



# **Easter Sunday Shop Trading Policy**

**22 FEBRUARY 2017**

## **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.

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) a private home where the owner or occupier's effects are being sold (by auction or otherwise); or
- (b) 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
- (c) 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 TO 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 that allow employers to negotiate freely, and means that all shop employees will 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 within five years of adoption.

## **RELATED DOCUMENTS**

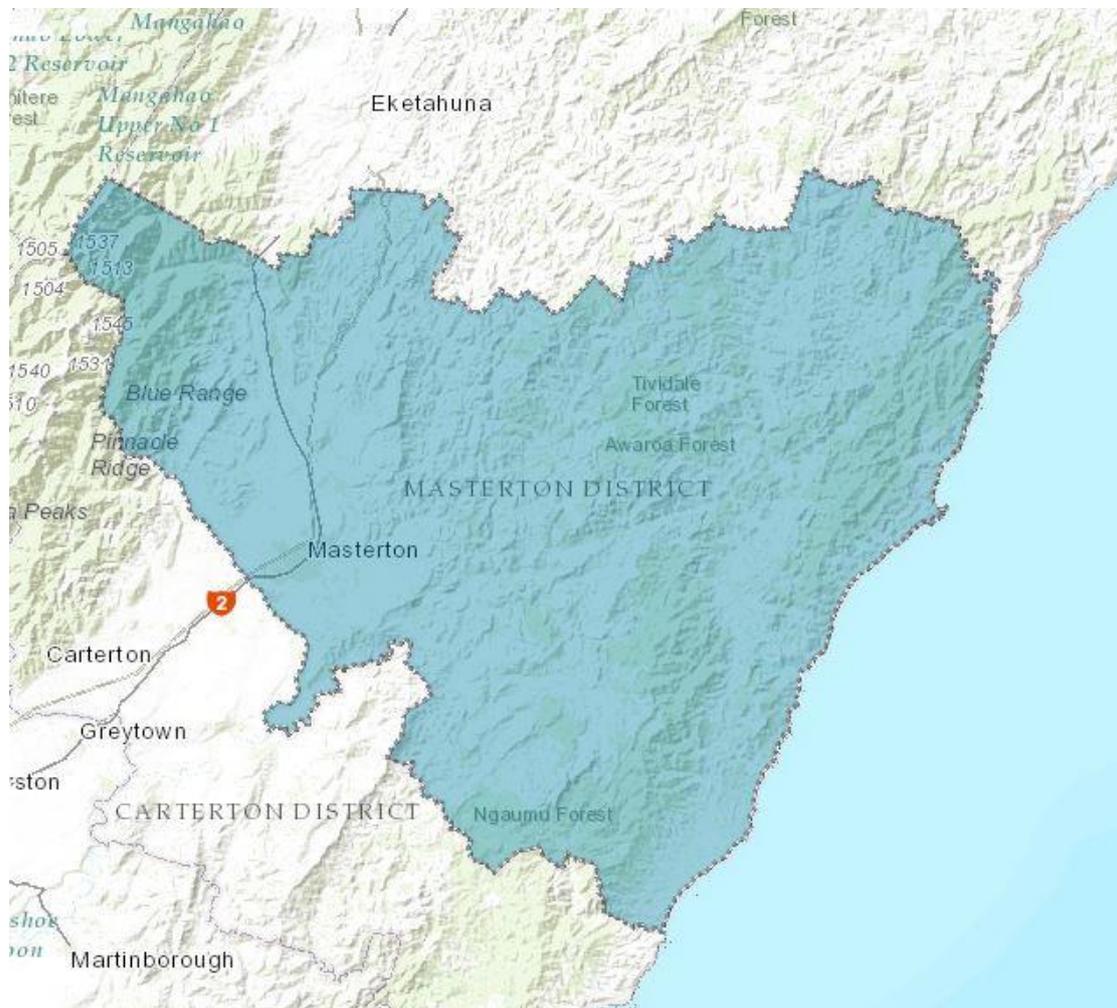
None.

## **REFERENCES**

Shop Trading Hours Act 1990.

## 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.



<b>Adopted by:</b>	Masterton District Council
<b>Date of Approval:</b>	22 February 2017
<b>Policy Number:</b>	MDC020
<b>Review Date:</b>	22 February 2022