## **Liquor Licence Application**

Application Reference No	E19010019				
Section	SECTION 48.4 Event				
Event Name	Italian Festival @ Idiom 2019				
Address	Erf: ST1089-77, 77 , GLADES STREET, WEDDERWILL ESTATE				
Submitted By	Applicant or Representative	Date Received MSC	2019/1/21		
Appli	cant Representatve		Applicant		
Name	Marisa Janse Van Vuuren - Liquor Law Advisors	Name	Bea Haumann		
Address	35 Pine Wood Crescent Langeberg Ridge Durbanville	Address	7 Sepia Street Vermont		
Contact Number	021 987 0429 072 803 0504	Contact Number	071 561 2468		
Email	marisa@liquorlawadvisors.co. za	Email	bea@bootegafamilywine.co.za		
SubCouncil	SC 24	Ward	84		
Area	2	Date Submitted to SC			

STAMPED FIRST PAGE OF
APPLICATION I.E.

ACKNOWLEDGEMENT OF
RECEIPT OF APPLICATION TO

086 585 5895 /

marisa@liquorlawadvisors.co.za

(As required by the Western Cape Liquor Act 4 of 2008)

### FORM 9

### APPLICATION FOR AN EVENT LIQUOR LICENCE IN TERMS OF SECTION 48(4)

[Reg. 19(2)(b)(ii)]

ORIGINAL TO BE LODGED WITH AUTHORITY, ONE COPY WITH RELEVANT DESIGNATED LIQUOR OFFICER AND ONE COPY WITH MUNICIPALITY IN WHOSE AREA OF JURISDICTION THE PREMISES ARE SITUATED

Date stamp of Authority on receipt of application	Date stamp of designated liquor officer on receipt of application
	·
Date stamp of relevant munici	pality on receipt of application
	· · · · · · · · · · · · · · · · · · ·

### **ITALIAN FESTIVAL @ IDIOM 2019**

AUTHORITY REFERENCE NUMBER:

### INDEX

Description of documents to be attached	Annexure
Comprehensive floor plan of the premises	А
Site plan	В
Aerial view map	С

Description of documents to be attached	Annexure
Indexed colour photographs	D
Description of the premises	E
Written representations in support of the application	, F
Proof of payment of the applicable application fee	G
A certified copy of the identity card or document, or the passport and visa or permanent residence permit of the applicant if the applicant is a foreigner, or, in the case of an applicant other than a natural person, copies of the relevant registration documents, indicating the identity and, where applicable, the financial interest of all members, directors, partners, beneficiaries or trustees	н
Other documents required in the Act or required by the Authority	1
Affidavit by the applicant that he or she is not disqualified in terms of section 35 from holding a liquor licence	j
Proof of ownership of the proposed licensed premises or, if the applicant is not the owner, written consent from the owner of the proposed licensed premises that the applicant may use the proposed licensed premises for the purposes of the licence applied for	к
A nomination for the appointment of a manager in accordance with regulation 22	L

Name, signature and contact details of person who prepared this application:

Name

: MARISA JANSE VAN VUUREN – LIQUOR LAW ADVISORS

Signature

Residential address

: 35 Pinewood Crescent

Langeberg Ridge, Durbanville

Postal code

: 7550

Postal address

: P.O. Box 136

Cape Gate

Postal code

: 7502

### Telephone numbers:

Office

: 021 987 0429

Cell phone : 072 803 0504

Home or other : n/a

Fax number : 086 585 5895

E-mail address : marisa@liquorlawadvisors.co.za

### 1. DETAILS OF APPLICANT

1.1	Full name	Bea Haumann
1,2	Residential address	7 Sepia Street
		Vermont
·	Postal code	7201
1.3	Postal address	7 Sepia Street
		Vermont
	Postal code	7201
1.4	Telephone numbers:	
· · · · · · · · · · · · · · · · · · ·	Office	n/a
	Cell phone	071 561 2468
	Home or other	n/a
1.5	Fax number	n/a
1.6	Email address	bea@bottegafamilywine.co.za
1.7	Address for service of all notices and	Liquor Law Advisors
	documents	35 Pinewood Crescent
		Langeberg Ridge
		7550
1.8	Address for service of all notices and	Liquor Law Advisors
	documents after application has been determined	35 Pinewood Crescent
		Langeberg Ridge
	Postal code	7550
1.9	Contact details of licensee or, if applicant is not a natural person, full details of contact person	n/a
1.10	Telephone number	
	Office	
	Cell phone	

Home or other 1.11 Registration number (If the applicant is not a natural person) Is the application a person who - (Mark "yes" or "no") 1.12 has, within the five (5) years prior to YES NO the lodgement of the application, been Х sentenced to imprisonment without the option of paying a fine? has, within the five (5) years prior to Ρ (b) YES NO the lodgement of the application, been Х declared unfit to hold a registration by the National Liquor Authority or a licence by any provincial liquor authority? is an unrehabilitated insolvent? (c) YES NO X (d) is a minor? YES NO Х was the holder of a licence that was (e) YES ΝQ cancelled in terms of this Act or an Act Х regulating liquor licences in any other province within a period of twelve (12) months prior to the lodgement of this application? is a spouse or life partner of a person (f) YES NO described in (a), (b) or (e) above? Х is mentally ill as defined in the Mental (g) YES NO Health Care Act, 2002 (Act 17 of 2002)? Х

"yes" as the answer, provide full details		
(Use an annexure if necessary)		

### 2. DETAILS OF EVENT AND PROPOSED PREMISES

2.1	State the nature of the event in respect of	Italian Festival @ Idiom 2019 – an event	
	which an event liquor license is required	exhibits the Italian lifestyle	
2.2	Erf number and address of the premises		
	where the business is to be conducted		
	Erf number	Farm Nr 1462 Somerset West	
<u></u>	Address	Idiom Vineyards	
		Knorhoek Road	
		Sir Lowry's Pass	
		Somerset West	
	7	7130	
2.3	Municipal area where business is to be	The City of Cape Town	
	conducted		
2.4	Under what name the business is to be	Italian Festival @ Idiom 2019	
	conducted		
2.5	Describe the place or places on the premises	The places on the premises in which	
	where the sale of liquor is to take place	the sale of liquor will take place are	
		indicated in red on the plan of the	
		premises	
2.6	Will liquor be sold for consumption on or off	f On consumption	
	or both on and off the licensed premises		
2.7	State the dates upon and the hours during	2 March 2019 10h00 – 18h00	
	which such sale will take place	3 March 2019 10h00 – 18h00	
·		The Applicant will adhere to the hours	
		set out by the by-law of the City of	
		Cape Town	
2.8	Will the applicant have the right to sell liquor		
	on the proposed premises	YES NO	
		x	
		<u> </u>	

2.9	If yes, give details of the owner and the	
	applicant's right to sell liquor on the	
	proposed premises	
	(a) Owner's name	Da Capo Vineyards (Pty) Ltd
	(b) Owner's address	Idiom Vineyards
<u> </u>		Knorhoek Road
		Sir Lowry's Pass
		Somerset West
		7130
	(c)	
	(d) Description of applicant's right to	Written consent
	seli liquor	
	(e) Duration of right to sell liquor	For the duration of the event
2.10	Has an event liquor license previously been	VEC LIE
	granted to the applicant in the current	YES NO
	calendar year?	x
	(Mark "yes" or "no")	

### 3. OTHER LICENCES

Give full details of any existing liquor	
licenses on the proposed premises	
Licensee	Da Capo Vineyards (Pty) Ltd
Type of license	On- & Off-consumption
Authority reference number	WCP/041375

(Location of such other licences in relation to the proposed premises must be indicated on site plan.)

### 4. FINANCIAL INTEREST

4.1	Who will have a financial interest in the business that will be conducted on the	The owner of the premises for which application is made
	proposed premises?	

		"-
4.2	Describe the nature and extent of such	Income from the liquor sales
	interest	
	(Use an annexure if necessary.)	

17/01/2019

Date

Signature of applicant or person authorised by applicant

Janse van Vuuven

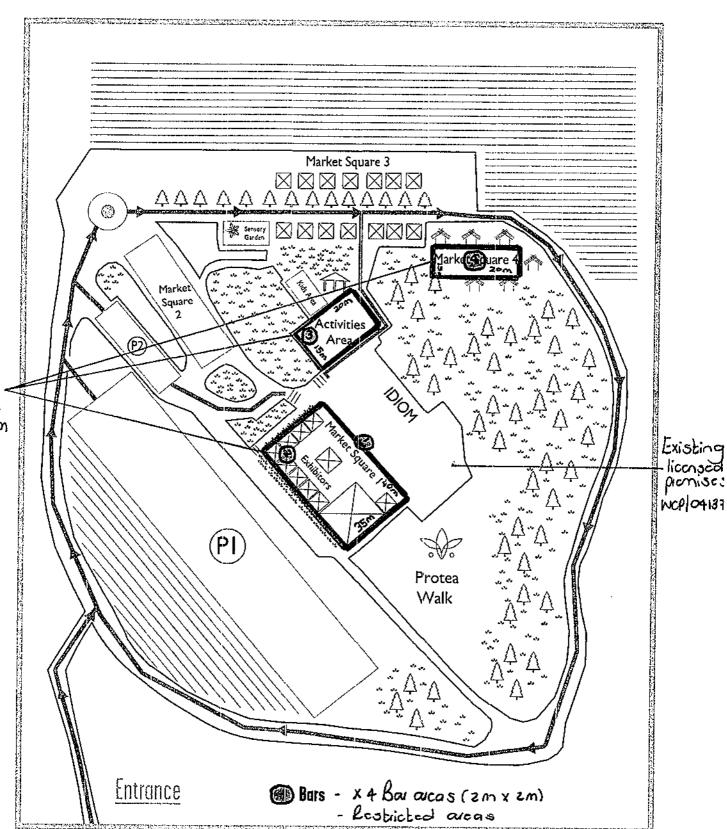
Print name

A person who, regarding an application, objection or representations in terms of the Western Cape Liquor Act, 2008, lodges or provides information that he or she knows to be false or misleading, or that he or she does not know to be true, or lodges a forged document or one that purports to be, but is not, a true copy of the original, is guilty of an offence in terms of section 77(a) of the Act.

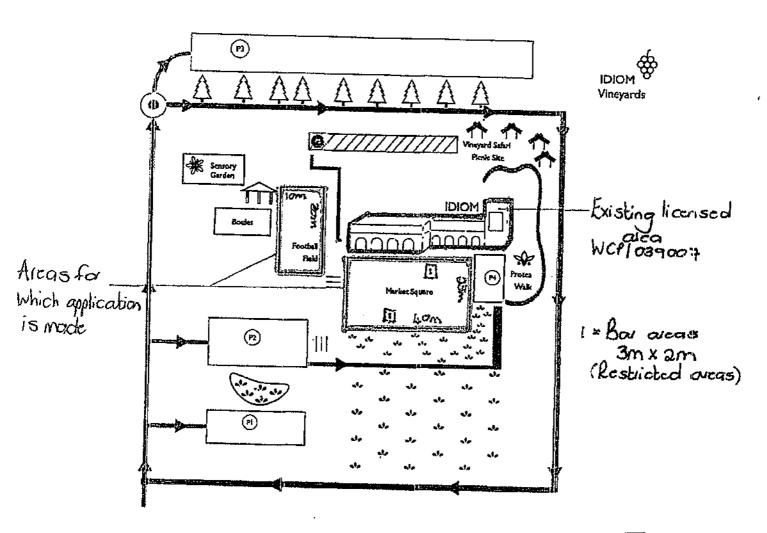
A person so convicted is liable on conviction to a fine not exceeding R50 000.00 or to imprisonment for a period not exceeding three months or to both such fine and such period of imprisonment.



# <u>Italian Festival Floor Plan 2019</u>



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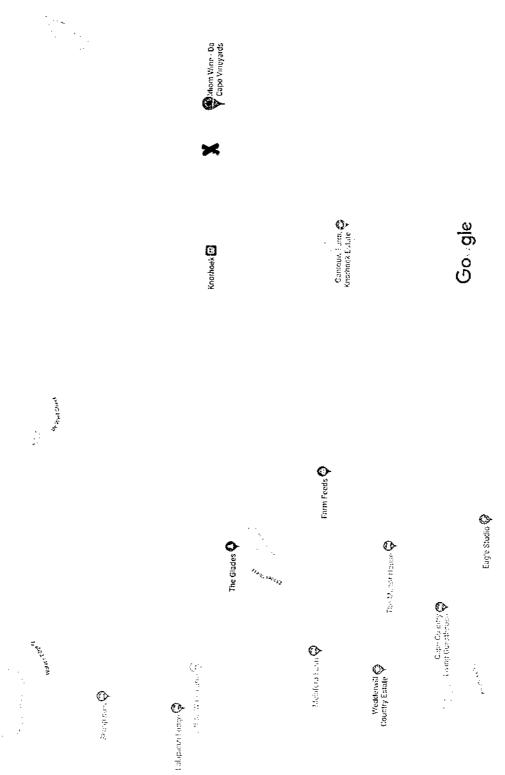




Gogle Maps Idiom Wine - Da Capo Vineyards

Imagery @2019 DigitalGlobe, Map data @2019 Google 50 m





Map data @2019 AfriGIS (Pty) Ltd, Google 200 m L



Imagery ©2019 DigitalGlobe, Map data ©2019 Google 200 m



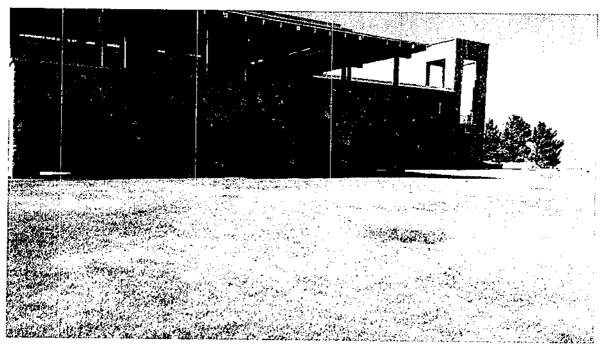
Lawn area where marquee tent will be erected



Lawn area where marquee tent will be erected



Market square area where marquee tent will be erected (building with existing off-consumption liquor license towards the left)



Market square area where marquee tent will be erected (building with existing on-& off-consumption liquor license in the back)

### CONSTRUCTION

Temporary marquee tents will be erected on the open lawn areas of the premises.

The premises will have a tiled flooring.

### LAY-OUT

The premises consist of the following:

x2 Market square areas

Activities area

Sufficient toilet facilities will be available on the premises

### **FURNISHING**

Wooden Tables

Chairs

### **FIXTURES AND FITTINGS**

x4 Serving counters

Fridges

Lights

Chandelier

### FLOOR COVERING

The premises will have a tiled flooring.

### SUITABILITY OF THE APPLICANT - SECTION 34(1)(b)

The Applicant will sell liquor for consumption on the premises during the event known as the Italian Festival @ Idiom 2019 that will be held on 2 & 3 March 2019 at Idiom Vineyards.

The Applicant is of good character and not disqualified from holding a license in terms of Section 35.

A signed Section 35 affidavit is annexed hereto together with a certified copy of the identity document of the Applicant. The affidavit confirms that the Applicant is not disqualified in terms of Section 35 of the Act to be the holder of a liquor license.

### RIGHT OF OCCUPATION - SECTION 34(1)(d)

The Applicant's right of occupation is annexed hereto as Annexure "E".

The Applicant occupies the proposed premises with the written consent from the registered owner of the proposed premises. Written consent is provided for the duration of the event.

The Applicant however submits that Section 34(2) states that the requirement to prove the Applicant's right to occupy the premises is not applicable to a licence referred to in Section 33(2)(a), i.e. "a licence for the sale of liquor for consumption on or off, or both on and off, the premises upon which liquor is sold at events".

### THE PREMISES - SECTION 34(1)(c)

The premises is described as in Annexure "E".

The premises is not situated on the same erf as a filling and / or petrol station and there is no existing liquor license on the premises for which application is made.

There is an existing liquor license on the same erf, but not on the same area for which application is made.

The premises on which the sale and consumption of liquor will take place are suitable for the use by the Applicant for the purpose of the licence for which application is made.

VICINITY OF RESIDENTIAL AREAS, INSTITUTIONS FOR THE AGED OR FRAIL, EDUCATIONAL INSTITUTIONS, INSTITUTION FOR DRUG OR ALCOHOL RELATED DEPENDENCIES OR RELIGIOUS INSTITUTIONS – SECTION 34(1)(e)

The nearest residential area is Sir Lowry's Pass Village, situated approximately 4kms from the premises.

The nearest school is Sir Lowry's Primary School, situated approximately 4.7kms from the premises.

The nearest place of worship is the New Apostolic Church Sir Lowry's Pass, situated approximately 5kms from the premises.

The nearest institution for drug and alcohol related dependencies is the Sir Lowry's Pass Community Health Centre, situated approximately 4.5kms from the premises.

The nearest institution for the aged or frail is the Helderberg Private Nursing Home Services, situated approximately 10kms from the premises.

### Prevention of negative impact on residence and institutions

The Applicant confirms that the business of the event will be carried on in such a manner that it would in no way disturb the proceedings in schools or religious institutions or prejudice the residence of a residential area, an institution for the aged or frail or an institution for drug or alcohol related dependencies.

The event is a family event with incredible exhibitions in relation to the Italian lifestyle. Various exhibitions of food, wine and even cars will be on display. Visitors will also be able to fill up their shopping bags with amongst others salami, vino and various Italian specific food.

In any event will the business be carried on in a manner that would not disturb the proceedings in schools or religious institutions or prejudice the residents of a residential area, an institution for the aged or frail or an institution for drug or alcohol related dependencies.

### THE BUSINESS

The Italian Festival @ Idiom 2019 is an exhibition giving visitors to the event "A Taste of Italy in the Cape Winelands".

The event will be held at Idiom Vineyards on 2 & 3 March 2019.

The same event was held during March 2018 and February 2017 for which the Applicant successfully obtained a special event and event liquor license from the Western Cape Liquor Authority.

### More about the event:

"A taste of Italy returns to the countryside of Somerset West, bigger and better than event before.

A full weekend of activities is planned on Saturday the 2<sup>nd</sup> and Sunday the 3<sup>nd</sup> of March 2019 at Idiom's spectacular Tasting Centre overlooking the Helderberg mountains and False Bay.

A festival carnival atmosphere will entertain lovers of Italian lifestyle.

Visitors will be able to enjoy food, vino, Prosecco, Italian craft beer and a live band playing Italian and other music over the weekend.

A large selection of Italian foods such as pizzas, pastas, Italian sausage and polenta will be on offer."

The Applicant wishes to sell quality liquor to visitors to the event to enjoy with their various exhibition of food that will also be on display, while enjoying the various Italian lifestyle exhibitions.

### Under 18's attending the event

Under 18's will be allowed at the event, as the event may also be enjoyed by many as a family event, but no liquor will under any circumstances be sold to any person under the legal age.

The Applicant will adhere to all the applicable legislation, regulations and by-laws as the Applicant is aware that any violation of the applicable legislation, regulations and by-laws has strict penalties involved.

The Applicant has also put the following rules and regulations in place in order to prevent under 18's from purchasing and consuming liquor:

- 1. Identity documents must be shown at the entrance to the event.
- 2. Two separate colour wristbands will be given to visitors to the event, one colour for under 18's and a separate colour for over 18's.

- 3. Should anybody with an under 18 colour wristband be caught with liquor, they will immediately be escorted from the premises.
- 4. Under 18's will only be allowed to enter the event with a parent or guardian. No under 18's without any supervision will be allowed to attend the event.
- 5. Bar staff must also ensure that no liquor is sold to any person with an under 18 colour wristband.
- 6. Security staff has been allocated to patrol the festival grounds, specifically in relation to the different wristband colors.

The Applicant supports responsible drinking and will in no way tolerate any underage drinking. Any person who is caught providing liquor to minors will immediately be removed from the premises and will be reported to the local SAPS office. The Applicant is aware that providing liquor to minors is an offence in terms of the Western Cape Liquor Act 4 of 2008.

The Applicant wishes to sell all kinds of liquor to visitors to the event to enjoy with their food.

### RESTRICTED AREA

In order to avoid confusion the Applicant wishes to point out that the facilities which will be provided at the event i.e. tables and chairs and the availability of food to be purchased from various vendors specifically distinguishes the Applicant's business from a bar in which liquor is served over a bar counter specifically for consumption on its own (usually at the same counter).

It is therefore respectfully submitted that the premises is not a restricted area as envisaged in the definition of "restricted area" in Section 56(2)(a) of the Western Cape Liquor Act 4 of 2008 and that the premises or any part thereof does not fall under this description.

It will create problem for visitors enjoying the event as a family if they are prevented from enjoying their food with their children because it is designated as a restricted part.

In order to avoid public embarrassment of visitors to the event the Applicant requests that it be specifically confirmed when granting the licence that the event is not a restricted area for the reasons set out above.

The Applicant however confirms that the temporary bar counter areas will be restricted areas and no under 18's will be allowed at these areas.

### MANAGEMENT - SECTION 52(2)

The business under the prospective license will be managed by Bea Haumann, identity number 810924 0186 081 with residential address at 7 Sepia Street, Vermont, 7201.

It is submitted that she is of good character and not disqualified from holding a liquor license in terms of Section 35.

A signed Section 35 affidavit is annexed hereto together with a certified copy of the identity document of the Ms Haumann. The affidavit confirms that Ms Haumann is not disqualified in terms of Section 35 of the Act to be the holder of a liquor license.

The Applicant has previously successfully hosted the event during 2017 and 2018 for which events she was also the Applicant and the nominated manager.

### PUBLC INTEREST - SECTION 34(1)(a)

It is submitted that it is in the public interest that the Applicant be allowed to sell liquor of the highest quality to visitors of the event.

The Italian Festival @ Idiom 2019 event is an exhibition aiming at giving visitors to the event "A Taste of Italy in the Cape Winelands".

The Applicant wishes to make visitors', especially tourists (national as well as international), visit to the event more sophisticated and enjoyable by also being able to offer liquor of the highest quality to be enjoyed with the various food that will also be available during the event.

The Applicant also respectfully submits that the approval of the application will be in the interest of the various vendors participating in the event, which vendors also forms part of the public.

The Applicant therefore requests that the event licence in respect whereof application is made be granted.



### NOTIFICATION OF PAYMENT

To Whom It May Concern:

First National Bank hereby confirms that the following payment instruction has been received:

Date Actioned

: 17 Jan 2019

Time Actioned

: 16:53:03

Trace ID

: VODSWCWJ7TKF

Payer Details

Payment From

: Liquor Law Advisors (pty) Ltd - Business Account

Cur/Amount

: ZAR385.00

Payee Details

Recipient/Account No

:..069883

Name Bank : Wc Liquor Authority : Nedbank Limited

Branch Code

: 198765

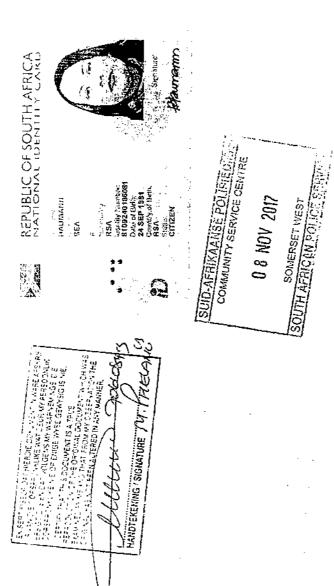
Reference

: S48 Italian Festival

### **END OF NOTIFICATION**

To authenticate this Payment Notification, please visit the First National Bank website at <a href="mailto:mb.co.za">mb.co.za</a>, select Contact Us+Tools and then select "Verify Payment" and follow the on-screen instructions.

Our customer (the payer) has requested FirstRand Bank Limited to send this notification of payment to you. Should you have any queries regarding the contents of this notice, please contact the payer. FirstRand Bank Limited does not guarantee or warrant the accuracy and integrity of the information and data transmitted electronically and we accept no liability whatsoever for any loss, expense, claim or damage, whether direct, indirect or consequential, arising from the transmission of the information and data.



SPECIAL POWER OF ATTORNEY

I, the undersigned,

Bea Haumann

(Identity number: 810924 0186 081)

of

7 Sepia Street

Vermont

7201

hereby appoint Marisa Janse van Vuuren of Liquor Law Advisors, situated at 35 Pinewood Crescent, Langeberg Ridge, Durbanville 7550 to apply and prepare an application in terms of Section 48(4) of the Western Cape Liquor Act 4 of 2008 for an event liquor licence for the sale of liquor for consumption on the premises where the liquor is sold in respect of the Italian Festival at Idiom Event to be held on 2 & 3 March 2019 in respect of premises situated at Farm Nr 1462 Somerset West, in the Division and Municipality of the City of Cape Town, Western Cape Province situated at Idiom Vineyards, Knorhoek Road, Sir Lowry's Pass, Somerset West 7130 on my behalf and to do all the necessary acts, including signing the application required for the lodgement of said application at the Western Cape Liquor Authority.

Signed at Corner Cet WeSt on this the 18th day of January 2019.

Bea Haumann

### TAX INVOICE

Date: 2019-01-14

Haumann (PS1713), Nicolaas & Bea SOUTH AFRICA



### **Accommodation Galore**

Company Name: Accommodation Galore CC Reg. No. 2007/215821/23 23 Royal Centre

Main Road PO Box 520 HERMANUS

7200 Tel: +27(0)283124850Fax: +27(0)866532538

Email: finance@accommodationgalore.co.za Web: www.accommodation-galore.co.za

VAT Number: 4380275414

Property: Sepia Avenue 7, Vermont

Invoice no: 27133090

Date Description		VAT	Amount
2019-01-14 Mun Fees Dec 2018			827.75
	Total	:	827.75

Deposit reference: GA2470, ABSA acc no. 4070498116, Branch code: 632005, SWIFT code: ABSAZAJJ

Transactions from: 2018-10-02 to 2019-01-14

Date	Ref no	Description	Method	Debit	Credit	Balance
				0	pening balance	13,604.42
2018-10-02	25860143	Payment	Direct Deposit	i :	-13,604.42	0.00
2018-10-13	<u>25941509</u>	Invoice - Mun Fees Sep 2018		864.57	1	864.57
2018-11-01	<u>26153381</u>	Invoice - Rent		12,750.00	1	13,614.57
2018-11-01	26246785	Payment	Direct Deposit		-13,614.57	0.00
2018-11-13	<u>26337179</u>	Invoice - Mun Fees Okt 2018		831.88		831.88
2018-11-29	26594009	Payment	Direct Deposit		-13,581.88	-12,750.00
2018-12-01	<u> 26561186</u>	Invoice - Rent		12,750.00		0.00
2018-12-10	<u>26732871</u>	invoice - Mun Fees Nov 2018		850.29		850.29
2019-01-01	<u>26971879</u>	Invoice - Rent	· · · · · · · · · · · · · · · · · · ·	12,750.00		13,600.29
2019-01-14	<u>27133090</u>	Invoice - Mun Fees Dec 2018		827.75		14,428.04

### AFFIDAVIT IN TERMS OF SECTION 35 OF THE WESTERN CAPELIQUOR ACT 4 OF 2008

I, the undersigned,

### **BEA HAUMANN**

do hereby make oath and state that:

- I am an adult female, identity number 810924 0186 081 with residential address at 7 Sepia
   Street, Vermont 7201.
- Save where the context indicates otherwise, the facts contained herein are within my
  personal knowledge and are, to the best of my belief, both true and correct.
- 3. I lodged an application in terms of Section 48(4) of the Western Cape Liquor Act 4 of 2008 for an event liquor license for the sale of liquor for consumption on the premises where the liquor is sold in respect of the Italian Festival at Idiom 2019 Event that will be held on 2 & 3 March 2019.
- 4. I am not disqualified in terms of Section 35(1) of the Western Cape Liquor Act 4 of 2008 from holding a liquor licence in that:
  - Sec 35(1)(a) I have not within 5 years prior to the lodgement of this application been sentenced to imprisonment without the option of paying a fine.
  - Sec 35(1)(b) I have not within in 5 years prior to the lodgement of this application, been declared to be unfit to hold a registration by the National Liquor Authority or a licence by any provincial liquor board or authority.
  - Sec 35(1)(c) + am not an unrehabilitated insolvent.

Sec 35(1)(d) I am not a minor.

Sec 35(1)(e) I have never been the holder of a liquor licence which was cancelled in terms of the provisions of this Act, or an Act regulating liquor licences in any other province within a period of 12 months prior to the lodgement of this application.

I am not the spouse or life partner of a person described in clauses (a),(b) Sec 35(1)(f) or (e) above.

I am not mentally ill as defined in the Mental Care Act 2002 (Act 17 of Sec 35(1)(g) 2002).

I therefore respectfully request the application to be granted as applied for. 5.

I certify that the Applicant has acknowledged that he/she knows and understands the contents of this affidavit, which was signed and sworn to / affirmed before me at

this ILFL day of \_

COMMISSIONER OF OATHS

Full Names: CHARLET FOULUIN

Business Address: Gr MANKA Kolumorus

16 JAN 2019

Client service centre



### IDIOM TASTING CENTRE

To whom it may concern:

Roberto Bottega I.D 7012035223088 hereby give permission to Bea Haumann, 8109240186081 to organize and host the Italian Festival on the 2nd and 3rd of March 2019 where liquor will be sold.

Signed at Somerset West on the 17th of January 2019.

Roberto Bottega

Director

Idiom Tasting Centre - Da Capo Vineyards

# SAT 02 & SUN 03 MARCH 2019

# ITALIAN FESTIVAL AT IDIOM

- SPECIALITY STALLS ITALIAN GOURMET DELIGHTS
  - LIVE MUSIC •
- FAMILY & KIDS ACTIVITIES LOCAL AND ITALIAN WINE •

WWW.WEBTICKETS.CO.ZAIDIOM.CO.ZA or 021 858 1088