

# HUTT CITY COUNCIL LOCAL APPROVED PRODUCTS POLICY

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Approved by	Manager Strategy & Policy

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V 2.0	Graham Sewell	02/08/2016	Reviewed and approved by Council

# CONTENTS

<b>1. Purpose of the Policy.....</b>	<b>3</b>
<b>2. Content of the Policy .....</b>	<b>3</b>
<b>3. Policy .....</b>	<b>3</b>
<b>4. Review .....</b>	<b>4</b>

## Introduction

The Psychoactive Substances Act came into effect in July 2013. The purpose of the Act is to regulate the availability of psychoactive substances (i.e. legal highs) in N.Z. to protect the health of, and minimise harm to, individuals who use these substances.

The Act gives local authorities the discretion to establish a “local approved products policy” (LAPP). A LAPP can establish restrictions around the location of premises from which approved products (or ‘legal highs’) may be sold. The Act does not allow Councils to create a LAPP that would result in an outright ban across the city.

## 1. PURPOSE OF THE POLICY

The purpose of Hutt City Council’s Local Approved Products Policy is to:

- To ensure that Council and the community have influence over the location and density of retailers of approved products in Hutt City by providing a guide for the Psychoactive Substances Regulatory Authority when it considers licence applications.
- To support the purpose and intent of the Psychoactive Substances Act 2013, to protect the health and minimising harm to individuals who wish to use approved psychoactive products.
- To minimise the potential for adverse effects from the sale of psychoactive substances in residential areas, near recreational facilities and other inappropriate locations.

## 2. CONTENT OF THE POLICY

A local approved products policy may include policies on one or more of the following matters:

- the location of premises from which approved products may be sold by reference to broad areas within the district:
- the location from which approved products may be sold by reference to proximity to other premises from which approved products are sold within the district:
- the location of premises from which approved products may be sold by reference to proximity to premises or facilities of a particular kind or kinds within the district (for example, kindergartens, early childhood centres, schools, places of worship, or other community facilities).

This policy does not apply to retail premises where internet sales only are made or to premises where the sale of approved products is by wholesale only.

## 3. POLICY

- i. **Location of premises from which approved products may be sold.**

The location of retail premises from which approved products may be sold should be restricted to locations within the Central Business District (CBD) as identified in Schedule 1 and the portion of Jackson Street Petone, as identified in Schedule 2.

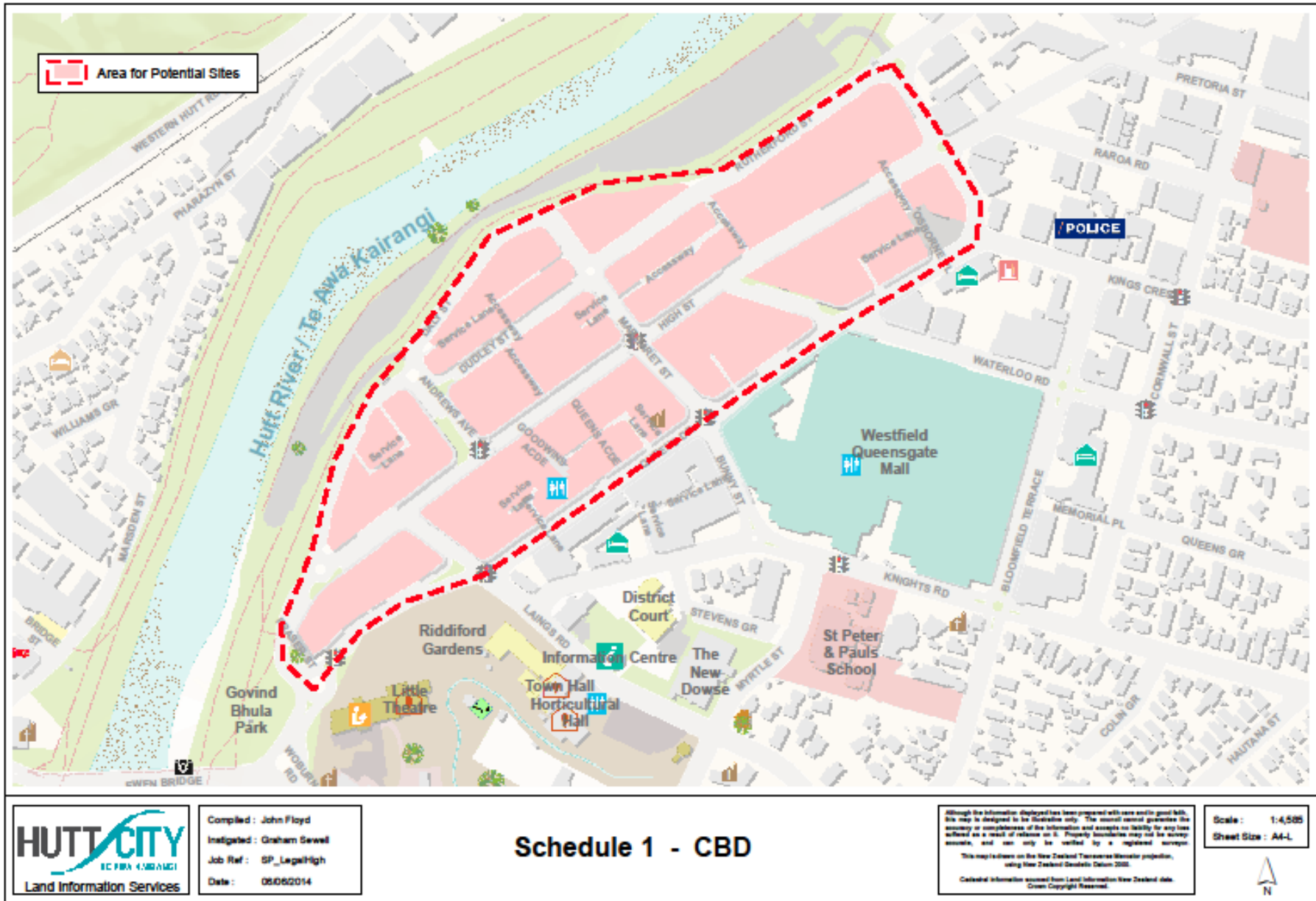
ii. **Location of retail premises in relation to other retail premises from which approved products are sold.**

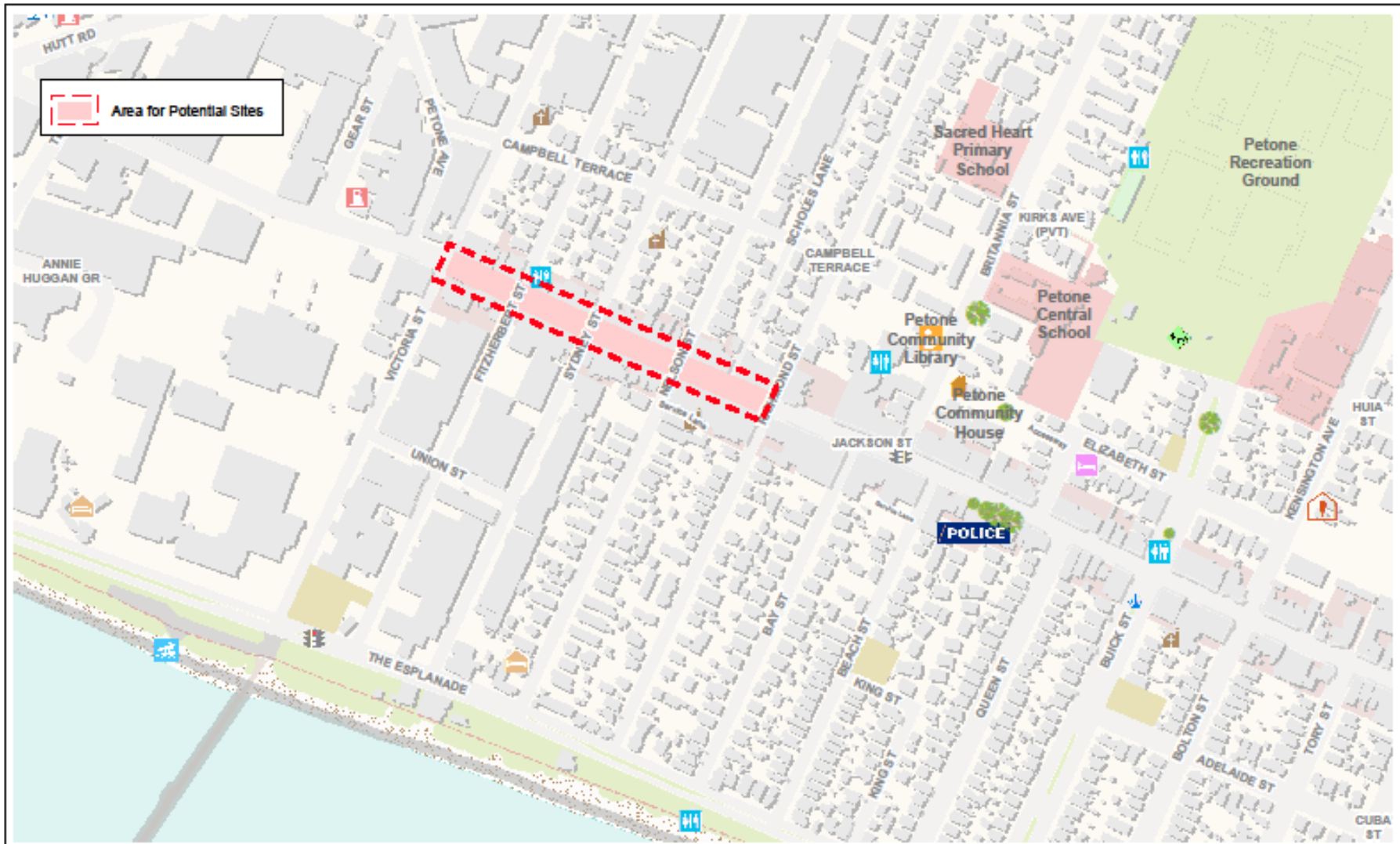
New retail premises from which approved products may be sold should not be permitted within 200 metres of another retail premises from which approved products may be sold.

## 4. REVIEW

The Psychoactive Substances Act requires the Council to review this LAPP every 5 years.

Council at its meeting on 2 August 2016 agreed to adopt the current LAPP without amendment and to review the LAPP in five years' time or once the Ministry of Health has approved a testing regime, whichever is sooner.





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### Schedule 2 - Jackson Street, Petone

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