

Summary of Proposal

DRAFT ALCOHOL CONTROL BYLAW 2018

Introduction

The Whakatāne District Council (the Council) has reviewed Part 15: Liquor Control of the Consolidated Bylaw 2008 that is due to expire in 2018.

Proposal

The Council proposes to revoke Part 15: Liquor Control of the Consolidated Bylaw and replace it with a stand-alone Alcohol Control Bylaw.

The Draft Alcohol Bylaw 2018 is being released for consultation using the Special Consultative Procedure as outlined in section 86 of the Local Government Act 2002 (the Act).

In accordance with section 86 (2) of the Act, Council is required to include the following in a Statement of Proposal:

- A draft of the proposed bylaw;
- The reasons for the proposal; and
- A report on any relevant determinations by Council under section 155 of the Act.

The attached copy of the proposed Whakatane District Council Draft Alcohol Control Bylaw 2018 forms part of this Statement of Proposal.

The Whakatane District Council seeks your views on the Draft Alcohol Control Bylaw 2018.

Reasons for the Proposal

Under sections 158 to 160 of the Act, the Council is required to review all bylaws within five years of their adoption and every ten years thereafter.

Council staff have reviewed Part 15: Liquor Control Bylaw 2008 and consider that overall, the bylaw is fit for purpose. The key changes are:

Location of alcohol bans

The Local Government (Alcohol Reform) Amendment Act 2012 requires councils to provide evidence showing that an area has a high level of crime or disorder made worse by alcohol consumption before an alcohol ban can be imposed. As a result, some changes have been made to the locations where alcohol is banned, but in general, the locations remain the same as in the current bylaw. These include all beaches, reserves, boat ramps and jetties within the District, as well as roads specifically identified in the maps in Attachment 2.

The current bylaw contains a written description of alcohol ban areas as well as maps depicting the same information with some discrepancies. The Draft Alcohol Control Bylaw 2018 no longer contains written descriptions. The location of alcohol bans is shown only in maps which are easy to read and more precise than a written description.

Times of alcohol bans

The key change made to the draft bylaw is around the times that alcohol bans are in force. Currently alcohol bans are in force at different times in different locations. The Draft Alcohol Control Bylaw 2018 proposes a single timeframe for the entire district during which permanent alcohol bans are in force - between 12.00 noon on Thursday and 12.00 midnight on Sunday.

The current alcohol ban over the Christmas / New Year period extends for two weeks. The Draft Bylaw proposes that this should cover two short periods only - midday on 24 December to midday on 26 December, and midday on 31 December to midday on 1 January.

Consultation and Submissions

Council invites the community to give us feedback on the proposed Bylaw to assist it in the decision-making process. The formal consultation process will take place between **12 March and 12 April 2018**. Council will hold a hearing in May 2018. Any person or organisation is welcome to make a submission on the Draft Alcohol Control Bylaw 2018. The Council take into account all submissions when it decides on the final content of the bylaw.

Copies of the Statement of Proposal are available on Whakatane District Council's website <http://www.whakatane.govt.nz>

Hard copies are available from:

- Whakatane District Council 14 Commerce Street, Whakatane
- Whakatane Library 49 Kahahoroa Drive, Whakatane
- Edgecumbe Library 38 College Road, Edgecumbe
- Ohope Library 4 Harbour Road, Ohope
- Murupara Library / Service Centre Civic Square, 48 Pine Drive, Murupara

Formal submissions may be made:

Online: <http://www.whakatane.govt.nz>

Post to: Alcohol Control Bylaw, Private Bag 1002,
Whakatane 3158.

Deliver to: Alcohol Control Bylaw, Whakatane District Council, 14 Commerce Street,
Whakatane.

Email to: submission@whakatane.govt.nz Attention Bylaw Review

Informal submissions can be made by commenting on our Facebook page at <http://www.facebook.com/WhakataneDistrictCouncil>

Submissions close at 5pm on Friday 12 April 2018.

Submitters should note that their submission will be copied and made available to the public after the submission period closes.

Your submission should include your name, address, telephone number and email address and should state if you wish to speak to Council in support of your submission. The Council will contact in writing, all submitters who wish to be heard to advise the confirmed time, date and venue of the hearing.