



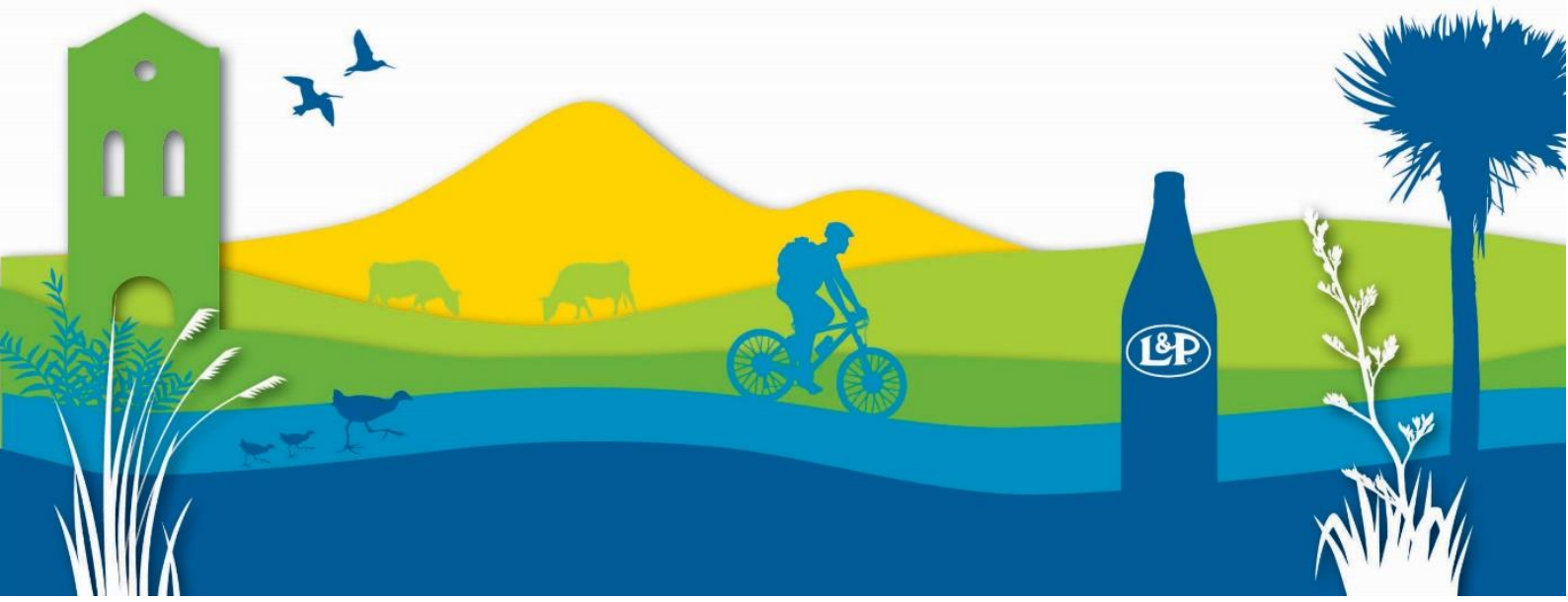
2021

Local Easter Sunday Shop Trading Policy

Kaupapa Here - Tauhokohoko i Te Aranga

our home, our future

tō tātou rohe kāinga, tō tatou ao tūroa



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1. Introduction

- 1.1. A local Easter Sunday shop trading policy provides councils with the ability to allow shops to open on Easter Sunday in their entire District or any part or parts of their District.
- 1.2. The Council first adopted a local Easter Sunday shop trading policy on 22 February 2017.
- 1.3. This Local Easter Sunday Shop Trading Policy (policy) is made in accordance with Part 2 of the Shop Trading Hours Act 1990 (the Act).
- 1.4. A local Easter Sunday shop trading policy cannot:
 - control the types of shops that may open, or their opening hours;
 - limit the Council's ability to undertake its duties, powers or functions under any other Act;
 - apply to the sale and supply of alcohol which is regulated under the Sale and Supply of Alcohol Act 2012;
 - address shop employee rights, which are governed by the requirements of the Act.¹

2. Objective

- 2.1. The purpose of this policy is to create a consistent approach to shop trading on Easter Sunday by permitting all shop owners/operators to open their shops on Easter Sunday in the Hauraki District if they choose to.

3. Policy

- 3.1. Any shop is permitted to open on Easter Sunday throughout the whole of the Hauraki District.
- 3.2. Schedule one contains an indicative map of the Hauraki District which shows the three Wards (geographical areas) and settlements that make up the District.

4. Enforcement

- 4.1. The Council is not responsible for the enforcement of this policy. Enforcement is undertaken by the central government department that is responsible for the administration of the Act.²

¹ Refer to Part 2, subpart 2, sections 5G – 5L of the Act. For the avoidance of doubt, shop employees have the right to refuse to work on Easter Sunday.

² At the time of writing the Ministry responsible is the Ministry of Business, Innovation and Employment.

5. Glossary

- 5.1. Unless the context requires otherwise, the definitions of words or terms used in this policy that are also used in the Shop Trading Hours Act 1990, are those defined in that Act.

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 effects 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 buy the goods to sell them again.
Goods	includes all personal chattels other than alcohol (within the meaning of the Sale and Supply of Alcohol Act 2012), money, and things in action. ³

6. Review

- 6.1. This policy will be reviewed within five to ten years after adoption by the Council, or earlier as determined by the Council.

7. Document management and control

Title	Hauraki District Council Local Easter Sunday Shop Trading Policy 2021
Sponsor	Strategic Planning
Approved by:	Group Manager Community Development
Adoption date:	23 November 2021
Review by:	5 to 10 years after adoption
File ref:	3015369

Property of Hauraki District Council

³ Examples of 'things in action' include debts of all kinds, the benefits of contracts, policies of insurance or assurance, company shares, beneficial interests under wills, and many other property interests.

Schedule One





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