

Policy:

Class 4 Gaming Venues

First adopted: 1 June 2010

Last reviewed: 13 August 2018

1. Objectives of the policy

- a) To ensure the community, through Council, has influence over the location and number of Class 4 Gaming Venues and machines within the Grey District.
- b) To facilitate minimisation of the harm caused by Class 4 gambling.
- c) To allow those who wish to participate in gaming machine gambling to do so in a safe and well managed environment.

2. Where Class 4 gambling venues may be established

- a) Class 4 gambling venues may be established within any area of the Grey District, subject to:
 - i) Meeting application and fee requirements.
 - ii) Not being a venue at which the primary activity of the venue is associated with family or children's activities.
 - iii) Meeting the requirements of Sections 4-5 of this policy.

3. Numbers of gaming machines to be allowed

- a) New venues, excluding relocations, shall be allowed a maximum of nine (9) gaming machines.
- b) Existing venues with licences issued after 17 October 2001 and operating fewer than nine (9) gaming machines shall be allowed to increase the number of machines operated at the venue to nine (9) ***subject to the maximum number as outlined in d) hereunder in the District is not exceeded.***
- c) Maximum venues allowed in the District shall be capped at 18 sites.
- d) Maximum number of machines allowed in the District shall be capped at 130 machines.

4. Primary activity of Class 4 gambling venues

- a) The primary activity of any Class 4 gambling venue shall be:
 - i) The sale of liquor or liquor and food.

5. Relocation of Class 4 venues

- a) A new venue consent will be issued by Council in the following circumstances:
 - i) Where the venue is intended to replace an existing venue within the district;

- ii) Where the existing venue operator consents to the relocation; and
 - iii) Where the proposed new location meets all the other requirements in this policy.
- b) In accordance with section 97A of the Gambling Act 2003, when a relocation consent is sought under this relocation provision, the new venue may operate up to the same number of machines that were permitted to operate at the old venue immediately before the old venue licence was cancelled as a result of the relocation.
- c) In accordance with section 97A(c) of the Gambling Act 2003, when the new venue is established following a consent being granted under this relocation provision, the old venue is treated as if no class 4 venue licence was ever held for the venue.
- d) The old venue will therefore require a new territorial authority consent from Council before being relicensed to host gaming machines and will be limited to a maximum of nine (9) machines if such a consent is issued by Council.

6. Where Class 4 gambling venues may be established on relocation

- a) A Class 4 venue required to relocate under Section 5 of this policy may do so subject to meeting the following conditions:
- i) The new site being restricted to an area within the same Census Area Unit as defined by Statistics New Zealand; and
 - ii) Meeting conditions set out in Section 2(a)(ii) and (iii) of this policy.

7. Applications

- a) Applications for territorial authority consent must be made on the approved form and must provide:
- i) Name and contact details for the application;
 - ii) Street address of premises proposed for the Class 4 licence;
 - iii) The names of management staff;
 - iv) A 12-month business plan or budget for the establishment, covering both gambling and other activities proposed for the venue, or other evidence that gambling is not the primary activity at the establishment;
 - v) A site plan covering both gambling and other activities proposed for the venue, including details of each floor of the venue; and
 - vi) Details of liquor licence(s) applying to the premises.

8. Application fees

- a) These will be set by the territorial authority from time to time, and shall include the following considerations:
- i) The actual cost of processing the application, consultation and hearings involved plus staff time at the charges set out in the Annual Plan at the time
 - ii) A deposit of \$200.00 (excluding GST) shall be paid on filing an application; and
 - iii) Should the actual costs of processing the application exceed the deposit paid, the balance shall be payable by the applicant on the date of issue of the Licence.