

IN THE MATTER of the Gambling Act 2003
AND on an application by **SKYCITY AUCKLAND LIMITED** for approval to extend part of Level 2 of the Auckland casino

BEFORE THE GAMBLING COMMISSION

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

Date of Application: 4 August 2006

Date of Decision: 12 September 2006

Date of Notification
of Decision: 19 September 2006

DECISION

**ON AN APPLICATION SKYCITY AUCKLAND LIMITED
FOR APPROVAL TO EXTEND PART OF LEVEL 2 OF THE AUCKLAND CASINO**

Application

1. SKYCITY Auckland Limited (the "**Applicant**") applied to the Gambling Commission (the "**Commission**") for approval, under condition 6 of its venue licence, to extend part of the western side of Level 2 of the Auckland casino, to create an additional 162 square metres of floor space.

Licence condition

2. The relevant licence condition is as follows:

SCAL venue licence

6. The Licence Holder must obtain the approval of the Commission prior to:

- (a) construction or design changes to Levels 2 and 3, including the Gambling Area but excluding the SKYCITY Theatre and foyer area, restaurant and bar areas outside the Gambling Area, and the back of house areas used by staff (unless construction or design changes to any of these excluded areas may impact on matters set out in condition 7 in which case prior approval must be sought);
- (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.

The process by which the Licence Holder may obtain approval for construction or design changes to Levels 2 and 3, including the Gambling Area (paragraph (a) above) is set out in condition 7. The Commission will determine any application for approval under 6(b) and (c).

Submissions by the Applicant

3. The Applicant stated that it has as yet to determine how it will use the additional floor space, options including development of a new sports bar or use of the area for gaming machines or tables. The Applicant acknowledged that it will need to apply to the Commission for further approvals if it pursues either option.
4. The Applicant submitted that the proposed extension would have no impact on any of the matters set out in condition 7 of the Applicant's venue licence (namely the integrity and fairness of games, effectiveness of security and surveillance, harm prevention, harm minimisation and responsible gambling, potential access to the gambling area by persons under 20 years of age and compliance by any person with the Act).

Submissions by the Secretary

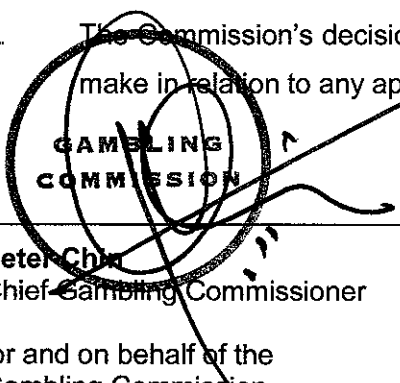
5. The Secretary had no objections to the proposed extension.

Analysis

6. The Commission was satisfied that the proposed alteration raised no issues of regulatory concern.

Decision

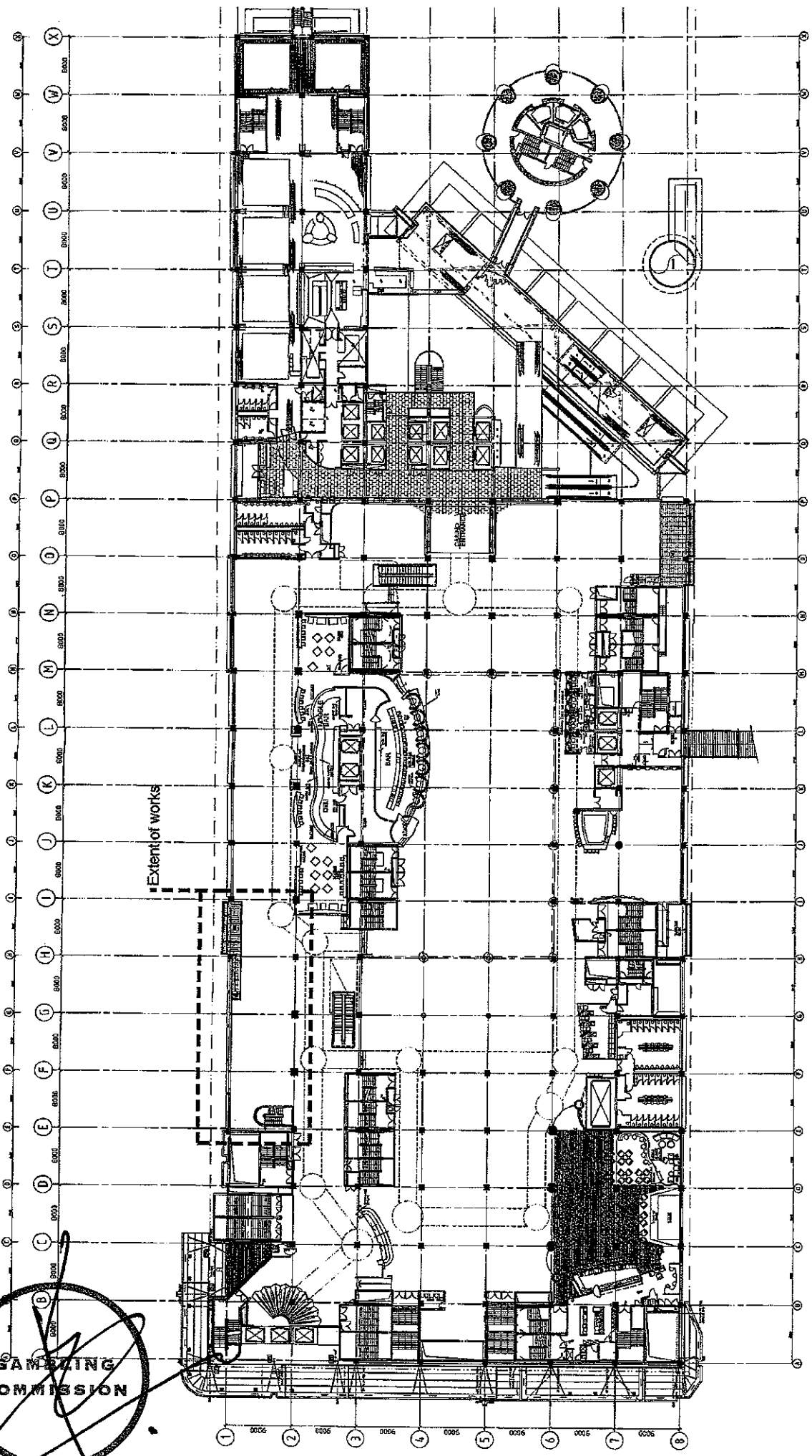
7. The Commission decided unanimously to approve the application under condition 6 of the Applicant's venue licence. The alterations to Level 2 are to be generally in accordance with Plan A1202 A attached to this decision.
8. The Commission's decision is without prejudice to any determination it may subsequently make in relation to any application to designate all or part of the area as gambling area.

A large, circular handwritten signature in black ink is written over the signature line and extends upwards into the text of paragraph 8. The signature appears to read 'Peter Chin'.

Peter Chin
Chief Gambling Commissioner

for and on behalf of the
Gambling Commission

19 September 2006



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SKY CITY ENTERTAINMENT GROUP
Main Gaming Return

CLIENT AND PROJECT

DESIGNER'S INFORMATION

Design	AE	Original Scale	1/4" = 1'-0"
Drawn	AE	Revised Scale	1/4" = 1'-0"
Check	TS	Approved for Construction	TS
Date	03/10	Original Date	03/10
File	03/10	Original File	03/10

DRAWING TITLE

Level 2 Gaming Layout
SKY CITY
Bus Bay
Proposed Layout

REVISION		Rev	Date
1	For Comments	AE	03/10
2	For Comments	AE	03/10
3	For Comments	AE	03/10
4	For Comments	AE	03/10
5	For Comments	AE	03/10
6	For Comments	AE	03/10
7	For Comments	AE	03/10
8	For Comments	AE	03/10
9	For Comments	AE	03/10
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