

Notice of Meeting:

I hereby give notice that an ordinary meeting of the Regulatory Subcommittee will be held on:

Date: Friday 26 March 2021
Time: 9.00 am
Venue: Edinburgh Room, Municipal Chambers, The Octagon, Dunedin

Sandy Graham
Chief Executive Officer

Regulatory Subcommittee
REVIEW OF GAMBLING AND TAB VENUE POLICY
PUBLIC AGENDA

MEMBERSHIP

Chairperson	Cr Christine Garey
Members	Cr Marie Laufiso Cr Jules Radich
Senior Officer	Simon Pickford, General Manager Community Services
Governance Support Officer	Lynne Adamson

Lynne Adamson
Governance Support Officer

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Note: Reports and recommendations contained in this agenda are not to be considered as Council policy until adopted.

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1 PUBLIC FORUM

At the close of the agenda no requests for public forum had been received.

2 APOLOGIES

At the close of the agenda no apologies had been received.

3 CONFIRMATION OF AGENDA

Note: Any additions must be approved by resolution with an explanation as to why they cannot be delayed until a future meeting.

DECLARATION OF INTEREST

EXECUTIVE SUMMARY

1. Members are reminded of the need to stand aside from decision-making when a conflict arises between their role as an elected representative and any private or other external interest they might have.
2. Elected members are reminded to update their register of interests as soon as practicable, including amending the register at this meeting if necessary.

RECOMMENDATIONS

That the Committee:

- a) **Notes/Amends** if necessary the Elected Members' Interest Register attached as Attachment A; and
- b) **Confirms/Amends** the proposed management plan for Elected Members' Interests.

Attachments

	Title	Page
↓A	Committee Register of Interest	7

Gambling and TAB Venues Councillor Register of Interest - Current as at 18 March 2021					
Name	Responsibility (i.e. Chairperson etc)	Declaration of Interests	Nature of Potential Interest	Member's Proposed Management Plan	
Christine Garey	Trustee	Garey Family Trust - Property Ownership - Dunedin	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.	
	Chair	Creative Dunedin Partnership (Council appointment)	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.	
	Member	Dunedin Symphony Orchestra Foundation Board of Trustees (Council appointment)	Potential grants recipient	Withdraw from discussion and leave the table. If the meeting is in confidential, leave the room. Seek advice prior to the meeting.	
	Member	Theomin Gallery Management Committee (Olveston) (Council appointment)	No conflict identified	Withdraw from discussion and leave the table. If the meeting is in confidential, leave the room. Seek advice prior to the meeting.	
	Chair	Grants Subcommittee (Council Appointment)	No conflict identified	Withdraw from discussion and leave the table. If the meeting is in confidential, leave the room. Seek advice prior to the meeting.	
			External family member is a Principal Security Consultant	Major supplier to DCC	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Member		Local Government New Zealand Zone 6 Committee (Council Appointment)	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
Marie Laufiso	Property Owner	Residential Property	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.	
	Trustee	Community Building Trust - Trust Owner of Property 111 Moray Place	Duty to Trust may conflict with duties of Council Office	Seek advice prior to the meeting if actual or perceived conflict of interest arises.	
	Board Member	Otago Mental Health Trust	Potential grants applicant which would result in pecuniary interest. Duty to Trust may conflict with duties of Council Office	Do not participate in consideration of grants applications. If the meeting is in confidential, to leave the room.	
	Trustee	Brockville Community Support Trust	Potential grants recipient	Withdraw from discussion and leave the table. If in confidential leave the room. Seek advice prior to the meeting.	
	Trustee	Corso Ōtepoti Dunedin Trust	Potential grants recipient	Withdraw from discussion and leave the table. If in confidential leave the room. Seek advice prior to the meeting.	
	Member	Dunedin Manufacturing Holdings Inc	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.	
	National Secretary	P.A.C.I.F.I.C.A Inc	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.	
	Dunedin Branch Treasurer	P.A.C.I.F.I.C.A Inc	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.	
	Dunedin Branch delegate to Arai Te Uru Marae Council	P.A.C.I.F.I.C.A Inc	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.	
	Member	Green Party of Aotearoa New Zealand	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.	
	Member	Age Concern (Council appointment)	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.	
	Member	Dunedin Abrahamic Interfaith Group (Council appointment)	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.	
	Member	Dunedin Refugee Steering Group (Council appointment)	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.	
	Member	Otago Settlers Association (Council appointment)	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.	
	Member	Dunedin Fair Trading Committee (Council appointment)	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.	

Name	Responsibility (i.e. Chairperson etc)	Declaration of Interests	Nature of Potential Interest	Member's Proposed Management Plan
	Deputy Chair	Grants Subcommittee	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Member	Social Well Being Advisory Group (Council appointment)	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
Jules Radich	Shareholder	Izon Science Limited	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Shareholder	Taurikura Drive Investments Ltd	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Shareholder	Golden Block Developments Ltd	The Auditor General has issued a declaration under section 6(4) of LAMIA allowing Cr Radich to participate on the grounds that it is in the interests of the electors and inhabitants of the area that he be allowed to do so. The declaration applies to the Council meeting on 25 May 2020 and to discussion and deliberations on the Annual Plan 2020/21 up to and including the adoption of the Annual Plan	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Director	Cambridge Terrace Properties Ltd	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Director/Shareholder	Southern Properties (2007) Ltd	The Auditor General has issued a declaration under section 6(4) of LAMIA allowing Cr Radich to participate on the grounds that it is in the interests of the electors and inhabitants of the area that he be allowed to do so. The declaration applies to the Council meeting on 25 May 2020 and to discussion and deliberations on the Annual Plan 2020/21 up to and including the adoption of the Annual Plan	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Director	Golden Centre Holdings Ltd	The Auditor General has issued a declaration under section 6(4) of LAMIA allowing Cr Radich to participate on the grounds that it is in the interests of the electors and inhabitants of the area that he be allowed to do so. The declaration applies to the Council meeting on 25 May 2020 and to discussion and deliberations on the Annual Plan 2020/21 up to and including the adoption of the Annual Plan	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Director/Shareholder	IBMS Ltd	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Director/Shareholder	Raft Holdings Ltd	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Director/Shareholder	Otago Business Coaching Ltd	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Director	Effectivise Ltd	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Director	Athol Street Investments Ltd	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Director/Shareholder	Allandale Trustee Ltd	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Shareholder	Aberdeen St No2 Ltd	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Member	Dunedin Public Art Gallery Acquisitions Committee (Council appointment)	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.

Name	Responsibility (i.e. Chairperson etc)	Declaration of Interests	Nature of Potential Interest	Member's Proposed Management Plan
	Member	Dunedin Public Art Gallery Society (Council appointment)	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Member	Road Safety Action Plan	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Member	Tertiary Precinct Planning Group (Council appointment - alternate)	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Member	Saddle Hill Community Board (Council appointment)	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.

Results of Consultation

15 40 submissions were received and, of these, 25 were from organisations and 15 were from individuals.

General Support

16 The submission form asked: *Overall, do you agree with the current Gambling and TAB Venue Policy?*

Options	Number	%
Yes – overall, agree with the current policy	17	43%
No - overall, do NOT agree with the current policy	16	40%
Did not complete this question	7	18%
TOTAL	40	100%

Table 1: Agreement with current Policy by number and percentage

17 Of those who responded to this question, responses were split with 43% agreeing with the current Policy, 40% not agreeing and 18% not answering the question. (The total percentage does not add up to 100% due to rounding.)

Support for options

18 The submission form asked: *Which option do you support in relation to the Gambling and TAB Venue Policy?*

Options	Number	%
Option 1 (status quo and preferred option): Retain the existing policy which has a sinking lid approach to the number of venues and gambling machines in Dunedin. The existing policy does not allow relocation of venues unless in exceptional circumstances.	15	38%
Option 2: Do not limit the number of venues or gambling machines anywhere in Dunedin and grant consent for relocating gambling venues. Limit where new gambling venues may be established.	14	35%
Option 3: Other, please specify	11	28%
TOTAL	40	100%

Table 2: Support for options by number and percentage

19 Of the three options provided, 38% supported the option of retaining the existing policy, whilst 35% support the option of not limiting the number of venues or gambling machines anywhere in Dunedin and granting consent for relocating gambling venues. In addition, 28% percent chose the 'Other' option. Of these, a number suggested capping the number of EGM machines and some suggested broadening the relocation policy.

General Comments

- 20 The submission form asked: *Do you have any other comments about the Gambling and TAB Venue Policy?*

Options	Number of submitters
Loss of community funding with sinking lid policy	21
Reduce gambling harm with sinking lid	13
Cap number of EGMs at current level	10
Broaden relocation policy	5
General comments	26

Table 3: Summary of comments by number

- 21 The most common topic was concern over the loss of community funding potentially associated with a sinking lid policy (21 submitters). Other submitters suggested support for the policy as it reduces gambling related harm (13 submitters), a cap on the number of EGMs so that community funding would not be further limited (10 submitters) and broadening the relocation policy (5 submitters).
- 22 The amount of gambling venue spend in the Dunedin area is monitored by the Department of Internal Affairs and is reported quarterly. Since Dunedin's first Gambling and TAB Venue Policy was introduced in 2013 there has been a decline in the numbers of both Class 4 gambling venues and machines. However there has not been a corresponding decline in the amount spent on those machines. Therefore, there has been no decrease in the amount of money available for community funding in the Dunedin district.

Amendment to Policy

- 23 Since the last review of the Policy, the Racing Act 2003 has been replaced with the Racing Industry Act 2020. While the Policy meets requirements of the Racing Industry Act, references to the Racing Act within the Policy will be amended to reflect this change.

OPTIONS

- 24 There are no options with this report as its purpose is to present a summary of submissions.

NEXT STEPS

- 25 Next steps are for the Subcommittee to consider consultation results, hear the submitters and make recommendations to the Council regarding the Gambling and TAB Venue Policy.

Signatories

Author:	Anne Gray - Policy Analyst Kevin Mechen - Secretary, District Licensing Committee
Authoriser:	Paul Henderson - Acting Group Manager Customer and Regulatory Services Simon Pickford - General Manager Community Services

Attachments

There are no attachments for this report.

SUMMARY OF CONSIDERATIONS

Fit with purpose of Local Government

This decision enables democratic local decision making and action by, and on behalf of communities. This decision promotes the social well-being of communities in the present and for the future. This decision promotes the economic well-being of communities in the present and for the future.

Fit with strategic framework

	Contributes	Detracts	Not applicable
Social Wellbeing Strategy	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Economic Development Strategy	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Environment Strategy	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Arts and Culture Strategy	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
3 Waters Strategy	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Spatial Plan	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Integrated Transport Strategy	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Parks and Recreation Strategy	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Other strategic projects/policies/plans	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

The Policy contributes to the Social Wellbeing Strategy priorities of vibrant and cohesive communities, connected people, and safe and healthy people. It also contributes to the Spatial Plan priority of a liveable city – a safe and healthy environment.

Māori Impact Statement

It is a legal requirement to provide notice of the proposed policy to organisations representing Māori in the area and this was part of the community engagement plan. Māori and Pasifika are disproportionately represented in problem gambling statistics.

Sustainability

This summary report for consideration has no known implications for sustainability.

LTP/Annual Plan / Financial Strategy /Infrastructure Strategy

There are no implications for these documents.

Financial considerations

There are no financial considerations.

Significance

This summary report is considered low in terms of the Council’s Significance and Engagement Policy. However, it is recognised that community views on gambling are strong and polarised.

Engagement – external

Consultation for was carried out using the special consultative procedure as outlined in the Local Government Act. The Gambling Act requires this method of consultation. Information presented in the statement of proposal on the benefits and harm caused by problem gambling was drawn from the DIA, Gambling and Addictions Research Centre and the Ministry of Health. Each corporate society that holds a class 4 venue licence for a venue on the district as well as organisations representing Māori were advised of the review, as required by the Act. Other organisations that provide treatment and support services for problem gamblers in Dunedin were also advised of the review and invited to submit.

**Gambling and TAB Venue Policy 2021 Hearing
Speaking Schedule as at 18 March 2021**

Time	Name	Submission #
9.10 am	Bronwyn Powell-Grub Salvation Army Oasis	807893
9.20 am	Jo-Anne Grimwood on behalf of David Pirie Public Health South, Southern District Health Board via zoom	807875
9.40 am	Cameron Burrow St Clair Surf Life Saving Club	808086
9.50 am	Cameron Burrow Dunedin Rugby Football Club	808147
10.10 am	Andy McLean Otago Hockey Association	807344
10.20 am	Brent Wolf St Clair Surf Life Saving Club	804687
Break		
10.50 am	Sarah Campagnolo PFG Services	807407
11.00 am	John Brimble Sport Otago	807492
11.20 am	Jarrold True Gaming Machine Association New Zealand	807466
11.30 am	Tony Goldfinch Lion Foundation	807882
11.40 am	Darelle Jenkins Hospitality NZ Otago	807880
12.00 noon	Tanya Piejus New Zealand Community Trust via zoom	806630