

EASTER SUNDAY SHOP TRADING POLICY



1 MARCH 2023



POLICY NUMBER: MDC020

First Adopted	February 2017
Latest Version	March 2023
Adopted by:	Council 1 March 2023
Review Date	March 2028

PURPOSE

This policy is made under Subpart 1 of Part 2 of the Shop Trading Hours Act 1990 (the Act). The purpose of the Act is to regulate the opening of shops on Anzac Day morning, Good Friday, Easter Sunday, and Christmas Day.

The Act was amended in 2016 to allow Councils to have a policy to permit shops to open on Easter Sundays. The restrictions applying to Anzac Day morning, Good Friday and Christmas Day remain unchanged.

SCOPE

Shop trading is permitted on Easter Sundays throughout the Masterton District (see Schedule 1).

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 2012.

DEFINITION OF A SHOP

For the purposes of this Policy the definition of a shop is consistent with section 2 of the Act:

A shop is 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 private home where the owner or occupier's effects are being sold (by auction or otherwise); or
- 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
- 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.

SHOP EMPLOYEES' RIGHT TO REFUSE WORK

Easter Sunday continues to be a day of significance across New Zealand and some people would rather not work on this day.

There are 'right to refuse' provisions in the Act which means all shop employees have the ability to refuse to work on Easter Sunday without any repercussions for their employment relationship.

REVIEW OF POLICY

This policy will be reviewed every five years.

RELATED DOCUMENTS

None.

REFERENCES

Shop Trading Hours Act 1990.

VERSION CONTROL

Version	Date	Summary of Amendments	Approved By
1	02/2017		Council
2	03/2023	Update to Shop Employees Right to Refuse to Work section to reflect the provisions in the Act.	Council

SCHEDULE 1: MASTERTON DISTRICT BOUNDARIES

Masterton District is bounded by the Tararua District in the north, the Pacific Ocean in the east, the Carterton District in the south and south-west, and the Horowhenua District in the north-west

