

# Easter Sunday Shop Trading Policy

**Group responsible:** Group Manager Environmental Services

**Date approved:** 23 February 2017

**File no:** r/16/10/17248

## 1 Purpose

The purpose of this policy is to allow all shops in the Southland District to open on Easter Sunday. This policy will:

- Promote ease of business
- Recognise the needs of the retail and tourism sectors
- Apply a consistent and simple approach to Easter Sunday shop trading

## 2 Definitions and abbreviations

TERM	MEANING
<b>SHOP</b>	Is 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
<b>EMPLOYER</b>	Has the same meaning as in Section 5 of the Employment Relations Act 2000
<b>SHOP EMPLOYEE</b>	Means an employee within the meaning of Section 6 of the Employment Relations Act 2000 who works in or from a shop
<b>SOUTHLAND DISTRICT</b>	Is the area depicted in Appendix 1

## 3 Background

In 2016 the Shop Trading Hours Act 1990 (the Act) was amended, allowing councils to introduce a policy letting shops trade on Easter Sunday.

Council can apply the policy to the whole District, or just to a particular region or regions. A policy cannot define specific opening hours, what types of shops may open, or for what purposes a shop may open.

## 4 Policy details

### 4.1 Shop Trading Permitted

This policy allows all shops to trade on Easter Sunday.

### 4.2 Right to refuse to work

Employers must comply with the provisions relating to a Shop Employees right to refuse to work, as is set out in the Act and in the Employment Relations Act 2000.

Employers and Shop Employees must also give notice in accordance with the time provisions set out in the Act.

### 4.3 Scope

This Policy applies to the whole of the Southland District. A map outlining the boundaries of the Southland District is included as Appendix 1.

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.

### 4.4 Review

This Policy will be reviewed within five years of adoption. The Act requires the use of the Special Consultative Procedure when adopting, reviewing and determining whether to amend, revoke, replace or continue the policy.

## 5 Roles and responsibilities

PARTY/PARTIES	ROLES AND RESPONSIBILITIES
<b>ENVIRONMENTAL SERVICES</b>	Providing advice on the content and scope of the policy. Advising on adopting, reviewing, amending, revoking, replacing or continuing the policy.
<b>STRATEGY AND POLICY</b>	Adopting, reviewing, amending, revoking, replacing or continuing the policy. Undertaking consultation in accordance with the Special Consultative Procedure.
<b>COMMUNICATIONS</b>	Developing a communications strategy and assisting with consultation.

## **6 Associated documents**

The sale and supply of alcohol on Easter Sunday aligns with the Act. The sale and supply of alcohol is restricted by the Sale and Supply of Alcohol Act 2012.

This policy aligns with the Southland Regional Development Strategy's objective of generating as ease of doing business in Southland.