

South Wairarapa District Council
Psychoactive Substances Act 2013
LOCAL APPROVED PRODUCTS POLICY

1. Purpose of the Policy

- 1.1 The South Wairarapa Council is proposing to have a policy relating to the location and density of points of sale for products approved under the Psychoactive Substances Act 2013. The policy covers points of sale within the South Wairarapa District Council territorial authority area. Sections 66 to 69 of the Psychoactive Substances Act 2013 set out the matters that may be contained in the policy.

2. Objectives of the Policy

- 2.1 To minimise the harm to at risk groups within the community caused by psychoactive substances by limiting the location and density of the retailers of approved products.
- 2.2 To ensure that Council and the community have some influence over the location and density of retailers of approved products in the district.
- 2.3 To minimise the potential for adverse effects from the sale of psychoactive substances in residential areas, near sensitive facilities and locations.
- 2.4 To minimise the exposure and potential for harm to risk groups from the sale of psychoactive substances.
- 2.5 To allow outlets only where there is a high degree of safety and security.

3. Location of Premises From Which Approved Psychoactive Products can be Sold

Premises licensed for the sale of approved products under the Psychoactive Substances Act 2013 are allowed subject to all of the following criteria;

- a. must be located within a commercial zone as defined in the Combined Wairarapa District Plan,

- b. are not permitted within 100 metres of a kindergarten, early childhood centre, primary school, library, movie theatre, community centre, public reserve / sportsground / playground or place of worship,
- c. are not permitted within 500 metres of a secondary school or skateboard park,
- d. are not permitted within 100 metres of an existing premise holding a licence (interim or full) to sell approved products,
- e. are not permitted within 50 metres of an existing off licenced liquor premise,
- f. are not permitted within 100 *metres* of a residentially zoned site as defined in the Wairarapa Combined District Plan,
- g. may, regardless of the limits proposed in *a. to e.* above, locate on a site where it is within 50 metres of a fully manned police station.

4. Interpretation

LAPP – Local Approved Products Policy pursuant to Sections 66 – 69 of the Psychoactive Substances Act 2013.

Fully manned police station – a police station that is *covered* 24 hours a day, 7 days a week by rostered staff.

Wairarapa Combined District Plan – Wairarapa Combined District Plan Volumes 1 and 2 Operative on 25 May 2011.

PSRA – Psychoactive Substances Regulatory Authority pursuant to Section 10 of the Psychoactive Substances Act 2013.

SWDC – South Wairarapa District Council.

LTP – Long Term Plan.

Approved Product – a psychoactive product approved by the Authority under Section 37 of the Psychoactive Substances Act 2013.

Psychoactive substance – a substance, mixture, preparation, article, device, or thing that is capable of inducing a psychoactive effect (by any means) in an individual who uses the psychoactive substance.