

IN THE MATTER of the Gambling Act 2003

AND on an application by **DUNEDIN CASINOS MANAGEMENT LIMITED** for approval of a new floor plan and game mixes

BEFORE THE GAMBLING COMMISSION

Members: G L Reeves (Chief Gambling Commissioner)
L M Hansen
R D Bell
D C Matahaere-Atariki
W N Harvey

Date of Application: 23 October 2014

Date of Decision: 5 December 2014

Date of Notification of Decision:  December 2014

**DECISION ON AN APPLICATION BY
DUNEDIN CASINOS MANAGEMENT LIMITED FOR APPROVAL
OF A NEW FLOOR PLAN AND GAME MIXES**

Introduction

1. Dunedin Casinos Management Limited (the “**Applicant**” or “**DCML**”) applied to the Commission, under condition 9 of DCML’s operator’s licence, for approval of an amended game mix Annex and, under conditions 11 and 12 of DCML’s operator’s licence, for approval of a new floor plan, “OCT14”.

Licence conditions

2. The relevant licence conditions are as follows:

DCML’s operator’s licence

9. The Licence Holder may operate on casino gaming tables the game types and game mixes specified in Annex A attached to this Licence. The Licence Holder shall obtain the prior approval of the Commission for any change to the game types and/or game mixes specified.
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 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.

DCML's submissions

3. DCML submitted that:

Floor plan

- (a) It wants to replace its Black Jack/Mini Baccarat table with a 3 Card Poker/Black Jack table. It also wants to replace its Electronic Roulette table with a Tai Sai table.
- (b) All necessary adjustments will be made to the CCTV layout to recognise the new configuration to ensure that it complies with the Surveillance Standard. It will notify the Secretary of all such changes in accordance with Minimum Operating Standards.

Game mixes

- (c) Its games mix Annex, Annex A, sets out the approved game mixes that can be deployed in the casino's Gambling Area. These game mixes are labelled A-I.
- (d) It no longer requires mixes B-I and wants to replace them with eight new game mixes, which will also be labelled B-I. These new game mixes will cover all possible combinations of the games it wants to deploy.
- (e) The proposed game mixes have fewer player spaces and opportunities than the regulatory benchmark, as follows:

Game Mix	Player spaces	Overall opportunities
A	244	29,337
B	230	27,778
C	213	23,453
D	219	25,322
E	202	20,997
F	216	25,258
G	199	20,933
H	205	22,802
I	188	18,477

Secretary's submissions

4. The Secretary submitted that the proposed new game mixes will not increase opportunities for casino gambling, and he has no regulatory concerns with the proposed floor plan.

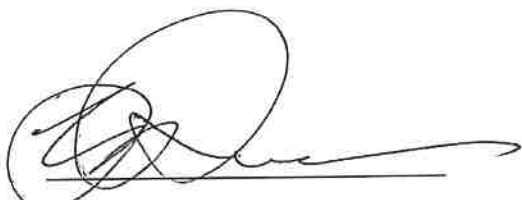


Analysis

5. DCML sought Commission approval to replace its eight operational game mixes, B-I, with eight new game mixes, also labelled B-I. The Commission's approach with applications of this nature is to compare the proposal with the approved game mix which provides the most opportunities for casino gambling and form a view, in the round, on whether that proposal will increase opportunities for casino gambling.
6. Game mix A is the approved game mix that provides most opportunities for casino gambling at the Dunedin casino. The Commission compared proposed game mixes B-I with game mix A and was satisfied that, in the round, none of them would increase opportunities for casino gambling.
7. Proposed floor plan "OCT 14" raised no issues of regulatory concern for the Commission.

Decision

8. The Commission approved, under condition 9 of DCML's operator's licence, the new game mix Annex (**attached**) for the Dunedin casino. The Commission also approved, under conditions 11 and 12 of DCML's operator's licence, the new floor plan "OCT 14" (**attached**). Once DCML is reliant upon plan "OCT 14", plan "September 2012" will cease to have effect.



Graeme Reeves
Chief Gambling Commissioner

for and on behalf of the
Gambling Commission

8th

December

**GAMBLING
COMMISSION**

ANNEX A

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

- A. Roulette – 3 games
Black Jack – 6 games
Midi Baccarat – 1 game
Mini Baccarat – 1 game
Caribbean Stud Poker – 1 game

- B. Roulette – 2 games
Black Jack – 5 games
Midi Baccarat – 2 games
Caribbean Stud Poker – 1 game
Poker (up to 10 player spaces) – 1 game
Tai Sai (Single sided) – 1 game

- C. Roulette – 2 games
Black Jack – 5 games
Midi Baccarat – 1 game
Caribbean Stud Poker – 1 game
Poker (up to 10 player spaces) – 2 games
Tai Sai (Single sided) – 1 game

- D. Roulette – 2 games
Black Jack – 4 games
Midi Baccarat – 2 games
Caribbean Stud Poker – 1 game
Poker (up to 10 player spaces) – 2 games
Tai Sai (Single sided) – 1 game

- E. Roulette – 2 games
Black Jack – 4 games
Midi Baccarat – 1 game
Caribbean Stud Poker – 1 game
Poker (up to 10 player spaces) – 3 games
Tai Sai (Single sided) – 1 game

- F. Roulette – 2 games
Black Jack – 4 games
Midi Baccarat – 2 games
Caribbean Stud Poker – 1 game
Poker (up to 10 player spaces) – 1 game
Tai Sai (Single sided) – 1 game
3 Card Poker – 1 game

- G. Roulette – 2 games
Black Jack – 4 games
Midi Baccarat – 1 game
Caribbean Stud Poker – 1 game
Poker (up to 10 player spaces) – 2 games
Tai Sai (Single sided) – 1 game
3 Card Poker – 1 game



- H. Roulette – 2 games
Black Jack – 3 games
Midi Baccarat – 2 games
Caribbean Stud Poker – 1 game
Poker (up to 10 player spaces) – 2 games
Tai Sai (Single sided) – 1 game
3 Card Poker – 1 game
- I. Roulette – 2 games
Black Jack – 3 games
Midi Baccarat – 1 game
Caribbean Stud Poker – 1 game
Poker (up to 10 player spaces) – 3 games
Tai Sai (Single sided) – 1 game
3 Card Poker – 1 game

Notes

- (a) The Licence Holder must comply with the notification, and other requirements specified in MOS C 1.12 when changing the game mix by “flipping” tables. Otherwise the Licence Holder is permitted to change between the above table game mixes, subject to providing the Inspectorate with a minimum of five working days notice in writing of its intention to do so.
- (b) For the avoidance of doubt, the Promotional Wheel may be used only for promotional purposes in accordance with the Act, and must not be used to conduct casino gambling.
- (c) The Licence Holder is permitted to operate automatic shufflers on:
- no more than 50% of open Black Jack games specified in game mix A;
 - all Black Jack games in game mixes B-I;
 - on the Caribbean Stud Poker table specified in game mixes A-I; and
 - on the 3 Card Poker table specified in game mixes F-I.
- (d) The Licence Holder is permitted to change between the above table game mixes, subject to providing the Inspectorate with weekly advice of the table game mix to be used for the forthcoming week, and five working days notice of any change from one approved game mix to another.

