

Brothel Control Bylaw <u>2024</u> <u>Kā Ture Whakahaere Whare Kairau</u>

Queenstown Lakes District Council

Date of making: 1 August 2024 Commencement: 1 September 2024

This bylaw is adopted pursuant to the provisions of the Local Government Act 2002 and the Prostitution Reform Act 2003 by resolution of the Queenstown Lakes District Council at a meeting of the Council on 1 August 2024.

Contents

		Pag
	Part 1 - Preliminary	2
1	Short title and commencement	2
2	Purpose	2
3	Interpretation	2
	Part 2 - Brothel Control	3
4	Location of brothels	3
5	Regulation of signage advertising a	3
	brothel	
	Part 3 - Enforcement	4
6	Powers to enforce bylaw	4
7	Offences	4
	Schedule 1 – Area of permitted	5
	activity - Queenstown	
	Schedule 2 – Area of permitted	6
	activity - Wānaka	

2D. ATTACHMENT C DRAFT BROTHEL CONTROL BYLAW 2024 KĀ TURE WHAKAHAERE WHARE KAIRAU.DOCX

Deleted: 2017

Deleted: 2017

(b) Are provided for payment or other reward (irrespective of whether the reward is given to the person providing the services or another person).

Council means the Queenstown Lakes District Council.

District means the Queenstown Lakes District.

<u>District Plan</u> means the Queenstown Lakes District Council District <u>Plan</u>

Premises includes a part of premises.

Prostitution means the provision of commercial sexual services.

Public place -

- (a) means any place that is open to, or being used by the public, whether admission is free or on payment of a charge and whether any owner or occupier of the place is lawfully entitled to exclude or eject a person from that plane; and
- includes any aircraft, hovercraft, ship, ferry, or other vessel, train, or vehicle carrying or available to carry passengers for rewards

Part 2 - Brothel Control

4 Location of brothels

- 4.1 No persons may establish, operate, or permit the operation of a brothel unless the brothel satisfies all of the following requirements:
 - (a) the brothel is located in either:
 - (i) the area of permitted activity within the Queenstown Town Centre Zone identified on the map contained in Schedule 1; or
 - (ii) the area of permitted activity within the Wānaka
 Town Centre Zone identified on the map contained in Schedule 2:
 - (b) the brothel is located in a building lawfully established under a building consent issued pursuant to the Building Act 2004 (or its predecessor); and
 - (c) the brothel is not located at ground level; and

Deleted: Wanaka

 $\textbf{Deleted:} \ \ \text{or beneath ground level of any building}$

Formatted: Highlight

3

(d) the brothel is not located within 100 metres of any existing brothel.

5 Regulation of brothel advertising

Ì

- 5.1 No person may erect or display any sign that advertises the business of a brothel and is visible from a public place unless it satisfies all of the following requirements:
 - (a) the only information displayed on the sign is the registered name of the brothel or the name of the person who operates the brothel;
 - (b) the sign does not exceed 0.3 square metres in size; and
 - (c) must comply with all applicable requirements in the Queenstown Lakes District Council District Plan (or its successor), or be authorised by a resource consent.
- 5.2 No person may permit the erection or display of any sign that advertises the business of a brothel and is visible from a public place, unless it satisfies all of the requirements in clause 4.1 above.

Explanatory Note: Brothels are subject to the provisions of this bylaw and the Queenstown Lakes District Council District Plan, and both instruments must be complied with at all times.

Part 3 - Enforcement

6 Powers to enforce bylaws

6.1 The Council may use its powers under the Local Government Act 2002 to enforce this bylaw.

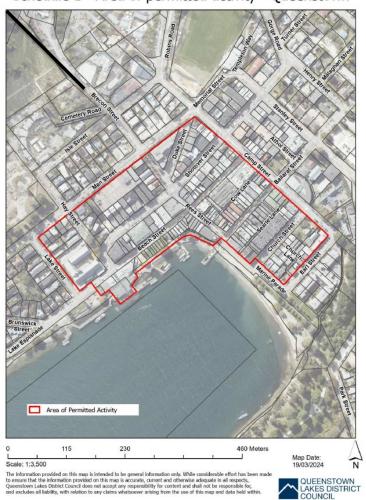
7 Offences

- 7.1 Every person who breaches this bylaw commits an offence.
- 7.2 Every person who commits an offence against this bylaw is liable on conviction to the penalty set out in Section 242(4) of the Local Government Act 2002.

Deleted: 2017

Deleted: Schedule 1 – Map of permitted areas within Queenstown Town Centre Zone

Schedule 1 - Area of permitted activity - Queenstown



5 133

I

Deleted: 2017

Deleted: Schedule 2 – Map of permitted areas within Wānaka Town Centre Zone

Schedule 2 - Area of permitted activity - Wānaka



