

SHOPPING CENTRE COUNCIL OF AUSTRALIA

PUBLIC HOLIDAY TRADING RESTRICTIONS

EASTER AND ANZAC DAY 2010

Australian Capital Territory

There are no trading restrictions in the ACT. Large shops and shopping centres may voluntarily close on Good Friday (2 April) and on the morning of Anzac Day (Sunday 25 April.)

New South Wales

Over Easter all shops are required to close on Good Friday (2 April) and Easter Sunday (4 April) unless they are "small shops"; "exempt shops"; or are located in an exempted tourist area; or have been granted an exemption under s.10 of the *Shop Trading Act 2008*; or had an exemption under previous legislation.

Under section 10 of the Act retail shops can apply for permission to trade on Good Friday and Easter Sunday but the Government has warned that these will only be granted in exceptional circumstances.

All shops except "small shops" and "exempt shops" must not open before 1pm on Anzac Day (Sunday 25 April) unless they have an exemption under s.10 of the Shop Trading Act 2008. Monday 26 April has been declared a public holiday but there are no trading restrictions on that day.

Note: *New trading hours legislation, the Shop Trading Act 2008, came into force in July 2008. 'Small shops' and 'exempt shops' are defined in the Act and a list of exempted tourist areas is available here.*

Northern Territory

There are no trading restrictions in the Northern Territory. Large shops and shopping centres may voluntarily close on Good Friday (2 April) and the morning of Anzac Day (Sunday 25 April.)

Queensland

Queensland's arrangements are particularly complex due to the large number of trading hours zones. Detailed trading restrictions over the Anzac Day and Easter periods (along with Labour Day) have now been published by the Department of Justice and Attorney General for all trading hours zones. The National Retail Association (NRA) has prepared the attached detailed guide for Queensland arrangements as part of its national summary of trading hours for the two periods.

Note: For a definition of non-exempt shop and independent retail shop please refer to the Trading (Allowable Hours) Act 1990. As a general rule most supermarkets, discount department stores, department stores and most national retailers are non-exempt shops.

South Australia

Over Easter, non-exempt shops in metropolitan Adelaide cannot trade on Good Friday (2 April), Easter Sunday (4 April) and Easter Monday (5 April) but can open on Easter Saturday (3 April) until 5pm. Non-exempt shops in regional areas that are still proclaimed shopping districts (ie. that still regulate trading hours) also cannot trade on Easter Saturday (3 April).

Both Anzac Day (Sunday 25 April) and Monday 26 April have been declared as public holidays however trading restrictions on these days have still not been published on the SafeWork SA website.

Note: For a definition of 'exempt shop' please refer to the Shop Trading Hours Act 1977. As a general rule, however, most supermarkets, discount department stores, department stores and most other national retailers are not exempt shops.

Tasmania

Trading is prohibited on Good Friday (2 April) and before 12 noon on Anzac Day (Sunday 25 April).

Victoria

Only 'exempt shops' can trade on Good Friday (2 April), Easter Sunday (4 April) and before 1pm on Anzac Day (Sunday 25 April). Monday 26 April is a public holiday but no trading restrictions apply.

Note: For a definition of 'exempt shops' please refer to the Shop Trading Reform Act 1996. As a general rule most supermarkets, discount department stores, department stores and most national retailers are non-exempt shops. A number of municipalities outside Melbourne have been granted exemptions and can trade on Easter Sunday – see Business Victoria website for details.

Western Australia

Over Easter, general retail shops in the Perth metropolitan area (outside the Perth and Fremantle tourism precincts) are not permitted to open on Good Friday (2 April), Easter Sunday (4 April) or Easter Monday (5 April). Easter Saturday (3 April) is a normal trading day.

General retail shops in the Perth and Fremantle tourism precincts are not permitted to trade on Good Friday (2 April) but can trade on the other days.

On Anzac Day (Sunday 25 April), general retail shops (including those in the Perth and Fremantle tourism precincts) are not permitted to open. Monday 26 April has been declared a public holiday and general retail shops (except those in the Perth and Fremantle tourism precincts) are not permitted to trade on this day.

Note: *The above arrangements do not apply north of the 26th parallel of south latitude where trading hours are unregulated or to those areas outside metropolitan Perth which may have special arrangements. 'General retail shops' are shops that do not fall within the definitions of 'small retail shops' and 'special retail shops' in the Retail Trading Hours Act 1987. As a general rule national chain supermarkets and most discount department stores, department stores and most national retailers are 'general retail shops'.*

Trading Hours - Easter period and Anzac Day 2010

Prepared by the NRA Employment Law Division
 [Current as at 12 February 2010]



For definitions of store classifications, please refer to the NRA's Trading Hours – National Summary Fact Sheet or contact the Employment Law Division on 1800 738 245 or 07 3240 0100.

Date Area	Good Friday April 2		Easter Saturday April 3		Easter Sunday April 4		Easter Monday April 5		Anzac Day Sunday, April 25	
	Trading allowed?	Public holiday?	Trading allowed?	Public holiday?	Trading allowed?	Public holiday?	Trading allowed?	Public holiday?	Trading allowed?	Public holiday?
Australian Capital Territory	No restriction due to deregulation	Yes	No restriction due to deregulation	Yes	No restriction due to deregulation	No	No restriction due to deregulation	Yes	No restriction due to deregulation	No Public holiday Monday April 26
New South Wales	Small shops: Yes Exempt shops: Yes Non-exempt: No, except for those in an area where a section 89B order is in place or an exemption has been granted by the Director General	Yes	Small shops: Yes Exempt shops: Yes Non-exempt shops: Yes	Yes	Small shops: Yes Exempt shops: Yes Non-exempt: No, except for those in an area where a section 89B order is in place or an exemption has been granted by the Director General	No	Small shops: Yes Exempt shops: Yes Non-exempt shops: Yes	Yes	Small shops: Yes Exempt shops: Yes Non-exempt shops: Yes (after 1pm)	No Public holiday Monday April 26

Date Area	Good Friday April 2		Easter Saturday April 3		Easter Sunday April 4		Easter Monday April 5		Anzac Day Sunday, April 25	
	Trading allowed?	Public holiday?	Trading allowed?	Public holiday?	Trading allowed?	Public holiday?	Trading allowed?	Public holiday?	Trading allowed?	Public holiday?
Northern Territory	No restriction due to deregulation	Yes	No restriction due to deregulation	Yes	No restriction due to deregulation	No	No restriction due to deregulation	Yes	No restriction due to deregulation	No Public holiday Monday April 26
Queensland South East Queensland	Exempt shops: Yes Independent shops: No Non-exempt shops: No	Yes	Exempt shops: Yes Independent shops: Yes Non-exempt shops: 8am to 6pm	Yes	Exempt shops: Yes Independent shops: Yes Non-exempt shops: No	No	Exempt shops: Yes Independent shops: Yes Non-exempt shops: 9am to 6pm	Yes	Exempt shops: Yes Independent shops: Yes – after 1pm Non-exempt shops: No	No Public holiday Monday April 26
Queensland Cairns Tourist Area, Townsville Tourist Area, Douglas Shire Tourist Area, Whitsunday Shire Tourist Area, Hervey Bay Area	Exempt shops: Yes Independent shops: No Non-exempt shops: No	Yes	Exempt shops: Yes Independent shops: Yes Non-exempt shops: 8:30am to 5:30pm	Yes	Exempt shops: Yes Independent shops: Yes Non-exempt shops: 9am to 6pm	No	Exempt shops: Yes Independent shops: Yes Non-exempt shops: 8:30am to 5:30pm	Yes	Exempt shops: Yes Independent shops: Yes – after 1pm Non-exempt shops: No	No Public holiday Monday April 26
Queensland Townsville & Thuringowa Area (excl CBD & North Ward)	Exempt shops: Yes Independent shops: No Non-exempt shops: No	Yes	Exempt shops: Yes Independent shops: Yes Non-exempt shops: 8:30am to 5:30pm	Yes	Exempt shops: Yes Independent shops: Yes Non-exempt shops: 11am to 6pm	No	Exempt shops: Yes Independent shops: Yes Non-exempt shops: 8:30am to 5:30pm	Yes	Exempt shops: Yes Independent shops: Yes – after 1pm Non-exempt shops: No	No Public holiday Monday April 26

Date Area	Good Friday April 2		Easter Saturday April 3		Easter Sunday April 4		Easter Monday April 5		Anzac Day Sunday, April 25	
	Trading allowed?	Public holiday?	Trading allowed?	Public holiday?	Trading allowed?	Public holiday?	Trading allowed?	Public holiday?	Trading allowed?	Public holiday?
Queensland Tourist and/or Seaside Resorts (including Yeppoon but excluding those in the area of SEQ)	Exempt shops: Yes Independent shops: No ⁱⁱ Non-exempt shops: No	Yes	Exempt shops: Yes Independent shops: Yes Non-exempt shops: 8:30am to 5:30pm	Yes	Exempt shops: Yes Independent shops: Yes Non-exempt shops: No, except for Yeppoon Tourist Area - 10.30am to 5.30pm.	No	Exempt shops: Yes Independent shops: Yes Non-exempt shops: 8:30am to 5:30pm	Yes	Exempt shops: Yes Independent shops: Yes – after 1pm Non-exempt shops: No	No Public holiday Monday April 26
Queensland Remainder of State	Exempt shops: Yes Independent shops: No Non-exempt shops: No	Yes	Exempt shops: Yes Independent shops: Yes Non-exempt shops: 8am to 5pm	Yes	Exempt shops: Yes Independent shops: Yes Non-exempt shops: No	No	Exempt shops: Yes Independent shops: Yes Non-exempt shops: No	Yes	Exempt shops: Yes Independent shops: Yes – after 1pm Non-exempt shops: No	No Public holiday Monday April 26
Independent shops that predominately sell food and/or groceries are permitted to trade all day without restriction.										
South Australia Greater Adelaide Shopping District, proclaimed shopping districts	Exempt shops: Yes Partially exempt: No Non-exempt: No	Yes	Exempt shops: Yes Partially exempt: 9am-5pm Non-exempt shops: Yes (Greater Adelaide District) – until 5pm	Yes	Exempt shops: Yes Partially exempt: 9am- 5pm Non-exempt: No	No	Exempt shops: Yes Partially exempt: 9am-5pm Non-exempt shops: No	Yes	Exempt shops: Yes Partially exempt: Yes (after 12pm) Non-exempt shops: No	Yes Additional public holiday Monday April 26

Date Area	Good Friday April 2		Easter Saturday April 3		Easter Sunday April 4		Easter Monday April 5		Anzac Day Sunday, April 25	
	Trading allowed?	Public holiday?	Trading allowed?	Public holiday?	Trading allowed?	Public holiday?	Trading allowed?	Public holiday?	Trading allowed?	Public holiday?
South Australia Regional Areas	Trading hours in most regional towns in South Australia are deregulated and there are no restrictions on operating hours for retailers. Contact the NRA on 1800 738 245 for the listing of deregulated areas.									
Tasmania	Major retailers & groups of retailers or franchisee groups employing more than 250 employees: No	Yes	Yes	No	Yes	No	Yes	Yes Tuesday April 6 is also a public holiday	Major retailers & groups of retailers or franchisee groups employing more than 250 employees: Yes –after 12 noon	Yes Monday April 26 is not a public holiday
Victoria	Exempt shops : Yes Non-exempt shops: No	Yes	Exempt shops : Yes Non-exempt shops: Yes	Yes	Exempt shops: Yes Non-exempt shops: No Note Special Exemptions below**	No	Exempt shops : Yes Non-exempt shops: Yes	Yes	Exempt shops : Yes Non-exempt shops: Yes – after 1pm	No Public holiday Monday April 26
<p>** Special exemptions have been given by the Victorian Government to local councils so that shops within the following areas may trade on Easter Sunday: Surf Coast Shire: Torquay; Moira Shire: Cobram and Yarrowonga; Greater Bendigo: entire municipality; Gannawarra Shire: entire municipality; Northern Grampians Shire: Stawell; Mildura: City of Mildura; East Gippsland Shire: Lakes Entrance; City of Swan Hill: entire municipality; Indigo Shire: Beechworth.</p>										

Date Area	Good Friday March 21		Easter Saturday March 22		Easter Sunday March 23		Easter Monday March 24		Anzac Day Sunday, April 25	
	Trading allowed?	Public holiday?	Trading allowed?	Public holiday?	Trading allowed?	Public holiday?	Trading allowed?	Public holiday?	Trading allowed?	Public holiday?
Western Australia#	Small shops: Yes Special shops: Yes General shops: No	Yes	Small shops: Yes Special shops: Yes General shops: Yes	No	Small shops: Yes Special shops: Yes General shops: No – except general shops located in the Perth & Fremantle tourism precincts which are permitted to trade	No	Small shops: Yes Special shops: Yes General shops: No – except general shops located in the Perth & Fremantle tourism precincts which are permitted to trade	Yes	Small shops: Yes Special shops: Yes General shops: No*	Yes Additional public holiday Monday April 26 – general shops located in the Perth & Fremantle tourism precincts permitted to trade
<p>#These arrangements do not apply north of the 26th parallel of south latitude where trading hours are unregulated or to those areas outside metropolitan Perth which may have special arrangements, such as Rockingham and Mandurah.</p>										