

**3.1: EXTENDED TRADING HOURS WITHIN THE CITY OF ALBANY-  
VERSION TWO**

<b>Land Description</b>	: Municipality of Albany
<b>Proponent</b>	: Albany Chamber of Commerce and Industry
<b>Owner</b>	: N/A
<b>Attachments</b>	: Albany Chamber of Commerce and Industry Application dated 2 February 2012
<b>Appendices</b>	: Nil
<b>Responsible Officer</b>	: Executive Director Community Services (Linda Hill)

**8.09pm. Mayor Wellington left the Chamber after declaring an interest in this item.  
Councillor Attwell took the Chair.**

**IN BRIEF**

- Extended trading hours are requested for long weekends, public holidays and cruise ship visits (arriving Sundays) for the remainder of the calendar year 2012.

ITEM 3.1: RESPONSIBLE OFFICER RECOMMENDATION  
VOTING REQUIREMENT: ABSOLUTE MAJORITY

THAT the APPLICATION for extended trading hours on the nominated dates for the calendar year 2012 be APPROVED.

**ITEM 3.1: AMENDED MOTION BY COUNCILLOR BOWLES**

**MOVED: COUNCILLOR BOWLES  
SECONDED: COUNCILLOR SUTTON**

**THAT the application for extended trading hours on the nominated dates for the calendar year of 2012 be APPROVED, EXCLUDING Easter Sunday.**

**CARRIED 10-1**

**Record of Vote**

Against the Motion: Councillor Holden

**BACKGROUND**

1. In order to promote trade and to display Albany as a vibrant tourist destination, the Albany Chamber of Commerce and Industry Inc requests extended trading hours for general retail shops on the following days:

<b>Date</b>	<b>Public Holiday</b>	<b>Time</b>
Monday 9 April	Easter	8am to 6pm
Wednesday 25 April	Anzac Day	12noon to 6pm
Sunday 3 June	Albany Car Classic	8am to 6pm
Monday 4 June	Foundation Day	8am to 6pm
Sunday 30 September	Long Weekend	8am to 6pm
Monday 1 October	Queen's Birthday	8am to 6pm
Sunday 11 November	Cruise Ship – Volendam	8am to 6pm
Sunday 2 December	Cruise Ship – Professor Khromonov	8am to 6pm

### **DISCUSSION**

2. The application is for extended trading hours for long weekends, public holidays and cruise ship visits (arriving Sundays) from 8am to 6pm, and ANZAC Day 12 noon to 6pm.
3. This proposal would affect all retailers covered under the *Retail Trading Hours Act 1987* within the municipality of Albany.
4. It will not be compulsory for retailers to trade on this day.

### **PUBLIC CONSULTATION**

5. The Albany Chamber of Commerce and Industry Inc is a representative of the affected segment of the population and is the proponent of this initiative.

### **GOVERNMENT CONSULTATION**

6. If the motion is approved by a clear majority of Council, The City of Albany will then apply to the Department of Commerce (Consumer Protection) for a temporary/short term adjustment to local trading hours for the dates specified.

### **STATUTORY IMPLICATIONS**

7. Non-metropolitan Local Government may apply to the Department of Commerce (Consumer Protection) to extend the trading hours for local general retail shops beyond those stipulated in the *Retail Trading Hours Act 1987*.

**STRATEGIC IMPLICATIONS**

8. This item directly relates to the following elements from the City of Albany Strategic Plan 2011-2021.

**Key Focus Area**

*Sustainability and Development*

**Community Priority**

*Enhance central business district*

*A diversified industrial base*

*Tourism development*

**Proposed Strategies**

*To develop a partnership with the Albany Chamber of Commerce Inc to identify opportunities to attract new business and services to the CBD to make it more vibrant and reduce the number of property vacancies.*

*Advocate and promote Albany as a viable centre for diverse industries*

*Encourage an increase in Albany's industry base to ensure employment for school leavers and university graduates.*

*Advocate for and encourage seven day a week trading, especially in the hospitality industry to better meet tourist's needs.*

**POLICY IMPLICATIONS**

9. N/A

**RISK IDENTIFICATION & MITIGATION**

10. The risk identification and categorisation relies on the City's Risk Management Framework.

<b>Risk</b>	<b>Likelihood</b>	<b>Consequence</b>	<b>Risk Analysis</b>	<b>Mitigation</b>
<i>Change to trading hours has the potential to create division amongst local community and small business groups.</i>	<i>Likely</i>	<i>Moderate</i>	<i>High</i>	<i>It will not be compulsory for local retailers to trade on these days.</i>
<i>By not adopting extended trading hours on the nominated dates the City's retailers will miss out on additional consumer expenditure opportunities and diminish Albany's overall attractiveness as a vibrant visitor destination.</i>	<i>Likely</i>	<i>Moderate</i>	<i>High</i>	<i>The Council can adopt extended retail trading on long weekends, public holidays and special event dates.</i>

**FINANCIAL IMPLICATIONS**

11. Retailers opening on these days may gain significant economic benefit as it is anticipated there will be a greater number of visitors in Albany over long weekends, public holidays and from cruise ships visits.

**LEGAL IMPLICATIONS**

12. Nil

**ALTERNATE OPTIONS**

13. Council can decline or modify the application.

**SUMMARY CONCLUSION**

14. There is a precedent for a temporary extension of this nature on long weekends, public holidays and cruise ship visits (when they have arrived in Albany on a Sunday).
15. The single application for the balance of days in 2012 for extended trading will simplify the approval process and provide confidence and sufficient time for retailers to undertake required advanced planning.

<b>Consulted References</b>	Council Policy – Extended Trading Hours Policy
<b>File Number</b>	Synergy Reference No: CM.STD.7/NP097724_2
<b>Previous Reference</b>	NIL

**8.14pm Mayor Wellington returned to the Chamber.**