

IN THE MATTER of the Gambling Act 2003

AND on an application by
**SKYCITY HAMILTON
LIMITED** for approval to
floor layout plans

BEFORE THE GAMBLING COMMISSION

Members: P Chin (Chief Gambling Commissioner)
K M Ford
M M Lythe
P Stanley
G Reeves

Date of Application: 14 July 2005 (amended 4 August 2005)

Date of Decision: 12 August 2005

Date of Notification of Decision: 16 August 2005

DECISION

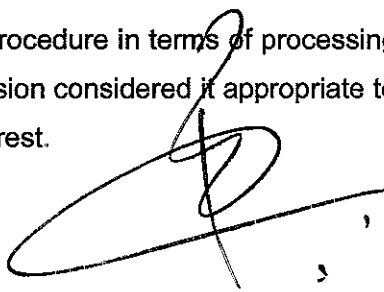
**ON AN APPLICATION BY SKYCITY HAMILTON LIMITED
FOR APPROVAL TO FLOOR LAYOUT PLANS**

Application

1. SKYCITY Hamilton Limited (the "**Applicant**") applied to the Gambling Commission (the "**Commission**") for approval of revised floor plans for the SKYCITY Hamilton casino under condition 6.1 of its venue licence. The application involved relocating two individual gaming machines from one part of the gambling floor to another.
2. These relocations were shown in the plan attached to the Applicant's letter dated 4 August 2005.
3. In its original application, the Applicant also sought approval for the addition of Poker to the approved table game mix, but withdrew this part of the application by its letter dated 4 August 2005.

Statutory criteria

4. The application was for an approval under an existing licence condition. As there was no variation of a licence condition, the Commission was not required to consult on the proposals as provided in section 140 of the Gambling Act 2003 (the "**Act**").
5. The Commission is, however, free to determine its own procedure in terms of processing approval applications. In the circumstances, the Commission considered it appropriate to seek the views of the Secretary, given his operational interest.



Licence conditions

6. Condition 6.1 of the Applicant's venue licence provides as follows:

6.1 Subject to paragraph 6.2, the licence holder shall submit to the Commission for approval all drawings and specifications relating to:

- (a) gaming area floor layouts, showing gaming tables, gaming machines and closed circuit television cameras;
- (b) any viewing panels;
- (c) cashier cages, count rooms, security areas and access thereto;
- (d) areas for government inspectors and surveillance staff;
- (e) electrical installations, telephone installations, auxiliary power; and
- (f) the master key system or access control system.

Submissions by the Applicant

7. The Applicant submitted that the revised gaming machine configuration had no implications for the CCTV layout, but otherwise made no submissions in support of the relocations.

Submissions by the Secretary

8. The Secretary submitted that he had no concerns with the proposed relocation of the two gaming machines.

Analysis

9. The Commission noted the Applicant's submission that the revised gaming machine configuration would have no implications for the CCTV layout, and that the Secretary had no concerns with the proposal.
10. The Commission was satisfied that the application was consistent with section 139(2) of the Act.

Decision of the Commission

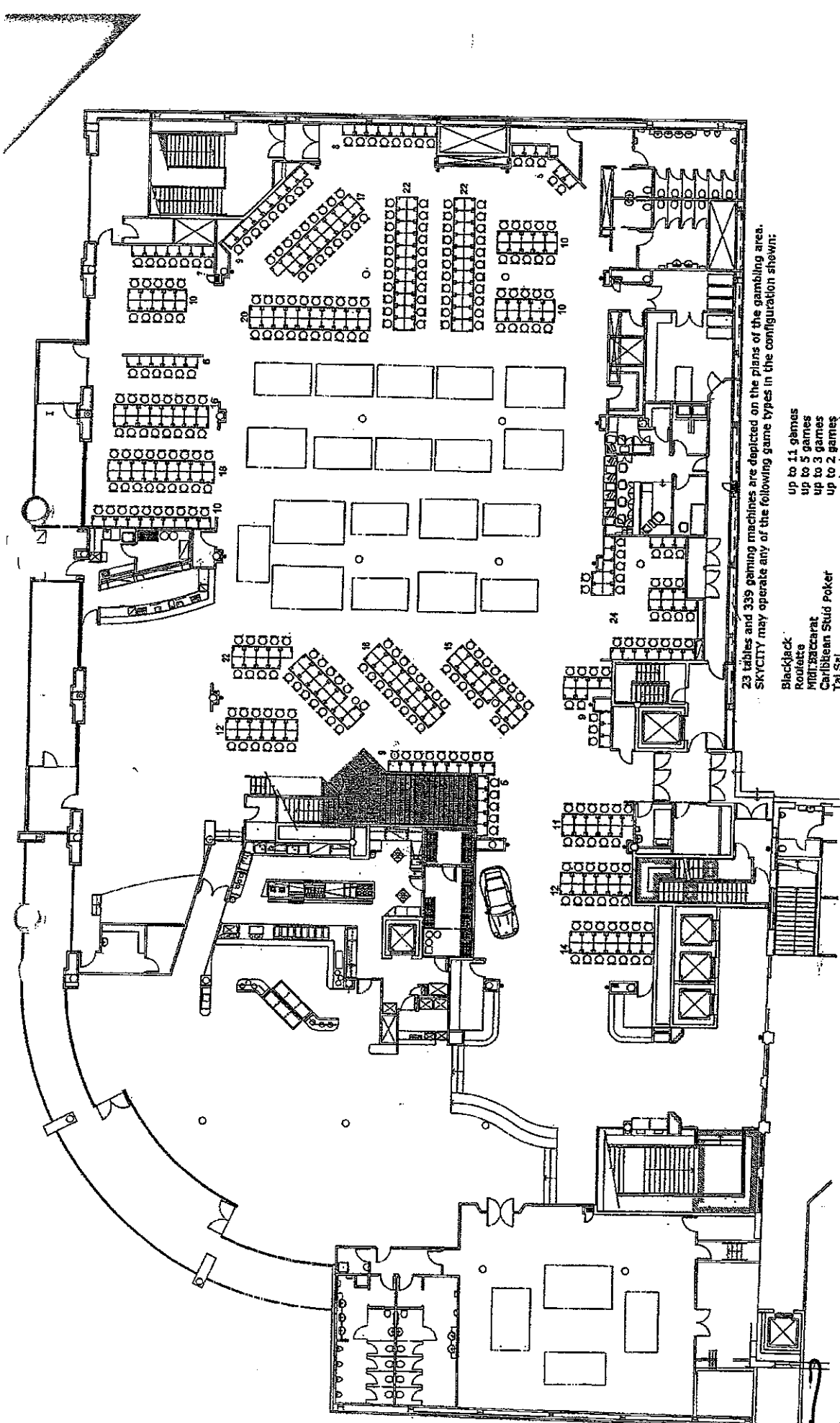
11. The Commission decided unanimously that the proposal was consistent with the Act, and pursuant to condition 6.1 of the venue licence, approved the floor layout shown in the plan attached to this decision.

**GAMBLING
COMMISSION**

Peter Chan
Chief Gambling Commissioner

for and on behalf of the
Gambling Commission

16 August 2005



23 tables and 339 gaming machines are depicted on the plans of the gaming area.
 SKYCITY may operate any of the following game types in the configuration shown:

- Blackjack
- Roulette
- Mini-Baccarat
- Caribbean Stud Poker
- Tai Sai
- Mini Baccarat
- up to 11 games
- up to 5 games
- up to 2 games
- up to 1 game
- up to 1 game

CONTRACTOR MUST PRINT FULL NAME AND ADDRESS SKYCITY CASINO GAMING FLOOR BOXES NO2		SHEET TITLE SKYCITY CASINO GAMING FLOOR BOXES NO2	PROJECT NO. 11001 @ A1, 1200 @ A3	DRAWN BY TBT	CHECKED BY JH	DATE 11/14	REV 1
NO. 1	DESCRIPTION SKYCITY CASINO GAMING FLOOR BOXES NO2	DATE 11/14	APPROVED BY JH	DATE 11/14	APPROVED BY JH	DATE 11/14	APPROVED BY JH