

**Decision**

**19/037/2025**

**IN THE MATTER**

of the Sale and Supply of Alcohol Act  
2012

**AND**  
**IN THE MATTER**

of an application by  
TK 2019 Limited  
for renewal of an off-licence in respect of  
the premises at 89 Rora Street, Te Kuiti  
known as Super Liquor Te Kuiti  
pursuant to section 127 of the Act

**DECISION OF THE WAITOMO DISTRICT LICENSING COMMITTEE**

1. The off-licence 19/OFF/004/2024 in respect of the premises situated at 89 Rora Street, Te Kuiti and known as Super Liquor Te Kuiti is renewed for a further period of 3 years. The licence may issue upon payment of the annual fee.
2. The present conditions of the licence are replaced as follows:
  - a) Alcohol may be sold only **from 9.00am to 10.00pm, Monday to Sunday.**
  - b) No alcohol is to be sold on the premises on Good Friday, Easter Sunday, Christmas Day, or before 1 pm on Anzac Day.
  - c) The display or sale of games, toys or accessories promoting excessive or inappropriate consumption of alcohol is prohibited.
  - d) Single sales of alcoholic products priced at less than \$6.00 per unit are prohibited.
  - e) The area where alcohol is to be sold is described in the plan date stamped as received by District Licensing Committee on **1 July 2025.**
  - f) The entire premises is designated as a supervised area (no persons under 18 can be in the area unless with their parent or legal guardian).
  - g) A properly appointed certificated, acting or temporary manager must be on duty and on the premises at all times when the premises is open for the sale and supply of alcohol.
  - h) A Manager's Register (as required by s.232 of the Act) is to be maintained and available on site.
  - i) The licensee must ensure all staff receive training in their responsibilities and obligations under the Sale and Supply of Alcohol Act 2012.

- j) There must be no sale or supply of alcohol to minors or intoxicated persons. Appropriate signage outlining these restrictions must be clearly displayed at every point of sale.
- k) Drinking water must be freely available and displayed whenever alcohol is being supplied by way of complimentary tastings.
- l) The Licensee must ensure the following are displayed.
  - i. A sign to be seen from outside the principal entrance stating the ordinary hours of business during which the premises will be open for the sale of alcohol.
  - ii. A copy of the original licence with all the conditions, just inside the principal entrance so persons entering can read it.
  - iii. A sign in a prominent place identifying the duty manager.

### **Remote Sale Conditions**

- m) Alcohol must not be delivered on Good Friday, Easter Sunday, Christmas Day, or before 1 pm on Anzac Day, or between 11:00pm and 6:00am the following day.
- n) The licensee must take reasonable steps to verify that the buyer and the receiver of an alcohol delivery is not under 18 years of age, and that the receiver (where present) is not intoxicated.
- o) The outside of the delivery package must contain a label with the following words:  
CONTAINS ALCOHOL - Do not deliver to intoxicated persons or persons under 18 years of age.
- p) A copy of the licence must be displayed on the Super Liquor Te Kuiti internet site in a prominent place.

### **REASONS**

1. This is an application by TK 2019 Limited for renewal of an off-licence in respect of the premises at 89 Rora Street, Te Kuiti known as Super Liquor Te Kuiti. This bottle store has been operating from its present site under the current management since 2019.
2. The application was advertised, and no objections were received from members of the public. The Licensing Inspector, Police and the Medical Officer of Health have provided reports and do not oppose the application. Accordingly, the matter is decided on the papers (s 134).
3. The object of the Act is to ensure that the sale and supply of alcohol is undertaken safely and responsibly, and the harm caused by excessive or inappropriate consumption of alcohol is minimised (s 4). In deciding whether to renew an off-licence the licensing committee must have regard to sections 105 and 131 of the Act. Therefore, this committee must consider the following questions within the framework of the purpose and object of the Act:
  - a) Is the applicant suitable?
  - b) Are the days and hours during which the applicant proposes to sell alcohol reasonable?
  - c) Is the design and layout of the premises suitable?
  - d) Does the applicant propose to engage in the sale of goods or provision of services other than those directly relating to the sale of alcohol, low-alcohol refreshments, non-alcoholic refreshments and food?
  - e) Does the applicant have appropriate systems, staff and training to comply with the law?
  - f) Have the police, inspector and medical officer of health raised any relevant considerations?

- g) Will the amenity and good order of the locality be increased by more than a minor extent by the effects of a refusal to renew the licence?
- h) Has the applicant sold, displayed, advertised or promoted alcohol in a responsible manner?
- i) Does the application comply with the Waitomo District Local Alcohol Policy?

4. Section 132 provides that the licensing committee may vary or cancel any conditions applying to the licence before its renewal.

**Should the licence be renewed?**

- 5. The licensing committee is satisfied that TK 2019 Limited is a suitable applicant to hold an off-licence. The company director has experience managing an off licence, has no convictions and has demonstrated compliance with the Sale and Supply of Alcohol Act 2012. TK 2019 Limited has an appropriate Host Responsibility Policy and staff training programme. There are four Duty Managers employed to ensure compliance with the Act.
- 6. The premises has a suitable design and layout to meet the requirements of the Act. The premises is formed from a well-stocked retail area and a large walk-in-chiller to the rear. The point of sale is located next to the principal entrance. It is well appointed and able to be monitored effectively by the staff of the premises and 8 CCTV cameras. It has adequate street lighting for the safety of both patrons and staff.
- 7. The Licensing Inspector reports that the application complies with the Waitomo District Local Alcohol Policy.
- 8. The licensing committee is satisfied that the renewal of the off-licence will not reduce the amenity and good order of the locality by more than a minor extent. There have been no reports of any nuisance, vandalism or noise problems associated with this premises in the past three years.
- 9. Condition (d) of the licence prohibits the sale of single alcoholic products priced less than \$6.00 per unit. The Licensing Committee therefore notes with concern the promotional practice observed during the Licensing Inspector's inspection, on 25 October 2025, where outdated alcohol was being sold as part of a "four cans for \$10" promotion. This equates to approximately \$2.50 per unit, while single cans were sold individually for \$6.20 each. While the Committee accepts that the promotion may have been technically compliant with the literal wording of the condition, it considers that the practice undermines both the intent and purpose of the condition. The condition was imposed at the previous renewal in response to concerns regarding alcohol-related harm associated with the availability of high-strength, low-cost alcohol. The licensee is expected to comply not only with the strict wording of licence conditions, but also with their purpose and intent, particularly where those conditions are directed at reducing alcohol-related harm. Subject to this matter, the Committee is satisfied that alcohol is otherwise being sold, displayed, and promoted in a responsible manner and in accordance with the requirements of the Act.
- 10. The discretionary condition prohibiting the sale of single products priced less than \$6 per unit and games and accessories designed to promote excessive or inappropriate consumption of alcohol remain. Low-cost alcohol is more accessible to underage individuals and can contribute to early onset of drinking and the high alcohol content of these products and drinking game paraphernalia can increase the likelihood of engaging in risky behaviours.
- 11. Under Section 18(1) of the Act, the holder of an off licence is entitled to sell alcohol on or from the premises the licence is issued for and deliver it somewhere else. Therefore, remote sale conditions are included in the licence as a reminder about general obligations when providing this service.

**Conclusion**

12. Therefore, the application for the renewal of the off-licence is granted.

Dated at this 29th day of April 2026



Tegan McIntyre  
Commissioner  
Waitomo District Licensing Committee