



- 
1. ITEM NUMBER: **03SUB 20/11/19**
  2. SUBJECT

APPLICATION FOR THE *RENEWAL* OF EXTENDED LIQUOR TRADING HOURS: FOR OFF-CONSUMPTION PREMISES SUNDAY (11:00 – 18:00) TRADING IN RESPECT OF **WARD 1: PICK N PAY FAMILY STORE, PANORAMA WCP/029537**

AANSOEK OM *HERNUWING* VAN DIE VERLENGING VAN DRANKHANDELSURE: MAANDAG TOT SATERDAG (18:00 TOT 20:00) EN SONDAGHANDEL (11:00 TOT 18:00) VIR 'N BUITEVERBRUIKPERSEEL TEN OPSIGTE VAN **WYK 1: PICK N PAY FAMILY STORE, PANORAMA WCP/029537**

ISICELO SOKWANDISWA KWEYURE ZOKUTHENGISWA KOTYWALA UKUSUSELA NGOMVULO UKUYA NGOMGQIBELO (18:00 UKUYA KWEYE-20:00) NOKUTHENGISA NGECAWE (11:00 UKUYA KWEYE-18:00) KWISAKHIWO EKUNGASELELWA KUSO NGOKUJOLISWE **KWIWADI-1: PICK N PAY FAMILY STORE, PANORAMA WCP/029537**

3. PURPOSE

For the Subcouncil to approve the recommendation for an application for the extension of liquor trading hours in terms of Section 6(1) of the City of Cape Town: Control of Undertakings that Sell Liquor to the Public By-Law, 2013.

4. FOR DECISION BY

Subcouncil in terms of Delegation 4(2)

To approve, refuse or vary applications for extension of trading days and hours on premises where liquor licences have been granted in terms of Section 2 of the By-law: Control of Undertakings that Sell Liquor to the Public, 2013.

## 5. EXECUTIVE SUMMARY

The City of Cape Town: Control of Undertakings that Sell Liquor to the Public By-Law, 2013, was promulgated on 17 January and coming into effect on 01 February 2014.

An application for extension of liquor trading hours in terms of Section 6 (1) of the By-law was submitted to the Health Directorate and circulated to the relevant departments for comment.

The fully signed application, including all required comments was submitted to the Subcouncil 3 Manager, and was then circulated to abutting neighbours, all organisations included on the **Ward 01** database and ward committee members for comment.

Clause 9 of the By-law requires that the City must, before approving an application for the extension of trading days and hours, reasonably and fairly consider further factors which must include, inter alia-

- (a) the validity of the liquor licence;
- (b) where applicable, the validity of a business licence issued in terms of the Businesses Act of 1991 (Act No. 71 of 1991);
- (c) location category as per the Schedule;
- (d) previous suspension, amendment or revocation of extended trading days and hours including previous records of complaints investigated and confirmed in respect of the last twelve months preceding a current application for extension;
- (e) the proximity of the licensed premises to surrounding residential zoned area, cultural, religious and educational facilities;
- (f) outcome of community consultation and the recommendation of the relevant ward;
- (g) the potential impact on the surrounding environment;
- (h) whether it is in the public interest to approve and grant an extension of trading days or hours; or
- (i) a motivation from the applicant dealing with the impact of –
  - (i) the risks to and nuisances on the surrounding community;
  - (ii) mitigation measures to assist the control of risks and nuisances; and
  - (iii) possible benefits of extended liquor trading hours and days on the surrounding community.
- (j) **The basis and rationale behind all decision-making must be recorded.**

## 6. DISCUSSION

6.1 Section 6 (1) of the By-Law reads as follows:

6(1) Subject to subsection (5), (6) and (7) a licensee may upon payment of the required fee, submit a written application to the City to extend the liquor trading days and hours of licensed premises.

6.2 The following application for extension of liquor trading hours in terms of Section 6 (1) of the By-law has been received by the Subcouncil:

6.2.1 Details of application (see attached Annexure A):

- **PICK N PAY FAMILY STORE PANORAMA**
- Liquor Licence No: WCP/029537
- Off-Consumption
- **101 Uys Krige Drive, Panorama, 7500**
- Current trading hours: Mondays to Saturdays 11:00 – 20:00 and Sundays 11:00 to 18:00 with extension granted.
- Proposed trading hours: Mondays to Saturdays 11:00 – 20:00 and Sundays 11:00 - 18:00
- Business Licence: In order.

6.2.2 Subcouncil Manager confirmation: Advertising extent (Community participation) - Notices served on and received the following comments:

- Ward Councillor: Councillor Cheryl Visser:  
Supported
- Ward Committee of Ward 01:  
No comments received.
- Other Subcouncil 3 Councillors:  
Chairperson, Cllr Helen Carstens: No objection
- Comments received from Applicant:  
None
- INTERNAL DEPARTMENT:
- ❖ Safety & Security (Liquor Control):  
Pertaining to the mentioned premises namely, **Pick n Pay Family store, Panorama, 101 Uys Krige Drive, Panorama 7500**, it was ascertained that the applicant did renew his Liquor Licence for 2019. No complaints were received by the Liquor Unit with regard to this establishment.

## 7. RECOMMENDATION

It is recommended that the Subcouncil **consider** the application for the renewal of extended trading hours (off-consumption) Monday to Saturday 18:00 to 20:00 and Sunday 11:00 to 18:00 trading submitted by **Pick n Pay Family store, Panorama, 101 Uys Krige Drive, Panorama 7500**, subject to the following conditions:

- (a) That the application for the renewal of extended trading hours (off-consumption) submitted by **Pick n Pay Family store, Panorama, 101 Uys Krige Drive, Panorama 7500**, be considered as it complies with the criteria included in the City of Cape Town: Control of Undertakings that Sell Liquor to the Public By-Law, 2013.
- (b) Should complaints be received concerning noise and/or unruly behaviour of patrons, these complaints will be investigated and may result in the extended trading hours being withdrawn and will also be referred to the Western Cape Liquor Authority which may jeopardise the renewal of the liquor licence.
- (c) The applicant must ensure that no sale of liquor is made directly to or via a third party to unemployed and/or homeless persons occupying public open spaces in the vicinity of **Pick n Pay Family store, Panorama, 101 Uys Krige Drive, Panorama 7500**.
- (d) This application is also subject to compliance with all relevant by-laws of the City of Cape Town.
- (e) This application will be valid for 12 months from the date of the decision subject to the possession of a valid liquor licence.

## AANBEVELING

Daar word aanbeveel dat die subraad die aansoek om die hernuwing van die verlenging van handelsure (buiteverbruik) van Maandag tot Saterdag 18:00 tot 20:00 en Sondag 11:00 tot 18:00 ingedien deur **Pick n Pay Family store, Panorama, 101 Uys Krigeweg, Panorama 7500**, oorweeg onderworpe aan die volgende voorwaardes:

- (a) Dat die aansoek om die hernuwing van die verlenging van handelsure (buiteverbruik) ingedien deur **Pick n Pay Family store, Panorama, 101 Uys Krigeweg, Panorama 7500**, oorweeg word aangesien dit voldoen aan die kriteria ingesluit in die Stad Kaapstad: Verordening op Beheer van Ondernemings wat Drank aan die Publiek Verkoop, 2013.
- (b) Indien klagtes oor geraas en/of wilde gedrag van klante ontvang word, dit ondersoek sal word en tot die terugtrekking van die verlengde handelsure

kan lei en ook na die Wes-Kaapse drankowerheid verwys sal word, wat die hernuwing van die dranklisensie in gedrang kan bring.

- (c) Die aansoeker moet toesien dat geen drank regstreeks of deur 'n derde party aan werklose en/of straatmense wat op oop ruimtes in die omgewing van Checkers Hyper (Parklands), geleë te **Pick n Pay Family store, Panorama, 101 Uys Krigeweg, Panorama 7500**, verkoop word nie.
- (d) Hierdie goedkeuring is ook onderworpe aan die nakoming van alle toepaslike verordeninge van die Stad Kaapstad.
- (e) Hierdie goedkeuring is vir 12 maande geldig vanaf die datum van die besluit onderworpe aan die besit van 'n geldige dranklisensie.

## ISINDULULO

Kundululwe ukuba iBhungana **malithathele ingqalelo** isicelo sokuhlaziywa kokwandiswa kweeyure zokuthengiswa kotywala (kwisakhiwo ekungaselelwa kuso) ukurhweba ngoMvulo ukuya ngoMgqibelo ngeye-18:00 ukuya kweye-20:00 nangeCawe 11:00 ukuya kweye-18:00 esingeniswe ngabakwa- **Pick n Pay Family store, Panorama, 101 Uys Krige Drive, Panorama 7500**, ngokuxhomekeke kule miqathango ilandelayo yokuba:

- (a) Makuthethelwe ingqalelo isicelo sokuhlaziywa kokwandiswa kweeyure zokuthengiswa kotywala (kwisakhiwo ekungaselelwa kuso) esingeniswe ngabakwa- **Pick n Pay Family store, Panorama, 101 Uys Krige Drive, Panorama 7500**, njengoko sithobela ummiselo oqukwe kuMthetho kaMasipala ongoLawulo lweMigaqo ongokuThengiswa koTywala kuLuntu wango-2013.
- (b) Ukuba kuye kwafunyanwa izikhalazo ngokumalunga nengxolo okanye indlela engamkelekanga yokuziphatha kwabathengi, oku konke kuyakuthi kuphandwe kwaye oku kungangumphumela wokuba kurhoxiswe iiyure zokuthengisa ezandisiweyo kwakhona ziyakuthi zigqithiselwe kuGunyaziwe wePhondo ongokuThengiswa koTywala apho kungathi oku kusengele phantsi ukuhlaziywa kwephepha-mvume lotywala.
- (c) Umfaki-sicelo kufuneka aqinisekise ukuba akuthengiswa utywala ngokungqalileyo ku okanye ngokuthi kusetyenziswe umntu wesithathu ngokujoliswe kwabo bangaqeshwanga okanye kwabo bangenamakhaya abahlala emabaleni kumbindi we- **Pick n Pay Family store, Panorama, 101 Uys Krige Drive, Panorama 7500**
- (d) Esi sicelo kwakhona sixhomekeke ekuthotyelweni kwayo yonke imithetho efanelekileyo kamasipala weSixeko saseKapa.

- (e) Esi sicelo siyakuthi sibesemthethweni kangangethuba leenyanga ezili-12 ukususela kumhla wesigqibo, ngokuxhomekeke ekufumanekeni kwephepha-mvume elisemthethweni lokuthengisa utywala.

---

**ANNEXURES:**

A Application submitted by Pick n Pay Family store, Panorama, 101 Uys Krige Drive, Panorama 7500

---

**FOR FURTHER DETAILS, CONTACT:**

<b>NAME</b>	<i>Elizabeth Jacobs</i>
<b>CONTACT NUMBERS</b>	<i>021 444-4861</i>
<b>E-MAIL ADDRESS</b>	<i>Elize.Jacobs@capetown.gov.za</i>
<b>DIRECTORATE</b>	<i>Area-Based North</i>

Comment

---

**JDJA BRAND  
SUBCOUNCIL 3 MANAGER**

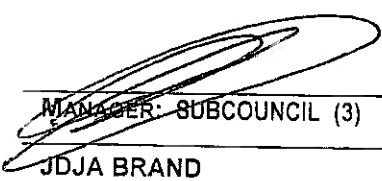
DATE

Comment: \_\_\_\_\_

---

**CLLR HELEN CARSTENS  
SUBCOUNCIL 3  
CHAIRPERSON**

Date

  
MANAGER: SUBCOUNCIL (3)


JDJA BRAND

TEL NO (021) 444-4862

DATE 8/11/2019

COMMENT:

1. Herewith confirm that the relevant delegation is quoted in item.
2. The recommendation is/are subject to Subcouncil decision.
3. Author of report was notified that item is on agenda and in terms of delegation 1(5) requested to attend the Subcouncil meeting.

  
SUBCOUNCIL CHAIRPERSON

COUNCILLOR HELEN CARSTENS

TEL NO (021) 444-4865

DATE 8/11/2019

COMMENT:

---

---

---

---

---



CITY OF CAPE TOWN  
ISIXEKO SASEKAPA  
STAD KAAPSTAD

Form 2  
MONDAY TO SATURDAY EXTENDED OFF-CONSUMPTION TRADING HOURS

CITY HEALTH

APPLICATION IN TERMS OF SECTION 6 OF THE CITY OF CAPE TOWN: CONTROL OF UNDERTAKINGS THAT SELL LIQUOR TO THE PUBLIC BY-LAW, 2013,  
FOR EXTENSION OF LIQUOR TRADING HOURS FROM 18:00 TO 20:00, MONDAY TO SATURDAY FOR OFF-CONSUMPTION PREMISES

All fields must be filled in

DETAILS OF LICENCEE

1. Liquor license number WICP/029537

2. Full name of licensee NEVES BROS (PT) LTD t/a Pick n Pay PANORAMA FAMILY STORE

3. If the licensee is not a natural person, state the name, identity number and address of each shareholder, member or partner. (use an annexure if required)

Mario Adriano Das Neves 7107115176059

48 General Joubert Street

Welgelegen 7500

Bum

4. Name and address of the licensed premises

PANORAMA SHOPPING CENTRE

101 Lys Kerge Drive

PANORAMA, 7500

NEVES BROS (PT) LTD t/a Pick n Pay PANORAMA FAMILY STORE

5. Provide details of the premises where the licensed business is conducted with reference to the number of the erf, street(s), apartment, shop(s) or farm,  
as the case may be

ERF No. 1225

6. Contact number

021-939-1472

7. State reason(s) why licensee is applying for extension of trading hours (use an annexure if required)

RENEWAL

I declare that the information furnished in this application and in any documents attached to it, is true.

X Signature Mario Das Neves Date 14/10/2019

(written authorisation to sign on behalf of licensee to be attached)

Name (printed) MARIO DAS NEVES Application prepared by MELINDA WITTEN

Postal address P.O. BOX 15001 Physical address PANORAMA SHOPPING CENTRE

PANORAMA 101 Lys Kerge Drive

7500 PANORAMA, 7500

Work tel: 021-939-1472 Cell: 082 8272 437

Fax: 021-939-4795 E-mail: admin@pppanorama.co.za

X Signature Mario Das Neves Date 14/10/2019

(written authorisation to sign on behalf of licensee to be attached)

Name (printed) MARIO DAS NEVES



Liquor licence number WCP/029537

**OFFICE USE ONLY****SAFETY AND SECURITY**

Comment or state history of nuisance(s) and/or any complaints received or action taken in respect of the premises or licensee

PERTAINING TO THE MENTIONED PREMISES, NAMELY, PICK N PAY FAMILY PANORAMA, SITUATED AT, 101 UYS KRIGE DRIVE, PANORAMA. IT WAS ASCERTAINED THAT THE APPLICANT DID RENEW HIS LIQUOR LICENSE FOR 2019. NO COMPLAINTS WERE RECEIVED BY THE LIQUOR UNIT WITH REGARDS TO THIS ESTABLISHMENT. THIS APPLICATION IS RECOMMENDED BY THE SAPS.

Name of Official

Marilyn Holding  
10001005

Signature



Date

15 OCT 2019

Safety and Security

LAW ENFORCEMENT

This applicant must now hand the application form in at the designated Environment Health Office. Please note: As from 01 July 2019 a non-refundable Application fee of R4 217.00 (Vat inclusive) is payable into Profit centre 18070172 G/L 810400. Payment can be made at any cash office of the City. Proof of payment must from 1 July 2019 accompany the application when handing it in at the designated Environmental Health Office.

Application Fee

Receipt number

payment date



CITY OF CAPE TOWN  
ISIXEKO SASEKAPA  
STAD KAAPSTAD

Form 3  
SUNDAY OFF-CONSUMPTION TRADING

CITY HEALTH

APPLICATION IN TERMS OF SECTION 6 OF THE CITY OF CAPE TOWN: CONTROL OF UNDERTAKINGS THAT SELL LIQUOR TO THE PUBLIC BY-LAW, 2013, FOR SUNDAY TRADING FOR OFF-CONSUMPTION PREMISES FROM 11:00 TO 18:00

All fields must be filled in

DETAILS OF LICENCEE

- Liquor license number WCP/029537
- Full name of licensee NEVES BROS (PT) LTD t/a Pick n Pay PANORAMA FAMILY STORE
- If the licensee is not a natural person, state the name, identity number and address of each shareholder, member or partner. (use an annexure if required)
 

Mario adriano Das Neves 7107115176089  
48 General Jack Van Deventer Street  
Welgelegen 7500  
Sumner
- Name and address of the licensed premises
 

PANORAMA SHOPPING CENTRE  
101 LYS KRIGE DRIVE  
PANORAMA, 7500  
NEVES BROS (PT) LTD t/a Pick n Pay PANORAMA FAMILY STORE
- Provide details of the premises where the licensed business is conducted with reference to the number of the erf, street(s), apartment, shop(s) or farm, as the case may be
 

ERF No. 1225
- Contact number 021-939-1472
- State reason(s) why licensee is applying for trading on Sundays (use an annexure if required) RENEWAL

I declare that the information furnished in this application and in any documents attached to it, is true.

X Signature [Signature] Date 14/10/2019

(written authorisation to sign on behalf of licensee to be attached)

Name (printed) <u>MA DAS NEVES</u>	Application prepared by <u>MELINDA WITEN</u>
Postal address <u>P.O. Box 15001</u>	Physical address <u>PANORAMA SHOPPING CENTRE</u>
<u>PANORAMA</u>	<u>101 LYS KRIGE DRIVE</u>
<u>7506</u>	<u>PANORAMA, 7500</u>
Work tel: <u>021-939-1472</u>	Cell: <u>082 5272 437</u>
Fax: <u>021-939-4795</u>	E-mail: <u>admin@ppp.panorama.co.za</u>
X Signature <u>[Signature]</u> Date <u>14/10/2019</u>	
(written authorisation to sign on behalf of licensee to be attached)	
Name (printed) <u>MARIO DAS NEVES</u>	



Liquor licence number WCP/029537

**OFFICE USE ONLY****SAFETY AND SECURITY**

Comment or state history of nuisance(s) and/or any complaints received or action taken in respect of the premises or licensee

PERTAINING TO THE MENTIONED PREMISES, NAMELY, PICK N PAY FAMILY PANORAMA, SITUATED AT, 101 UYS KRIGE DRIVE, PANORAMA. IT WAS ASCERTAINED THAT THE APPLICANT DID RENEW HIS LIQUOR LICENSE FOR 2019. NO COMPLAINTS WERE RECEIVED BY THE LIQUOR UNIT WITH REGARDS TO THIS ESTABLISHMENT. THIS APPLICATION IS RECOMMENDED BY THE SAPS.

Name of Official

Marilyn Holding  
10001005

Signature



Date

15 OCT 2013

City of Cape Town  
Safety and Security  
LAW ENFORCEMENT

This applicant must now hand the application form in at the designated Environment Health Office. Please note: As from 01 July 2019 a non-refundable Application fee of R8 433.00 (Vat inclusive) is payable into Profit centre 18070172 G/L 810400. Payment can be made at any cash office of the City. Proof of payment must from 1 July 2019 accompany the application when handing it in at the designated Environmental Health Office.

Application Fee

Receipt number

payment date