

Appendix 1



Class 4 Gambling Venues Policy 2018

1. Objectives of the policy

- 1.1 To ensure Council and community have influence over the location of new Class 4 gambling venues in the district, and
- 1.2 To balance the need to allow those who wish to participate in gaming machine gambling with the need to minimise harm caused by gambling, including problem gambling, and
- 1.3 To restrict the number of Class 4 venues and Class 4 gaming machines in the district.

2. Where Class 4 gambling venues may be established

(NOTE: The zones listed below need to be read in conjunction with the specific zones set out in the Waitaki District Plan.)

- 2.1 Class 4 gambling venues may be established within Business 1 and 1A Zones, subject to:
 - 2.1.1 Meeting application and fee requirements;
 - 2.1.2 The number of gaming machines proposed for the venue being able to be met within the overall district cap (maximum) on venue licences and district cap (maximum) on class 4 gaming machines determined by the Territorial Authority;
 - 2.1.3 Not being a venue at which the primary activity is associated with family or children's activities;
 - 2.1.4 Machines and signage within the venue promoting gambling opportunities not being visible outside the venue;
 - 2.1.5 Signage outside the venue promoting gambling opportunities complying with Council's regulations for signage (e.g. Waitaki District Plan requirements).
- 2.2 Class 4 gambling venues may be established in other business zones (Business 2, 3, 3A, 4, 5, 6 and H Zones) subject to:
 - 2.2.1 Meeting application and fee requirements;
 - 2.2.2 The number of gaming machines proposed for the venue being able to be met within the overall district cap (maximum) on venue licences determined by the Territorial Authority;
 - 2.2.3 being no closer than 100 metres to any other Class 4 gambling venue;

- 2.2.4 Not being a venue at which the primary activity is associated with family or children's activities;
 - 2.2.5 Machines and signage within the venue promoting gambling opportunities not being visible outside the venue;
 - 2.2.6 Signage outside the venue promoting gambling opportunities complying with Council's regulations for signage (e.g. Waitaki District Plan requirements, etc).
- 2.3 Class 4 gambling venues may be established in recreation zones used for organised sporting purposes, subject to:
- 2.3.1 Meeting application and fee requirements;
 - 2.3.2 The number of gaming machines proposed for the venue being able to be met within the overall district cap (maximum) on venue licences determined by the Territorial Authority;
 - 2.3.3 being no closer than 100 metres to any other Class 4 gambling venue;
 - 2.3.4 The venue being a recognised sports or other recreational non-profit club;
 - 2.3.5 Not being a venue at which the primary activity is associated with family or children's activities;
 - 2.3.6 Machines and signage within the venue promoting gambling opportunities not being visible outside the venue;
 - 2.3.7 Signage outside the venue promoting gambling opportunities complying with Council's regulations for signage (e.g. Waitaki District Plan requirements, etc).

Class 4 gambling venues may not be established in any Waitaki District Plan Residential zone or recreation zone (other than that above).

3. Numbers of gaming machines to be allowed

- 3.1 New venues shall be allowed a maximum number of nine (9) gaming machines.
- 3.2 Existing venues, with licences issued after 17 October 2001 and operating fewer than nine (9) gaming machines, may increase the number of machines operated at the venue to nine (9), subject to the district cap (maximum) for gaming machines.
- 3.3 Where a venue seeks to operate more than nine (9) machines pursuant to sections 95 and 96 of the Gambling Act 2003,
 - 3.3.1 The maximum number of machines is subject to the district cap (maximum) for gaming machines and

4. Overall cap on number of venues and gaming machines

- 4.1 The number of venues operated within the district must not exceed one venue per 1,000 population with reference to the usually resident population count for the district published by Statistics New Zealand every five years. Note: The 2018 census result was not available at the time of this review, and the 2013 census usual resident population count was 20,829. The number of venues must not exceed 20 until the next triennial review of this policy.
- 4.2 The number of machines operating in the district must not exceed the number operating on 18 September 2003 when the Gambling Act received the royal assent (being 140).
- 4.3 However, where a society surrenders or otherwise ceases to hold its Class 4 venue licence in relation to a particular venue, a licence may be granted to that society or to another society in relation to a different venue.

5. Incompatibility of Class 4 gambling premises

Class 4 gambling venues must not be located in premises that are incompatible with other predominant uses in a commercial or retail district.

The Class 4 Gambling Venues Policy does not allow New Zealand Racing Board (TAB) locations to act as Class 4 gambling venues.

6. Mergers of non-commercial clubs

Council may allow for two or more non-commercial clubs to merge under Section 95 of the Gambling Act.

Two or more non-commercial clubs that merge must consolidate the number of gaming machines operated at the merged non-commercial club venue to the lesser of:

- a. 30 gaming machines; or
- b. The sum of the number of gaming machines previously operated by each non-commercial club individually.

7. Relocation of existing licensed premises

Council may permit existing Class 4 venues to re-establish at a new site where, due to circumstances beyond the control of the owner or lessee of the premises in which the machines are located, the premises cannot continue to operate at the existing site. Examples of such circumstances include, but are not limited to, the following:

- Expiration of lease
- Acquisition of property under the Public Works Act
- Site redevelopment.

Where a venue relocates, the vacated site will not be granted another Class 4 licence.

The new site must meet all of the other conditions set out in this policy.

8. Applications

Applications for territorial authority consent must be made on the approved form and must provide:

- 8.1 name and contact details for the application;
- 8.2 street address of premises proposed for the Class 4 licence;
- 8.3 the names of management staff;
- 8.4 evidence of police approval for owners and managers of the venue;
- 8.5 a copy of the applicant's proposed gambling harm minimisation policy and staff training programme;
- 8.6 a site plan covering both gambling and other activities proposed for the venue, including details of each floor of the venue;
- 8.7 evidence of the distance to the nearest residential zone, educational or religious establishment and other Class 4 gambling venues;
- 8.8 details of liquor licence(s) applying to the premises;
- 8.9 a copy of the completed Class 4 venue licence application form required by the Secretary of Internal Affairs, as provided in section 65 (2) of the Gambling Act 2003.

9. Application fees

These will be set by the territorial authority from time to time, and shall include consideration of:

- 9.1 the cost of processing the application, including any consultation and hearings involved;
- 9.2 the cost of triennially reviewing the Class 4 gambling venues policy;
- 9.3 the cost of inspecting Class 4 gambling venues on a regular basis to ensure compliance with consent or licence conditions;
- 9.4 a contribution towards the cost of triennial assessments of the economic and social impact of gambling in the district.

Appendix A

Fees and charges for Class 4 venue consent fees and processing applications

Waitaki District Council class 4 Venue Consent Fee is 100% cost recovery (time and materials). An initial deposit is required by the applicant. This is set out in the fees and charges section of the most recent Annual Plan and is reviewed annually. Please refer to the Council's fees and charges for the relevant fee.

Council has granted delegated authority to the Chief Executive Officer to issue Class 4 Venue Consents for applications that comply with Council's Class 4 Gambling Venues Policy (Res 03/251 – 9 December 2003).

10.

Appendix B

Definitions

The Act means the Gambling Act 2003

Council means the Waitaki District Council

Gaming machine

- (a) means a device, whether totally or partly mechanically or electronically operate, that-
 - (i) is adapted or designed and constructed for use in gambling; and
 - (ii) Is played or confers a right to participate, whether totally or partly, by the insertion of money into it or by the direct or indirect payment of money by any other means; and
- (b) Includes a device for gambling that is conducted partly by a machine and partly by other means; and
- (c) Includes a device, or type of device, that is declared to be a gaming machine by regulations made under section 368 Gambling Act 2003; but
- (d) does not include-
 - (i) a device used only to draw a lottery; or
 - (ii) a random selection device used in a game of house; or
 - (iii) a device used only to dispense tickets that is not capable of being used to decide the outcome of gambling; or
 - (iiia) a jackpot device that links a series of gaming machines and that can only be played through those gaming machines; or
 - (iv) a communication device that is used both to dispense tickets in and draw a lottery that is a sales promotion scheme; and
- (e) does not include a device, or type of device, that is declared not to be a gaming machine by regulations made under section 368 of the Gambling Act 2003; and
- (f) does not include a device operated by the Lotteries Commission

Recreation Zones are places including land and buildings used for organised sporting purposes

Society means a society that is

- (a) Incorporated under the Incorporated Societies Act 1908; or
- (b) incorporated as a board under the Charitable Trusts Act 1957; or
- (c) a company incorporated under the Companies Act 1993 that-
 - (i) does not have the capacity or power to make a profit; and
 - (ii) is incorporated and conducted solely for authorised purposes; or
- (d) a working men's club registered under the Friendly Societies and Credit Unions Act 1982

Appendix C

Provisions of Gambling Act 2003 relating to Class 4 venues policy requirements

30. Meaning of class 4 gambling

In this Act, class 4 gambling is gambling that satisfies the following criteria:

- (a) the net proceeds from the gambling are applied to, or distributed for, authorised purposes; and
- (b) no commission is paid to, or received by, a person for conducting the gambling; and
- (c) there are game rules for the gambling; and
- (d) the gambling, and the conduct of the gambling, satisfies relevant game rules; and
- (e) either-
 - (i) the Secretary has categorised the gambling as class 4 gambling and not as another class of gambling; or
 - (ii) the gambling utilises or involves a gaming machine.

31. Requirements for class 4 gambling

Class 4 gambling may be conducted only by a corporate society that holds-

- (a) a class 4 operator's licence for the gambling; and
- (b) a class 4 venue licence for the place where the gambling is conducted.

50. Application for class 4 operator's licence

- (1) A corporate society may apply to the Secretary for a licence to conduct class 4 gambling.
- (2) An application must be on the relevant standard form and be accompanied by-
 - (a) a copy of the applicant's governing document; and
 - (b) details of the authorised purposes to or for which net proceeds from the class 4 gambling will be applied or distributed; and
 - (c) a statement by the applicant of how it proposes to minimise the risk of problem gambling (including the corporate society's policy for identifying problem gamblers); and
 - (d) information about the financial viability of the proposed gambling operation and the means proposed to maximise the net proceeds from the class 4 gambling to be applied to or distributed for authorised purposes; and
 - (da) in the case of an applicant that proposes to apply some or all of its net proceeds from the class 4 gambling to an authorised purpose, information to assist the Secretary to determine whether the applicant meets the requirements of section 52A(1); and
 - (e) in the case of an applicant that mainly or wholly distributes net proceeds from the class 4 gambling to the community, details of the methods, systems, and policies for consideration of applications and distribution of net proceeds; and
 - (f) a profile of each key person, including details of their experience in conducting class 4 gambling, character, and qualifications; and
 - (g) an application, and accompanying information, for a class 4 venue licence for each venue at which the applicant proposes to operate class 4 gambling; and
 - (h) any information requested by the Secretary to assist the Secretary to determine whether the applicant is suitable; and
 - (i) any information requested by the Secretary to show that the applicant will meet the requirements of this Act and the conditions of the proposed licence.
- (3) The Secretary may return an incomplete application, and the accompanying documents and any fee, to an applicant.

65. Application for class 4 venue licence

- (1) A corporate society may apply to the Secretary for a class 4 venue licence.
- (2) An application must be on the relevant standard form and be accompanied by-
 - (a) a description of the venue and its location; and
 - (b) a territorial authority consent if required under section 98; and
 - (c) a copy of a class 4 venue agreement if required under subsection (3); and
 - (d) a statement by the applicant of how it proposes to minimise the risk of problem gambling and underage gambling at the class 4 venue; and
 - (e) a profile of the venue manager and the venue operator, including details of their experience in conducting class 4 gambling, character, and qualifications; and
 - (f) details of gambling equipment that the applicant intends to operate at the venue and evidence that it meets relevant minimum standards; and
 - (g) if the application relates to a venue that is licensed to another corporate society, notice from the other corporate society that it is surrendering its venue licence for the venue; and
 - (h) if relevant, evidence that on issue of the licence the applicant will own any gambling equipment (except for electronic monitoring systems) that it proposes to operate; and
 - (i) evidence that any gambling equipment that the applicant proposes to operate under the licence is not and will not be financed by the manufacturer, distributor, or vendor of the equipment; and
 - (j) evidence that the class 4 venue is not to be used mainly for operating gaming machines; and
 - (k) if the application relates to a venue for which a class 4 venue licence was not held at the time of commencement of this section, evidence that the class 4 venue is not to be part of a place at which another class 4 venue or a casino is located; and
 - (l) evidence that the venue is suitable in all other respects to be a class 4 venue.
- (3) The application must also be accompanied by a class 4 venue agreement unless the Secretary is satisfied that the applicant is a club that intends to operate gambling equipment at a non-commercial class 4 venue that-
 - (a) it owns or leases; and
 - (b) is mainly for the use of club members.
- (4) Despite subsection (3), an application by the New Zealand Racing Board or a racing club is not required to be accompanied by a venue agreement.
- (5) The Secretary may return an incomplete application, and the accompanying documents and any fee, to an applicant.
- (6) The Secretary may request from the applicant any further information that the Secretary considers necessary to consider the application properly.

98. When territorial authority consent required

A territorial authority consent is required in the following circumstances:

- (a) if a corporate society proposes to increase the number of gaming machines that may be operated at a class 4 venue (whether by way of an application for, or amendment to, a class 4 venue licence, and whether or not in association with an application for ministerial discretion under section 95 or 96):
- (b) if a corporate society applies for a class 4 venue licence and a class 4 venue licence has not been held by any corporate society for the venue within the last 6 months:
- (c) if a corporate society proposes, in accordance with a relocation policy of the territorial authority, to change the venue to which a class 4 venue licence currently applies.

99. Application for territorial authority consent

- (1) An application for a territorial authority consent must be made to the territorial authority for the district in which the class 4 venue is, or will be, located.
- (2) The application must be accompanied by the information required by the territorial authority to enable it to consider the application properly.
- (3) An application for consent in accordance with a relocation policy may be made only with the agreement of the venue operator of the existing venue.

100. Considering and determining application for territorial authority consent

- (1) A territorial authority must-
 - (a) consider and determine an application for a territorial authority consent in accordance with its class 4 venue policy; and
 - (b) then either-
 - (i) grant a consent with or without a condition specifying the maximum number of gaming machines that may be operated at the venue (but with no other condition); or
 - (ii) not grant a consent.
- (2) However, if a corporate society applies for a territorial authority consent for an amendment to a class 4 venue licence to allow an increase in the number of gaming machines that may be operated at a venue, a territorial authority-
 - (a) must consider and determine the application in accordance with subsection (1); but
 - (b) may not include a condition specifying a maximum number of machines that may be operated at the venue that is fewer than the number of machines that may be operated currently at the venue.
- (3) The territorial authority must notify the applicant of its determination within 30 working days after the later of-
 - (a) the date of receipt of the application; or
 - (b) the date that it adopts a class 4 venue policy.
- (4) A territorial authority must not consider an application for a territorial authority consent before it has a class 4 venue policy.
- (5) A territorial authority consent for a class 4 venue expires 6 months after its date of issue if no application for a class 4 venue licence in relation to the venue has been submitted.

101. Territorial authority must adopt class 4 venue policy

- (1) A territorial authority must, within 6 months after the commencement of this section, adopt a policy on class 4 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-
 - (a) must specify whether or not class 4 venues may be established in the territorial authority district and, if so, where they may be located; and
 - (b) may specify any restrictions on the maximum number of gaming machines that may be operated at a class 4 venue; and
 - (c) may include a relocation policy.
- (4) In determining its policy on whether class 4 venues may be established in the territorial authority district, where any venue may be located, and any restrictions on the maximum number of gaming machines that may be operated at venues, 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 number of gaming machines that should be permitted to operate at any venue or class of venue;
 - (d) the cumulative effects of additional opportunities for gambling in the district;
 - (e) how close any venue should be permitted to be to any other venue;
 - (f) what the primary activity at any venue should be.
- (5) A relocation policy is a policy setting out if and when the territorial authority will grant consent 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 (in which case section 97A applies).

102. Adoption and review of class 4 venue policy

- (1) A policy on class 4 venues under section 101 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) each corporate society that holds a class 4 venue licence for a venue in the territorial authority district; and
 - (b) organisations representing Maori 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, provide a copy of the policy to 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.
- (5A) The first time that a territorial authority commences a review of a policy after the Gambling (Gambling Harm Reduction) Amendment Act 2013 comes into force, the territorial authority must (and may at any other time) consider whether to include a relocation policy (as defined in section 101(5)) in its class 4 venue policy.
- (5B) Whenever a territorial authority is considering whether to include a relocation policy in its class 4 venue policy, it must consider the social impact of gambling in high-deprivation communities within its district.
- (6) A policy does not cease to have effect because it is due for review or being reviewed.

103. Provision of information relating to class 4 venues in territorial authority district

On request from a territorial authority, the Secretary must provide-

- (a) the name and address of each corporate society that holds a class 4 venue licence for a venue in the territorial authority district; and
- (b) the name and address of each class 4 venue in the territorial authority district and the number of gaming machines permitted to operate there.

Appendix 3



TAB Venues Policy 2018

1. Policy Objectives

- 1.1 This policy covers standalone TAB 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. As per Council's Class 4 Gambling Venues Policy, TAB venues are not permitted to host class 4 gambling machines.
- 1.2 The objectives of this policy are to support the purpose and intent of the Racing Act 2003. The purpose of the Racing Act is:
- (a) To provide effective governance arrangements for the racing industry;
 - (b) To facilitate betting on galloping, harness, and greyhound races, and other sporting events; and
 - (c) To promote the long-term viability of New Zealand racing.

2. Where TAB Venues may be established

- 2.1 TAB Venues may be established within Waitaki District Plan Business 1 and 1A Zones, subject to:
- 2.1.1 Meeting application and fee requirements; and
 - 2.1.2 Signage outside the venue promoting gambling opportunities complying with Council's regulations for signage (e.g. District Plan requirements).
- 2.2 TAB Venues may be established in other business zones (Waitaki District Plan Business 2, 3, 3A, 4, 5, 6 and H Zones) subject to:
- 2.2.1 Meeting application and fee requirements;
 - 2.2.2 Being no closer than 100 metres to any other TAB Venue; and
 - 2.2.3 Signage outside the venue promoting gambling opportunities complying with Council's regulations for signage (e.g. Waitaki District Plan requirements, etc).

TAB Venues may not be established in any Waitaki District Plan Residential, Township or Rural Residential Zone.

3. Applications

Applications for territorial authority consent must be made on the approved form and must provide:

- 3.1 name and contact details for the application;
- 3.2 street address of premises proposed for the TAB Venue;
- 3.3 the names of management staff;
- 3.4 a copy of the applicant's proposed gambling harm minimisation policy and staff training programme; and
- 3.5 evidence of the distance to the nearest residential zone, educational or religious establishment and other TAB venues.

4. Application fees

These will be set by the territorial authority from time to time, and shall include consideration for:

- 4.1 the cost of processing the application, including any consultation and hearings involved;
- 4.2 the cost of triennially reviewing the TAB Venue policy;
- 4.3 the cost of inspecting TAB venues on a regular basis to ensure compliance with consent or licence conditions; and
- 4.4 a contribution towards the cost of triennial assessments of the economic and social impact of gambling in the district.

Appendix A

Fees and charges for TAB venue consents and processing applications

Waitaki District Council TAB Venue Consent Fee is 100% cost recovery (time and materials). An initial deposit is required by the applicant. This is set out in the fees and charges section of the most recent Annual Plan and is reviewed annually.

DRAFT

Appendix 4

Waitaki District Council Draft Class 4 Gambling and TAB Venues Policy 2018

Statement of Proposal

Purpose

The purpose of this Statement of Proposal is to present the Class 4 Gambling and TAB Venues Policy for public consultation. Council is required to review its Class 4 Gambling and TAB Venues Policy every three years under the Gambling Act 2003, and the last review was completed in 2015.

The purpose of the Class 4 Gambling and TAB Venues Policy is to control the growth of gambling in the district and minimise the harm caused by gambling. The Class 4 Gambling and TAB Venues Policy covers machines commonly referred to as "pokies". These policies support Council's intention to maintain the safest community possible.

Consultation

The consultation process provides an opportunity for the community to be involved in decisions on the number and location of Class 4 gambling venues and machines in the district. Consultation on the Class 4 Gambling and TAB Venues policy is being undertaken in accordance with the Local Government Act 2002.

As part of this process, Council is inviting public submissions on the policy between 6 August 2018 and 5 September 2018,

The following consultation documents are available from Council service centres, libraries and the website – www.waitaki.govt.nz (under 'Consultation Issues'):

- The draft policy
- A summary of the draft policy, which sets out the major matters
- A submission form

Submissions can be made online via the website (as above), or emailed to: consult@waitaki.govt.nz

Submissions can also be posted to:

Attn: Corporate Planner

Waitaki District Council

Class 4 Gambling and TAB Venues Policy Consultation

Private Bag 50058

Oamaru 9444

Please clearly indicate on the submission form whether or not you wish to speak to your submission. Council plans to hear verbal submissions will be between 10 September and 14 September 2018. As there is a tight timeframe between submissions closing and the hearing date we would request submitters provide a mobile number or email address to arrange hearing times.

Consultation timetable:

When	What
Monday 6 August 2018	Consultation period opens
Wednesday 5 September 2018	Consultation period closes
Between 10 September and 14 September 2018	Council hears submissions
Friday 21 September 2018	Amendments made to policy, as required
Tuesday 30 October 2018	Council adopts final Waitaki Class 4 Gambling and TAB Venues Policy

Development of the policies

Under the Gambling Act 2003, a council's Class 4 Gambling Policy must specify whether or not class 4 venues may be established in the district and, if so, where they may be located. The policy may also specify any restrictions on the maximum number of gaming machines that may be operated at a class 4 venue (sections 101(3)(a) and 101(3)(b) refer).

The TAB venues policy was developed to meet the statutory needs set out in the Racing Act 2003. The policy deals solely with standalone venues, not TAB facilities within a Bar, Hotel or Club.

Following the review, there are no proposed changes to Council's existing policies (beyond minor wording and statistical changes). There is generally a low level of activity in regards to licensing of gambling venues and there have been no major issues with the current policy. However, Council believes it is important to ask members of the community for their views on the policy.

Overview of the policies

The Class 4 Gambling Venues policy

This policy outlines where Class 4 gambling venues may be established, which are shown in the maps attached to the statement of proposal.

The policy specifies the number of gaming machines permitted at each venue. New venues are allowed a maximum of nine machines. Existing venues, with licences issued after 17 October 2011 and operating fewer than nine machines, may increase the number of gaming machines operated at the venue to nine.

The policy sets an overall cap on the number of venues and gaming machines in the district. The number of venues must not exceed one venue per 1000 population, with reference to the usually resident population count for the district published by Statistics New Zealand. The 2013 census usually resident population count was 20,829, so the number of venues must not exceed 20 until the next review of the policy in three years' time. The number of machines operating in the district must not exceed 140 (the number operating on 18 September 2003 when the Gambling Act became effective). The 2018 census statistics will not be available until March 2019 and the review of this policy must be completed prior to that date.

The TAB Venues Policy

This policy covers standalone TAB 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. As per Council's Class 4 Gambling Venues Policy, TAB venues (Venues owned and controlled by the New Zealand Racing Board) are not permitted to host class 4 gambling machines.

The policy specifies the location and control measure the council has around the placement of such venues. The placing of TAB facilities within a bar, hotel or club, does not require Councils consent



Draft Class 4 Gambling Venues Policy and TAB Venues Policy 2018

PUBLIC CONSULTATION DOCUMENT



Summary

The Gambling Act 2003 requires each Territorial Authority (TA) to review both its Class 4 Gambling and TAB Venues Policy every three years. Class 4 gambling venues operate gambling machines often referred to as pokies. It is very important to give all concerned (community, industry and other interested parties) a chance to feedback on the policies.

After reviewing the policies, council does not feel any significant changes should be made to each policy. Some minor non-material changes around wording and statistical information has been suggested and the removal of 3.3 Where a venue seeks to operate more than nine (9) machines as this is outside of local government control.

Status Quo - no material changes to the policies?

The Class 4 Gambling and TAB Venues Policies have been reviewed and while officers consider there are no major issues which require an amendment of the policies (such as breach of gaming machine caps or complaints). They have also considered the changes that have occurred in the past 3 years.

These include

- District wide reduction from a total of gaming machines from 123 to 106 (maximum allowed 140)
- Reduction in total venues within the district for Gaming Machines from 13 to 11 (maximum allowed 20)
- 2018 Census, due to delays in the release of official statistics until March 2019. The policies have been reviewed against the 2013 statistics.

A 2013 amendment to the Gambling Act, states that all territorial authorities must consider whether to include a relocation policy. However, following this review, the need for a relocation policy has not been established.

Do you have any views or thoughts that we should consider around these changes?

What we want you to do:

We'd like to hear from you.

Please consider the proposed changes and tell us what you think. We need your feedback by Monday 7 September.

You can make a submission online at www.waitaki.govt.nz, email consult@waitaki.govt.nz or post your submission to Class 4 Gambling Venues Policy and TAB Venues Policy, Corporate Planner, Waitaki District Council,

Private Bag 50058, Oamaru 9444

Need more information?

If you have any questions please email consult@waitaki.govt.nz.

To read the full draft policies go to www.waitaki.govt.nz.

Key Dates

Consultation opens:	Monday 6 August
Consultation closes:	Wednesday 5 September
Public hearings:	Commences Monday 10 September
Deliberations:	Commences Monday 10 September
Adoption of final policy:	Thursday 30 October

Appendix 6

Class 4 Gambling Venues Policy and TAB Venues Policy Community Engagement Plan 2018

Project description and background

Legislation requires council to review every three years its policies in regards to Class 4 Gambling Venues (venues that have machines more commonly known as "Pokies") and TAB Venues. An initial review by council has recommended no material changes to either policy, but is required to consult with the community in regards to follow points:

- Clarify provisions relating to TAB venues
- Clarify provisions relating to Class 4 Gambling Venues
- Seek feedback on the proposal to make no material changes to either policy

Engagement purpose and objectives

Consultation with the public will help Council clarify the current provisions with the Class 4 Gambling and TAB Venues Policies. The final policy or policies will take into account submissions made by the public and stakeholders so that community views are reflected.

Objective of the proposal/decision	Reasons for engagement	Outputs	Outcomes
To clarify provisions within Council's Class 4 Gambling and TAB Venues Policies	To understand public expectations in relation to TAB venues and Class 4 gambling machines, the requirement for the sale of alcohol at Class 4 gambling venues and whether to separate the two policies	<ul style="list-style-type: none"> • Statement of proposal • Public notices • Supporting information on Council's website 	An adopted policy (or policies) which clearly reflect Council's intent regarding Class 4 gambling machines and TAB venues

Timeframe and completion date

Consultation opens:	Monday 6 August 2018
Consultation closes:	Wednesday 5 September 2018
Public hearings and Deliberations:	W/C 10 September 2018
Adoption of policy:	Wednesday 30 October

Key project stages	Start date	Completion date
Statement of proposal made publicly available	Monday 6 August 2018	
Public notification	Monday 6 August 2018	
Submissions received		Wednesday 5 September 2018
Public hearings	Monday 10 September 2018	Friday 14 September 2018
Analysis of submissions	Monday 10 September 2018	Friday 14 September 2018
Acknowledgement of submissions	Monday 10 September 2018	Friday 14 September 2018

Key project stages	Start date	Completion date
Deliberations	Monday 10 September 2018	Friday 14 September 2018
Adoption of policy	Tuesday 30 October 2018	
Final letter to submitters		Tuesday 27 November 2018

Communities and stakeholders to be engaged with

Current Class 4 Gambling venues
Wider community

Level of engagement

Letters will be written to current Class 4 Gambling venues, outlining that consultation is to taking place and the reasons for it. These stakeholders will receive the statement of proposal, will be directed to our website for more detailed information including a copy of the draft policy, and will be offered an opportunity to make a submission.

Engagement tools and techniques to be used

Community group or stakeholder representative	How this group will be engaged (methods and tools to be used)	When they will be engaged
Class 4 gambling venues	Letter advising of consultation (as per above), enclosing the updated statement of proposal and draft policies	Monday 6 August 2018
Wider community	Statement of proposal and policies made available via Council offices and district libraries Website Notices in: <ul style="list-style-type: none"> Oamaru Mail, Waitaki Herald, Kurow Bugle, Otematata Chronicle, Omarama Gazette, Duntroon Digger and Hamraki Rag. Media release (Monday 6 August 2018)	Commencing Monday 6 August 2018

Communication planning

Key messages include:

- No change to the policy is believed necessary
- Gambling machines and venues have declined since the last review
- Proceeds from *pokies* are distributed back into the community
- Primary activity of a Class 4 gambling venue not to be associated with family or children's activities

Basis of assessment and feedback to the communities and stakeholder representatives involved

Submissions received will be collated into two separate books (verbal and non-verbal). Any submitters wishing to present their submissions will be contacted with suitable times organised. Following the decisions made by Council and the adoption of the policy all submitters will be written to advising them of the final outcomes.

Project team roles and responsibilities

Role and responsibilities	Team member
Oversight of consultation	Mike Searle
Acknowledging hand-written submissions	Jason Evered
Writing to stakeholders including statement of proposal and policies	
Summarising submissions	
Final letters to submitters	
Uploading of hand-written submissions on database	
Creation and distribution of submission books to elected members	
Statement of proposal	
Advertising and media release	
Distribution of statement of proposal and policies	
Online submission facility	
Uploading consultation information onto web page	
Uploading of electronic submissions on database	
Acknowledgement of emailed submissions	
Creation of web page	Sonia Martinez
Updating submission database	Mike Searle