



HURUNUI
District Council

Council

Agenda

(Extraordinary meeting)

1.30pm, Thursday, 15 February 2018

Council Chambers, 66 Carters Road, Amberley.

Community Partnership in Growth and Wellbeing

COUNCIL

Council Membership:

- Mayor Winton Dalley (Chairperson)
- Cr Nicky Anderson
- Cr Marie Black
- Cr Vince Daly
- Cr Dick Davison
- Cr Jason Fletcher
- Cr Fiona Harris
- Cr Julia McLean
- Cr Geoff Shier
- Cr Michael Ward

Quorum: no less than 5 members

Secretary: Graham Sutherland

The purpose of local government:

- (1) The purpose of local government is—
 - (a) to enable democratic local decision-making and action by, and on behalf of, communities; and
 - (b) to meet the current and future needs of communities for good-quality local infrastructure, local public services, and performance of regulatory functions in a way that is most cost-effective for households and businesses.
- (2) In this Act, **good-quality**, in relation to local infrastructure, local public services, and performance of regulatory functions, means infrastructure, services, and performance that are—
 - (a) efficient; and
 - (b) effective; and
 - (c) appropriate to present and anticipated future circumstances.

(Local Government Act 2002 – Amendment Act 2012)

Hurunui District Council – 15 February 2018

TIMETABLE

Time	Item
1.30pm	Meeting commences.
2.00pm	Meeting concludes.

ITEM	ORDER OF BUSINESS	SIGNIFICANCE	PAGES
	<ul style="list-style-type: none">• Apologies: Cr Nicky Anderson• Conflict of Interest Declarations• Recording Device		
1	Decision Items: 1.1 Draft Easter Sunday Shop Trading Policy.....	Medium	4 - 20
2	Discussion Items: Nil.		
3	Information Items: Nil.		

HURUNUI DISTRICT COUNCIL MEETING REPORT



To: Council
Report Prepared By: Kelsey Ashworth, Planner
Date: 15 February 2018
Significance Level: Medium

Draft Easter Sunday Shop Trading Policy

Recommendation THAT THE COUNCIL AGREES TO CONSULTING ON THE DRAFT EASTER SUNDAY SHOP TRADING POLICY AND CONSIDERS ANY SUBMISSIONS RECEIVED AT THE 23 MARCH 2018 COUNCIL MEETING.

Executive Summary Interest around Easter Sunday trading in Hurunui is starting to rise, so it needs to be considered whether there is now a need to consult on and implement an Easter Sunday Shop Trading Policy, which would permit trading on Easter Sunday under the Shop Trading Hours Act 1990.

At an extraordinary Regulatory Committee Meeting on 1 February 2018, the Committee agreed that a draft Easter Sunday Shop Trading Policy be formed and presented to the extraordinary Council Meeting on 15 February with the intention of delivering a policy that allows appropriate consultation and endeavours to ensure the process being undertaken allows full community engagement.

Background The Shop Trading Hours Act 1990 (the Act) regulates the opening of shops on ANZAC Day Morning, Good Friday, Easter Sunday and Christmas Day. The Act was amended in 2016 to give local councils the authority to permit Easter Sunday trading in the whole or any part or parts of its district, if a policy is adopted.

In the absence of local authorities adopting a policy, the Act allows shops selling certain types of goods for example, dairies, service stations, take away bars, restaurants, cafes and garden centres to remain open on the restricted trading days. Under the Act, the quantity of goods for sale can be no greater than that sufficient to meet the demands of the people who live or are staying in the area where the shop is, and people travelling through the area. If a shop does not meet one of these exemptions and is open on Easter Sunday, the occupier of the shop will be fined up to \$1,000.

The Easter Sunday trading restriction in Hurunui, was not reviewed in 2017 as the Council had received very little interest from the local business for Easter Sunday trading and as such, did not consider the need for implementing a policy. However, at the Hanmer Springs Community Board in November 2017, the Hanmer Springs Business Association requested support from the Community Board in favour of Easter Sunday trading. Council also received a letter in January this year from the Amberley NZ Business group requesting the Council to consider allowing all businesses in the Hurunui the opportunity to be open for Easter trading. Additionally,

there have been a few queries from local businesses in Amberley and larger retail organisations such as Retail NZ and Canterbury Employers' Chamber of Commerce.

To date, twenty-five councils have created an Easter Sunday Shop Trading Policy for 2017, including neighbouring local authorities, Marlborough District Council and Kaikoura District Council.

What can the Easter Sunday Shop Trading Policy control?

The following restrictions cannot be made under the policy:

- permitting shops to open for some purposes only; or
- permitting only some types of shops in the area to open; or
- hours of operation; or
- including any other conditions as to the circumstances in which shops in the area may open.

An Easter Sunday Shop Trading policy cannot override shop trading provisions such as the sale of alcohol, in other legislations. Alcohol sale and supply is regulated under the Sale and Supply of Alcohol Act. The Sale and Supply of Alcohol Act states that the holder of an on-licence can only sell or supply alcohol on Easter Sunday if they hold a special licence for the premises or the buyer is someone who resides or lodges on the premises or someone who is dining and even then, alcohol can only be served no more than one hour either side of that meal.

The worker choice provision allows employers and employees to negotiate freely, and means that employees have the ability to refuse to work on Easter Sunday without any repercussions for their employment relationship. This acknowledges that Easter Sunday continues to be a day of significance across New Zealand and that some people will choose not to work on this day.

Financial Considerations

The cost of consulting and adopting an Easter Sunday Shop Trading Policy falls within the regular operating budget for the Planning Policy team.

Legal Considerations

There is no requirement for the Council to investigate or adopt a policy.

Significance Consideration

It is considered that the level of significance for the issue of trading Easter Sunday is the **upper level of medium**. This level of significance was discussed and agreed to by the Regulatory Committee at the 1 February meeting. The Council has received interest to date on Easter Sunday trading from business owners who would benefit from trading on Easter Sunday. However, it is considered that the topic of trading on Easter Sunday will generate a high level of interest from a number of interested parties such as locals as consumers, people with religious beliefs and business owners. Trading on Easter Sunday, subject to a policy being adopted, will impact the whole of the district as it will give consumers the option to shop and business owners the option to open and increase income.

Engagement

The special consultative procedure under s83 of the Local Government Act 2002, must be used when deciding whether to adopt a local Easter Sunday shop trading policy. The special consultative procedure requires Council to prepare and adopt a statement of proposal and if Council considers on reasonable grounds that it is necessary to enable public understanding of the proposal, a summary of the information contained in the statement of proposal.

The Council must ensure that the statement of proposal is publicly available as well as a description of how the local authority will provide persons interested in the proposal with an opportunity to present their views to the Council and a statement of the period which views on the proposal may be provided to the local authority which cannot be less than 1 month from the date the statement is issued. Due to the very restricted timeline before Easter, it is recommended that if the Committee deemed that an Easter Sunday Shop Trading Policy was necessary, the consultation period would be the minimum of one month.

Any interested persons must be provided with an opportunity to present their views to the Council in a manner that enables spoken interaction between the person and the Council.

Given the above, the recommended level of engagement in accordance with the [Significance and Engagement Policy](#) and the Engagement Spectrum (at the back of the agenda) is: **Involve** - *To work directly with the public throughout the process to ensure that public concerns and aspirations are consistently understood and considered.*

Options

Option 1: Do Nothing

<i>Advantages</i>	<i>Disadvantages</i>
<ul style="list-style-type: none"> Retaining the status quo will be seen as a benefit to some shop owners, employees, residents and visitors for religious and recreational reasons. There will be no financial and time costs to Council such as consultation and staff time. 	<ul style="list-style-type: none"> Some shop owners, employees, residents and visitors would prefer to have a choice on whether to trade, work and shop. Businesses in Hurunui will still not have the option of trading on Easter Sunday, when they could be increasing income. Council has known interest on Easter Sunday trading from business owners. Not consulting on a draft policy would be failing to consider their requests.

 Option 2: Consult on the draft Easter Sunday Shop Trading Policy

<i>Advantages</i>	<i>Disadvantages</i>
<ul style="list-style-type: none"> • Some shop owners, employees, residents and visitors would prefer to have a choice on whether to trade, work and shop. • Employees have discretion on whether they want to work on Easter Sunday without any repercussions. • A policy would result in a higher level of service provided to locals and visitors and the community outcome of 'a place with a thriving local economy' would be promoted. 	<ul style="list-style-type: none"> • Some people will be against shops opening on Easter Sunday due to Easter Sunday being both a religious holy day and traditional New Zealand day off.

Key Considerations

 1. Easter Sunday is a significant day to many New Zealanders

Easter Sunday is both a religious holy day and traditional New Zealand day off. Due to the significance of this day it is understandable that some people would choose not to work on Easter Sunday. There are also people who would prefer that the significance of the day is acknowledged by shops remaining closed.

The Shop Trading Hours Act includes provisions that protect an employee's right to a day off. These provisions are:

- 1) an employee may refuse to work Easter Sunday without providing any reason; and
- 2) an employee who chooses not to work on Easter Sunday cannot be treated adversely as a result of this choice.

The implementation of a policy therefore does not remove any person's right to a day off.

The introduction of a policy does not obligate residents to shop. Residents who believe trade should not occur on Easter Sunday can exercise their personal choice not to shop on this day. Implementing a local Easter Sunday shop trading policy will allow shops to open, if they choose; it cannot require people to shop.

 2. Promotion of economic activity in the Hurunui district

Allowing all shops to trade on Easter Sunday will promote economic activity in the Hurunui district. Allowing shops to trade on Easter Sunday provides an additional opportunity for shops to generate income.

Despite the consideration made above it is important to note that Easter Sunday trade is not a one-off issue restricted to 2018. Any decision on Easter Sunday trading must consider the current economic climate and the future desire of the district to allow Easter Sunday trading. If adopted a local Easter Sunday shop trading policy can only be altered, amended or revoked using the special consultative process detailed in the Local Government Act 2002.

3. Tourism

Hurunui is a tourist destination. The district, especially Hanmer Springs, attracts and caters for both international and domestic visitors. The Easter Sunday closure can have a confusing effect on international tourists who expect to find New Zealand shops trading on Sundays. A tourist's confusion may be further increased by those shops with exemptions being open, creating an inconsistent operating environment.

The development of a local policy would therefore improve the district's ability to cater for tourists. It will provide them with a further activity to undertake in the district (shopping), and allow tourists to cater for their everyday needs.

Across New Zealand the long weekend encourages New Zealanders to travel. The opening of shops in the district therefore has the potential to act as a draw card for domestic tourists who are choosing their Easter holiday destinations or deciding their travel route. With shops open domestic tourists may consider Hurunui a more convenient destination or location to pass through.

Timeframe

Below is a draft timeline for adoption of a policy before Easter this year.

16 February: Notification and start of public consultation period.

16 March: Consultation period ends.

23 March: Council meeting to hear any persons who have indicated they wish to speak to their submission. Council sign-off to adopt policy, if agreed and notify the Ministry of Business, Innovation and Employment.

1 April: Easter Sunday

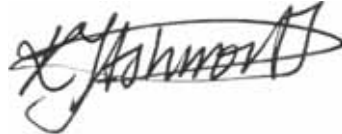
As outlined above in the 'Engagement' section, the consultation period would have to be the minimum period of one month if the aim was to adopt a policy before Easter this year. The one-month consultation period meets the statutory requirement for the special consultative procedure under s83 of the Local Government Act. The one-month consultation period appears to be consistent with the consultation periods used by a large number of other local authorities who have consulted on an Easter Sunday Shop Trading Policy.

Also under the Act, an employer who wants a shop employee to work on Easter Sunday must give between 4-8 weeks' written notice to the employee. Due to the restricted timeframe, this clause will be unachievable.

The Council is not required to adopt a policy on 23 March if it is not satisfied that all concerns raised by submitters have been sufficiently addressed.

Appendices

1. Hurunui District Council draft Easter Sunday Shop Trading Policy
 2. Easter Sunday Shop Trading Policy Statement of Proposal
 3. Easter Sunday Shop Trading Policy Summary of Information
 4. Suggested Stakeholder Targeted Engagement List
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Report Prepared by: Kelsey Ashworth
Planner



Report Reviewed by: Judith Batchelor
Manager Regulatory Services

Officer in Attendance: The report author will be in attendance to speak to this report.

HURUNUI DISTRICT COUNCIL
POLICY
EASTER SUNDAY SHOP TRADING



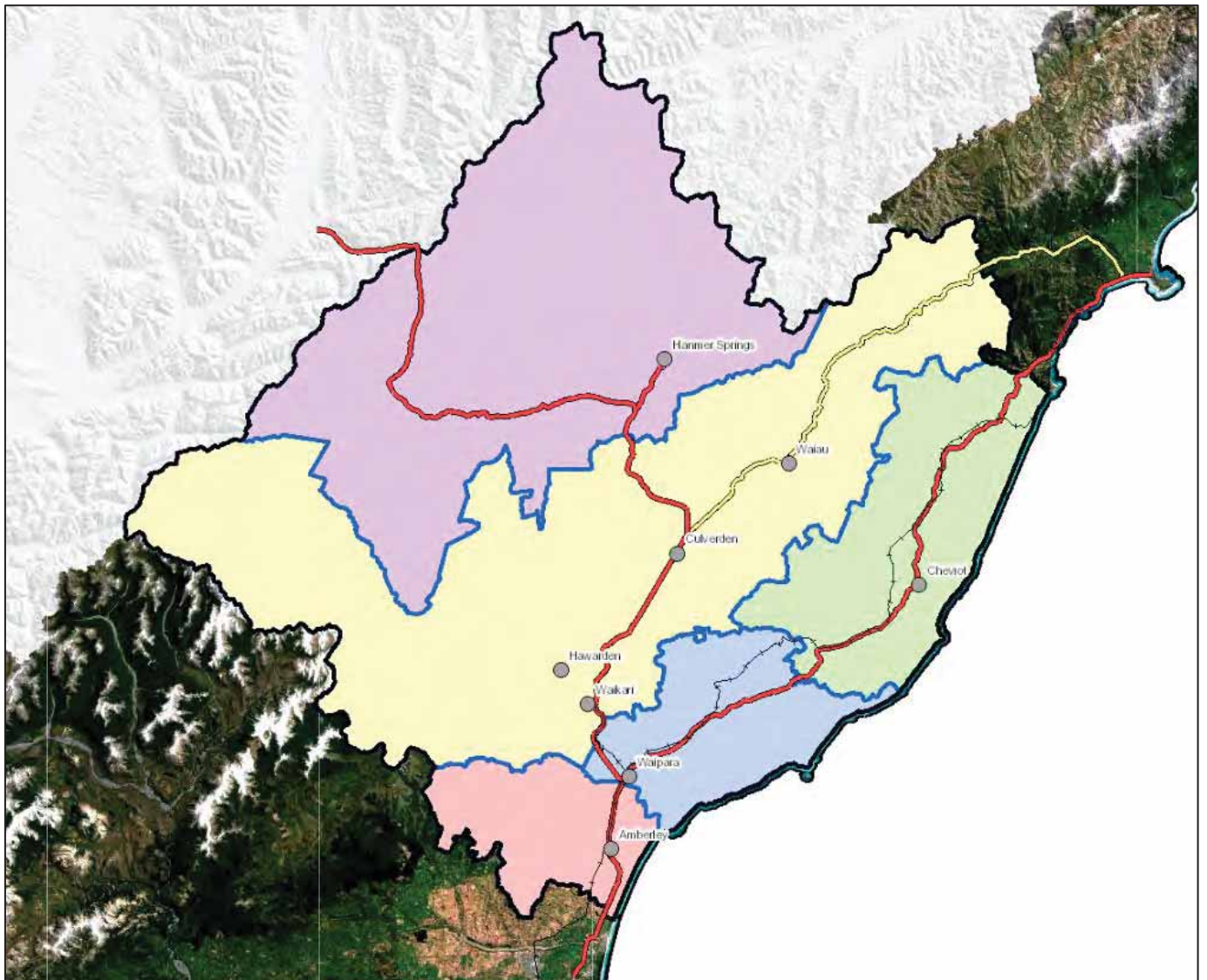
Adopted:

Review date:

Introduction	This policy is made under Subpart 1 of Part 2 of the Shop Trading Hours Act 1990 (the Act). The Act was amended in 2016 to allow Councils to adopt a local policy to permit shops to open on Easter Sunday.
Purpose	The purpose of this policy is to provide shops with the ability to choose if they open for trade on Easter Sunday.
Scope	<p>This policy applies to the whole of the Hurunui district.</p> <p>This policy does not apply to the sale or supply of alcohol. Alcohol sale and supply is regulated under the Sale and Supply of Alcohol Act 2012.</p>
Definitions	<p>For the purposes of this policy any term defined in section 2 of the Shop Trading Hours Act 1990 has the same meaning as provided for in that Act.</p> <p>Shop means: <i>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-</i></p> <ul style="list-style-type: none"> <i>(a) A private home where the owner or occupier's effects are being sold (by auction or otherwise); or</i> <i>(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</i> <i>(c) A building or place where the only business carried on is that of selling goods to people who are dealers, and buy the goods to sell them again.</i>
Shop trading permitted	Shop trading is permitted on Easter Sundays throughout Hurunui district.
Shop employees' right to refuse to work	<p>Hurunui District Council acknowledges the significance of Easter Sunday to New Zealanders and that some people would rather not work on this day. This policy does not require shops to open or employees to work.</p> <p>There are 'right to refuse' provisions in the Act that allow employers to negotiate freely, and means that all shop employees will have the ability to refuse to work on Easter Sunday without providing any reason; and without any repercussions for their employment relationship.</p>
Review	In accordance with Section 5C(2) of the Shop Trading Hours Amendment Act 2016, this Policy will be reviewed within five years of adoption. The Act requires that the use of the Special Consultative Procedure must be used to review, revoke, replace or continue this policy without amendment.

END OF POLICY

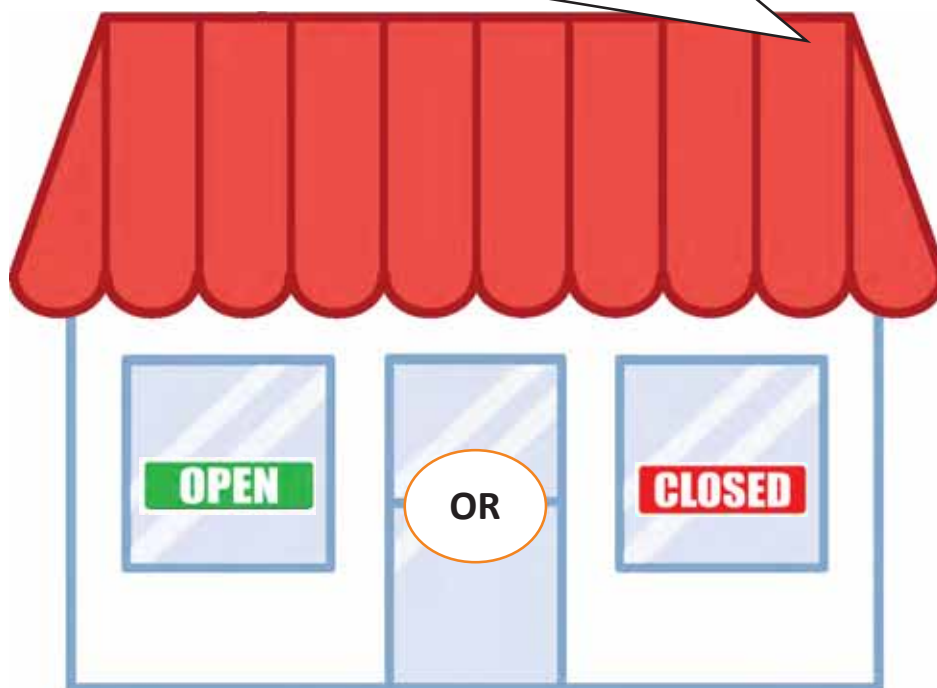
Appendix 1 – Map of the Hurunui district





Statement of Proposal on the proposed HURUNUI DISTRICT COUNCIL EASTER SUNDAY SHOP TRADING POLICY

SHOULD RETAILERS BE ALLOWED TO TRADE ON
EASTER SUNDAY?



Consultation closes: **Friday, 16 March 2018 at 5pm**

Submissions can be made via:

Our website: www.hurunui.govt.nz/news-and-views/have-your-say

Email to: submissions@hurunui.govt.nz

Post to: PO Box 13, Amberley 7441

Hand deliver to: 66 Carters Road, Amberley

A submission form is also attached. Alternatively, forms are available at www.hurunui.govt.nz/news-and-views/have-your-say/

PROPOSED EASTER SUNDAY SHOP TRADING POLICY

What is Council proposing?

The Hurunui District Council is proposing an Easter Sunday Shop Trading Policy, which will enable shops within the Hurunui District to trade on Easter Sunday if they choose to.

BACKGROUND

The Shop Trading Hours Act 1990 (the Act) was amended in August 2016 to allow individual councils to adopt a policy for their district giving retailers the option to trade on Easter Sunday, after consultation with their communities.

Prior to this amendment, most shops in the Hurunui district were required to be closed on Easter Sunday. Specific exemptions allow shops such as dairies, service station, takeaway restaurants/cafes/bars, garden centres and pharmacies to open. With no local policy in place, shops with exemptions must adhere to specific conditions that cover what they can and cannot sell.

QUICK FACTS

What can the policy regulate?

The Act allows the Hurunui District Council to introduce a local policy to allow for shop trading in their entire district or in limited areas on Easter Sunday. The policy only applies to Easter Sunday and does not apply to Good Friday or Easter Monday.

Council's policy cannot:

- Permit shops to open for only some purposes; or
- Permit only some types of shops to open; or
- Specify times at which shops may or may not open; or
- Include any other conditions as to the circumstances in which shops in the area may open; or
- Override shop trading provisions in other legislation, such as alcohol licensing provisions. Alcohol sale is regulated under the Sale and Supply of Alcohol Act. This Act states that the holder of an on-licence can only sell or supply alcohol on Easter Sunday if they hold a special licence for the premises or the buyer is someone who resides or lodges on the premises or someone who is dining and alcohol can only be served no more than one hour either side of a meal.

Do employees have to work?

All shop employees will be able to refuse to work on Easter Sunday without any repercussions for their employment relationship. There are requirements associated with this right to refuse to work on Easter Sunday for both employers and employees. See www.employment.govt.nz for information about this.

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

No. If a policy is adopted, shops have the right to choose if they want to open on Easter Sunday.

HAVE YOUR SAY

Please let us know what you think about the proposal including whether you support or oppose any part of the policy.

IMPORTANT DATES:

Submissions open – 9am, Friday, 16 February 2018

Submissions close – 5pm, Friday, 16 March 2018

Hearing of submissions – Friday, 23 March 2018

REASONS FOR THE PROPOSAL

The council has received requests asking it to allow Easter Sunday shop trading in the Hurunui. The council would like to give shops in the district the opportunity to open on Easter Sunday, if they choose to do so.

OPTIONS CONSIDERED BY COUNCIL

The council has considered two options:

1. Retain the status quo of not having a policy.
2. Introduce a policy that allows trading on Easter Sunday throughout the entire Hurunui District.

For each option the council is required to consult with the community, using the special consultative procedure outlined in section 87 in the Local Government Act 2002. The table below highlights the advantages and disadvantages of each option:

Options	Description	Advantages	Disadvantages
Option 1 – Status quo	The current legislation prevails – only certain shops can open on Easter Sunday	Retaining the status quo will be seen as a benefit to some shop owners, employees, residents and visitors for religious and recreational reasons.	Some shop owners, employees, residents and visitors would prefer to have choice on whether to trade, work and shop.
Option 2 – Introduce a policy that allows trading on Easter Sunday throughout the entire Hurunui District.	This option would allow all shops within the Hurunui District to trade on Easter Sunday if they choose to do so.	This policy would allow shop owners the choice to open on Easter Sunday. Residents and visitors to the District would therefore have the option to shop if they choose to do so. A policy that applies across the whole district avoids any confusion about which shops will be able to open on Easter Sunday and removes any element of perceived unfairness by having different rules for different parts of the district.	Some people will be against shops opening on Easter Sunday due to Easter Sunday being both a religious holy day and traditional New Zealand day off.

This statement of proposal is prepared under sections 83 and 87 of the Local Government Act 2002.

		The decision whether to trade on Easter Sunday remains with the shop owner.	
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KEY CONSIDERATIONS

1. Easter Sunday is a significant day to many New Zealanders

Easter Sunday is both a religious holy day and traditional New Zealand day off. Due to the significance of this day it is understandable that some people would choose not to work on Easter Sunday. There are also people who would prefer that the significance of the day is acknowledged by shops remaining closed.

The Shop Trading Hours Act includes provisions that protect an employee's right to a day off. These provisions are:

- 1) an employee may refuse to work Easter Sunday without providing any reason; and
- 2) an employee who chooses not to work on Easter Sunday cannot be treated adversely as a result of this choice.

The implementation of a policy therefore does not remove any person's right to a day off.

The introduction of a policy does not obligate residents to shop. Residents who believe trade should not occur on Easter Sunday can exercise their personal choice not to shop on this day. Implementing a local Easter Sunday shop trading policy will allow shops to open, if they choose; it cannot require people to shop.

2. Promotion of economic activity in the Hurunui district

Allowing all shops to trade on Easter Sunday will promote economic activity in the Hurunui district. Allowing shops to trade on Easter Sunday provides an additional opportunity for shops to generate income.

Despite the consideration made above it is important to note that Easter Sunday trading is not a one-off issue restricted to 2018. Any decision on Easter Sunday trading must consider the current economic climate and the future desire of the district to allow Easter Sunday trading. If adopted a local Easter Sunday shop trading policy can only be altered, amended or revoked using the special consultative process detailed in the Local Government Act 2002.

3. Tourism

The Hurunui is a tourist destination. The district, especially Hanmer Springs, attracts and caters for both international and domestic visitors. The Easter Sunday closure can have a confusing effect on international tourists who expect to find New Zealand shops trading on Sundays. A tourist's confusion may be further increased by those shops with exemptions being open, creating an inconsistent operating environment.

The development of a local policy would therefore improve the district's ability to cater for tourists. It will provide them with a further activity to undertake in the district (shopping), and allow tourists to cater for their everyday needs.

Across New Zealand the long weekend encourages New Zealanders to travel. The opening of shops in the district therefore has the potential to act as a draw card for domestic tourists who are choosing their Easter holiday destinations or deciding their travel route. With shops open domestic tourists may consider Hurunui a more convenient destination or location to pass through.

CONSULTATION AND SUBMISSIONS

The proposed policy is a draft for consultation. In accordance with section 82 of the LGA, the Council will consider submissions on the proposed policy so we encourage you to let us know your views.

What is a submission?

Submissions are a record of your views on a particular issue. Making a submission ensures your views will be heard and considered by Councillors to assist them with their decision-making.

Where can I find information?

The proposed Easter Sunday Shop Trading Policy is attached. Further information can also be accessed by:

- visiting a council library or Service Centre.
- the council's website: www.hurunui.govt.nz/news-and-views/have-your-say/
- requesting further information from Council Officers (see below)

A summary of information and a copy of the report to the 15 February 2018 Council Meeting and the minutes of the decision are also available on request or from the council's website.

When can I make a submission?

The submission period opens at 9am on Friday 16 February 2018 and closes at 5pm Friday 16 March 2018. Submissions can be made at any time during this period.

How can I make a submission?

Any person, group or organisation can make a submission on the content of the proposed Easter Sunday Shop Trading Policy.

Written submissions should follow the format shown in the submission form attached. This form is provided as a format guide and is suitable for brief submissions. Further pages can be attached as necessary.

Those who file a written submission have the option to present their views to the council in person. Submitters wishing to be heard in support of their written submission must clearly state this in their submission.

Submissions can be made as follows:

Online: www.hurunui.govt.nz/news-and-views/have-your-say

Emailed to: submissions@hurunui.govt.nz

Posted to: Hurunui District Council
PO Box 13
Amberley 7441

Delivered to: Hurunui District Council
Amberley Service Centre
66 Carters Road
Amberley

Delivered to: Any of the council's service centres.

Please note, submissions will be publicly available on the council's website, through inclusion in council agendas, and/or retrievable by request under the Local Government Official Information and Meetings Act 1987. Private and personal details can be redacted on request.

WHAT HAPPENS NEXT?

The council will acknowledge each submission in writing, either by letter or email.

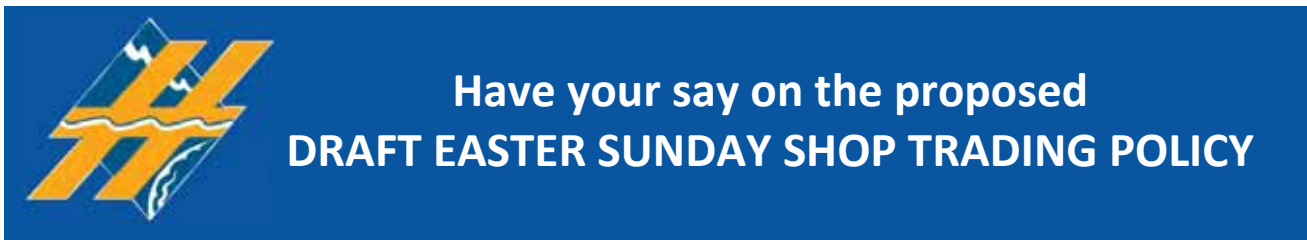
Following the close of submissions on Friday 16 March 2018, all submissions will be reviewed by Council Officers. The submissions received will also be uploaded to the Council's website for public review here: www.hurunui.govt.nz/news-and-views/have-your-say/recently-closed-consultations/

Any submitters who wish to be heard in support of their submission will be contacted to arrange an appropriate time. Verbal submissions will be heard and all submissions formally considered at a Council Meeting on Friday 23 March 2018. Submitters will be notified of the meeting time once determined, and public notification will be provided on the council's website. The meeting will be open to submitters and the public to attend. It will be held in the Council Chambers at 66 Carters Road, Amberley.

After submissions have been considered and any necessary changes made, the proposed Easter Sunday Shop Trading Policy will be enacted by the council at the end of the Council Meeting on Friday 23 March 2018.

Attachments

Proposed Easter Sunday Shop Trading Policy.



PROPOSED EASTER SUNDAY SHOP TRADING POLICY

Hurunui District Council is proposing an Easter Sunday Shop Trading Policy, which will enable shops within the Hurunui District to trade on Easter Sunday if they wish to.

Background

The Shop Trading Hours Act 1990 (the Act) was amended in August 2016 to allow individual councils to adopt a policy for their district giving retailers the option to trade on Easter Sunday, after consultation with their communities.

Prior to this amendment, most shops in the district were required to be closed on Easter Sunday. Specific exemptions allow shops such as dairies, service stations, takeaway restaurants/cafes/bars, garden centres to open. With no local policy in place, shops with exemptions must adhere to specific conditions that cover what they can sell.

Quick Facts

What can the policy regulate?

The Act allows the Hurunui District Council to introduce a local policy to allow for shop trading throughout the district or in limited areas on Easter Sunday. The policy only applies to Easter Sunday and does not apply to Good Friday or Easter Monday.

The council's policy cannot:

- Permit shops to open for only some purposes; or
- Permit only some types of shops to open; or
- Specify times at which shops may or may not open; or
- Include any other conditions as to the circumstances in which shops in the area may open; or
- Override shop trading provisions in other legislation, such as alcohol licensing provisions. Alcohol sale is regulated under the Sale and Supply of Alcohol Act. This Act states that the holder of an on-licence can only sell or supply alcohol on Easter Sunday if they hold a special licence for the premises or the buyer is someone who resides or lodges on the premises or someone who is dining and alcohol can only be served no more than one hour either side of a meal.

Do employees have to work?

All shop employees will be able to refuse to work on Easter Sunday without any repercussions for their employment relationship. There are requirements associated with this right to refuse to work on Easter Sunday for both employers and employees. See www.employment.govt.nz for information about this.

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

No. If a policy is adopted, shops have the right to choose if they want to open on Easter Sunday.

Find out more

A full Statement of Proposal can be found on our website www.hurunui.govt.nz or at any of our service centres in the district.

What do you think?

Whether you agree with the draft policy or not, we really want to hear from you.

Make a submission

Online: www.hurunui.govt.nz/news-and-views/have-your-say
 Email to: submissions@hurunui.govt.nz
 Post to: PO Box 13, Amberley 7441
 Hand deliver to: 66 Carters Road, Amberley

Please indicate if you wish to be heard in support of your submission. All submissions will be publicly available on the Council's website at www.hurunui.govt.nz/news-and-views/have-your-say/.

Submissions close 5pm, Friday 16 March 2018.

Suggested Stakeholder Targeted Engagement List

- Hanmer Springs Business Association
- Amberley NZ (Destination Amberley Business Group)
- Hurunui Tourism Board
- Enterprise North Canterbury
- Cheviot Promotions
- Waipara Valley North Canterbury Winegrowers Inc
- Canterbury Employers' Chamber of Commerce
- Retail NZ
- Chamber of Commerce
- Catholic Parish of the Good Shepherd
- Hurunui Presbyterian Churches
- Anglican Parish of Amberley
- Hanmer Springs Community Board
- Amuri Community Committee
- Rotherham Residents Association
- Hurunui Community Committee
- Cheviot Ward Committee
- Amberley Ward Committee
- Glenmark Ward Committee

Significance Consideration

(Guidelines from Hurunui District Council's 'Significance and Engagement' Policy)

The Council, in considering each matter, must be:

- a. Satisfied that it has sufficient information about the practicable options and their benefits, costs and impacts, bearing in mind the significance of the decisions.
- b. Satisfied that it knows enough about and will give adequate consideration to the views and preferences of affected and interested parties bearing in mind the significance of the decisions to be made.

Questions

- a. Does the Council have sufficient information about the issue, proposal, decisions or other matter?
- b. Does the issue, proposal, decisions or other matter:
 - Affect all or a large portion of the community in a far-reaching way?
 - Have a potential impact or consequence on the affected persons (being a number of persons) that is substantial?
 - Have financial implications on the Council's resources that would be substantial?
 - Generate (or would be expected to generate) a high degree of controversy?
 - Have any impact on Council's capacity to undertake its statutory responsibilities?
 - Fail to flow logically or consequentially from a decision in the Council's Long Term Plan?

Significance Evaluation

Council officers preparing these reports will have regard to Council's policy on significance. Councillors will make the final assessment on whether the subject under consideration is to be regarded as being significant or not. Unless the Council explicitly determines that the subject under consideration is to be deemed significant then the subject will be deemed as not being significant.

Engagement Consideration

Council officers preparing these reports will also have regard to appropriate public engagement according to the level of significance. Officers will use the Engagement Spectrum shown in the table below alongside the Significance and Engagement Policy to help identify and recommend the engagement level.

Engagement Spectrum				
Inform	Consult	Involve	Collaborate	Empower
To provide the public with balanced and objective information to assist them in understanding the problem, alternatives, opportunities and/or solutions	To obtain public feedback on analysis, alternatives and/or decisions	To work directly with the public throughout the process to ensure that public concerns and aspirations are consistently understood and considered	To partner with the public in each aspect of the decision including the development of alternatives and the identification of the preferred solution	To place final decision making in the hands of the public