



QUEENSTOWN
LAKES DISTRICT
COUNCIL

**PROPOSED QUEENSTOWN LAKES DISTRICT
CLASS 4 AND TAB GAMBLING VENUE
RELOCATION POLICY**

STATEMENT OF PROPOSAL

INTRODUCTION

- 1 In accordance with Section 102(5A) of the Gambling Act 2003, Queenstown Lakes District Council is considering whether to include a relocation policy as part of its current Class 4 and TAB Gambling Venue Policy.
- 2 A **relocation policy** is a policy setting out if and when the Queenstown Lakes District Council will grant permission in respect of a venue within its district where the venue is intended to replace an existing venue (within the district) to which a class 4 venue licence applies.

PROPOSAL

- 3 Queenstown Lakes District Council is undertaking its statutory obligation to consider a Relocation Policy as part of its Class 4 and TAB venue gambling Policy.
- 4 The proposed policy is intended to provide an element of protection to our expanding residential areas, while recognising the community benefits from local community grants received.
- 5 The proposed policy will continue the requirements of the Class 4 and TAB venue gambling Policy to meeting the following criteria.
- 6 This Statement of Proposal has been prepared in accordance with the requirements of sections 83 and 86 of the LGA, and includes:

REASON FOR PROPOSAL

- 7 Council has reviewed the current policy, including a review of other territorial authority's policies and consider the proposed policy is the most appropriate means of protecting the public by:
 - a. Controlling the growth of gambling;
 - b. Preventing and minimising harm from gambling, including problem gambling;
 - c. Authorising some gambling and prohibit the rest;
 - d. Facilitating responsible gambling;
 - e. Limiting opportunities for crime or dishonesty associated with gambling and the conduct of gambling;
 - f. Ensuring that money from gambling benefits the community; and
 - g. Facilitating community involvement in decisions about the provision of gambling.

IS THE PROPOSED POLICY THE MOST APPROPRIATE POLICY?

- 8 The Council has considered the most appropriate way of addressing the issues described in the problem definition section above, the options available, and determined that the proposed policy is the most appropriate means for addressing the issues.
- 9 In considering whether the policy is the most appropriate, Council has considered the following options:
 - a. Option 1 - Status Quo – Do not permit the relocation of gaming machines.
 - b. Option 2 – Proposed relocation policy

10 Option 1 – Status Quo

- 11 This option will continue to minimise adverse effects of gambling on the community, but will not allow the relocation of machines from one venue.
- 12 The policy does not protect residential areas from containing gaming premises. The number of machines will not reduce in our district.

13 Option 2 - Proposed relocation policy

- 14 The advantage of this option is that it enables the relocation of gaming machines, while ensuring compliance with the Class 4 and TAB Gambling Venue Relocation Policy.

ARE THERE ANY IMPLICATIONS UNDER THE NEW ZEALAND BILL OF RIGHTS ACT 1990?

- 15 The proposed policy is consistent with the New Zealand Bill of Rights Act 1990 (NZBORA).

TIMETABLE FOR CONSULTATION

- 16 The following dates represent the key times in the consultation programme:
 - a. Council resolves to undertake public consultation regarding the proposed policy – **28th October 2017**
 - b. Advertisement in Otago Daily Times, Southland Times, Mirror and Wanaka Sun – between **28th October and 4th November 2017**.
 - c. Submissions close on **27th November 2017**.
 - d. Submissions heard by a subcommittee of Councillors on **30th November 2017**.
 - e. Council considers outcome of consultation process **14th December 2017**
 - f. Public notice of final decision (if Council resolves to adopt the policy) – **16th December 2017**

- 17 The policy comes into effect subject to the above.

INSPECTION OF DOCUMENTS AND OBTAINING COPIES

- 18 Copies of this Statement of Proposal and the proposed policy may be inspected, and a copy obtained, at no cost, from:
 - a. either of the Council offices at 10 Gorge Road, Queenstown or the Wanaka Service Centre, 47 Ardmore Street, Wanaka;
 - b. any Council library within the Queenstown Lakes District; or
 - c. the Council website – www.qldc.govt.nz

RIGHT TO MAKE A SUBMISSION AND BE HEARD

- 19 Any person or organisation has a right to be heard in regard to this proposal and the Council encourages everyone with an interest to do so.
- 20 The Council would prefer that all parties intending to make a submission to the Queenstown Lakes District Council Website: www.qldc.govt.nz
- 21 Submissions must be received by **Monday 27th November 2017**. The Council will then convene a hearing, which it intends to hold on **Thursday 30th November 2017** at which any party who wishes to do so can present their submission in person. The Council will give equal consideration to written and oral submissions.
- 22 The Council will permit parties to make oral submissions (without prior written material) or to make a late submission, only where it considers that special circumstances apply.
- 23 Every submission made to the Council will be acknowledged in accordance with the LGA 2002, will be copied and made available to the public, and every submission will be heard in a meeting that is open to the public.
- 24 Section 82 of the LGA 2002 sets out the obligations of the Council in regard to consultation and the Council will take all steps necessary to meet the spirit and intent of the law.

MAKING AN EFFECTIVE SUBMISSION

- 25 Written submissions can take any form (e.g. Email, letter). An effective submission references the clause(s) of the draft policy you wish to submit on, states why the clause is supported or not supported and states what change to the clause is sought.
- 26 Submissions on matters outside the scope of the policy cannot be considered by the Hearings Panel.

Mike Theelen
CHIEF EXECUTIVE

APPENDIX 1 – Proposed Class 4 and TAB Gambling Venue Relocation Policy