



**WESTLAND DISTRICT WILDFOODS AND OTHER
EVENTS BYLAW 2003
INCORPORATING THE
WESTLAND DISTRICT WILDFOODS AND OTHER
EVENTS AMENDMENT BYLAW 2006**

The Westland District Council, pursuant to Section 147 of the Local Government Act 2002, the Bylaws Act 1910 and any other authority enabling the Council in this behalf hereby makes the following bylaw.

1.0. **Title and Commencement**

- (i) This bylaw shall be known as the Westland District Wildfoods and other Events Bylaw 2003.
- (ii) This bylaw shall come into effect on the day after the confirmation thereof.

2.0. **Scope**

The purpose of this bylaw is to protect public safety and enjoyment of the annual Hokitika Wildfoods Festival and other events by providing for the control of glass, trading and camping in specified areas during the course of events.

3.0. **Interpretation**

Controlled Camp Site means the areas delineated on the annexed map as “controlled camp sites” and such additional places as may be defined by the Council by resolution from time to time and publicly notified in accordance with clause 4 of this bylaw.

Specified Period means the period from 6:00 p.m. on the Friday of the festival weekend to 8:00 a.m. on the Sunday of the Hokitika Wildfoods Festival weekend and any additional periods that may be determined by the Council by resolution from time to time and publicly notified in accordance with clause 4 of this bylaw.

Public Place means a place that is open to or is being used by the public, whether free or on payment of a charge, and whether any owner or occupier

of the place is lawfully entitled to exclude or eject any person from it; but does not include licensed premises under the Sale and Supply of Alcohol Act 2012.

Specified Public Place means a public place within the area delineated on the annexed map as “area containing specified public places” and such additional places as may be defined by the Council by resolution from time to time and publicly notified in accordance with clause 4 of this bylaw.

4.0. **Addition of Specified Periods and Specified Public Places**

- 4.1. The Council may from time to time by resolution specify additional periods during which all or some of the provisions of this bylaw may apply.
- 4.2. The Council may from time to time by resolution specify additional public places in relation to which all or some of the provisions of this bylaw may apply.
- 4.3. Every resolution made pursuant to this clause shall be publicly notified at least 14 days before it shall take effect.

5.0. **The Control of Glass**

No person shall at any time bring into or possess any glass drinking vessels or containers in any specified public place during any specified period.

6.0. **Exemptions**

This bylaw does not prohibit, in the case of unopened glass bottles or unopened glass containers:

- (a) the transport of such bottles or containers by, or to a resident (or their bona fide visitors) or premises within the specified public place (whether transporting to or from the premises),
- (b) the transport of such bottles or containers to or from any premises licensed for the sale of alcohol under the Sale and Supply of Alcohol Act 2012.

7.0. **The Control of Camping**

No person shall at any time during any specified period camp whether in a vehicle, tent or otherwise, in any specified public place PROVIDED THAT it is permitted to camp within a controlled camp site during events.

8.0. **The Control of Trading**

- 8.1. No person shall at any time during any specified period sell or hire, or expose for sale or hire, any goods, wares, merchandise or services, or sell or expose for sale any food in any specified public place without a licence issued by the Council and only in compliance with the conditions imposed by that licence.
- 8.2. Without limiting the Council's powers in respect of the licensing referred to in clause 9.1. hereof, such licence conditions may relate to fees, specific permitted activity and specific site allocation.

9.0 **Breach and Penalty**

Any person who acts in breach of any provisions of this bylaw commits an offence and on summary conviction is liable to the penalty set out in Section 242(4) of the Local Government Act 2002 (a fine not exceeding \$20,000.00).



The resolution to make this bylaw was passed by the Westland District Council at an ordinary meeting of the Council held on Thursday 18th December, 2003 which resolution was confirmed at a subsequent meeting of the Council held on Thursday 5th February 2004.

The resolution to make the amendment bylaw was passed by the Westland District Council at an ordinary meeting of the Council held on Thursday 16th November, 2006 which resolution was confirmed at a subsequent meeting of the Council held on Thursday, 25th of January, 2007.

THE COMMON SEAL of the]
WESTLAND DISTRICT COUNCIL]]
was affixed in accordance with the]
resolution made by the Council]
on the Fifth day of February, 2004]

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AND, for the 2007 amendment,

THE COMMON SEAL of the]
WESTLAND DISTRICT COUNCIL]]
was affixed in accordance with the]
resolution made by the Council]
on the Twenty Fifth day of January,
2007.]

Mayor

General Manager

This Bylaw was reviewed pursuant to Section 158 of the Local Government Act 2002 and was confirmed on 9th December 2009.

This Bylaw was subsequently reviewed and amended pursuant to Section 159 of the Local Government Act 2002 in 2018 and was confirmed on 2 July 2018.