

## **APPLICATION FOR CONSENT UNDER CLASS 4 AND TAB GAMBLING VENUE POLICY**

### **GUIDE FOR APPLICANTS**

#### **Introduction**

Applications for a consent for the Queenstown Lakes District Council for a Class 4 (non casino gaming machines) or TAB venue or for an increase in the number of gaming machines in an existing venue must comply with the requirements of the Council's Gambling Venue Policy. This guide and the application form are designed to assist applicants provide the information required.

#### **Venue Details**

This section of the application requires applicants to provide full details of the location of the Class 4 or TAB venue – whether an existing venue or a proposed new venue.

This information is required to enable an assessment to be made against the matters set out in the policy as to whether the location is appropriate. These matters include:

- Not being located close to or adjacent to any school, early childhood centre, kindergarten, place of worship or other community facility;
- Not being located so as to provide for a concentration of gambling venues;
- Not being a venue at which the primary activity is associated with family or children's activities.

Applicants are required to demonstrate that the proposed venue will not adversely impact on such institutions. It is not sufficient to merely state that there will be no adverse impacts. The applicant must specify the reasons why there will be no adverse impacts, or suggest mitigating action where there may be an adverse impact.

Applicants are also required to provide satisfactory evidence that the gaming area at the venue is physically separated from the remainder of the venue. Applicants should choose the most appropriate means for then to achieve this requirement. Options to be considered include photographs of existing venues and or site plans for proposed venues.

The policy provides that the primary purpose of a new Class 4 gambling venue must be for the consumption of alcohol on the premises. Applicants must provide details of their licence under the Sale and Supply of Alcohol Act 2012. Applicants should also provide evidence that the sale of alcohol for consumption on the premises is the primary purpose of the venue and not a secondary purpose. Again, applicants should choose the most appropriate means for then to achieve this requirement. Options might include financial statements or projections showing that alcohol sales will contribute greater than 50% of total turnover for the venue.

Applicants are advised of the prohibition of any signage on the venue that is visible from the street or other public place that promotes either the provision of gaming machines or any jackpots or prizes.

## **Gaming Machine Numbers**

New venues may be permitted up to nine (9) electronic gaming machines. Applicants should specify the number of machines they are applying for in the application.

Existing venues first licensed after 17 October 2001 may be permitted to increase the number of machines at the venue so that the maximum number of machines at the venue is nine (9). Where a venue was first licensed before to 18 October 2001 application may be made to increase the number of machines at the venue so that the maximum number of machines at the venue is eighteen (18). Applicants applying for an increase in the number of machines should specify the existing number and the number of additional machines sought.

## **Public Notice**

Applications must be accompanied by evidence that the public notice provisions of the policy have been complied with. The requirements are that advertisements are to be placed over two consecutive weeks in the Saturday edition of either the Otago Daily Times or the Southland Times and over two consecutive weeks in two local newspapers that circulate in the area of the (proposed) gambling venue.

There are some specific requirements of the information that must be presented in the advertisements:

1. The name of the society making the application;
2. The physical location of the venue or proposed venue;
3. The trading name of the venue or proposed venue;
4. The number of electronic gaming machines that are proposed;
5. Where the application is for an increase in the number of electronic gaming machines at the venue the notice shall specify the existing number and proposed number of machines;
6. That objections to the granting of the application should be made in writing to Council at Private Bag 50072, Queenstown 9348;
7. The period during which objections may be made, which is twenty one (21) days from the date of first public notice in the Southland Times or Otago Daily Times.

Suitable evidence of compliance with this requirement might be met by providing copies of the advertisements as they appeared in the newspaper.

## **Hearing**

In the event that any objection is made to an application for a consent for a new venue or an increase in the number of machines at an existing venue then a public hearing will be convened by the Council to hear from objectors and the applicant.