



Adventure Tourism Review Implementation Project 2011

Questionnaire for adventure tourism and outdoor education operators, associations, organisations and interested individuals

1. Your full name*	Andrew Clouston
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6. Adventure tourism or outdoor education activities you or your business/organisation are involved with or are interested in	Sailing, Yacht Clubs, Class Associations, Commercial Sailing Schools

* Please note that your name and contact information will remain confidential to the Department of Labour to the extent that the law allows. This information, including any personal information, is being collected for the purposes of a review of risk management and safety in the adventure and outdoor commercial sectors in New Zealand. The Department of Labour is the intended recipient and holder of the information and can be contacted at PO Box 3705, Wellington, New Zealand. In accordance with Privacy Principle 7, you have the right to access and correct any personal information you provide.

Please tick one or more boxes below to describe your or your business's or organisation's interest in the review.

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|---|--|
| <input type="checkbox"/> Owner/manager of an adventure or outdoor commercial sector business | <input type="checkbox"/> Association/organisation representing a number of adventure and/or outdoor commercial sector businesses |
| <input type="checkbox"/> Industry training organisation, standard setting or educational body | <input type="checkbox"/> Auditing, monitoring or quality assurance body |
| <input type="checkbox"/> Licensing or registration body | <input type="checkbox"/> Central or local government agency |
| <input type="checkbox"/> Academic / researcher studying relevant aspects in this field | <input type="checkbox"/> Employee of adventure or outdoor commercial sector operator |
| <input checked="" type="checkbox"/> Other (please specify) National Sports Body | |

Please answer the following questions. If you are completing the questionnaire electronically, please feel free to expand the length of the spaces provided for your answers and to attach any supporting documents. If you are completing it on paper, please feel free to add other pages but make clear which question(s) your answer(s) refer to.

1. Do you think the definition of adventure activity in regulation 4 of the draft regulations is understandable?

YES NO

1b. If 'No', how do you think it could be improved?

2. Do you think that the exclusions in relation to cycle touring, land-based fishing, tramping or hiking, skiing and related activities, and water sports as set out in regulations 4(3)(g) to 4(3)(k) are appropriate?

YES NO

2b. If 'No', how do you think they could be improved?

From discussion it appears this regulation is not intended to affect the operation of clubs i.e. yacht clubs. The way that the definition is worded it **will impact clubs**.

It is YNZ's view that 4(4)(c)(ii) will impact on a **large number of clubs** who operate programmes designed to teach 'learn to sail' and generate new members as they would carry this out more than the 12 days allowed for. This includes, open days, 'have a go' days and holiday programmes.

It will also impact National Sporting Organisations such as YNZ as we organise and deliver programmes to schools with the aim to introduce children to sailing and encourage them to join yacht clubs. We would carry this out around 100 days per year (Sailing... Have a Go! – www.sailing.org.nz).

Clubs/sports are being encouraged to make **connections with schools** (i.e. Kiwisport), and if they offer programmes for more than 12 days they are hit with the cost of compliance with this regulation that would act as a **barrier to clubs getting more involved with young people participating in sport** that are non-members. This is in line with SPARC's goals on increasing participation in sport and recreation.

3. Do you think that the other exclusions under regulations 4(3) to 4(5) are appropriate?

YES NO

3b. If 'No', how do you think they could be improved?

See above.

4. Do you think that there needs to be exclusions in relation to other specific activities?

YES NO

4b. If 'Yes', please suggest exclusions in relation to other activities.

The regulations do not take in to account the standards and practices of existing qualifications and auditing systems outlined by current national or international qualifications.

Yachting New Zealand has a range of Coaching and Instructing Qualification appropriate to the level of ability of those taking part in the tuition. There are also prescribed criteria to maintain these qualifications. Along with these are other recognised international qualifications such as the RYA Boat Master and Yacht Master.

5. The schedule at the end of the draft regulations ('Activities included as adventure activities') lists examples of activities that would be covered by the regulations to the extent that they comply with the definition of adventure activity in regulation 4. Do you think anything should be added to or deleted from the list of activities in the schedule?

YES NO

5b. If 'Yes', please explain what you think should be added or deleted from the list of activities in the schedule.

6. Do you have any other suggestions about how the regulations should be changed? If so, please write your suggestions here.

National Sporting Organisations (NSO's) should come under 4(4) as exempt when carrying out programmes (activities) to promote membership and participation.

It is important that there are suitable safety auditors for the activity, i.e. auditors who are **familiar with the coaching/sailing environment**.

That the cost of audit does not create barriers for the public to participate in sport recreationally).

Auditors should promote and certify qualifications that meet DoL standards (Maritime New Zealand in yachting's case). Focus should be on those operators

who carry out commercial adventure activities who choose to operate outside of recognised qualifications and organisations.

Please send your completed questionnaire to david.mulholland@dol.govt.nz (preferred) or post it to: David Mulholland, Project Manager, Health and Safety Policy Unit, Department of Labour, PO Box 3705, Wellington **by 5pm, Tuesday 9 August 2011.**