

SUMMARY OF INFORMATION: TAB VENUE POLICY

SUBMISSIONS DUE FRIDAY 30TH
JUNE 2017 AT 5PM



TE WAIROA
WAIROA DISTRICT

Statement of Proposal

Review of Wairoa District Council Board (T.A.B) Venue Policy



Reason for the Proposal

Under the Racing Act 2003 Council is required to have a policy on Board Venues. This policy covers stand-alone TAB Board Venues, which are owned or leased by the New Zealand Racing Board. Council consent is not required under the legislation to establish a TAB facility in a bar, hotel or club. If a TAB Board Venue wishes to host gaming machines a separate application must be made under Council's class 4 gambling policy and the TAB Board Venue must also meet the additional criteria set out in that policy.

65D Territorial authority must adopt Board venue policy

(1) A territorial authority must, within 6 months after the commencement of this section, adopt a policy on Board venues.

(2) In adopting a policy, the territorial authority must have regard to the social impact of gambling within the territorial authority district.

(3) The policy must specify whether or not new Board venues may be established in the territorial authority district and, if so, where they may be located.

(4) In determining its policy on whether Board venues may be established in the territorial district and where any Board venues may be located, the territorial authority may have regard to any relevant matters, including—

(a) the characteristics of the district and parts of the district:

(b) the location of kindergartens, early childhood centres, schools, places of worship, and other community facilities:

(c) the cumulative effects of additional opportunities for gambling in the district.

65E Adoption and review of Board venue policy

(1) A policy on Board venues under [section 65D](#) must be adopted in accordance with the special consultative procedure in [section 83](#) of the Local Government Act 2002 and, for the purpose of subsection (1)(e) of that section, the territorial authority must give notice of the proposed policy, in a manner that the territorial authority considers appropriate to—

(a) the Board; and

(b) organisations representing Māori in the territorial authority district.

(2) A policy may be amended or replaced only in accordance with the special consultative procedure, and this section applies to that amendment or replacement.

(3) Subsection (1)(b) does not affect the ability of a territorial authority to take similar action in respect of any other population group.

(4) A territorial authority must, as soon as practicable after adopting, amending, or replacing a policy on Board venues, provide a copy of the policy to the Board and the Secretary.

(5) A territorial authority must complete a review of a policy within 3 years after the policy is adopted and then within 3 years after that review and each subsequent review is completed.

(6) A policy does not cease to have effect because it is due for review or being reviewed.

Council is considering whether it should make any changes to the current policy. It considers that this is a matter for local communities to decide, there is also a legislative requirement for the special consultative procedure to be used. Council is therefore seeking feedback from its communities on whether they believe Council should make changes to the current policy.

More Information

Where to get a copy of the Summary of Information and submission form

The Summary of Information and the submission form may be collected from the Council's Main Office in Wairoa, or from the Council's website www.wairoadc.govt.nz

Period for Consultation

Written submissions on the Review of Wairoa District Council Board (T.A.B) Venue Policy may be made until **5pm Friday 30th June 2017**.

Those who make a written submission may choose to make an oral submission. Hearings of oral submissions are tentatively scheduled for Tuesday 11th July at 10am.

Please indicate on your submission form if you wish to speak to your submission.

If you have any questions please contact Charlotte Knight, Governance Advisor & Policy Strategist on 06 838 7309



Policy Name: Wairoa District Council Board (T.A.B) Venue Policy	File Reference: 118.01
Person Responsible: Regulatory Manager	Date Policy Adopted: 10 June 2014
Category: Regulatory	Status: Final
Next Review Due By: 2016	Revision Number: 1
Supersedes: Previous	Date Last Revised:

1. Background

- This Policy is made for the purposes of 65D of the Racing Act 2003.
- This policy has been developed to enable the Council to consider and determine consent applications. As required by the Act, all decisions by Council to grant or decline consent must be made in accordance with this policy.

2. Scope of the Policy

- This policy covers stand-alone TAB Board Venues, which are owned or leased by the New Zealand Racing Board. Council consent is not required under the legislation to establish a TAB facility in a bar, hotel or club. If a TAB Board Venue wishes to host gaming machines a separate application must be made under Council's class 4 gambling policy and the TAB Board Venue must also meet the additional criteria set out in that policy.

3. Objectives of the Policy

- To ensure the Council and the community has influence over the location of new TAB venues in the Wairoa District.
- To recover costs where appropriate.

4. Goals

- The Council supports the primary purposes of the Racing Act, which are:
- to provide effective governance arrangements for the racing industry; and
- to facilitate betting on galloping, harness, and greyhound races, and other sporting events; and
- To promote the long-term viability of New Zealand racing.
- In terms of this policy, the objectives of the Council are to:
- Ensure that community input, via the Local Government Act 2002 Special Consultative Procedure, is sought from the Community in the preparation of the Policy.

5. Where TAB Venues May Be Established

- The Wairoa District Council will accept New Zealand Racing Board applications for TAB venues, in relation to their location only.
- All new venues shall comply with the criteria for location and associated fee payments, as defined in this policy.
- All TAB venues shall be located in the Town Centre/Industrial zone.

6. Relocation of Board venues

- Subject to the requirements of the Racing Act 2003, Council may permit a Board venue to re-establish to a new site where:
 - a) Due to the circumstances beyond the control of the owner or lessee of the board venue, the venue cannot continue to operate at the existing site. Examples of such circumstances include but are not limited to the following:
 - i. Expiration of lease; or
 - ii. Acquisition of property under the Public Works Act; or
 - iii. Site redevelopment

Any permission to establish a new Board venue under this clause will be subject to the following conditions:

- iv. The venue operator of the business at the new site shall be the same venue operator at the site to be vacated

7. Application requirements – TAB Venues

- All applications for a consent to have TAB Venues shall be made to Council's Consent Section, and shall be accompanied with the following information:

- A fully completed prescribed application form;
- Appropriate application fee payment as specified in the Wairoa District Council's Annual Plan Fees and Charges schedule;
- A full floor plan, and location map of premises, detailing distance to nearest school, kindergarten, child care centre, place of worship or other community facility.

8. Application Fees

- These will be set by Wairoa District Council, and shall include consideration:
- The cost of processing the application, including any consultation and hearings involved;
- The cost of triennially reviewing the TAB venue policy;
- The cost of inspecting TAB venues on a regular basis to ensure compliance with consent or license conditions;
- The application fee will be reviewed by Council as part of the Annual Plan Fees and Charges review.

9. Policy Review

- This policy will be reviewed on a three-yearly basis.
- This policy may be reviewed at any time where there is an urgent concern or request from the community.



BOARD (T.A.B) VENUE APPLICATION

(For the purpose of Gambling Act 2003 & the Wairoa District Council (T.A.B.) Board Venue Policy adopted 10 June 2014)

For Office Use Only

Received	
Planning	
Building	
Liquor Licensing	

Venue details

I, _____ On behalf of: _____
Full Name: Name of Society/Trust:

seek a Board (T.A.B) Venue consent for:

Venue Trading Name

Street Address of Venue location: _____

Legal Description: _____

Applicant / Agent Contact details

Postal Address For Service: _____

Postcode: _____

Phone: _____
Work Home Fax Mobile

Email: _____

Names and titles of Key Persons at Society/Venue (Owner, Operator/Manager)

Society Name: _____ Venue Owner: _____

Address: _____ Address: _____

Contact Phone #: _____ Contact Phone #: _____

I attach: **\$200 fee (includes GST). This fee is effective from 1 July 20XX to 30 June 20XX**
Payment can be in the form of a cheque, made in favour of 'Wairoa District Council' or by EFTPOS (excluding Credit Cards).

Completed Application Checklist

Certificate of Title

Signature of Applicant: _____

Date of Application _____ /20

INFORMATION CHECKLIST
For
BOARD (T.A.B) VENUE APPLICATIONS

Every box on the following list must be addressed.

If you have any questions about anything on this form, please contact the Council’s Consents Section at (06) 838-7309.

Check your application carefully. Once accepted for processing, the fee for processing venue consent applications is non-refundable.

For this reason, the first question requires you to have checked if there is capacity available, before you decide whether it is worthwhile to continue the application. If you have answered “NO” to any question in this checklist, or failed to provide the required information or fees, your application does not meet the Board (T.A.B.) Venue Policy criteria, and will be declined. You may also wish to check whether any other applications are currently being processed before submitting your application.

PART A

	Circle as appropriate	
	<i>Does the Venue Comply</i>	
Is the venue located in the Town Centre zone?	Yes	No
Is the venue located in the Industrial zone?	Yes	No

PART B

Applications must be made on the approved form and must provide:

- Name and contact details for the application, the venue trading name(s), any other name(s) related to the venue, and the venue operator’s name(s);**
- Street address of premises proposed for the board venue;**
- A specific legal description with deposited plan clearly identifying the area where the venue is proposed to be located;**
- The names of management staff;**
- Other relevant information requested by the territorial authority;**
- Application fee**

NOTE:

If a TAB Board Venue wishes to host gaming machines a separate application must be made under Council’s class 4 gambling policy and the TAB Board Venue must also meet the additional criteria set out in that policy.



Name:

Address:

Phone Number:

Email address:

- I do not wish to speak to my submission
- I do wish to speak to my submission

SUBMISSION FORM TAB VENUE POLICY

Do you want to keep the current the policy?

- Yes
- No

If not what do you want to add/remove/change about the current policy?

Any other comments

SUBMISSION FORM GAMING VENUE POLICY

Do you want to keep the current the policy?

- Yes
- No

If not what do you want to add/remove/change about the current policy?

Any other comments
