

Grey District Council Class 4 Gaming and TAB Board Venues Policy

External Policy

First adopted: June 2010

Last reviewed: 29 June 2026

Next review due: 29 June 2029

Policy owner: Group Manager Economic Development and
Regulatory

1. Background

The TAB Board Venues Policy was first adopted on 14 February 2011 and reviewed 13 August 2018. The Class 4 Gaming Venues Policy was first adopted on 1 June 2010 and reviewed 13 August 2018. The policies were combined and reviewed in June 2026.

2. Introduction

Under the Gambling Act 2003 and the Racing Industry Act 2020, Council must have both a Class 4 Gambling Venue Policy and a TAB Venue Policy for TAB venues operated by TAB NZ. Council has chosen to combine these policies into one Class 4 Gaming and TAB Board Venues Policy. These Acts set out factors that Council must take into consideration when developing the policy.

3. Objectives of the policy

- 1) To ensure the community, through Council, has influence over the location and number of Class 4 Gaming Venues and machines and TAB board venues within the Grey District.
- 2) To set restrictions on the establishment of Class 4 gaming venues, number of gaming machines and establishment of TAB board venues in the Grey District.
- 3) To facilitate minimisation of the harm to the community caused by gambling.
- 4) To allow those who wish to participate in gambling to do so in a safe and well managed environment.
- 5) To comply with legislative requirements of the Gambling Act 2003 and the Racing Industry Act 2020 to adopt policies for Class 4 gaming machines and TAB board venues within the Grey District.

4. Interpretation

In this policy:

TAB Board Venue	means a stand-alone premises that is owned or leased by the TAB Board and operated primarily for the purpose of providing racing and sports betting services and excludes any TAB facility or terminal located within a bar, hotel, club, or other licensed premises.
Gaming Venue	means a place where pokie machine gambling can take place under the Gambling Act 2003.

5. Class 4 Gaming Venues

1. Background

- a) This section of the policy is developed in accordance with section 101 of the Gambling Act 2003.

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 3-4 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 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 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 Grey District; 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 fee shall be paid on filing an application (refer to Council's fees and charges); 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.

6. TAB Board Venues

1. Background

- a) This section of the policy is developed in accordance with Section 96 of the Racing Industry Act 2020.
- b) The policy covers stand-alone TAB Board Venues which are owned or leased by the New Zealand Racing Board.
- c) Under the legislation, Council consent is not required to establish a TAB facility in a bar, hotel or club.

2. Policy for establishment of TAB Board Venues

- a) One TAB Board Venue may be established within the Grey District during the life of this policy.
- b) No gaming machines are allowed on TAB Board Venue premises.
- c) A deposit fee shall be paid on filing an application (refer to Council's fees and charges); and 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.

7. Review

This policy will be reviewed every three years in accordance with the requirements of the Gambling Act 2003 and the Racing Industry Act 2020.