



**PROPOSED QUEENSTOWN LAKES DISTRICT
ALCOHOL BAN BYLAW 2018**

SUMMARY OF STATEMENT OF PROPOSAL

INTRODUCTION

- 1 The Queenstown Lakes District Council (**Council**) is one of the regulatory agencies along with the Police, who have enforcement capabilities regarding alcohol consumption in public places, with the objective to reduce alcohol related harm and offending.
- 2 The Council is required to review its bylaws periodically under the Local Government Act (**LGA02**). In accordance with section 147 of the Act the Council can make bylaws to prohibit or control the consumption, possession and bringing of alcohol into public places. These areas are referred to as either permanent or temporary alcohol ban areas. A ban must be a reasonable limitation on rights and freedoms and there must be evidence of a high level of crime or disorder that was caused by alcohol consumption.
- 3 The Council currently has the Alcohol Ban Bylaw 2014 (**Alcohol Bylaw**) which was made pursuant to section 147 of the LGA02. The Council is in the process of reviewing the Alcohol Bylaw. This review forms part of Council's programme of bylaw reviews.

PROPOSAL

- 4 The Council has determined that the current bylaw should be revoked, and replaced with the proposed Queenstown Lakes District Council Alcohol Ban Bylaw 2018 (**Proposed Bylaw**). The proposed amendments to the Bylaw are to:
 - a. Include an alcohol ban between 12am on National Crate Day (or any other similar event or promotion) until 12am the following day for the specified public areas in Queenstown including the Queenstown Recreation Ground and Boundary Street carpark; and
 - b. increase the specified period for alcohol bans from 8pm on any day to 8.00am the following day for specified public areas.

TIMETABLE FOR CONSULTATION

- 5 The following dates represent the key times in the consultation programme:
 - a. Council resolves to undertake public consultation regarding the Proposal – **26 July 2018**.
 - b. Advertisement in Otago Daily Times, Southland Times, and Wanaka Sun – between **28 July and 26 August 2018**.
 - c. Submissions close on **26 August 2018**.
 - d. Submissions heard by a subcommittee of Councillors **10 – 14 September 2018**.
 - e. Council considers outcome of consultation process and whether to make decisions in the Proposal – **25 October 2018**.
 - f. Public notice of final decision – **27 October 2018**.
- 6 The Proposed Bylaw comes into effect subject to the above.

INSPECTION OF DOCUMENTS AND OBTAINING COPIES

- 7 Copies of this Statement of Proposal and the Proposed Bylaw may be inspected, and a copy obtained, at no cost, from:

- a. either of the Council offices at 10 Gorge Road, Queenstown or the Wanaka Service Centre, 47 Ardmore Street, Wanaka;
- b. any Council library within the Queenstown Lakes District; or
- c. the Council website – www.qldc.govt.nz

RIGHT TO MAKE A SUBMISSION AND BE HEARD

- 8 Any person or organisation has a right to be heard in regard to this proposal and the Council encourages everyone with an interest to do so.
- 9 The Council would prefer that all parties intending to make a submission:
- a. go to the Queenstown Lakes District Council Website: www.qldc.govt.nz or
 - b. post their submission to: Regulatory Department, Queenstown Lakes District Council, Private Bag 50072, Queenstown 9348.
- 10 Submissions must be received by **Sunday 26th August 2018**. The Council will then convene a hearing, which it intends to hold between **Monday 10th September and Friday 14th September 2018** at which any party who wishes to do so can present their submission in person. The Council will give equal consideration to written and oral submissions.
- 11 The Council will permit parties to make oral submissions (without prior written material) or to make a late submission, only where it considers that special circumstances apply.
- 12 Every submission made to the Council will be acknowledged in accordance with the LGA02, will be copied and made available to the public, and every submission will be heard in a meeting that is open to the public.
- 13 Section 82 of the LGA02 sets out the obligations of the Council in regard to consultation and the Council will take all steps necessary to meet the spirit and intent of the law.

MAKING AN EFFECTIVE SUBMISSION

- 14 Written submissions can take any form (e.g. Email, letter). An effective submission references the clause(s) of the Proposed Bylaw you wish to submit on, states why the clause is supported or not supported and states what change to the clause is sought.
- 15 Submissions on matters outside the scope of the Proposed Bylaw cannot be considered by the Hearings Panel.

Mike Theelen

CHIEF EXECUTIVE

APPENDIX 1 - Proposed Queenstown Lakes District Council Alcohol Ban Bylaw 2018

APPENDIX 2 - Current Queenstown Lakes District Council Alcohol Ban Bylaw 2014*

*The above documents are appended elsewhere as part of this agenda item and are not repeated here.