



PAPAKURA DISTRICT COUNCIL LIQUOR CONTROL IN PUBLIC PLACES BYLAW 2008

1 SCOPE

- 1.1 The purpose of this bylaw is to enhance safety and public enjoyment of public places by providing for liquor control in specified public places, and for specified days, times and events.
- 1.2 This bylaw is made pursuant to section 147 of the Local Government Act 2002.

2 DEFINITIONS AND INTERPRETATION

- 2.1 For the purposes of this bylaw the following definitions shall apply:

COUNCIL means the Papakura District Council or any officer authorised to exercise the authority of the Council.

PUBLIC PLACE means a place –

- (i) that is under the control of the Council; and
- (ii) that is open to, or being used by, the public, whether or not there is a charge for admission; and includes a road, whether or not the road is under the control of the Council, and any part of a public place.

SPECIAL EVENT means an event identified in this bylaw or in a resolution passed for the purpose of this bylaw, and to which the Council has granted dispensation, in writing, from full compliance with any or all parts of this bylaw.

SPECIFIED EVENT means an event specified in this bylaw or in a resolution passed for the purpose of this bylaw, and to which the prohibitions and controls in this bylaw will apply only in relation to a specified place.

SPECIFIED PERIOD means the period specified in this bylaw or in a resolution passed for the purpose of this bylaw, and in respect of which the prohibitions and controls in this bylaw will apply in respect of any specified public place or event.

SPECIFIED PUBLIC PLACE means a public place specified in this bylaw or in a resolution passed for the purpose of this bylaw, and in respect of which the prohibitions and controls in this bylaw will apply in respect of any specified time, day or event.

VEHICLE means a VEHICLE as defined in the Land Transport Act 1998 and its amendments.

3 LIQUOR CONTROL

3.1 During any specified period or event no person may

- (a) consume, bring into or possess liquor in a specified public place;
- (b) in conjunction with a prohibition in (a) have or use a vehicle in a specified public place

4 PENALTIES

4.1 Every person who breaches this bylaw commits an offence under section 239 of the Local Government Act 2002, and is liable on summary conviction to a fine not exceeding \$20000 under section 242(4) of the Local Government Act 2002.

5 EXCEPTIONS

5.1 As provided for in section 147(3) of the Local Government Act 2002, this bylaw does not prohibit, in the case of liquor in an unopened bottle or other unopened container –

- (a) the transport of liquor from premises that adjoin a public place during any period when, under the Sale of Liquor Act 1989, it is lawful to sell liquor on those premises for consumption off the premises, provided the liquor is promptly removed from the public place;
- (b) the transport of liquor from outside a public place for delivery to premises that adjoin the public place, provided the premises are licensed for the sale of liquor under the Sale of Liquor Act 1989;
- (c) the transport of that liquor from outside a public place to premises that adjoin a public place –
 - (i) by, or for delivery to, a resident of those premises or by his or her bona fide visitors; or
 - (ii) from those premises to a place outside the public place by a resident of those premises, provided the liquor is promptly removed from the public place.

5.2 In addition to 5.1, this bylaw does not prohibit, in the case of liquor in an unopened bottle or other unopened container:

- (a) the transport of that liquor from those premises that adjoin a public place to a place outside the public place by a resident's bona fide visitors, provided the liquor is promptly removed from the public place; or
- (b) the transport of that liquor across from any council controlled carpark to which this bylaw applies, to any adjoining public place, provided the liquor is promptly removed from the carpark.

6 POWERS OF THE POLICE

- 6.1 The Police have the powers of arrest, search and seizure as set out in section 169 and section 170 of the Local Government Act 2002 and its amendments.
- 6.2 In addition to their general powers under sections 169 and 170 of the Local Government Act 2002, the Police may exercise the power under section 170(2) of that Act (to search a container or vehicle without further notice) on specified times and dates, or in relation to specified events and specified public places which may be notified by the Council from time to time in accordance with section 170(3) of that Act.

7 SPECIFYING PUBLIC PLACES

- 7.1 The Council may from time to time by resolution specify public places and periods to which this liquor control bylaw shall apply.
- 7.2 A resolution made under 7.1 may specify that the prohibitions and controls will apply to the specified public place either generally or only in relation to specified periods or events.
- 7.3 Before passing a resolution under 7.1 Council must be satisfied that:
- (a) there are sufficient grounds under which to impose the liquor controls, and that the nature and extent of the proposed liquor control reasonably reflects these grounds;
 - (b) the liquor control maintains due balance of public and private rights;
 - (c) the extent of public consultation has been sufficient to gauge the community's views on the proposed liquor control;
 - (d) Police comment has been sought on the proposed liquor control
- 7.4 A resolution made under clause 7.1 may be amended or revoked at any time.

8 DISPENSATIONS

- 8.1 The Council may by resolution grant a dispensation from compliance with any or all parts of this bylaw for special events.
- 8.2 Any resolution granting a dispensation for a special event must stipulate the public places or parts of a public place to which that dispensation applies, the duration for which the dispensation applies, and the extent of the dispensation, and the Police must be notified accordingly.
- 8.3 A special event dispensation will be required by any applicant for a special liquor licence under the Sale of Liquor Act 1989 for the sale and consumption of liquor in a specified public place.
- 8.4 Before passing a resolution under clause 8.1 the Council must be satisfied that the benefits of providing a dispensation from full compliance with any or all parts

of this bylaw outweigh any disadvantages from the imposition of the liquor control.

PROPOSED LIQUOR BAN AREAS

Area Name	Address	Description
Addison Reserve	3R The Track	
Alfriston Hall	300R Mill Rd	land surrounding hall
Alpha Access Way	16W Alpha Street	
Ardmore Hall	177R Burnside Rd	land surrounding hall
Asola Accessway	260R Harbourside Drive	
Bacardi Reserve	62R Walter Strevens Drive	
Balgowan Reserve	8R Balgowan Terrace	
Barberton Reserve	31R Barberton Terrace	
Bell Field	587R Papakura Clevedon Road	
Berwyn Reserve	50R Berwyn Avenue	
Bottletop Bay Esplanade	206ER Oakland Rd	
Boundary Road Reserve	59R Boundary Rd	
Bremner Esplanade Reserve	109ER Bremner Rd	
Bremner Esplanade Reserve	51ER Bremner Rd	
Bremner Esplanade Reserve	336ER Oira Rd	
Bremner Esplanade Reserve	478ER Oira Rd	
Bruce Pulman Park	138R Walters Rd	
Bruce Pulman Park	90R Walters Rd	
Brylee Access Way	67R Brylee Drive	
Brylee Drive Reserve	12R Brylee Drive	
Buncrana Reserve	9R Buncrana Pl	
Butterworth Block	344R Great South Rd Papakura	
Cadet Group Hall	159 Dominion Road	land surrounding hall
Capriana Detention Pond	10R Capriana Drive	
Cargill Reserve	91R Cargill Street	
Carisbrook Reserve	152R Dominion Road	
Central Park Cenotaph	278R Great South Rd	
Central Park Reserve	57R Wood Street	
Challen Accessway	20R Challen Close	
Challen Reserve	2R Challen Close	
Chichester Reserve	59R Chichester Drive	
Chichester Reserve	63 Chichester Drive	
Children's Forest	135R Settlement Rd	
Chisholm Corner	312R Great South Road Papakura	
Chrisarda Accessway	36R Redcrest Ave	

Chrisarda Reserve	16R Chrisarda Place	
Clarice Reserve	16R Clarice Place	
Conifer Grove Esplanade Reserve	56ER Keywella Drive	
Conifer Grove Esplanade Reserve	Conifer Grove Accessway - 56R Keywella Dr	
Conifer Grove Esplanade Reserve	9ER Elana Ct	
Conifer Grove Esplanade Reserve	4ER Cunningham Pl	
Conifer Grove Esplanade Reserve	22ER Reynard Ter	
Conifer Grove Esplanade Reserve	73ER Walter Strevens Drv	
Conifer Grove Esplanade Reserve	159ER Walter Strevens Drv	
Conifer Grove Reserve	199R Walter Strevens Drv	
Corsica Accessway	20R Corsica Way	
Crestview Reserve	7R Crestview Rise	
Croskery Road Reserve	10R Croskery Rd	
Cross Street Reserve	5R Cross St	
Davis Car Park	36R Coles Cres	
Dominion Reserve	280R Dominion Road	
Drury Domain	214R Great South Rd, Drury	
Drury Esplanade Reserve	198ER Hingaia Rd	
Drury Esplanade Reserve	140ER Park Estate Rd	
Drury Esplanade Reserve	140ER Park Estate Rd	
Drury Esplanade Reserve	140ER Park Estate Rd	
Drury Esplanade Reserve	280ER Hingaia Road	
Drury Hall & Library	8R Tui St	land surrounding hall and library
Drury Hills Esplanade Reserve	331ER Drury Hills Rd	
Drury Sports Complex	18R Victoria St, Drury	
East Reserve	2R East St, Papakura	
Elsie Morton Reserve	21R Elsie Morton Pl	
Evanda Link Reserve	20R Evanda Crescent	
Evanda Link Reserve	19R Donzella Pl	
Evanda Link Reserve	159R Walter Strevens Dr	
Fairdale Reserve	5R Fairdale Ave	
Fergusson Reserve	2R Great South Rd	
Fergusson Reserve	2R Great South Rd	
Fernaig Reserve	35R Fernaig St	
Figaro Reserve	8R Figaro Cres	
Fulmen Accessway	11R Fulmen Pl	
Game Reserve	14R & 16 Game Pl	

Girl Guide Hall	17R Ray Small Drive	land surrounding hall
Green Street Reserve	22 Green Street	
Harbourside Detention Pond	253R Harbourside Drive	
Harry Dreadon Reserve	31 Harry Dreadon Rd	
Hawkins Centre	13 Ray Small Drive	land surrounding centre
Hays Creek Esplanade Reserve	151ER Boundary Rd	
Hays Creek Esplanade Reserve	151ER Boundary Rd	
Hays Creek Esplanade Reserve	151ER Boundary Rd	
Hays Creek Esplanade Reserve	151ER Boundary Rd	
Hays Creek Esplanade Reserve	200ER Hunua Rd	
Hays Creek Esplanade Reserve	53ER Hunua Rd	
Hays Creek Esplanade Reserve	151ER Boundary Rd	
Hays Creek Esplanade Reserve	488ER Hunua Rd	
Herkts Bush	23R Shirley Ave	
Hingaia Esplanade	21ER Hayfield Way	
Hingaia Esplanade	45ER Hayfield Way	
Hingaia Esplanade	295ER Hingaia Rd	
Hingaia Esplanade	380ER Hingaia Rd	
Hingaia Esplanade	206ER Oakland Rd	
Hingaia Esplanade	206ER Oakland Rd	
Hingaia Esplanade	206ER Oakland Rd	
Hingaia Esplanade	161ER Oakland Rd	
Hingaia Esplanade	145ER Pararekau Rd	
Hingaia Esplanade	146ER Pararekau Rd	
Hingaia Esplanade	265ER Harbourside Drive	
Hingaia Reserve	380ER Hingaia Rd	
Hingaia Stream Esplanade Reserve	100ER Brookfield Rd	
Hingaia Stream Esplanade Reserve	20ER Cameron PI DRURY	
Hingaia Stream Esplanade Reserve	2R Creek St	
Hingaia Stream Esplanade Reserve	41R Firth St	
Hingaia Stream Esplanade Reserve	41ER Firth St	
Hingaia Stream Esplanade Reserve	41R Firth St	
Hingaia Stream Esplanade Reserve	319ER Fitzgerald Rd	
Hingaia Stream Esplanade Reserve	319ER Fitzgerald Rd	
Hingaia Stream Esplanade Reserve	140ER Flanagan Rd	
Hingaia Stream Esplanade Reserve	270ER Flanagan Rd	
Hingaia Stream Esplanade Reserve	75R Maketu Rd	

Hingaia Stream Esplanade Reserve	14ER Norrie Rd
Hingaia Stream Esplanade Reserve	263ER Quarry Rd
Hingaia Stream Esplanade Reserve	263ER Quarry Rd
Hingaia Stream Esplanade Reserve	149ER Great South Rd
Hingaia Stream Esplanade Reserve	177ER Great South Rd
Hingaia Stream Esplanade Reserve	195ER Great South Rd
Hingaia Stream Esplanade Reserve	219ER Great South Rd
Hingaia Stream Esplanade Reserve	1ER Karaka Rd
Inlet Reserve	2R Longford Park Drv
Jack Farrell Park	64R Rushgreen Ave
Judge Richardson Detention Pond 1	20R Judge Richardson Drv
Judge Richardson Detention Pond 2	26 R Judge Richardson Drv
Kaipara Reserve	353R Kaipara Road
Karaka Reserve	10R Karaka Rd
Katavic Park	21 Coles Crescent
Kauri View Reserve	237R Kauri View Road
Keeney Reserve	2R Keeney Court
Keri Downs Park	200R Dominion Rd
Keryn Reserve	7R Keryn Place
Kindergarten Reserve	9R Kindergarten Drive
Kirks' Bush	377R Great South Rd
Lime Reserve	60R Carisbrook Crescent
Longford Park Esplanade	1R Great South Rd PAPAKURA
Longford Park Esplanade	24ER Inlet Rd
Longford Park Esplanade	9ER Longford Park Dr
Longford Park Esplanade	83ER Longford Park Drv
Longford Park Link Reserve	7R Longford Park Dr
Longford Park Link Reserve	50R Longford Park Dr
Longford Park Link Reserve	26R Longford Park Dr
Longford Park Link Reserve	39R Longford Park Dr
Longford Park Link Reserve	6R Moss Cres
Longford Park Reserve	83R Longford Park Dr
MacWhinney Reserve	226R Macwhinney Drive
MacWhinney Reserve	78R Macwhinney Drive
MacWhinney Reserve	185R Macwhinney Drive
Mansell Field	34R Marne Rd
Manuroa Reserve	103R Manuroa Road

Marengo Commons	8R Marengo Parkway	
Marengo Commons	7R Marengo Parkway	
Marengo Commons	36B The Track	
Margan Bush	20R Gibbs Cres	
Marybeth Reserve	22R Marybeth Pl	
Massey Park	2R Ron Keat Dr	
McIntosh Park	7R Romilly Ct	
McLennan Park	98R Arimu Rd	
Mercer Reserve	24R Mercer St Drury	
Ngakaroa Reserve	50R Karaka Rd	
Ngakaroa Stream Esplanade Reserve	11ER Pitt Rd	
Old Barn Bridal Trail	51R Old Barn Rd	
Pahurehure Esplanade Reserve	31ER Queen St	
Pahurehure Esplanade Reserve	43ER Elliot St	
Pahurehure Esplanade Reserve	35ER Gills Ave	
Pahurehure Esplanade Reserve	35ER Coles Crescent (Ernie Clark Detention Pond)	
Pahurehure Esplanade Reserve	35ER Gills Ave	
Pahurehure Esplanade Reserve	35ER Gills Ave	
Pahurehure Esplanade Reserve	35ER Gills Ave	
Pahurehure Esplanade Reserve	15ER King St	
Pahurehure Esplanade Reserve	70ER Rushgreen Ave	
Pahurehure Esplanade Reserve	2ER Shepherds Rd	
Pahurehure Esplanade Reserve	11ER Shepherds Rd	
Pahurehure Esplanade Reserve	35ER Gills Ave	
Pahurehure Esplanade Reserve	1ER Wharf St	
Pahurehure Esplanade Reserve	21R Cliff Rd	
Papakura Cemetary	298 Great South Rd	
Papakura Scout Group Hall	50 Queen St	Land surrounding hall
Papakura South Cemetary	75R Gatland Rd	
Papakura Stream Esplanade Reserve	365ER Mill Rd	
Papakura Stream Esplanade Reserve	375ER Mill Rd	
Papakura Stream Esplanade Reserve	174ER Popes Rd	
Papakura Stream Esplanade Reserve	2R Popes Rd	
Papakura Stream Esplanade Reserve	22ER Popes Rd	
Papakura Stream Esplanade Reserve	354ER Porchester Rd	
Papakura Stream Esplanade Reserve	29ER Taipan Pl	
Papakura Stream Esplanade Reserve	200ER Takanini School Rd	

Pescara Reserve	26R Pescara Point	
Portofino Detention Pond	1R Portofino Pt	
Prince Edward Park	21 Queen St and 1R Wharf Street	
Pukekiwiriki Pa	94R Red Hill Rd	
Pukeroa Reserve	32R Pukeroa Pl	
Pylon Point	Rushgreen Ave	
Ray Small Park	31R and 41R Ray Small Dr	
Recreation Centre	294 Great South Rd Papakura	Land surrounding recreation centre
Red Hill Scenic Reserve	73R Red Hill Rd	
Redcrest Accessway	8R Redcrest Ave	
Redcrest Link Reserve	25R Fairdale Ave	
Redcrest Reserve	3R Leilani Place	
Reins Accessway	14R Reins Rd	
Reins Reserve	1R Reins Rd	
Rollerson Reserve	44R Rollerson St	
Romilly Access Way	11R Romilly Court	
Roundtree Reserve	31R Rountree Place	
Runciman Reserve	29R Pitt Rd	
Scotts Field Detention Pond	8R Scotts Field Drive	
Settlement Reserve	160R Settlement Rd	
Sheralee Accessway	8R Sheralee Pl	
Sheralee Reserve	19R Sheralee Pl	
Short Street Reserve	33R Short Street	
Sires Commons	1R Ritchie Cres	
Sires Commons	1R Ritchie Cres	
Sires Commons	8R Calumet Way	
Sires Commons	25R Calumet Way	
Slippery Creek Esplanade Reserve	48ER Gatland Rd	
Slippery Creek Esplanade Reserve	16R Miro St	
Slippery Creek Esplanade Reserve	48ER Gatland Rd	
Slippery Creek Esplanade Reserve	256ER Sutton Rd DRURY	
Slippery Creek Esplanade Reserve	134ER Great South Rd DRURY	
Slippery Creek Reserve	135 Great South Rd DRURY	
Slippery Creek Reserve	135 Great South Rd DRURY	
Smiths Reserve	18R Smiths Avenue	
Sonja Reserve	931R Ponga Rd	
Southern Park	44R Beach Rd	

St Aidan's Reserve	153 Great South Rd
Tairere Reserve	39R Tairere Cres
Taka Reserve	24R Taka Street
Takanini Hall	8R Takanini Rd
Te Koiwi Park	29R Hunua Rd
The Spinney Reserve	15R The Spinney
The Track Reserve	1R The Track
The Track Reserve	15R The Track
Tironui Accessway	14R Tironui Station Rd
Tironui Reserve	13R Tironui Station Rd
Village Green	35R Coles Cres
Waiari Reserve	20R Waiari Road
Waimana Reserve	197R Great South Rd
Walkers Bush	37R Hunua Rd
Walter Strevens Reserve	101R Walter Strevens Drive
Walters Access Way	19R Walters Road
Water Utility Reserve	543A Great South Rd Papakura
Waterview Accessway	30R Waterview Rd
Wharf Street Reserve	5R Wharf St
Wilencote Reserve	7R Wilencote Place
Willis Bush	345 Great South Rd
Wing Park	7R Wing Cres
Zenith Link Reserve	20R Waiari Rd
CBD Carparks	
Averill Street Carpark	8-10 Averill Street
O'Shannessey Street Carpark	32 O'Shannessey Street
Farmers Rooftop Carpark	146-152 Great South Road
Railway Street West	Train station lease
Ron Keat Drive Park and Ride	5-8 Ron Keat Drive
East Street	6 SL East Street
O'Shannessey Service Lane	Lease of railway land
Central Business Area	as defined in the District Plan
Gatland Road	