

Grey District Council Moana Glass Bylaw

This bylaw was adopted by the Grey District Council on 20 November 2004, reconfirmed on 1 June 2008 and again on 11 June 2018 following consideration of submissions received as part of the Special Consultative procedure

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GREY DISTRICT COUNCIL MOANA GLASS BYLAW

The Grey District Council, pursuant to Section 145 of the Local Government Act 2002, the Bylaws Act 1910 and any other authority enabling the Council in this behalf hereby makes the following bylaw.

1.0 TITLE AND COMMENCEMENT

- 1.1 This bylaw shall be known as the Moana Glass Bylaw.
- 1.2 This bylaw shall come into effect on the day after the confirmation thereof.

2.0 SCOPE

- 2.1 The purpose of this bylaw is to protect public safety and the enjoyment of public places in Moana over the New Year's Eve period.

3.0 INTERPRETATION

CONTROLLED PLACE means public places within the "designated area" on the annexed map and such additional places as may be defined by the Council by resolution from time to time and publicly notified in accordance with Clause 4.0 of this bylaw.

PUBLIC PLACE means any place that is open to being used by the public, whether free or on payment of a charge; and includes every road, footpath, reserve, park, domain, beach, foreshore and recreational grounds

SPECIFIED PERIOD means the period from noon on 31st December to noon on 1st January and any additional periods that may be determined by the Council by resolution from time to time and publicly notified in accordance with Clause 4.0 of this bylaw.

4.0 ADDITION OF SPECIFIED PERIODS AND CONTROLLED PLACES

- 4.1 The Council may, from time to time by resolution, specify additional periods during which all or some of the provisions of this bylaw may apply.
- 4.2 The Council may, from time to time by resolution, specify additional controlled places in relation to which all or some of the provisions of this bylaw may apply.
- 4.3 Every resolution made pursuant to this clause shall be publicly notified at least 14 days before it shall take effect.

5.0 THE CONTROL OF GLASS

- 5.1 No person shall at any time bring into or possess any glass drinking vessels or containers in any controlled place during any specified period.

6.0 EXEMPTIONS

- 6.1 This bylaw does not prohibit, in the case of liquor in unopened bottles or unopened containers:
 - (a) The transport of such bottles or containers by, or to a resident (or their bona fide visitors) of premises within the specified public place (whether transporting to or from the premises); and
 - (b) The transport of such bottles or containers to or from any premises licensed for the sale of liquor under the Sale and Supply of Alcohol Act 2012.

7.0 BREACH AND PENALTY

- 7.1 Any person who acts in breach of any provisions of this bylaw commits an offence and on summary conviction is liable to the penalty set out in Section 242(4) of the Local Government Act 2002 (a fine not exceeding \$20,000.00).

APPENDIX ONE: Map of designated area where glass is prohibited

