



---

1. ITEM NUMBER **03SUB 17/08/19**

2. SUBJECT

APPLICATION FOR RENEWAL OF EXTENSION OF LIQUOR TRADING HOURS:  
TRADING ON MONDAY TO SATURDAY (18:00 TO 20:00) AND SUNDAY  
TRADING (11:00 TO 18:00) FOR OFF-CONSUMPTION PREMISES IN RESPECT OF  
WARD 1: **PANORAMA LIQUORS WCP/035156**

AANSOEK OM HERNUWING VAN VERLENGING VAN DRANKHANDELSURE:  
HANDEL OP MAANDAG TOT SATURDAG (18:00 TOT 20:00) EN HANDEL OP  
SONDAG (11:00 TOT 18:00) VIR 'N BUITEVERBRUIKPERSEEL TEN OPSIGTE VAN  
WYK 1: **PANORAMA LIQUORS WCP/035156**

ISICELO SOKWANDISWA KWEYURE ZOKUTHENGISWA KOTYWALA:  
NGOMVULO UKUYA NGOMGQIBELO (NGEYE-18:00 UKUYA KWEYE-20:00)  
NANGECAWE (NGEYE-11:00 UKUYA KWEYE-18:00) KWIZAKHIWO  
EKUNGASELELWA KUZO NGOKUJOLISWE KWIWADI 1: **PANORAMA LIQUORS  
WCP/035156**

3. PURPOSE

To note a decision taken under subdelegated authority as to an application for  
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)

Subcouncil to note decision taken in terms of sub delegated authority as to  
approval of extension of trading hours on premises where liquor licences have  
been granted.

## 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 *renewal* of 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 Manager: Subcouncils and Subcouncil 3 Manager, and was then circulated to abutting neighbours, all organisations included on the Ward 1 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.
- (10) 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 Retailers (Pty)
- Liquor Licence No: **WCP/035156**
- OFF Consumption
- **PANORAMA LIQUORS, C/O HAYDN AND UYS KRIGE STREETS, PANORAMA**
- Current trading hours: Monday – Saturday: 09:00 – 20:00 & Sunday 11:00 – 18:00 (with extension granted).
- Proposed trading hours: Monday – Saturday: 09:00 – 20:00 & Sunday 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: Cllr Cheryl Visser  
Supported
- Community Organisations:  
No comments received.
- Residents in Ward 1:  
Dirk Opperman (Kaapzicht Park, Panorama)  
Not supported:
  - There is an aged care centre in the area.
  - 99% of parking space is taken up by the Liquor store, none remains for the rest of the shopping centre.
- Ward Committee of Ward 1:  
No comments received.
- Other Subcouncil 3 Councillors:  
No comment received.

- **Internal departments:**

- ❖ **Law Enforcement Squad**

Pertaining to the mentioned premises namely **PANORAMA LIQUORS WCP/035156** situation at cnr Haydn & Uys Krige street, an inspection was conducted and it was ascertained that the applicant did renew the liquor licence for **2019**. No complaints were received by the Liquor Enforcement Unit. This application is supported by SAPS.

## **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 **PANORAMA LIQUORS, Cnr Haydn & Uys Krige Streets, Panorama**, subject to the following conditions:

- (a) That the application for the renewal of extended trading hours (off-consumption) submitted by **PANORAMA LIQUORS, Cnr Haydn & Uys Krige Streets, Panorama** **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 **PANORAMA LIQUORS, Cnr Haydn & Uys Krige Streets, Panorama**.
- (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 **PANORAMA LIQUORS, Cnr Haydn & Uys Krige Streets, Panorama**, oorweeg onderworpe aan die volgende voorwaardes:

- (a) Dat die aansoek om die hernuwing van die verlenging van handelsure (buiteverbruik) ingedien deur **PANORAMA LIQUORS, Cnr Haydn & Uys Krige Streets, Panorama**, 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 **PANORAMA LIQUORS, Cnr Haydn & Uys Krige Streets, Panorama**, 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 - **PANORAMA LIQUORS, Cnr Haydn & Uys Krige Streets, Panorama**, ngokuxhomekeke kule miqathango ilandelayo yokuba:

- (a) Makuthethelwe ingqalelo isicelo sokuhlaziywa kokwandiswa kweeyure zokuthengiswa kotywala (kwisakhiwo ekungaselelwa kuso) esingeniswe ngabakwa- **PANORAMA LIQUORS, Cnr Haydn & Uys Krige Streets, Panorama**, 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 ziqqithiselwe 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- **PANORAMA LIQUORS, Cnr Haydn & Uys Krige Streets, Panorama.**
- (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.

---

## ANNEXURE: APPLICATION FORMS 2 & 3 FROM CITY HEALTH DEPARTMENT

---

FOR FURTHER DETAILS, CONTACT:

<b>NAME</b>	Elizabeth Jacobs
<b>CONTACT NUMBERS</b>	021 4444861
<b>E-MAIL ADDRESS</b>	elize.jacobs@capetown.gov.za
<b>DIRECTORATE</b>	Compliance and Auxiliary Services


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

  
 JDJA BRAND  
 SUBCOUNCIL 3 MANAGER

DATE

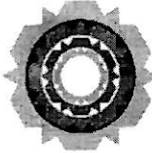
6/8/2019

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

  
 CLLR HELEN CARSTENS  
 CHAIRPERSON  
 SUBCOUNCIL 3

Date

6/8/2019



CITY OF CAPE TOWN  
ISIXEKO SASEKAPA  
STAD KAAPSTAD

HEALTH DEPARTMENT  
ENVIRONMENTAL HEALTH

**Danielle Mac Farlane**  
Durbanville Civic Centre  
c/o Oxford & Queen Street  
DURBANVILLE 7550  
P O Box 100 , DURBANVILLE 7551

Tel 021 444 0734  
fax 021 444 2196  
E-mail: [Danielle.macfarlane@capetown.gov.za](mailto:Danielle.macfarlane@capetown.gov.za)

CITY HEALTH - Environmental Health - Northern Sub-District - Durbanville Office

---

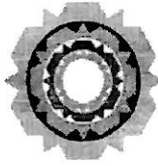
Memorandum to Manager:

Sub Council

The attached application, liquor license **reference number 184827** for extended liquor trading times for **weekdays as well as Sundays**, in terms of Section 6 of the City of Cape Town: Control of Undertakings that Sell Liquor to the Public By-law, 2013, was received from **PANORAMA LIQUORS** and is herewith forwarded to you for consideration and public participation.

Please communicate the decision of the Sub Council to the Business Licensing Officer in order for City Health to advise the applicant regarding the outcome.

Business Licensing Officer: **DANIELLE MAC FARLANE**  
Sub-District: **NORTHERN**  
Date: **16 JULY 2019**



**CITY OF CAPE TOWN  
ISIXEKO SASEKAPA  
STAD KAAPSTAD**

**CITY HEALTH**

**DANIELLE  
MACFARLANE**

T: 0214440734 F: 0219703611

E: Danielle.Macfarlane@capetown.gov.za

**16/07/2019**

Confirmation of receipt of application in terms of Section 6(5)A of the City of Cape Town Liquor Trading Days and Hours By-law 2013 as amended.

**Liquor Licence Reference Number:** 184827  
**Liquor Licence Number:** WCP / 035156  
**Licensee Name:** DELMAR LIQUORS CC  
**Premises Name:** PANORAMA LIQUORS  
**Premises Address:** CNR OF HAYDN & UYS  
KRIGE STREET  
PANORAMA  
Panorama  
7500

**Date of Application Submission:**

**Date Application captured:** 2019/06/11

**Disclaimer**

1. Submission of this application does not grant the right to extend liquor trading hours. Approval to be first obtained from the relevant Sub-Council.
2. The application fee is non-refundable.





CITY OF CAPE TOWN | ISIXHO SASEKAPA | STAD KAAPSTAD

MONDAY TO SATURDAY EXTENDED OFF-CONSUMPTION TRADING HOURS

Form 2

## CITY HEALTH

THIS CITY WORKS FOR YOU

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 WCP/035156

2. Full name of licensee DELMAR LIQUORS CC

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)

SEE ATTACHED CK DOCUMENT

### 4. Name and address of the licensed premises

PANORAMA LIQUORS

ERF 17633, CNR HAYDN & UYS KRIGE STREET (PREVIOUSLY HENDRIK VERWORD DRIVE), PANORAMA

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. ERF 17633

PANORAMA LIQUORS, CNR HAYDN & UYS KRIGE STREET (PREVIOUSLY HENDRIK VERWOERD DRIVE), PANORAMA

### 6. Contact number

021 853 5785

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

PLEASE SEE WRITTEN REPRESENTATIONS

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

Signature [Signature] Date 11.06.2019

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

Name (printed) DM HOOGENHOUT

Postal address PO Box, 721, Strand, 7139

Application prepared by DH MANAGEMENT SERVICES

Physical address Cortland Place, Room G03, 37 Main Road, Strand

Work tel:

021 8535785

Cell:

084 511 6266

Fax:

086 684 9523

E-mail:

danelleedmh23@gmail.com

Signature

Date

11.06.2019

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

## 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, PANORAMA LIQUORS  
SITUATED AT, ONE HAYDN C HYS KRIGE STREET, 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.

City of Cape Town  
Date 01 JUL 2019  
Safety and Security  
LAW ENFORCEMENT

(The applicant must now hand the application form in at the designated Environmental Health office. **Please note:** As from 1 July 2014 a non-refundable application fee of R4 035.09 (Vat. inclusive) is payable into Profit centre 18070172. Payment can be made at any cash office of the City. Proof of payment must from 1 July 2014 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**

**THIS CITY WORKS FOR YOU**

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**

1. Liquor license number WCP/035156

2. Full name of licensee DELMAR LIQUORS CC

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)

SEE ATTACHED CK DOCUMENT

4. Name and address of the licensed premises

PANORAMA LIQUORS, ERF 17633, CNR HAYDN & UYS KRIGE STREET (PREVIOUSLY HENDRIK VERWOERD DRIVE, PANORAMA

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. ERF 17633

PANORAMA LIQUORS, CNR HAYDN & UYS KRIGE STREET (PREVIOUSLY HENDRIK VERWORD DRIVE, PANORAMA

6. Contact number

021 853 5785

7. State reason(s) why licensee is applying for trading on Sundays (use an annexure if required)

PLEASE SEE ANNEXURE

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

Signature [Signature] Date 11-06-2019

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

Name (printed) DM HOOGENHOUT

Postal address PO Box 721, Strand, 7139

Application prepared by DH MANAGEMENT SERVICES

Physical address Cortland Place, Room G03, 37 Main Road, Strand

Work tel: 021 8535785

Cell: 084 511 6266

Fax: 084 684 9523

E-mail: danelle.vdm123@gmail.com

Signature [Signature] Date 11-06-2019

Liquor licence number WCP/035156**FOR OFFICIAL 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, PANORAMA LIQUORS,  
 SITUATED AT, CNR HAYDN & UYS KEIGE STREET, 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 SARS,

 Name of official Marilyn Holding  
10001005

Signature

A. Naug

Date

01 JUL 2019
 City of Cape Town  
 Safety and Security  
 LAW ENFORCEMENT

(The applicant must now hand the application form in at the designated Environmental Health office. Please note: As from 1 July 2014 a non-refundable application fee of R8 070.18 (Vat. inclusive) is payable into Profit centre 18070172. Payment can be made at any cash office of the City. Proof of payment must from 1 July 2014 accompany the application when handing it in at the designated Environmental Health Office.

Application fee

Receipt number

Payment date