

Date: Tuesday 13 February 2024
Time: 10.00am
Meeting Room: Room 1, Level 26
Venue: 135 Albert Street
 Auckland

Komiti mō te Waeture me te Haumarū ā-Hapori / Regulatory and Community Safety Committee

OPEN ATTACHMENTS

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Note: The attachments contained within this document are for consideration and should not be construed as Council policy unless and until adopted. Should Councillors require further information relating to any reports, please contact the relevant manager, Chairperson or Deputy Chairperson.

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Memo

Date: 02 February 2024

To: Phil Wilson, Chief Executive
cc: Sarndra O'Toole, Team Leader Governance Advisors, Phoebe Chiquet-Kaan, Governance Advisor
From: Councillor Josephine Bartley

Subject: NOTICE OF MOTION

In terms of Auckland Council's standing order 2.5.1, relating to Notices of Motion, I propose to move the following motion at the meeting of the Regulatory and Community Safety Committee on 13 February 2024.

Notice of Motion:

That the Regulatory and Community Safety Committee:

- a) Tono / request staff to investigate and draft a bylaw or amend an appropriate bylaw to restrict from external view any R18 vape product in a specialist vape stores.
- b) Tono / request information on the number and location of vape stores / specialist vape retailers that hold lease and / or tenancy agreements with Council or any of the Council-Controlled Organisations.
- c) Tautapa / delegate to the Chair of the Regulatory and Community Safety Committee or their nominee to advocate to central government for greater restrictions on vaping and more interventions for youth vaping.

Moved by

A handwritten signature in black ink, appearing to read "Bartley".

Councillor Josephine Bartley

Seconded by

A handwritten signature in black ink, appearing to read "Alf Filipaina".

Councillor Alf Filipaina



NOTICE OF MOTION

Supporting Information

Notice of Motion – Councillor Josephine Bartley – Introduce a bylaw restricting the visibility of vape products in specialist vape retailers from external view

Context

1. Auckland Council's Regulatory and Community safety committee received presentations (5th September 2023 and 3rd October 2023) from ASH and Vape Free Kids New Zealand. The committee also received a presentation from staff on youth vaping (5th September 2023). The chair of the committee requested that the Auckland council youth advisory panel, provide their views on youth vaping.

Motion

That the Regulatory and Community Safety Committee:

- a) Tono / request staff to investigate and draft a bylaw or amend an appropriate bylaw to restrict from external view any R18 vape product in a specialist vape retailer.
- b) Tono / request information on the number and location of vape stores/specialist vape retailers that hold lease and/or tenancy agreements with Council or any of the Council Controlled organisations.
- c) Tautapa / delegate to the Chair of the Regulatory and Community Safety Committee or their nominee to advocate to central government for greater restrictions on vaping and more interventions for youth vaping.

Background

2. In July 2011¹ the New Zealand government passed the smoke free amendment bill which required that there be no point-of-sale advertising of cigarettes or tobacco in New Zealand.
3. There is evidence in multiple studies of a correlation between advertising and the visibility of tobacco products, and a person's desire to purchase or obtain tobacco, including those under the legal age of purchase.
4. Since the prohibition of tobacco advertisement at point of sale there has been a decrease in youth smoking and a decrease in smoking across the population². Since the enactment that prevented the advertising of tobacco at point of sale there have been other initiatives and restrictions placed on tobacco products including plain packaging, prominent display of health messaging and pictures that have also led to the reduction in the uptake of smoking and youth and the reduction of smoking across the general population.
5. There is evidence that promotes the use of vaping as a smoking cessation tool³. The data suggests that vaping is less harmful than smoking, however it is also acknowledged there is harm associated with vaping. There is an apparent gap in the strategy, there is no plan or pathway for vaping cessation. The health and medical component of vaping is not an issue for local

¹ <https://www.smokefree.org.nz/history-of-tobacco-control>

² <https://www.smokefree.org.nz/smoking-its-effects/facts-figures>

³ <https://vapingfacts.health.nz/vaping-to-quit-smoking/>

