

Tell us what you think about when and where you can buy alcohol

Revised draft Local Alcohol Policy



Tauranga City

We're reviewing Tauranga's Local Alcohol Policy (LAP) and want to know what you think about the proposed changes that may affect when and where you can buy alcohol.

While many people consume alcohol responsibly, harm caused by the excessive or inappropriate consumption of alcohol impacts our communities. An LAP is one way to help reduce alcohol harm in our community.

What is a Local Alcohol Policy (LAP)?

An LAP is a set of decisions made by a local authority in consultation with its community about the sale and supply of alcohol.

The aim of the LAP is to reduce alcohol-related harm in the community. Our current LAP influences:

- opening hours of bars, restaurants, and nightclubs
- when alcohol can be sold.

What we're proposing

Last year we developed a draft LAP, which was open for public consultation between 17 November and 20 December 2021.

After considering the submissions (in June 2022), Council decided to revise the draft policy and carry out further community consultation in response to the issues raised by submitters.

The key changes to the revised draft LAP, following the 2021 consultation, include:

- Changing the final alcohol sales time to 3am from the proposed 2am for all on-licensed premises (such as bars and nightclubs) in the central city
- Removing the one-way door provision (allowing patrons to leave licensed premises but not enter or re-enter during specified times);
- Changing the opening sales time from 7am to 10am for all off-licensed premises (such as bottle stores and supermarkets);
- No new on-licensed premises to be established in industrial zoned areas
- No new licences issued for bottle stores located within suburbs where alcohol is likely to have greater impact on the community; and
- Introducing a range of discretionary conditions for all off-licensed premises.

HERE'S HOW THE PROPOSED CHANGES HAVE CHANGED THROUGHOUT THE LAP CONSULTATION PROCESS.

Current policy	First proposed changes (draft LAP)	Revised proposed changes (revised draft LAP)
One way door entry from 2am	One way door entry from 1am	No one-way door policy
Off-licences can sell alcohol from 7am	Off-licences can sell alcohol from 7am	Off-licences can sell alcohol from 10am
No location restrictions for on-licensed premises	No location restrictions for on-licensed premises	No new on-licensed premises to be established in areas zoned industrial

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No location restrictions for off-licensed premises	No location restrictions for off-licensed premises	No new bottle stores to be established in areas with a deprivation index of 7 or more
3am final alcohol sales time for on-licence in the city centre	2am final alcohol sales time for on-licence in the city centre	No change proposed (Final alcohol sales time for on-licences in the city centre proposed to remain at 3am)
No discretionary conditions included for off-licensed premises	No discretionary conditions included for off-licensed premises	A range of discretionary conditions included for off-licensed premises

Further information

To view the proposed revised draft Local Alcohol Policy, with amendments shown as tracked changes, and the full agenda report go to www.tauranga.govt.nz/lap

Research report

Council prepared a research report to gather information to inform the development of the draft LAP.

The report provides a range of information including information on current licenses, community and demographic information, information on alcohol related problems. You can read the report online or by requesting a copy from council.

A guide to giving feedback

Any organisation or member of the public can give us feedback in writing or in person. This is your chance to tell us what you think about what we're proposing. You're most welcome to provide additional pages or supporting material with your feedback. Remember to provide your contact details if you would like to be kept informed of the decisions made after considering your feedback.

What happens next?

There are still a few more steps to go through following consultation before a policy is approved and implemented. This includes:

- After feedback has closed, hearings will be held before submissions are considered by the Committee.
- Once a provisional policy is in place, there is opportunity for anybody who previously submitted to appeal the policy.

How you can have your say

You can submit online at: www.tauranga.govt.nz/lap or send us your feedback by email or post.

Full copies of the revised draft policy are available from council's customer service centre at: 21 Devonport Road, Tauranga, from the Tauranga, Mount Maunganui, Greerton and Papamoa libraries, on council's website at www.tauranga.govt.nz/lap or by contacting the policy team on 07 577 7000 or jane.barnett@tauranga.govt.nz.

Important dates

Open for written feedback
Provide your written feedback by
Hearings (chance to speak to your submission)
Consideration of submissions by the Committee

Tuesday 16 August
Friday 16 September
November 2022
December 2022

Feedback form

Your feedback

Tell us what you think about the revised draft Local Alcohol Policy at: www.tauranga.govt.nz/lap or by using this form.

Contact details

Full name*
Street address
Email*
Phone

* required

Privacy statement

Written submissions may contain personal information within the meaning of the Privacy Act 2020. By taking part in this public submission process, submitters agree to any personal information (including names and contact details) in their submission being made available to the public as part of the consultation and decision-making process. Council may choose to redact information from submissions before making them public. You don't have to answer all the questions on the form except for those marked with an *. If you don't answer the questions marked with an *, we may be unable to contact you about your submission such as to arrange a time for you to speak to Council in support of your submission or update you on the outcome of your submission. By providing your contact details you agree that we may contact you relating to the Local Alcohol Policy. All information collected will be held by Tauranga City Council, He Puna Manawa, 21 Devonport Road, Tauranga. Submitters have the right to request access to and correction of their personal information. For further information about this and our obligations and your rights under the Privacy Act 2020, please refer to Council's Privacy Statement on our website: www.tauranga.govt.nz/privacy-statement

Do you support the proposal to change the starting sales time for alcohol at off-licensed premises (bottle stores, supermarkets, and grocery stores) from 7am to 10am?

Strongly agree Somewhat agree Neutral Somewhat disagree Strongly disagree

Comments

Do you support the proposal to not allow any new bottle stores to be established in some areas across the city where alcohol harm is likely to be greater?

This means the number of bottle stores in areas with a deprivation index value of 7 or more will not increase. This includes: Yatton Park, Baypark-Kairua, Greerton South, Gate Pa, Tauranga Hospital, Hairini, Welcome Bay East, Tauranga South, Te Reti, Pāpāmoa Beach North, Brookfield West, Arataki South, Tauranga Central and Mount Maunganui Central.

Strongly agree Somewhat agree Neutral Somewhat disagree Strongly disagree

Comments

Do you support the proposal to not allow any new on-licensed premises (bars, pubs and restaurants) to be established in areas zoned as ‘industrial’?

Strongly agree Somewhat agree Neutral Somewhat disagree Strongly disagree

Comments

Do you support the proposal to retain the current final alcohol sales time at 3am for on-licensed premises (bars, pubs and restaurants) in the city centre?

Strongly agree Somewhat agree Neutral Somewhat disagree Strongly disagree

Comments

Do you support the proposal to remove the one way door provision for on-licensed premises (bars, restaurants and pubs) in the city? The one-way door rule means that one hour before closing no new customers can enter.

Strongly agree Somewhat agree Neutral Somewhat disagree Strongly disagree

Comments

Do you support the proposal to add a range of discretionary conditions for off-licensed premises (bottle stores, supermarkets, and grocery stores)? These are conditions that the District Licensing Committee can add to any new license or a renewal of any existing license to help reduce alcohol harm.

Strongly agree Somewhat agree Neutral Somewhat disagree Strongly disagree

Comments

Revised Draft Local Alcohol Policy

Statement of Proposal

Introduction

Tauranga City Council's Local Alcohol Policy came into effect in 2015 and is now due for review. As part of this review a draft policy was developed in consultation with the Police, Medical Officers of Health and licensing inspections. This draft policy was consulted on between 17 November 2021 and 20 December 2021.

Council considered all submissions on 20 June 2022 and in response to the issues raised by submitters decided to revise the draft policy and carry out further community consultation. This document introduces the revised draft policy, which reflects changes made as a result of the earlier community consultation.

Summary of the Proposed Changes

The key changes proposed are:

- removal of the one-way door provision
- change the starting sales time to 10:00am instead of 7:00am for all off-licensed premises;
- no new on-licensed premises to be established in industrial zoned areas;
- no new licences issued for bottle stores located within suburbs with a social deprivation index of 7 or more. This does not apply to new licences for an existing premise that has been sold, or for an existing premises that relocates to a new site within the same suburb; and
- the inclusion of discretionary conditions for all off-licensed premises.

The revised draft Local Alcohol Policy, with amendments shown as track changes, is available at www.tauranga.govt.nz. For the full agenda report please see the Strategy, Finance and Risk Committee Report from 1 August 2022 titled 'Revised Draft Local Alcohol Policy'.

Reasons for the Proposal

The Local Alcohol Policy was adopted in 2015. The Local Alcohol Policy is due for review to meet the provisions of the Sale and Supply of Alcohol Act 2012.

Information and feedback from submitters supports continuing to have a Local Alcohol Policy in place. Submitters have asked for additional, and stronger, measures in the policy to reduce alcohol related harm.

The proposed changes to the revised draft Local Alcohol Policy aim to reduce alcohol related harm, clarify provisions in the policy and focus the policy on the Tauranga City Council area.

Research Report

Council has prepared a research report to gather information and collect feedback from stakeholders regarding alcohol, the community and the draft Local Alcohol Policy.

The report provides a range of information including information on current licences, community and demographic information, feedback from stakeholders, community health information and alcohol related problems in the district.

The full research report is available at www.tauranga.govt.nz

Legislative Background

The Local Alcohol Policy aims to minimise alcohol-related harm and to set requirements for licensing that are aligned to community views and address local issues. Local Alcohol Policies are not mandatory, without a Local Alcohol Policy, the default provisions would apply. The default maximum trading hours for an on-licensed premises are 8am to 4am the following day.

The Sale and Supply of Alcohol Act 2012 sets out the requirements and process for Local Alcohol Policies. Local Alcohol Policies are able to include policies on any or all of the following matters relating to licensing (and no others):

- location of licensed premises by reference to broad areas
- location of licensed premises by reference to proximity to premises of a particular kind or kinds
- location of licensed premises by reference to proximity to facilities of a particular kind or kinds
- whether further licences (or licences of a particular kind or kinds) should be issued for premises in the district concerned, or any stated part of the district
- maximum trading hours
- the issue of licences, or licences of a particular kind or kinds, subject to discretionary conditions
- one-way door restrictions.

Council must follow the special consultative procedure in reviewing the policies. This statement has been prepared in accordance with Local Government Act 2002.

Feedback

The draft Local Alcohol Policy will be open for public submission from 16 August 2022 to 16 September 2022.

If required, hearings will be held in November 2022.

You can submit online or send us your feedback by email or post.

Full copies of the draft policy and a submissions form are available from council's customer service centre at 21 Devonport Road Tauranga, the Tauranga, Mount Maunganui, Greerton and Papamoa libraries, on council's website at www.tauranga.govt.nz or by contacting the policy team on 07 577 7000 or info@tauranga.govt.nz