

# Totalisator Agency Board (TAB) Venue Policy

**Meeting:** Kaipara District Council  
**Date of meeting:** 28 July 2021  
**Reporting officer:** Virginia Smith, Policy Analyst

## Purpose | Ngā whāinga

To conclude the statutory review for the Totalisator Agency Board (TAB) Venues Policy (Policy).

## Executive summary | Whakarāpopototanga

Council is reviewing its Policy in accordance with statutory requirements.

Staff have undertaken a high-level review of the Policy and reported the outcomes to a Council Briefing. Council must now decide on the outcome of the review process. Staff are recommending retaining the Policy in its current format.

## Recommendation | Ngā tūtohunga

That the Kaipara District Council:

- a) Notes that the current Totalisator Agency Board Venue Policy (Attachment A) has been converted into an updated template, with no changes;
- b) Agrees to retain the current Totalisator Agency Board Venue Policy at Attachment A of this report.

## Context | Horopaki

The Racing Industry Act 2020 (the Act) requires Council to have a Policy and review it every three years. Council last reviewed the Policy in 2018 after which Council determined to retain the Policy without changes.

At the June 2021 Council Briefing, Elected Members were presented with the findings of the Policy review. The report concluded that:

- the Policy remains fit for purpose; and
- no amendments to the Policy are required.

Council must now decide on the outcome of this review process.

## Discussion | Ngā kōrerorero

At the June 2021 Briefing, Council was advised that the Policy is not being implemented as there are no stand-alone TAB venues established within the District. Although redundant, Council is still required under the Act to have this Policy.

While some terminology has changed in the legislation, (with 'TAB NZ' replacing the previous 'New Zealand Racing Board'), transitional provisions provided under the Act means no content changes to the Policy are required.

Given the circumstances described, Staff consider there is little value in undertaking a more detailed analysis of the Policy to consider proposing any changes and undertaking the associated required community consultation.

Since the last review, Council's policy template has been updated to a more modern format which aligns with the 'KDC Style Guide'. Staff have moved the Policy content into the new template to reflect this (**Attachment A**) and have provided the legislative process and analysis summary in **Attachment B** for completeness.

## Options

The following options are identified as reasonably practicable options for Council's consideration.

### Option 1: Retain the Policy in its current format.

Under this option, Council would retain the current Policy for another three years. The Council may choose to bring the review of this Policy forward at any time.

Advantages	<ul style="list-style-type: none"> <li>▪ Council has the Policy to regulate the establishment of TAB venues within the District.</li> <li>▪ Most cost-effective option.</li> <li>▪ Avoids community confusion via a consultation process that is unlikely to result in any practicable changes or outcomes.</li> <li>▪ Does not preclude Council from considering amendments to the Policy at any time before the next scheduled Policy review.</li> </ul>
Disadvantages	<ul style="list-style-type: none"> <li>▪ Missed opportunity to reduce the number of 'capped' venues.</li> </ul>

### Option 2: Undertake further analysis with a view to proposing changes to the Policy.

Under this option Council would direct staff to undertake more detailed analysis and draft proposed amendments to the Policy, and report back to Council at a future meeting.

Advantages	<ul style="list-style-type: none"> <li>▪ Allows for a best practice policy review approach.</li> </ul>
Disadvantages	<ul style="list-style-type: none"> <li>▪ The benefits of amending the Policy do not justify intervention.</li> <li>▪ The costs of research, drafting, and the special consultation process are disproportionate to the potential advantages.</li> </ul>

The recommended option is **Option 1**: To retain the existing Policy.

## Risks and mitigations

Risk	Mitigation
Lack of public consultation opportunity.	Council can choose to review/amend the Policy any time prior to the scheduled review in 2024.

## Impacts on Māori

Initial feedback was sought from both Te Uri o Hau and Te Roroa through the Mana Whenua Quarterly Hui forum to determine their level of interest in the review of the Policy. They indicated that the Policy interest level was low.

## Significance and engagement | Hirahira me ngā whakapāpā

The decisions or matters of this report are considered to have a low degree of significance in accordance with Council's Significance and Engagement Policy. No feedback is required, and the public will be informed of Council's decision via the agenda and minutes publication of this meeting, on the website and through other channels if appropriate.

## Next steps | E whaiake nei

Staff will upload the new formatted Policy version to Council's website.

## Attachments | Ngā tapiritanga

	Title
A	Totalisator Agency Board (TAB) Venue Policy
B	Legislative process and analysis requirements