

IN THE MATTER of the Gambling Act 2003

AND on an application by **SKYCITY CASINO MANAGEMENT LIMITED** to specify new licence conditions

**BEFORE THE GAMBLING COMMISSION**

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

Date of Application: 20 October 2008

Date of Decision: 5 December 2008

Date of Notification of Decision: 19 December 2008

**DECISION**

**ON AN APPLICATION BY SKYCITY CASINO MANAGEMENT LIMITED TO SPECIFY NEW LICENCE CONDITIONS TO INTRODUCE FUN PLAY TABLES**

**Introduction**

1 SKYCITY Casino Management Limited ("**SCML**") applied, under section 139(1)(d) of the Gambling Act 2003 (the "**Act**"), to specify new licence conditions 6A-6D in SCML's operator's licence for the Auckland casino, as follows:

6A In addition to the gaming tables specified in condition 6, the licence holder may install up to 8 further tables on which casino type games may be played in the Gambling Area, provided those tables are not used for gambling purposes and satisfy the following minimum requirements:

- a the layout cloths covering the tables shall bear an inscription to the effect, 'Fun Play Only - Not to be Used for Gambling';
- b the tables may only provide for play on casino type games that form part of the approved game mixes specified in Annex A attached to this Licence;
- c the tables shall not have drop boxes attached to them;
- d the tables shall not have drop box slots for the placement of funds;
- e the tables shall not be entered onto the SGM system or any replacement table management system

6B The Area in which the Fun Play tables are located shall have a minimum of one Pan Tilt Zoom Camera installed to enable general activity at the tables to be monitored

- 6C Games conducted on Fun Play tables shall be conducted in accordance with the approved Rules applicable to that casino game type
- 6D The Licence Holder shall notify the Inspectorate and the Commission of the location of Fun Play tables in the Gambling Area and of any proposed changes to that location

- 2 The application followed a previous decision of the Commission (GC20/08) in which the Commission declined an earlier application to define "gaming table" restrictively so that the placement and use of non-gambling tables would not be controlled
- 3 The Secretary for Internal Affairs (the "**Secretary**") and potentially affected persons comprising Ministry of Health ("**MoH**"), Problem Gambling Foundation ("**PGF**"), Gambling Helpline ("**GH**"), the Salvation Army ("**SA**"), Christchurch Casinos Limited ("**CCL**"), Otago Casinos Limited ("**OCL**") and Dunedin Casinos Management Limited ("**DCML**") were notified of SCML's proposal on 21 October 2008, and invited to make written submissions on it in accordance with section 140 of the Act. Submissions were made by GH, SA, MoH, DCML and the Secretary

#### Licence conditions

- 4 The relevant licence conditions are as follows:

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

- 6 The number of gaming tables in the Gambling Area shall not exceed 110
- 7 The ratio of gaming machines to gaming tables in the Gambling Area shall not exceed 15 to 1, except with the approval of the Commission
- 8 At least two table games shall be open for play when the Casino is operating
- 9 The Licence Holder may operate on Casino gaming tables the game types and game mix(es) 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 position of gaming tables and gaming machines. 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 change must comply with the Surveillance Standard
- 24 The Statement and Programme shall be consistent with and impose no lesser requirement than specified in the Act or Regulations. The Programme shall address and not be limited to:

(b) the provision of signage, brochures and publications, and the effective display and distribution of the same, to inform gamblers of the odds of winning on gaming machines, how to gamble safely, the characteristics of problem gambling and the availability of counselling and other support services;

- 29 The Licence Holder shall comply with the Advertising Standards Authority advertising code of practice for advertising, gambling, and any relevant regulations in respect of the advertising of the gaming activities at the Casino Venue
- 39 The Licence Holder shall, if required by the Commission, submit for the approval of the Commission samples of gaming guides authorised for distribution to patrons, patron video tapes, films depicting casino play, and a submission stating the true odds, the house odds and house advantage on bets permitted in each authorised game

### The Gambling Act 2003

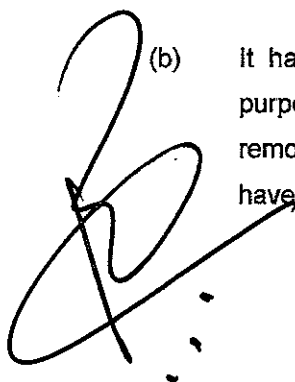
5 The relevant sections of the Act are as follows:

3. **Purpose**  
The purpose of this Act is to –
- (a) control the growth of gambling; and
  - (b) prevent and minimise the harm caused by gambling, including problem gambling; and
  - (c) .
  - (d) facilitate responsible gambling; and
  - (e)
  - (f)
  - (g)
  - (h)
11. **No increase in casino gambling**  
A person must not increase the opportunities for casino gambling
139. **Conditions of a casino licence**
- (1)
  - (2) A condition of a casino licence specified under subsection (1) –
    - (a) must be consistent with this Act; and
    - (b) must contribute to achieving the purposes of this Act; and
    - (c) must contribute to the efficient and effective administration of this Act; and
    - (d) must not permit an increase in the opportunities for casino gambling; and
    - (e) may relate to any matter, including the matters specified in Schedule 1, within the confines of paragraphs (a) to (d)

### Submissions by SCML

6 The Applicant submitted, in summary:

- (a) It wants to establish a dedicated area in the Gambling Area to install up to eight "Fun Play" tables to offer interested persons instruction in how to play particular table games without risk or cost. These eight tables would be in addition to the 110 gaming tables permitted under licence condition 6
- (b) It has previously used gaming tables on level 3 at the casino for Fun Play purposes; this has involved using regular gaming tables with the chip banks removed. It has not been able to offer Fun Play during peak periods as the tables have been required for casino gambling



- (c) The Fun Play tables would look like standard gaming tables, and be played in accordance with game rules, but with a number of safeguards in place to ensure that they could never be used for casino gambling purposes, including:
  - (i) the layout being marked that the tables are for "Fun Play only – not to be used for gambling";
  - (ii) the tables would not be provisioned with drop boxes, so money transactions could not be conducted;
  - (iii) the tables would not have a drop box "slot" for the placement of funds;
  - (iv) the tables would not be connected to the casino's gaming management system, so they could not be allocated chip floats or opened for gaming purposes.
- (d) The tables would be subject to CCTV camera coverage, but to a lesser standard than gaming tables (one Pan-Tilt-Zoom camera)
- (e) Playing the tables in accordance with game rules would ensure that players have an accurate understanding of what to expect if they choose to engage in casino gambling
- (f) The proposed conditions are consistent with the Act and contribute to its purpose in that they facilitate responsible gambling by offering patrons the opportunity to learn games without risk before deciding whether to participate in casino gambling
- (g) Facilitating informed participation in games which it offers is a responsible initiative.
- (h) The proposed conditions do not increase opportunities for casino gambling

#### **Submissions by Gambling Helpline**

7 GH submitted, in summary, that:

- (a) People accessing the Fun Play tables would most likely do so for the purpose of learning how to play the games without financial risk, and to enjoy themselves
- (b) It is unclear whether information on the dangers of playing casino games is included as part of the Fun Play package

- (c) Fun Play tables represent an opportunity for SCML staff, to not only teach people how to play, but also how to play in a way which would minimise harm

#### **Submissions by Ministry of Health**

8 MoH submitted, in summary, that:

- (a) It is unaware of any compelling evidence against the proposal, and neither endorses or opposes the application
- (b) If the Commission approves the application, Fun Play tables would be an ideal opportunity for SCML to educate new players on responsible gambling, problem gambling and SCML's Host Responsibility Programme
- (c) Any marketing of the Fun Play tables should be undertaken in a manner consistent with the Advertising Standards Authority Code for advertising gambling and gaming

#### **Submissions by Salvation Army**

9 SA offered the following queries and comments:

- (a) Will all the Fun Play tables be restricted to a designated area?
- (b) The rules for Fun Play tables should be the same as for the table games, and should specify the odds of winning on each table and not imply that skill is involved in games of chance

#### **Submissions by Dunedin Casinos Management Limited**

10 DCML submitted, in summary, that:

- (a) It supports any initiative that provides opportunities for people to learn how to play table games
- (b) The proposal is consistent with the purpose of the Act and with the criteria for licence conditions set out in section 139(2) of the Act

#### **Submissions by Secretary for Internal Affairs**

11 The Secretary submitted, in summary, that:

- (a) One of the purposes of the Act (at section 3(b)), is to "prevent and minimise harm caused by gambling including problem gambling" It could be argued that, by providing instruction, the Fun Play tables could lead to table games being more

attractive and that some new patrons might be exposed to harm associated with gambling on gaming tables, who would not have been so exposed without the incentive of Fun Play. Conversely, Fun Play tables may attract patrons away from gaming machines (a more harmful form of gambling) and, in terms of the advancement of responsible gambling, the proposal could be viewed as a positive measure. On balance, it may be difficult to conclude that the proposal increases or decreases harm.

- (b) Another purpose of the Act (section 3(d)) is to "facilitate responsible gambling". Fun Play tables have potential to promote informed participation, and may assist some patrons to refrain from gambling on gaming tables in a harmful manner.
- (c) Should the application be approved, a new licence condition could be inserted to reflect a requirement for SCML to comply with Minimum Operating Standards ("MOS") relevant to gambling equipment.
- (d) There is no objection to SCML's proposal for one pan-tilt-zoom camera to monitor activity at the tables, but should the need arise, the inspectorate, in consultation with SCML, may seek increased surveillance.
- (e) Should the application be approved, the Commission should amend licence condition 8 to refer to "gaming tables" rather than "table games".
- (f) The proposal will not increase opportunities for casino gambling, as no gambling will occur on Fun Play tables.

#### Submissions in reply by SCML

12 In reply, SCML submitted, in summary, that:

- (a) It notes the Secretary's recommendation to insert a further licence condition so that any gambling equipment used to facilitate games on Fun Play tables should be subject to MOS. It has no objection to this and proposes amended wording of the condition.
- (b) It does not believe that it is necessary to amend licence condition 8, but would have no objection to the Secretary's proposed amendment.
- (c) It has no plans to incorporate an educational element into Fun Play sessions beyond providing tuition on how to play particular games in accordance with the rules.

- (d) Any marketing of the Fun Play tables would be undertaken in a manner that is consistent with the principles of the Advertising Standards Authority Code
- (e) The Fun Play tables will be restricted to a designated area
- (f) The mock payouts will reflect the odds associated with the game(s), but it will not specify the odds associated with each wager or provide additional information that is not available to other customers

### Analysis

- 13 SCML has applied to specify new licence conditions which would enable it to introduce, on a controlled basis, eight additional gaming tables into the Auckland casino on which only mock table games will be played
- 14 The Commission first considered whether provision for additional Fun Play (or non-gambling) gaming tables would increase opportunities for casino gambling, or raise concerns about problem gambling harm. It concluded that it would not
- 15 As the Commission has noted in its previous decisions, most recently in decision GC25/08, opportunities for casino gambling are concerned with potential activity, not actual activity, nor the appeal or desirability of the potential activity. While it is conceivable that the chance to play casino table games without risk and cost may make it more likely that some individuals would later gamble at table games when they may not have taken the first step without that chance, the Commission considers that this would merely increase the attractiveness of the opportunities currently on offer, but not the opportunities themselves. Introducing non-gambling gaming tables would not create additional opportunities for casino gambling
- 16 The purpose of the Act (section 3) is, inter alia, to prevent and minimise harm caused by gambling, and to facilitate responsible gambling. Submitters to this, and SCML's previous application, suggested that Fun Play tables could be viewed both positively (in that they may assist patrons play table games in an informed, and less harmful manner) and negatively (as instruction on Fun Play tables may lead to table games attracting patrons who are then exposed to harm associated with gambling on gaming tables, when they would not have been otherwise), with the overall tenor of submissions on the present application being either neutral or supportive of their introduction
- 17 The Commission considered on balance, that the introduction of additional non-gambling gaming tables was not inconsistent with the Act or its purpose and, if suitably controlled, may offer benefits to casino patrons. Accordingly, it decided to amend the licence

conditions to permit 8 additional gaming tables which will be restricted to non-gambling activity and subject to control through the conditions

- 18 Section 139(2) of the Act stipulates the criteria for amendment to casino licence conditions. The requirements include that they must be consistent with the Act; contribute to achieving the purposes of the Act; contribute to the efficient and effective administration of the Act; and must not permit an increase in the opportunities for casino gambling
- 19 The Commission identified a number of areas where the proposed conditions should be omitted or amended in particular, to ensure that they contribute to the efficient and effective administration of the Act
- 20 SCML's proposed wording could lead to terminological confusion, as it suggests that the additional tables might not be gaming tables. As the Commission indicated in decision GC20/08, tables such as Fun Play tables will be "gaming tables" within the meaning of that term in the licence. Acceptance of SCML's proposal would, therefore, permit additional gaming tables with conditions attached to them, rather than creating something which is conceptually distinct. In order to provide clarity, the Commission has replaced references to Fun Play tables in the proposed conditions with "the tables permitted by condition 6A"
- 21 Under the proposal, the placement of non-gambling (or Fun Play) gaming tables would be a matter entirely for SCML, subject only to SCML notifying the DIA and the Commission of their location, and of any proposed changes to that location. The Commission considered it desirable for the location of such tables to be controlled by floor plans, as are SCML's existing gaming tables and gaming machines. This would have a number of advantages including clarifying precisely where the Fun Play tables will be placed, ensuring that Fun Play tables are not placed where existing gaming tables and machines have been approved for placement, ensuring that suitable surveillance/monitoring is in place for all tables, and enabling issues of placement and surveillance to be addressed specifically, rather than conceptually as is proposed at present
- 22 Condition 11 will therefore apply to all gaming tables, including the newly approved tables. Proposed condition 6D is inappropriate and will not be adopted
- 23 Proposed condition 6B concerns surveillance and contains a specific surveillance requirement. The proposed condition takes a non-standard approach in terms of the licence which does not currently contain any express surveillance requirements, but rather refers to an external standard. The licence, at condition 18, requires SCML to comply with the Surveillance Standard

- 24 The Commission was not informed whether proposed condition 6B is consistent with the Standard. If it is, proposed condition 6B is unnecessary and undesirable as future changes could not be made to the Standard alone. If it is not, the Commission does not think that specifying an inconsistent condition is good practice, or even an effective way of dealing with any inconsistency with the Standard. Accordingly, the Commission declines to specify condition 6B. SCML and the Secretary should deal with any desired changes to the Standard, by applying the provisions of condition 18 to effect the necessary amendments to the Standard itself.
- 25 MoH, GH and SA made submissions regarding the desirability of SCML offering education to Fun Play users on the odds of the games played and the risks of gambling in those forms, in addition to instruction in basic game play. The Commission agrees. The underlying rationale for the proposal is educational and the promotion of responsible gambling.
- 26 As the point of permitting the additional gaming tables is largely educational, the Commission expects SCML to provide information, not only on how to play the games, but also on the odds and risks of gambling in these forms. Rather than specifying this requirement as a separate licence condition, however, the Commission considered that it was more appropriately done through SCML's Responsible Gambling Programme. SCML is expected to propose amendments to the Programme to utilise the new tables for responsible gambling education. The Commission will make a consequential amendment to condition 24 (b) by removing the words "on gaming machines".
- 27 For that purpose, the Commission will require SCML, pursuant to condition 39, to submit to it details relating to the odds of the games played, the house advantage on bets permitted in each authorised game, and the risks of gambling in those forms and to submit for approval gaming guides suitable for distribution to patrons in connection with Fun Play. The future requirements for education and distribution of such information will be dealt with by amendment of the Responsible Gambling Programme in due course.
- 28 MoH raised an issue relating to the Advertising Standards Authority Code and the requirement for SCML to comply with the Code "in respect of advertising of gaming activities at the Casino Venue". SCML acknowledged that any advertising relating to the Fun Play tables would be in accordance with the Authority's principles for advertising of gambling and gaming.
- 29 The Commission considered that any advertising of Fun Play tables should be consistent with SCML's requirements for advertising of gambling activities, and has amended

condition 29 to insert "including, for the purposes of this requirement, Fun Play or similar activities which resemble casino gambling" at the end of the condition

- 30 The Secretary suggested a specific additional requirement of compliance with the MOS for gambling equipment. The Commission did not consider this to be necessary as its application is a matter for the MOS itself (which is within the control of the Secretary). The current licence does not require SCML to comply with any MOS in respect of its existing tables and gaming machines, and the Commission considered it odd to insert an express requirement to that effect for eight gaming tables on which gambling cannot take place.
- 31 In order to ensure that the new tables do not affect the ratio set out in licence condition 7, and the minimum open table requirement set out in licence condition 8, the Commission has amended these conditions to add "excluding the tables permitted by condition 6A", where appropriate.
- 32 As condition 9 (which relates to the operation approved game mixes) will apply to the new tables, the Commission will add the following to annex A to limit play to approved game types and to ensure that the approved game mixes are not affected by the additional tables:

The foregoing game mix numbers concern only the standard gaming tables permitted under condition 6. Any of the game types listed in any of the game mixes may be played on the tables permitted under condition 6A and those games shall not form part of the relevant game mix totals.

- 33 Finally, the Commission has amended condition 6 to insert, for clarity, "except as permitted by condition 6A"
- 34 SCML's proposed licence conditions, with the Commission's amendments shown in mark-up, are as follows:

- 6 The number of gaming tables in the Gambling Area shall not exceed 110, except as permitted by condition 6A
- 6A In addition to the gaming tables specified in condition 6, the licence holder may install up to 8 further tables on which casino type games may be played in the Gambling Area, provided those tables are not used for gambling purposes and satisfy the following minimum requirements:
- a the layout cloths covering the tables shall bear an inscription to the effect, 'Fun Play Only – Not to be Used for Gambling';
  - b the tables may only provide for play of casino type games that form part of the approved game mixes specified in Annex A attached to this Licence;
  - c the tables shall not have drop boxes attached to them;

- d the tables shall not have drop box slots for the placement of funds;
- e the tables shall not be entered onto the SGM system or any replacement table management system
- ~~6B The Area in which the Fun Play tables are located shall have a minimum of one Pan Tilt Zoom Camera installed to enable general activity at the tables to be monitored.~~
- 6BC Games conducted on the tables permitted by condition 6A Fun Play tables shall be conducted in accordance with the approved Rules applicable to that casino game type
- ~~6D The Licence Holder shall notify the Inspectorate and the Commission of the location of Fun Play tables in the Gambling Area and of any proposed changes to that location.~~
- 7 The ratio of gaming machines to gaming tables in the Gambling Area, excluding the tables permitted by condition 6A, shall not exceed 15 to 1, except with the approval of the Commission
- 8 At least two table games, excluding the tables permitted by condition 6A, shall be open for play when the Casino is operating
- 24 The Statement and Programme shall be consistent with and impose no lesser requirement than specified in the Act or Regulations The Programme shall address and not be limited to:
- (a)
- (b) the provision of signage, brochures and publications, and the effective display and distribution of the same, to inform gamblers of the odds of winning on gaming machines, how to gamble safely, the characteristics of problem gambling and the availability of counselling and other support services;
- 29 The Licence Holder shall comply with the Advertising Standards Authority advertising code of practice for advertising, gambling, and any relevant regulations in respect of the advertising of the gaming activities at the Casino Venue including, for the purposes of this requirement, Fun Play or similar activities which resemble casino gambling
- 35 With the possible exception of the minor amendment to condition 24(b), all of the changes have been the subject of submissions Even the condition 24(b) amendment, however, was addressed in substance (associated educational requirements). The Commission considered whether any part of the decision, including the change to condition 24(b), or the exercise of its power under condition 39, should be the subject of further notice and submission prior to the issue of a decision It has decided not to do so for the following reasons:
- (a) It would delay the approval of additional Fun Play tables further, when the proposal has already been the subject of an earlier unsuccessful application
- (b) The application was advanced on an educational rationale
- (c) The substantive matters, the provision of information beyond mere instruction in game play, have already been the subject of submissions

- (d) The changes do not have any immediate effect but merely provide the basis for possible future actions by the Commission

### Decision

36 The Commission:

- (a) approves the application by SCML, under section 139(1)(d) of the Act, to specify new licence conditions 6A and 6B (as amended by the Commission) in SCML's operator's licence for the Auckland casino as follows:

6A In addition to the gaming tables specified in condition 6, the licence holder may install up to 8 further tables on which casino type games may be played in the Gambling Area, provided those tables are not used for gambling purposes and satisfy the following minimum requirements:

- a the layout cloths covering the tables shall bear an inscription to the effect, 'Fun Play Only – Not to be Used for Gambling';
- b the tables may only provide for play on casino type games that form part of the approved game mixes specified in Annex A attached to this Licence;
- c the tables shall not have drop boxes attached to them;
- d the tables shall not have drop box slots for the placement of funds;
- e the tables shall not be entered onto the SGM system or any replacement table management system

6B Games conducted on the tables permitted by condition 6A shall be conducted in accordance with the approved Rules applicable to that casino game type

- (b) on its own initiative, amends conditions 6, 7, 8, 24 and 29, under section 139(1)(e) of the Act, to provide as follows:

6 The number of gaming tables in the Gambling Area shall not exceed 110, except as permitted by condition 6A

7 The ratio of gaming machines to gaming tables in the Gambling Area, excluding the tables permitted by condition 6A, shall not exceed 15 to 1, except with the approval of the Commission

8 At least two table games, excluding the tables permitted by condition 6A, shall be open for play when the Casino is operating

24 The Statement and Programme shall be consistent with and impose no lesser requirement than specified in the Act or Regulations. The Programme shall address and not be limited to:

- (a) ..
- (b) the provision of signage, brochures and publications, and the effective display and distribution of the same, to inform gamblers of the odds of winning, how to gamble safely, the characteristics of problem gambling and the availability of counselling and other support services;

29 The Licence Holder shall comply with the Advertising Standards Authority advertising code of practice for advertising, gambling, and any relevant regulations in respect of the advertising of the gaming activities at the Casino Venue including, for the purposes of this requirement, Fun Play or similar activities which resemble casino gambling

- (c) amends Annex A (**attached**), under condition 9, to insert the following paragraph:

The foregoing game mix numbers concern only the standard gaming tables permitted under condition 6. Any of the game types listed in any of the game mixes may be played on the tables permitted under condition 6A and those games shall not form part of the relevant game mix totals

- (d) requires, pursuant to condition 39, SCML to submit gaming guides and a submission stating the true odds, the house odds and house advantage on bets permitted in each authorised game

37 Formal requirements for the provision of education and information in relation to Fun Play will be considered in the future as part of a review of SCML's Responsible Gambling Programme and SCML is asked to prepare a proposal for that review

**GAMBLING  
COMMISSION**  
Peter Chin  
Chief Gambling Commissioner

for and on behalf of the  
Gambling Commission

19 December 2008

## 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
- Black Jack/Pontoon – up to 44 games
  - Roulette – up to 24 games
  - Touchbet Roulette – 1 game with up to 14 player spaces
  - Caribbean Stud Poker – up to 10 games
  - Midi Baccarat – up to 17 games
  - Mini Baccarat – up to 7 games
  - Pai Gow – up to 4 games
  - Tai Sai (Double Side) – 1 game
  - Tai Sai (Single Side) – 1 game
  - Money Wheel (Double Side) – 1 game
- B
- Black Jack/Pontoon ('7 Box') – up to 31 games
  - Roulette – up to 20 games
  - Rapid Roulette – up to 2 games with up to 21 player spaces
  - Caribbean Stud Poker – up to 7 games
  - Midi Baccarat – up to 18 games
  - Mini Baccarat – up to 7 games
  - Money Wheel (Double Side) – 1 game
  - Pai Gow -- up to 3 games
  - Poker -- up to 18 games with up to 10 player spaces
  - Tai Sai (Double Side) – 1 game
  - Casino War – 2 games
- C
- Black Jack/Pontoon ('7 Box') – up to 33 games
  - Roulette – up to 20 games
  - Rapid Roulette – up to 2 games with up to 21 player spaces
  - Caribbean Stud Poker – up to 7 games
  - Midi Baccarat – up to 18 games
  - Mini Baccarat – up to 7 games
  - Money Wheel (Double Side) – 1 game
  - Pai Gow – up to 3 games
  - Poker -- up to 18 games with up to 10 player spaces
  - Tai Sai (Double Side) – 1 game

### Notes

- 1 The foregoing game mix numbers concern only the standard gaming tables permitted under condition 6. Any of the game types listed in any of the game mixes may be played on the tables permitted under condition 6A and those games shall not form part of the relevant game mix totals.
- 2 The Licence Holder is permitted to change between the game mixes specified in A, B and C subject to providing the Commission and the Inspectorate with a minimum of 5 working days notice in writing of its intention to do so.


3 The Licence Holder is permitted to operate automatic shufflers on:

- the Poker tables specified in game mixes B and C; and
- 50% of open Black Jack tables specified in game mix A;
- all Black Jack tables specified in game mixes B and C;



- CSP and Baccarat tables specified in each of the game mixes, provided that no more than 10 such shufflers are operated on CSP games and no more than 24 such shufflers are operated on Baccarat games;
- the Casino War games specified in game mix B

**Consolidated to 19 December 2008**

A handwritten signature in black ink, consisting of a large, stylized initial 'R' followed by a long horizontal stroke and several smaller marks below it.

**IN THE MATTER** of the Gambling Act 2003  
**AND** on an application by **SKYCITY CASINO MANAGEMENT LIMITED**  
to specify new licence conditions

**BEFORE THE GAMBLING COMMISSION**

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

Date of Order: **20** January 2009

**ORDER CORRECTING ERROR IN DECISION**

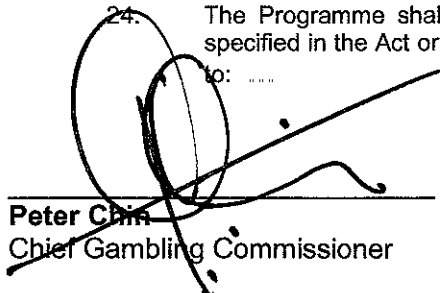
In decision GC31/08, the Commission amended condition 24 of the operator's licence held by SKYCITY Casino Management Limited ("SCML") for the Auckland casino to provide as follows:

24. The Statement and Programme shall be consistent with and impose no lesser requirement than specified in the Act or Regulations. The Programme shall address and not be limited to: ..

The Commission has noted that this condition contains a drafting error with the incorrect inclusion of the words "Statement and" as these words were removed from this condition by decision GC20/06.

The Commission hereby amends paragraph 36(b) of decision GC31/08 to delete the words "Statement and". Condition 24 of SCML's operator's licence for the Auckland casino is as follows:

24. The Programme shall be consistent with and impose no lesser requirement than specified in the Act or Regulations. The Programme shall address and not be limited to: ..

  
**Peter Chin**  
Chief Gambling Commissioner

for and on behalf of the  
Gambling Commission

**20** January 2009