Statement of Proposal
South Taranaki District Council
Easter Sunday Shop Trading Policy 2017

Where can I get more information?
- Visit the Council website www.southtaranaki.com/Council/Consultation
- Telephone 0800 111 323
- Contact one of your elected representatives.
- Further copies of this document are available from any Library Plus or the Council Administration Building, Albion Street, Hawera.

Consultation Timeline

19 January: - submission period opens.
20 February: - submission period closes.
1 March: - Full Council hearing to listen to submitters and read submissions.
20 March: - Full Council to deliberate on submissions. Then Council votes on whether to adopt reviewed policy.

How to make a submission?
- Download a submission form from: www.southtaranaki.com
- Complete the submission form attached and send via
  - Email: regsubmissions@stdc.govt.nz
  - Post: Private Bag 902 Hawera 4640
  OR
  - Fax: 06 278 8757

Please note: Options on the proposed policy can be found on page 3.

Introduction and Background

The Shop Trading Hours Act (the Act) 1990 lists restricted trading days (ANZAC Day morning, Good Friday, Easter Sunday and Christmas Day) and places restrictions on what type of businesses may trade on these particular days (example of trading exemptions: dairies, service stations, pharmacies, takeaway food shops, restaurants, cafes, souvenir shops and garden centres).

In August 2016, the Government amended the Act which means that councils throughout New Zealand can now decide to enable trading on Easter Sunday, by developing a policy. This means that each district throughout New Zealand can decide on what best suits their communities.

Who can trade currently on Easter Sunday?

Currently there are particular shops that can already trade on Easter Sunday. This includes dairies, service stations, takeaway food restaurants, restaurants, cafes, shops selling souvenirs, pharmacies, and garden centres.

What changes will a policy make to who can trade on Easter Sunday?

A policy on trading during Easter Sunday will affect shops, as it will mean all shops can open and trade, not just those that are exempt by the Act like supermarkets, hardware stores, and clothing stores that can currently open and trade on Sundays.
What can an Easter Trading Policy cover?

The Council is restricted on what a policy can cover. It can only allow trading on Easter Sunday to occur for the entire District or any parts of the District.

The policy cannot allow particular shops to open, specify times when shops can open or any other conditions.

What is the Council proposing?

The Council is proposing to enable Easter Sunday shop trading throughout the entire district.

If a policy is adopted, does that mean that all shops are required to open on Easter Sunday?

No. If a policy is adopted, shops still have the right to choose if they want to open and trade on Easter Sunday. A policy will give shops in South Taranaki more options.

If a policy is adopted, how will employees be affected if their employer chooses to open on Easter Sunday?

If an employer chooses to open on Easter Sunday under the policy, a shop employee may refuse to work on Easter Sunday and is not required to provide their employer with a reason for refusing to work. Under the Act an employee is obliged to notify their employer of their intention to not work on Easter Sunday.

What sort of things will the Council consider when deciding if to have a policy or not?

The Council wants to know what you think. The best way to do that is to make a submission. The Council will consider what the people of South Taranaki want, if there is a need for businesses to open and the social impact of this policy. The Council has indicated that it is important that the community is given the opportunity to signal their preference in this matter.

Legal Requirements:

Under the Shop Trading Hours Act 1990, the Council must consult with the public on any policy which it may develop. Consultation must be for a period of one month. A hearing will be held to allow the Council to listen to submitters and read all submissions received. The Council may then deliberate and make a decision after considering all of the information provided to them.

Have your say! Make a Submission!

The proposed Easter Sunday Shop Trading Policy is now open for public consultation from 19 January 2017 to 20 February 2017. This is your chance to let the Council hear your views about trading on Easter Sunday in South Taranaki, so please take the time to get involved and have your say. See page 5 for instructions on the submission process and the submission form.
### Easter Sunday Shop Trading Policy – options for the South Taranaki District

The table below highlights the three options available to the Council. The Council would like you to consider these three options and would welcome your feedback in the form of a submission.

There are advantages and disadvantages to having a policy which allows trading on Easter Sunday. A policy would provide businesses and employees with an extra day to earn money, it can promote tourism within the District and provides shop owners with the option to open and trade. The disadvantages to a policy would be the loss of a “non-work” day (usually Easter Sunday is considered a holiday), that there is less family time for employees and shop owners, and the religious significance of the day is not recognised in the same way.

<table>
<thead>
<tr>
<th>Option 1) Council’s preferred option</th>
<th>Trading on Easter Sunday is allowed throughout the entire District.</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>A policy which allows all shops to open and trade on Easter Sunday will provide shops with the option to open or not. Currently they are required under the Act to close unless exempt.</td>
</tr>
<tr>
<td></td>
<td>Such a policy will not force businesses to open, but will provide business operators with the choice.</td>
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<thead>
<tr>
<th>Option 2)</th>
<th>Trading on Easter Sunday is allowed in particular parts of the District.</th>
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<tbody>
<tr>
<td></td>
<td>A policy can be tailored to take into account the requests of communities by allowing trading in some areas and not allowing it in others.</td>
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<tr>
<td></td>
<td>For example: some communities may feel that they will benefit by opening on Easter Sunday, as they may have a high number of travellers or tourists in their townships.</td>
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<tr>
<th>Option 3)</th>
<th>No trading on Easter Sunday throughout the entire District.</th>
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<tbody>
<tr>
<td></td>
<td>The South Taranaki community may feel that they do not wish to allow all other businesses to open and trade on Easter Sunday.</td>
</tr>
<tr>
<td></td>
<td>This option will mean that the status quo is maintained and will not provide businesses with the choice whether to open or not.</td>
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Proposed Easter Sunday Shop Trading Policy 2017

Executive Summary

The South Taranaki District Council's Easter Sunday Shop Trading Policy provides shops with the opportunity to open and trade on Easter Sunday throughout the District.

Council’s Role and Responsibility

The Council may provide a policy stance on Easter Sunday Trading within the South Taranaki District. The Council is not responsible for the enforcement of this Policy.

Objectives

To enable all shops to open and trade on Easter Sunday, within the South Taranaki District or parts thereof.

Requirements of the Act

Under section 5A of the Shop Trading Hours Act 1990, the Council may have a local Easter Sunday Shop Trading Policy to permit shops to open on Easter Sunday in an area comprising the whole of the district or any parts of the district.

Policy

1.0 Shop trading is permitted within the entirety of the District on Easter Sunday, as provided for under the Act.

2.0 This policy does not apply to the sale and supply of alcohol on Easter Sunday from licensed premises, which is regulated by the Sale and Supply of Alcohol Act 2012.

Definitions

Act means the Shop Trading Hours Act 1990.
Council means the South Taranaki District Council.
District means the area within the jurisdiction of the South Taranaki District Council (see schedule one).
Shop means a building, place or part of a building or place, where goods are kept, sold, or offered for sale, by retail; and includes an auction mart, and a barrow, stall, or other subdivision of a market; but does not include –
   a) A private home where the owner or occupier’s effect are being sold (by auction or otherwise); or
   b) A building or place where the only business carried on is that of selling by auction agricultural products, pastoral products, and livestock, or any of them; or
   c) A building or place where the only business carried on is that of selling goods to people who are dealers, and buys the goods to sell them again.

Review of Policy

3.0 This Policy shall be reviewed every five (5) years to ensure the policy is effective and efficient at achieving the objectives.
The South Taranaki District
Options to Consider
(please tick as applicable)

Option 1 – Council’s preferred option
☐ I agree that trading on Easter Sunday should be allowed throughout the South Taranaki District.

Further comments here:
________________________________________________________
________________________________________________________
________________________________________________________

Option 2
☐ I prefer that trading on Easter Sunday should be allowed in particular parts of the South Taranaki District.

Please state below the areas where trading should occur:
________________________________________________________
________________________________________________________
________________________________________________________
________________________________________________________

Option 3
☐ I prefer that there should be no trading on Easter Sunday throughout the South Taranaki District.

Further comments here:
________________________________________________________
________________________________________________________
________________________________________________________

See over page for further comments
Your Comments
Note: your comments are part of the Council’s consultation process and will therefore be available for public inspection.

(Please continue on a separate page if required)

WANT MORE INFORMATION?

- Telephone 0800 111 323 between 8am – 4.30pm
- email – regsubmissions@STDC.govt.nz
- Complete this form and drop it off at any Library Plus or the Council
- Write to Private Bag 902, Hawera, 4640
- Fax to (06) 278 8757
- Website www.southtaranaki.com/Council/Consultation

Submissions Close: 20 February 2017