

*Robert Anderson*

**SHOP TRADING HOURS ACT REPEAL (EASTER)  
AMENDMENT**

ANALYSIS

Title	
1. Short Title and commencement	2. Shops to be closed on Anzac Day morning, Good Friday, and Christmas Day 3. Inspector's right of entry 4. Effect of certain provisions in leases, etc.

A BILL INTITULED

**An Act to amend the Shop Trading Hours Act Repeal Act 1990**

BE IT ENACTED by the Parliament of New Zealand as follows:

5     **1. Short Title and commencement**—(1) This Act may be cited as the Shop Trading Hours Act Repeal (Easter) Amendment Act 1996, and shall be read together with and deemed part of the Shop Trading Hours Act Repeal Act 1990 (hereinafter referred to as the principal Act).

10     (2) This Act shall come into force on the date on which it receives the Royal assent.

15     **2. Shops to be closed on Anzac Day morning, Good Friday, and Christmas Day**—Section 3 (1) (b) of the principal Act is hereby amended by omitting the expression “, Easter Sunday”.

**3. Inspector's right of entry**—The principal Act is hereby amended by inserting, after section 4, the following section:

20     “4A. (1) For the purposes of this Act, every Labour Inspector appointed under the Employment Contracts Act 1991 may enter, inspect, and examine any shop or any place which he or she has reasonable cause to believe to be a shop or to have a shop within its premises, at any time—

   “(a) Before 1 p.m. on Anzac Day; or

No. 184—1

“(b) On any day that is Good Friday or Christmas Day.

“(2) Every occupier of a shop or a place that a Labour Inspector has reasonable cause to believe to be a shop or to have a shop within its premises, shall allow a Labour Inspector, with or without any other employee of the Department of Labour, to enter, inspect, and examine it pursuant to **subsection (1)** of this section. 5

“(3) Nothing in this section authorises a Labour Inspector to enter any shop that is located within, or which must be entered through, a private dwelling house.” 10

**4. Effect of certain provisions in leases, etc.**—Section 8 of the principal Act is hereby amended by inserting, after subsection (2), the following new subsection:

“(2A) No mandatory opening provision in a lease, licence, contract, covenant, or agreement, entered into or made before the commencement of the Shop Trading Hours Act Repeal (Easter) Amendment Act **1996** shall so be construed as to require the opening of any shop at any time on Easter Sunday, unless the shop was, prior to the commencement of the Shop Trading Hours Act Repeal (Easter) Amendment Act **1996**, entitled to be open at that time by virtue of an authority or order under section 13 (2), section 15, or section 20 of the Shop Trading Hours Act 1977.” 15 20