

# **Local Approved Products Policy 2015**

## **1. Introduction**

The purpose of the Psychoactive Substances Act 2013 is to regulate the availability of psychoactive substances to protect the health of and minimize harm to individuals who use them. Under the Act the Council can develop a Local Approved Products Policy (LAPP) in discussion with the Selwyn community that provides controls over the location of retail premises selling these approved products.

The Selwyn LAPP will also provide guidance to the Psychoactive Substances Regulatory Authority (the Authority) when it makes decisions on applications for licences to sell these products from retail premises. The LAPP cannot ban these approved psychoactive substances. The LAPP does not apply to premises where only internet sales are made or to premises where the sale of approved products is by wholesale only.

## **2. Policy objectives**

The objectives of the LAPP are to:

2.1 Minimise harm to individuals who use approved psychoactive products.

2.2 Minimise harm to the wider community from the sale of approved psychoactive products.

## **3. Definitions**

Refer also to the Section 8 and 9 of the Act.

“The Act” means the Psychoactive Substances Act 2013.

“The Authority” means the Psychoactive Substances Regulatory Authority established by Section 10 of the Act.

“The Council” means the Selwyn District Council.

“Permitted area” means the area identified in Schedule 1 where retail premises selling approved products can locate.

“Retail premises” means premises for which a licence to sell approved products under Section 16 of the Act has been granted.

“Psychoactive product” means a finished product packaged and ready for retail that contains one or more psychoactive substances.

“Psychoactive substance” means a substance, mixture, preparation, article, device or thing that is capable of inducing a psychoactive effect (by any means) in an individual who uses the psychoactive substance.

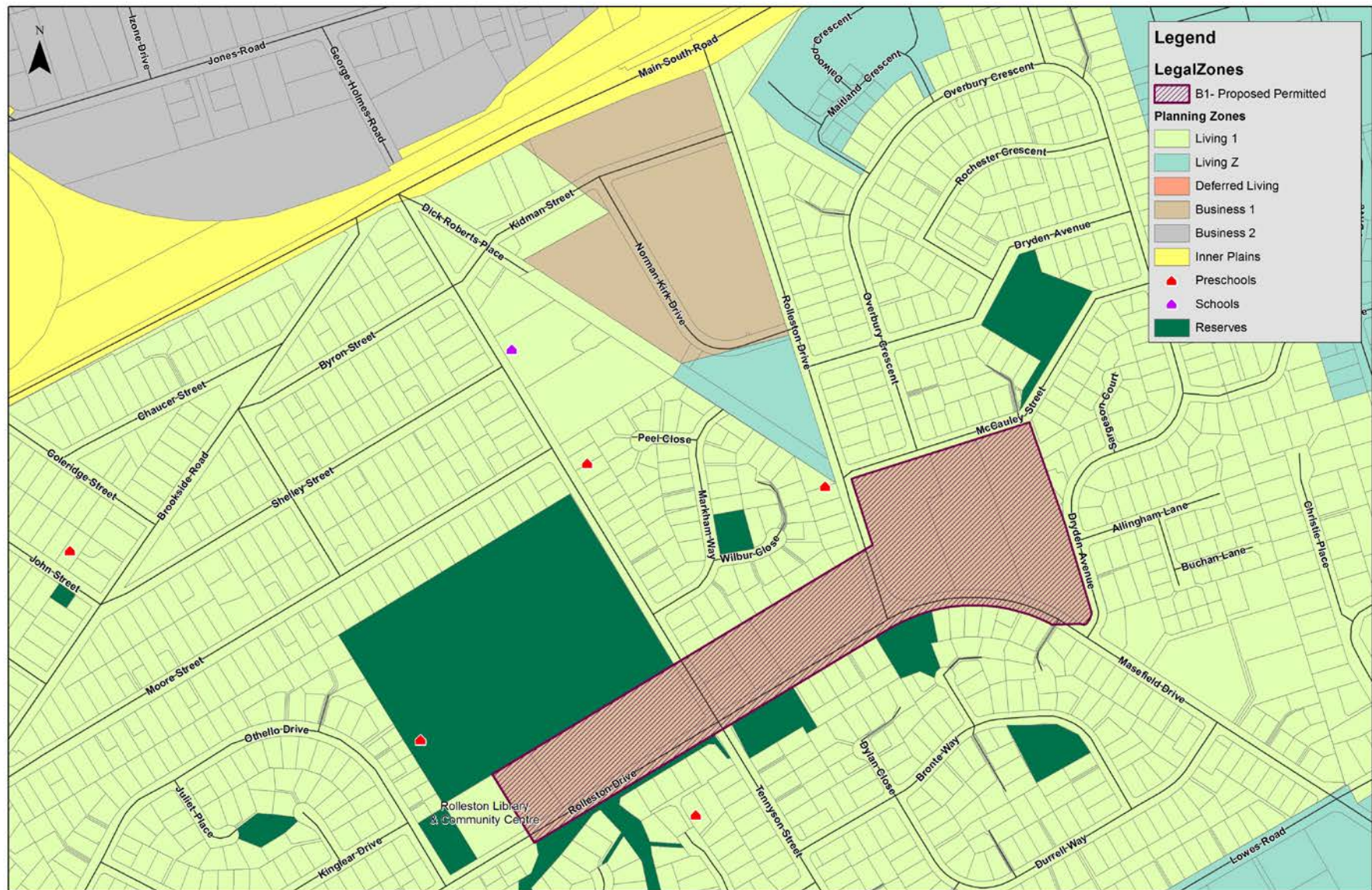
#### **4. Location of approved product retail premises**

- 4.1 Approved products can only be sold from premises located in the permitted area identified in Schedule 1.
- 4.2 Retail premises selling approved products are not permitted within 100 metres of other retail premises from which approved products are sold.
- 4.3 For the purposes of clause 4.2, the separation distances are to be measured from the legal boundary of each retail premises to the other retail premises in question.

#### **5. Review of the policy**

The policy will be reviewed two years after regulations made under s101 of the Act relating to retail licences come into force, or at the request of the Council, or in response to changed legislative or statutory requirements.

Council 13 May 2015



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Date: 1/04/2015

**Schedule 1 – Permitted area for local approved products retailers**