

## SOUTHLAND DISTRICT COUNCIL

### STEWART ISLAND/RAKIURA VISITOR LEVY BYLAW 2012

This Bylaw is made under the Southland District Council (Stewart Island/Rakiura Visitor Levy) Empowering Act 2012 in accordance with the Local Government Act 2002.

#### 1. TITLE AND COMMENCEMENT

- (a) This Bylaw may be cited as the Southland District Council Stewart Island/Rakiura Visitor Levy Bylaw 2012.
- (b) This shall come into operation on 1 October 2013.

#### 2. PURPOSE OF BYLAW

This Bylaw is made to prescribe:

- (a) The rate of the levy that shall be imposed on or in respect of visitors; and
- (b) The means by which the levy is to be collected.

This Bylaw does not apply to a person who travels to or from Stewart Island/Rakiura under a contract of carriage with an Approved Operator (as defined in the Act) or who is otherwise excluded from the definition of visitor under the Act. As at the date of this Bylaw the Approved Operators are Real Journeys Limited (on behalf of Stewart Island Experience Limited), Stewart Island Flights Limited and ISS McKay Limited (as agent for the cruise ship operators).

#### 3. INTERPRETATION

In this Bylaw, unless the context requires otherwise:

"**Act**" means the Southland District Council (Stewart Island/Rakiura Visitor Levy) Empowering Act 2012.

"**Council**" means the Southland District Council.

"**GST**" means goods and services tax chargeable under the Goods and Services Act 1985.

"**Levy**" means the levy set under clause 4 of this Bylaw.

"**Visitor**" has the same meaning as in the Act. For the avoidance of doubt, as at the date of this Bylaw this excludes a person who travels to or from Stewart Island/Rakiura under a contract of carriage with an Approved Operator (as defined in the Act) or who is otherwise excluded from the definition of visitor under the Act.

4. **LEVY FOR VISITORS TO STEWART ISLAND/RAKIURA**

The levy for a visitor who travels to Stewart Island/Rakiura is \$5 (inclusive of GST).

5. **SURROUNDING ISLANDS**

For the avoidance of doubt, a visitor who has paid a levy for travel to Stewart Island/Rakiura shall not be required to pay an additional levy for return travel from Stewart Island/Rakiura to a surrounding Island.

6. **MEANS OF COLLECTION OF LEVIES**

Levies will be collected:

- (a) By the Council at its offices and on the Council's website (when available); and
- (b) By agents of the Council appointed to collect levies on its behalf. Details of the agents who have been appointed to collect levies will be given on the signs erected by the Council at major points of entry on Stewart Island/Rakiura under Section 5(3) of the Act and on the Council's website.

7. **OFFENCES AND PENALTIES**

A person commits an infringement offence under the Act who:

- (a) Evades the payment of a Levy payable by that person; or
- (b) Falsely claims that he or she is not a visitor.

The infringement fee for each infringement offence will be set by regulations made under the Act.

This Bylaw has been made and confirmed by a resolution passed at a meeting of the Southland District Council held on Wednesday 12 December 2012.

THE COMMON SEAL of the }  
SOUTHLAND DISTRICT COUNCIL }  
was hereunto affixed in the presence of: }

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**MAYOR**

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**CHIEF EXECUTIVE**