

LOCAL EASTER SUNDAY TRADING POLICY 2016



Department:
Operations

Date Policy Adopted:
14 March 2017

Relevant Legislation:
Shop Trading Hours Act 1990 (Part 2 s5A)
Next Review Due By:
April 2022 (5 years)

Status:
Adopted
Revision Number:
1

1 Introduction and Background

To be inserted following the special consultation procedure and prior to adoption.

2 Scope of the Policy

2.1 Shop trading is permitted on Easter Sundays for the whole of the Wairoa District.

2.2 For the purposes of this policy, the meaning of a shop is the same as defined in section 2 of the Act:

- 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

2.3 Under the Act, a local Easter Sunday Shop Trading Policy may not—

(a) permit shops to open only for some purposes; or

(b) permit only some types of shops in the area to open; or

(c) specify times at which shops may or may not open; or

(d) include any other conditions as to the circumstances in which shops in the area may open.

2.4 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.

3 Shop employees' right to refuse to work

3.1 All shop employees have the ability to refuse to work on Easter Sunday without providing a reason to their employer. There are “right to refuse” provisions in the Act which means that all employees will have the ability to refuse to work on Easter Sunday without any repercussions for their employment relationship.

4 Review

4.1 This policy will be reviewed within five years of adoption.