salon 81A".
- (d) It is intended that the mixes for Salons 81 and 81A will be combined when the room divider is not in use and Annex D is implemented.
- (e) Annex D has been based upon the table numbers set out in Annex B, with the following alterations:
- Five tables in Salon 88, as opposed to six tables in Annex B;
  - 21 tables in Eight, as opposed to 22 tables in Annex B; and
  - Two tables in the new Salon 81A.

Table numbers in other areas of the casino remain the same.

- (f) In addition to the changes in table numbers, Annex D deletes a number of game mixes from levels 2 and 3 that are no longer in use, and introduces new game mixes for use in Eight, Salon 88 and levels 2 and 3.
- (g) Attached to its application are tables of data for each game mix deployed. The tables show that the new game mixes will not increase opportunities for casino gambling when combined with the game mixes for the other parts of the casino, and compared to the regulatory benchmark.

#### **The Secretary's submissions**

4. The Secretary had no regulatory concerns with this proposal.

#### **Analysis**

5. Following the Commission approving the installation of a room divider for Salon 81, SCML now seeks approval of a new game mix Annex which will allow it to operate when the divider is deployed. SCML has also taken the opportunity to remove redundant game mixes from levels 2 and 3 of the casino, and to introduce new game mixes to levels 2 and 3, Eight and Salon 88.
6. The Commission's approach when considering a proposal for new game mixes is to compare what is proposed with the approved game mix that provides the most opportunities for casino gambling and form a view, in the round, on whether it will increase opportunities for casino gambling. As the Auckland Casino has multiple Gambling Areas, this approach is varied slightly, requiring the Commission to identify the game mix in each Gambling Area that generates the most opportunities, combine them

and then compare the combined game mix with the game mix that forms the casino's regulatory benchmark.

7. The Commission identified the game mix at each of the separate Gambling Areas at the Auckland casino that offered the most opportunities for casino gambling, combined them, and compared them with the casino's regulatory benchmark. The Commission was satisfied in the round that no combination of game mixes would increase opportunities for casino gambling. The Commission made this assessment on a common sense basis, in the round, rather than by calculating opportunities based on tables of data or upon a formula. The Commission therefore approved Annex D.

#### **Decision**

8. The Commission approved Annex D, under condition 9 of SCML's operator's licence for the Auckland casino. Annex D is **attached**.

#### **Right of appeal**

9. Pursuant to section 235 of the Act, a person affected by this decision may appeal that decision to the High Court. An appeal must be made within 15 working days of the date of notice of the Commission's decision, or any longer period that the High Court may allow.



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Graeme Reeves  
Chief Gambling Commissioner

for and on behalf of the  
Gambling Commission

14 September 2018



## ANNEX D

### GAME MIX A

Pursuant to condition 9 the following game mix may be operated by the Licence Holder on casino gaming tables, subject to the following conditions noted:

Black Jack/Pontoon (Manual Shuffle)	31 games
Black Jack/Pontoon (Auto Shuffle)	30 games
Caribbean Stud Poker (Auto Shuffle)	13 games
Midi Baccarat (Auto Shuffle)	23 games
Mini Baccarat (Auto Shuffle)	9 games
Money Wheel (Double Side)	3 games
Pai Gow	5 games
Roulette	31 games
Electronic Roulette	3 games
Tai Sai (Double Side)	1 game
Tai Sai (Single Side)	1 game

#### Notes for Game Mix A

1. The Electronic Roulette tables comprise up to 14 player spaces and no manual table.
2. Where table games provide for the use of automatic shufflers, the use of those shufflers shall be discretionary.
3. The Licence Holder is permitted to operate alternative game mixes of up to 150 tables as specified in the Annex.

### GAME MIX A.1

Pursuant to condition 9 the following game mix may be operated by the Licence Holder on casino gaming tables, subject to the following conditions noted:

Black Jack/Pontoon (Auto Shuffle)	3 games
Caribbean Stud Poker (Auto Shuffle)	2 games
Midi Baccarat (Auto Shuffle)	2 games
Mini Baccarat (Auto Shuffle)	2 games
Pai Gow	1 game
Roulette	1 game
Tai Sai (Double Side)	1 game

#### Notes for Game Mix A.1

1. Where table games provide for the use of automatic shufflers, the use of those shufflers shall be discretionary.
2. The Licence Holder is permitted to operate alternative game mixes of up to 12 tables as specified in the Annex.
3. The Licence Holder is permitted to substitute each table in Game Mix A.1 for up to 20 Automated Table Game terminals.
4. The Licence Holder may not substitute tables between Game Mix A and Game Mix A.1.

### ALTERNATIVE GAME MIXES (GAME MIX A)

Pursuant to condition 9 the following game mixes may be operated by the Licence Holder on casino gaming tables in the locations specified, subject to the following conditions and requirements noted:



In gaming salon 82 to the south of the elevators on level 5, any one of the following two table game mixes:

	A1	B1	C1	D1	E1	F1	G1	H1	I1	J1	K1	L1
Midi Baccarat	2	1	1	0	0	0	0	1	0	0	0	0
Roulette	0	1	0	1	2	0	0	0	0	0	1	0
Black Jack	0	0	1	1	0	2	1	0	0	1	0	0
Mini Baccarat	0	0	0	0	0	0	0	0	1	0	0	0
Pai Gow	0	0	0	0	0	0	0	0	1	1	0	0
Three Card Poker	0	0	0	0	0	0	1	1	0	0	1	0
Poker	0	0	0	0	0	0	0	0	0	0	0	2
<b>Total</b>	<b>2</b>	<b>2</b>	<b>2</b>	<b>2</b>	<b>2</b>	<b>2</b>	<b>2</b>	<b>2</b>	<b>2</b>	<b>2</b>	<b>2</b>	<b>2</b>

together with

In gaming salon 86 to the south of the elevators on level 5, any one of the following two table game mixes:

	A2	B2	C2	D2	E2	F2	G2	H2	I2	J2	K2	L2
Midi Baccarat	2	1	1	0	0	0	0	1	0	0	0	0
Roulette	0	1	0	1	2	0	0	0	0	0	1	0
Black Jack	0	0	1	1	0	2	1	0	0	1	0	0
Mini Baccarat	0	0	0	0	0	0	0	0	1	0	0	0
Pai Gow	0	0	0	0	0	0	0	0	1	1	0	0
Three Card Poker	0	0	0	0	0	0	1	1	0	0	1	0
Poker	0	0	0	0	0	0	0	0	0	0	0	2
<b>Total</b>	<b>2</b>	<b>2</b>	<b>2</b>	<b>2</b>	<b>2</b>	<b>2</b>	<b>2</b>	<b>2</b>	<b>2</b>	<b>2</b>	<b>2</b>	<b>2</b>



together with

**In gaming salon 88 to the south of the elevators on level 5, any one of the following five table game mixes:**

	A3	B3	C3	D3	E3	F3	G3	H3	I3	J3	K3	L3	M3	N3	O3	P3	Q3	R3	S3	T3	U3	V3	W3	X3	Y3	Z3
Midi Baccarat	5	4	4	3	3	3	2	2	2	2	2	3	3	4	3	3	3	2	2	2	2	0	0	0	0	0
Roulette	0	1	0	1	2	0	0	1	1	1	1	1	0	0	0	1	0	1	2	0	2	2	3	4	1	5
Black Jack	0	0	1	1	0	2	1	1	1	2	1	0	1	0	0	0	1	1	0	2	1	3	2	1	4	0
Mini Baccarat	0	0	0	0	0	0	1	1	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Pai Gow	0	0	0	0	0	0	1	0	1	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
3 Card Poker	0	0	0	0	0	0	0	0	0	0	1	1	1	1	0	0	0	0	0	0	0	0	0	0	0	0
Poker	0	0	0	0	0	0	0	0	0	0	0	0	0	0	2	1	1	1	1	1	0	0	0	0	0	0
<b>Total</b>	<b>5</b>	<b>5</b>	<b>5</b>	<b>5</b>	<b>5</b>	<b>5</b>	<b>5</b>	<b>5</b>	<b>5</b>	<b>5</b>	<b>5</b>	<b>5</b>	<b>5</b>	<b>5</b>	<b>5</b>	<b>5</b>	<b>5</b>	<b>5</b>	<b>5</b>	<b>5</b>	<b>5</b>	<b>5</b>	<b>5</b>	<b>5</b>	<b>5</b>	

	AA3	AB3	AC3	AD3	AE3	AF3
Midi Baccarat	0	2	2	1	1	0
Roulette	0	0	3	4	0	0
Black Jack	5	3	0	0	4	0
Mini Baccarat	0	0	0	0	0	0
Pai Gow	0	0	0	0	0	0
3 Card Poker	0	0	0	0	0	0
Poker	0	0	0	0	0	5
<b>Total</b>	<b>5</b>	<b>5</b>	<b>5</b>	<b>5</b>	<b>5</b>	<b>5</b>

**In the gaming salon 81 to the north of the elevators on level 5, any one of the following six table game mixes:**

	A4	B4	C4	D4	E4	F4	G4	H4	I4	J4	K4	L4	M4	N4	O4	P4	Q4	R4	S4	T4	U4	V4	W4	X4
Midi Baccarat	6	5	5	4	4	4	2	2	2	2	2	3	4	4	5	3	4	3	3	2	2	2	3	2
Roulette	0	1	0	1	2	0	1	1	1	1	1	1	1	0	0	1	0	1	0	1	2	0	2	2
Black Jack	0	0	1	1	0	2	1	1	2	2	3	1	0	1	0	2	0	0	1	1	0	2	1	2
Mini Baccarat	0	0	0	0	0	0	1	2	0	1	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Pai Gow	0	0	0	0	0	0	1	0	1	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
3 Card Poker	0	0	0	0	0	0	0	0	0	0	0	1	1	1	1	0	0	0	0	0	0	0	0	0
Poker	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	2	2	2	2	2	2	0	0
<b>Total</b>	<b>6</b>	<b>6</b>	<b>6</b>	<b>6</b>	<b>6</b>	<b>6</b>	<b>6</b>	<b>6</b>	<b>6</b>	<b>6</b>	<b>6</b>	<b>6</b>	<b>6</b>	<b>6</b>	<b>6</b>	<b>6</b>	<b>6</b>	<b>6</b>	<b>6</b>	<b>6</b>	<b>6</b>	<b>6</b>	<b>6</b>	<b>6</b>



The gaming area salon 81A to the north of the elevators on level 5, any one of the following two table game mixes:

	A4A	B4A	C4A	D4A	E4A	F4A	G4A	H4A	I4A	J4A	K4A	L4A
Midi Baccarat	2	1	1	0	0	0	0	1	0	0	0	0
Roulette	0	1	0	1	2	0	0	0	0	0	1	0
Black Jack	0	0	1	1	0	2	1	0	0	1	0	0
Mini Baccarat	0	0	0	0	0	0	0	0	1	0	0	0
Pai Gow	0	0	0	0	0	0	0	0	1	1	0	0
3 Card Poker	0	0	0	0	0	0	1	1	0	0	1	0
Poker	0	0	0	0	0	0	0	0	0	0	0	2
<b>Total</b>	<b>2</b>	<b>2</b>	<b>2</b>	<b>2</b>	<b>2</b>	<b>2</b>	<b>2</b>	<b>2</b>	<b>2</b>	<b>2</b>	<b>2</b>	<b>2</b>

together with

In the area designated as Eight to the north of the elevators on level 5, any one of the following twenty one table game mixes:

	A5	B5	C5	D5	E5	F5	G5	H5	I5
Midi Baccarat (9 Box)	10	10	10	10	10	10	10	10	10
Midi Baccarat (7 Box)	4	4	4	4	4	4	6	5	5
Roulette	4	3	3	3	3	4	2	4	3
Electronic Roulette/ Electronic Baccarat/ Electronic Tai Sa	0	0	0	1	1	0	0	0	0
Blackjack (7 Box)	2	4	3	3	2	3	3	2	3
Pai Gow	1	0	0	0	1	0	0	0	0
Caribbean Stud Poker	0	0	1	0	0	0	0	0	0
<b>Total</b>	<b>21</b>	<b>21</b>	<b>21</b>	<b>21</b>	<b>21</b>	<b>21</b>	<b>21</b>	<b>21</b>	<b>21</b>

together with

In the gaming salon Grand Horizon 8 on level 7 of the Grand Hotel, any one of the following four table game mixes:

	A6	B6	C6	D6	E6	F6	G6	H6	I6	J6	K6	L6	M6	N6	O6	P6	Q6	R6	S6	T6
Midi Baccarat	4	3	3	2	2	2	0	0	0	0	0	1	2	2	3	1	1	0	0	0
Roulette	0	1	0	1	2	0	1	1	1	1	1	1	1	0	0	1	2	4	0	2
Black Jack	0	0	1	1	0	2	1	1	2	2	3	1	0	1	0	2	1	0	4	2
Mini Baccarat	0	0	0	0	0	0	1	2	0	1	0	0	0	0	0	0	0	0	0	0
Pai Gow	0	0	0	0	0	0	1	0	1	0	0	0	0	0	0	0	0	0	0	0
3 Card Poker	0	0	0	0	0	0	0	0	0	0	0	1	1	1	1	0	0	0	0	0
<b>Total</b>	<b>4</b>	<b>4</b>	<b>4</b>	<b>4</b>	<b>4</b>	<b>4</b>	<b>4</b>	<b>4</b>	<b>4</b>	<b>4</b>	<b>4</b>	<b>4</b>	<b>4</b>	<b>4</b>	<b>4</b>	<b>4</b>	<b>4</b>	<b>4</b>	<b>4</b>	<b>4</b>

together with

**In the gaming salon Grand Horizon 18 on level 7 of the Grand Hotel, any one of the following three table game mixes:**

	A7	B7	C7	D7	E7	F7	G7	H7	I7	J7	K7
Midi Baccarat	3	2	2	1	1	1	0	0	0	0	0
Roulette	0	0	1	1	0	2	2	1	0	3	0
Black Jack	0	1	0	1	2	0	1	2	3	0	0
Poker	0	0	0	0	0	0	0	0	0	0	3
<b>Total</b>	<b>3</b>	<b>3</b>	<b>3</b>	<b>3</b>	<b>3</b>	<b>3</b>	<b>3</b>	<b>3</b>	<b>3</b>	<b>3</b>	<b>3</b>

together with

**In the gaming salon Grand Horizon 68 on level 7 of the Grand Hotel, any one of the following two table game mixes:**

	A8	B8	C8	D8	E8	F8	G8	H8	I8	J8	K8	L8
Midi Baccarat	2	1	1	0	0	0	0	1	0	0	0	0
Roulette	0	1	0	1	2	0	0	0	0	0	1	0
Black Jack	0	0	1	1	0	2	1	0	0	1	0	0
Mini Baccarat	0	0	0	0	0	0	0	0	1	0	0	0
Pai Gow	0	0	0	0	0	0	0	0	1	1	0	0
3 Card Poker	0	0	0	0	0	0	1	1	0	0	1	0
Poker	0	0	0	0	0	0	0	0	0	0	0	2
<b>Total</b>	<b>2</b>	<b>2</b>	<b>2</b>	<b>2</b>	<b>2</b>	<b>2</b>	<b>2</b>	<b>2</b>	<b>2</b>	<b>2</b>	<b>2</b>	<b>2</b>



together with

In all Gambling Areas other than the five gaming salons and VIP area known as 'Eight' on level 5, and the three VIP gaming salons on level 7 of the Grand Hotel, any one of the following 103 table game mixes:

	A9	B9	C9	D9	E9	F9	G9	H9	I9	J9	K9	L9	M9	N9	O9	P9	Q9	R9	S9
Money Wheel (double side)	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1
Money Wheel (single side)	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Tai Sai (double side)	1	0	1	0	1	1	0	1	0	1	0	1	0	1	0	1	0	0	1
Tai Sai (single side)	1	3	1	3	1	1	3	1	3	1	3	1	3	1	3	1	3	3	1
Pai Gow	2	2	2	2	2	2	2	2	2	2	2	2	2	2	2	2	1	1	2
Caribbean Stud Poker	3	3	3	3	3	3	3	3	3	3	3	3	3	3	3	3	3	3	3
Midi Baccarat	20	20	20	20	16	16	16	16	16	22	22	22	22	23	23	23	23	16	24
Poker	10	10	10	10	25	25	25	25	25	10	10	10	10	10	10	10	10	25	10
Electronic Roulette/Bacc/TS	4	4	4	4	3	4	4	4	4	4	4	4	4	4	4	4	4	4	4
Mini Baccarat	7	7	7	7	7	7	6	6	6	7	7	7	7	7	7	7	7	6	7
Roulette	20	20	20	20	16	16	16	16	16	20	20	20	20	20	20	20	20	16	20
Black Jack (7 Box)	22	25	21	24	20	19	19	19	19	18	21	19	20	18	21	18	19	19	18
Black Jack (5 Box)	4	0	4	0	0	0	0	0	0	6	2	4	2	5	1	4	3	0	4
3 Card Poker	2	2	2	2	2	2	2	2	1	2	2	2	2	2	2	2	2	2	2
Ultimate Texas Hold'em	3	3	3	3	3	3	3	3	3	3	3	3	3	3	3	3	3	3	3
Lunar Poker	2	2	2	2	2	2	2	2	2	2	2	2	2	2	2	2	2	2	2
Snake Eyes	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1
Casino War	0	0	1	1	0	0	0	1	1	0	0	1	1	0	0	1	1	1	0
<b>Total</b>	<b>103</b>	<b>103</b>	<b>103</b>	<b>103</b>	<b>103</b>	<b>103</b>	<b>103</b>	<b>103</b>	<b>103</b>	<b>103</b>	<b>103</b>	<b>103</b>	<b>103</b>	<b>103</b>	<b>103</b>	<b>103</b>	<b>103</b>	<b>103</b>	<b>103</b>



	T9	U9	V9	W9	X9	Y9	Z9	AA9	AB9	AC9	AD9	AE9
Money Wheel (double side)	1	1	1	1	1	1	1	1	1	1	1	1
Money Wheel (single side)	0	0	0	0	0	0	0	0	0	0	0	0
Tai Sai (double side)	0	1	0	0	0	0	0	1	1	1	0	1
Tai Sai (single side)	3	1	3	3	4	4	4	3	3	3	4	3
Pai Gow	1	1	1	2	2	1	1	2	1	2	1	1
Caribbean Stud Poker	3	3	3	3	3	3	3	3	3	3	3	3
Midi Baccarat	24	24	24	24	23	23	24	23	23	22	16	16
Poker	10	10	10	10	10	10	10	10	10	10	25	25
Electronic Roulette/Bacc/TS	4	4	4	4	4	4	4	4	4	4	4	4
Mini Baccarat	7	7	6	6	6	7	6	6	7	7	6	6
Roulette	20	20	20	20	20	20	20	20	20	20	16	16
Black Jack (7 Box)	20	18	18	20	19	19	19	18	18	18	18	18
Black Jack (5 Box)	2	4	4	2	2	2	2	3	3	3	0	0
3 Card Poker	2	2	2	2	2	2	2	2	2	2	2	2
Ultimate Texas Hold'em	3	3	3	3	3	3	3	3	3	3	3	3
Lunar Poker	2	2	2	2	2	2	2	2	2	2	2	2
Snake Eyes	1	1	1	1	1	1	1	1	1	1	1	1
Casino War	0	1	1	0	1	1	1	1	1	1	1	1
<b>Total</b>	<b>103</b>	<b>103</b>	<b>103</b>	<b>103</b>	<b>103</b>	<b>103</b>	<b>103</b>	<b>103</b>	<b>103</b>	<b>103</b>	<b>103</b>	<b>103</b>

**Notes for the alternative game mixes:**

1. The Licence Holder is permitted to change game mixes subject to providing the Inspectorate with prior notification including notification of the electronic table type(s) associated with that game mix.
2. The Licence Holder is permitted to operate automatic shufflers on each of the Black Jack, Caribbean Stud Poker, Baccarat, Poker, 3-Card Poker, Ultimate Texas Hold'em, Casino War and Lunar Poker tables.
3. At least 50% of the total number of Midi Baccarat games shall be conducted in accordance with dealing style B, as set out in the rules of Baccarat.
4. All Midi Baccarat games in salon 81, 81A, 82, 86, and 88 shall have 7 boxes only.
5. Electronic roulette, electronic baccarat and electronic tai sai tables comprise up to 30 player spaces and no manual table. The games may be used interchangeably.
6. The number of player spaces at poker tables (other than Caribbean Stud Poker and 3-Card Poker) may not exceed 10, even if game rules provide for more.

