Decision No. LicRen38/2026

IN THE MATTER of the Sale and Supply of Alcohol Act 2012

AND

IN THE MATTER of an application by LD Grocers Limited for renewal of an off-licence pursuant to s.127 of the Act in respect of premises situated at 98 Great South Road NGARUAWAHIA known as "New World Ngaruawahia".

BEFORE THE WAIKATO DISTRICT LICENSING COMMITTEE

Commissioner: Jason Howarth

DECISION

The application for an off-site special licence is granted.

Application:

[1] This is an application by LD Grocers Limited for renewal of an off-licence in respect of premises situated at 98 Great South Road NGARUAWAHIA, known as "New World Ngaruawahia".

[2] The general nature of the business undertaken is that of a Supermarket.

[3] The application was duly advertised in accordance with section 127(3) and no objection or notice of desire to be heard has been received. Reports from the Police, Medical Officer of Health and an Inspector do not raise any matters in opposition to the application. Accordingly, the application is determined on the papers.

Criteria for determining the application:

[4] In deciding whether to renew an off-licence the committee must have regard to the matters detailed in s.131 of the Act. These are:

(a) The object of the Act:
(b) The suitability of the applicant:
(c) Any relevant local alcohol policy:
(d) The days on which and the hours during which the applicant proposes to sell alcohol:
(e) The design and layout of the premises:

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(f) Whether the applicant is engaged in, or proposes on the premises to engage in, the sale of goods other than alcohol, low-alcohol refreshments, non-alcoholic refreshments, and food, and if so, which goods:
(g) Whether the applicant is engaged in, or proposes on the premises to engage in, the provision of services other than those directly related to the sale of alcohol, low-alcohol refreshments, non-alcoholic refreshments, and food, and if so, which services:
(h) Whether the applicant has appropriate systems, staff and training to comply with the law:
(i) Any matters dealt with in any report from the Police, the Medical Officer of Health or an Inspector made under section 129:
(j) Whether the amenity and good order of the locality would be likely to be increased, by more than a minor extent, by the effects of a refusal to renew the licence:
(k) The manner in which the applicant has sold (or sold and supplied), displayed, advertised, or promoted alcohol

Reasons and decision:

[5] The inspectors report does not raise any matters related to suitability. The premises sits within the Statistical Area (SA2) of Ngaruawahia Central which indicates a New Zealand Index of Deprivation (NZDep) rating of Decile 8. Given the higher deprivation rating consideration is given to extended suitability. Without further evidence, community objection or any adverse reporting from the agencies, the applicant is deemed suitable.

[6] The Waikato District Local Alcohol Policy came into force on 1 January 2017; however, the
revised Waikato District Local Alcohol Policy took effect on 15 September 2025, with all provisions coming into effect on the same date. The licence complies with the provisions of section 5 of the policy relating to off-licence policies

[7] There are no concerns related to the days and hours on when alcohol can be sold at the premises. The current days and hours are consistent with clause 5.6 of the local alcohol policy.

[8] The inspector has assessed the premises on 16 October 2026 using CPTED principles and noted no issues regarding the design and layout of the premises.

[9] Section 112 provides that when a licence for premises that are a supermarket is renewed, the committee must impose on the licence a condition describing one area within the premises as a permitted area for the display and promotion of alcohol. As required by section 113(2), the applicant has provided a plan of the footprint of the premises showing the proposed configuration and arrangement of the premises. The applicant is proposing a single area. The proposed alcohol area meets the requirements of section 113.

[10] The premises sells a range of alcoholic, low-alcohol and non-alcoholic beverages, as well as a range of food items. The premises is a Supermarket; this is the principal purpose of the business.

[11] The applicant has a range of systems in place to ensure compliance with the law, including
a host responsibility policy, security plan, staff training, and monitoring systems for minors

and intoxication. All staff complete the applicant's induction and training programme, which continues the previous licensee's programme and meets Foodstuffs North Island's requirements.
The information provided with application indicates regular training is occurring

[12] There have been no issues with noise complaints, vandalism, or tagging attributed to the
management of the premises. There are no adverse reports on the way the applicant has sold (and supplied), displayed or promoted alcohol.

[13] I now consider the object of the Act. Having inquired into this application the Inspector is satisfied that the application is in keeping with the object and the requirements of the Act.

[14] I am satisfied as to the matters to which I must have regard as set out in s.131 and I renew the licence for three years from the most recent date of expiry and authorise the issue of a notice of renewal and replacement licence.

Conditions

[15] Sections 116 and 117 (and 112 for supermarkets/grocery stores) of the Act detail compulsory and discretionary conditions that may be imposed on the licence. Section 133 also provides that particular conditions may be imposed if any relevant local alcohol policy is in force and that the renewal of the licence without those conditions would be inconsistent with the policy.

[16] Section 135 provides that, subject to section 133, the licence may be renewed on the conditions presently attaching to it or on any different conditions, relating to any matter, that the committee thinks fit.

(a) No alcohol is to be sold or delivered on Good Friday, Easter Sunday, Christmas Day, or before 1.00 pm on Anzac Day.

(b) No alcohol may be sold other than–

(i) beer that complies with the appropriate New Zealand food standard for beer; or

(ii) mead that complies with the appropriate New Zealand food standard for mead; or

(iii) fruit or vegetable wine that complies with the appropriate New Zealand food standard for fruit or vegetable wine; or

(iv) grape wine that complies with the appropriate New Zealand food standard for grape wine; or

(v) a food flavouring, prepared for culinary purposes, that is unsuitable for drinking undiluted.

(c) Alcohol may be sold while the premises are operating as a supermarket, but only on the following days and during the following hours:

Monday to Sunday 7.00 am to 9.00 pm

(d) The area delineated on the attached plan, dated 9 September 2025, is the only area permitted for the display and promotion of alcohol. A copy of the plan must be either displayed alongside this licence or available for viewing at the premises upon request.

(e) Drinking water must be freely available to customers at the following places while alcohol is being supplied free as a sample on the premises: Within the designated single alcohol area and immediately adjacent to where the samples are being provided.

(f) The licensee must take the following steps to ensure that the provisions of the Act relating to the sale and supply of alcohol to prohibited persons are observed:

(i) Display appropriate signs adjacent to every point of sale detailing the statutory restrictions on the supply of alcohol to minors and the complete prohibition on sales to intoxicated persons.

(g) The licensee must take the following steps to ensure that the provisions of the Act relating to the management of the premises are observed:

(i) All staff will be trained in their responsibilities under the Act.

(ii) A sign shall be prominently displayed inside the premises, which identifies by name the manager on duty responsible for the management of the sale and supply of alcohol under the licence.

(h) The sale or delivery of alcohol is authorised on the premises generally. The premises situated at 98 Great South Road, Ngaruawahia, are more precisely identified in a plan dated and stamped as received by the Waikato District Licensing Committee, 9 September 2025.

DATED at Ngaaruawaahia on 23rd of October 2026

DISTRICT LICENSING COMMITTEE
Waikato District Council

J R Howarth

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Jason Howarth
Commissioner
Waikato District Licensing Committee