

REPORT TO SUBCOUNCIL 20

1. ITEM NUMBER : 20SUB35/08/2019

2. SUBJECT

RENEWAL OF EXTENSION OF LIQUOR TRADING HOURS APPLICATION: IN RESPECT OF: WCP017838/A:- STEENBERG WINE FARM, ERF 10826-RE, STEENBERG ROAD, TOKAI (OFF CONSUMPTION - MONDAYS TO SATURDAYS)

3. PURPOSE

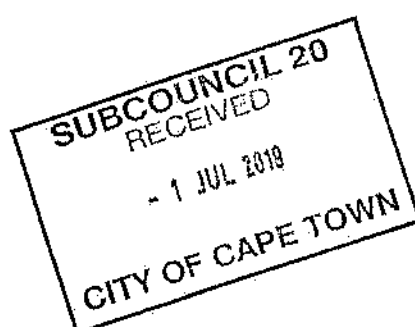
To report to the Subcouncil on comments received for a liquor license application in terms of Section 37 of the Western Cape Liquor Act, 2008, as amended by the Western Cape Liquor Amendment Act, 10 of 2010 and Western Cape Liquor Regulations, 2011 pertaining to the Extension of Trading Days and Hours applicable to Section 6(5)A of the City of Cape Town Liquor Trading Days and Hours By-Law 2013 as amended.

4. FOR DECISION BY

Delegation Part 25-5 (2) To approve, refuse or vary applications for extension of trading days and hours on premises where liquor licenses have been granted

5. EXECUTIVE SUMMARY

The Liquor Trading Days and Hours By-Law, 2010 as amended by the Liquor Trading Days and Hours By-law, 2012 requires that the needs of the community and the liquor license holder are considered by following due administrative processes. The application before Subcouncil 20 is at the stage where public participation was facilitated by the administration of Subcouncil and the comments from the affected stake holders are attached for the Subcouncil to approve, refuse or vary the application for the extension of trading days and hours, Mondays to Saturdays from 18H00 until 20H00 for Consumption OFF premises applicable to the business trading as Steenberg Wine Farm, Steenberg Road, Tokai.



6. DISCUSSION

6.1 Section 37 of the Western Cape Liquor Act, 2008, as amended by the Western Cape Liquor Amendment Act, 10 of addresses the Notice of Application process. Section 37(4), (5) and (6) of the Act reads as follows:

"(4) The designated liquor officer in whose area of jurisdiction the proposed licensed premises are located must, within the prescribed period from the date of lodgement of an application, serve a copy of the application in the prescribed manner on the municipality concerned in order for it to—

(a) where section 36(1)(c) applies—

- (i) allow the public to have access to, inspect or, upon payment of the prescribed fee, obtain a copy of the application;*
- (ii) obtain the comment of the ward councillor;*
- (iii) comment on the application; and*
- (iv) allow for the consideration of the planning application in relation to the application for a liquor licence; or*

(b) where section 36(1)(c) does not apply—

- (i) allow the public to have access to, inspect or, upon payment of the prescribed fee, obtain a copy of the application;*

(ii) obtain comment of the ward councillor; and

(iii) comment on the application.

*(5) The designated liquor officer in whose area of jurisdiction the proposed licensed premises are located must or the municipality **may**, within the prescribed time, give notice of the application to—*

(a) neighbouring residents or such persons who in his, her or its judgement may be affected by, or have an interest in, the granting or refusal of the application; and

(b) the community policing forum, if any, of the area in which the premises are located.

(6) Notwithstanding subsection (1), where an applicant has to comply with section 36(1)(c), the notification done in terms of the applicable planning legislation is deemed to be in compliance with the notification requirements in terms of this section: Provided that the Liquor Licensing Tribunal may require such additional notification as it may deem appropriate."

Making progress possible. Together.

Liquor License WCP017838/A:- Steenberg Wine Farm, Steenberg Road, Tokai (Off Consumption – Mondays to Saturdays)

6.2 The following application for the extension of liquor trading days and hours was received by the Subcouncil from the City's Environmental Health Office:

6.2.1 Details of applicant:

- **WCP017838/A**
- **Danie Cronje**
- **Steenberg Wine Farm**
- **Erf 10829-Re**
- **Steenberg Road, Tokai**

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

- **CHAIRPERSON SUBCOUNCIL 20: Ian Iversen**
No Objection – Annexure B
- **WARD 71 COUNCILLOR: Penny East**
No comment was received during the public participation stage
- **Community Based Organizations: As per CBO Database:**
No comment was received during the public participation stage
- **Members of the Ward 71 Committee**
No comment was received during the public participation stage
- **CPF:**
No comment was received during the public participation stage
- **Internal departments:**
 - ❖ **Law Enforcement:**
No comment was received during the public participation stage

 Making progress possible. Together.

Liquor License WCP017838/A:- Steenberg Wine Farm, Steenberg Road, Tokai (Off Consumption – Mondays to Saturdays)

7. RECOMMENDATION

Subcouncil 20 recommends that the application for a liquor licence received from Steenberg Wine Farm, Erf 10829-RE, Steenberg Road, Tokai, Reference No WCP017838/A:- for the extension of trading days and hours Mondays to Saturdays, 18H00 until 20H00 for Consumption OFF Premises, be APPROVED, REFUSED or VARIED.

If Not Supported, Note the following grounds for disqualification.

Criteria for granting licences

31.(1) *The Liquor Licensing Tribunal or Presiding Officer, as the case may be, may not grant a licence unless it or he or she is satisfied on the balance of probabilities that -*

- (a) the granting thereof is in the public interest;*
- (b) the applicant is of good character, and not disqualified from holding a licence in terms of section 35;*
- (c) the premises on which the sale or consumption of liquor will take place are or will upon completion be suitable for use by the applicant for the purposes of the licence;*
- (d) the applicant has the right to occupy the proposed licensed premises; and*
- (e) the granting of the application does not prejudice -*
 - (i) the residents of a residential area;*
 - (ii) the residents of an institution for the aged or frail;*
 - (iii) the learners of an educational institution who are under the age of eighteen (18) years;*
 - (iv) the patients of an institution for drug or alcohol related dependencies; or*
 - (iv) the congregants of a religious institution located in the vicinity of the proposed licensed premises."*

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Liquor License WCP017838/A:- Steenberg Wine Farm, Steenberg Road, Tokai (Off Consumption – Mondays to Saturdays)

Reasons for Non Support:

The granting of the application prejudices-

- (i) *the residents of a residential area;*
- (ii) *the residents of an institution for the aged or frail;*
- (iii) *the learners of an educational institution who are under the age of eighteen (18) years;*
- (iv) *the patients of an institution for drug or alcohol related dependencies; or*
- (i) *the congregants of a religious institution located in the vicinity of the proposed licensed premises."*

NAME	Richard White
CONTACT NUMBERS	021 444 8112
E-MAIL ADDRESS	Richard.White@capetown.gov.za
DIRECTORATE	Urban Management


.....
Richard White
MANAGER: SUBCOUNCIL 20

Comment:

DATE

1 July 2019

Making progress possible. Together.

MONDAY TO SATURDAY EXTENDED OFF-CONSUMPTION TRADING HOURS

CITY HEALTH

CITY OF CAPE TOWN / ISIKEXO SASEKAPA / STAD KAAPSTAD

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/017838**
2. Full name of licensee **Graham Beck Enterprises (Pty) Ltd (transfer pending from Kangra Group (Pty) Ltd)**
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)

Annexure A

4. Name and address of the licensed premises

Steenberg Wine Farm**Steenberg Road****Tokai, Cape Town****7945**

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. **Remainder of Erf 10829****Constantia**

6. Contact number

Danie Cronje : 021 883 3906

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

Annexure B

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

Signature **D.L. Cronje** Date **3/4/2019**

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

Name (printed) **D.L. Cronje**Application prepared by **Danie Cronje Attorneys**Postal address **P.O. Box 621**Physical address **1 Andringa Street****Stellenbosch****Stellenbosch****7599****7600**Work tel: **021 883 3906**Cell: **082 772 3517**Fax: **086 552 5884**E-mail: **danie@daniecronje.com**Signature **D.L. Cronje** Date **3/4/2019**

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

Name (printed) **D.L. Cronje**Received. 13/06/2019
Attendant

Liquor licence number

WCP/017838

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, STEENBERG WINE FARM, SITUATED AT, STEENBERG ROAD, TOKAI. IT

WAS ASCERTAINED THAT THE APPLICANT DID RENEW HIS LIQUOR LICENSE FOR 2019. NO COMPLAINTS WERE RECEIVED BY

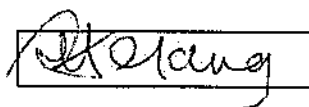
THE LIQUOR UNIT WITH REGARDS TO THIS ESTABLISHMENT. THIS APPLICATION WAS SUBMITTED TO THE PROVINCIAL

OFFICE OF SAPS' LIQUOR CONTROL FOR COMMENTS, HOWEVER, NO FEEDBACK HAS BEEN RECEIVED.

Name of Official

Marilyn Holmgren
180010005

Signature



Date

01 JUL 2018

SP45/1015/2017

LAW ENFORCEMENT

This applicant must now hand the application form in at the designated Environment Health Office. Please note: As from 01 July 2018 a non-refundable Application fee of R4 035.09 (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 2018 accompany the application when handing it in at the designated Environmental Health Office.

Application Fee

Receipt number

payment date

ANNEXURE A

The Applicant is Graham Beck Enterprises (Pty) Ltd, registration number 2000/024662/07 (transfer submitted and pending from Kangra Group (Pty) Ltd to Graham Beck Enterprises (Pty) Ltd)

The sole shareholder of Graham Beck Enterprises (Pty) Ltd is:

Graham Beck 2011 Family Trust, registration number IT 1191/2012 and registered address at Ground Floor Block A7 West Quay, West Quay Road, Victoria & Alfred Waterfront, Cape Town, 8001

The trustees of the trust are:

Alistair John Rogan, identity number 401105 5072 089, with residential address at 5 Ley Road, St James, Cape Town, 8000

Edwin Oblowitz, identity number 570708 5027 089, with residential address at 27A Avenue La Croix, Fresnaye, Cape Town, 8000

Niccolo Arno Edward Gericke, identity number 611001 5647 085, with residential address 17 Nikkel Street, Brackenfell, Cape Town, 8000

The sole beneficiary of the trust is:

Antony Rowland Beck, passport number 501194710, with residential address Gainesawy Farm, Lexington, Kentucky, USA

No other person will have any financial interest in the business

ANNEXURE B – Form 2

Steenberg Wine Farm

The Applicant was allowed to sell liquor until 20h00 in terms of its licence issued under the Liquor Act 27 of 1989.

The Western Cape Liquor Act was approved after widespread public participation and it is submitted that it reflects the will of the people of the Western Cape.

The Act provides for licence holders with off-consumption liquor licenses to apply for trading hours until 20h00.

It is submitted that the Control of Undertakings that Sell Liquor to the Public Bylaw reflects the will of the citizens of the City of Cape Town.

This includes allowing responsible licence holders to apply for extended trading hours until 20h00.

Due you to the longer daylight hours during summer many local and overseas tourists visit wine estates during the late afternoon and early evening for wine tasting and sales.

The proposed extension will improve the wine tourism experience of local and overseas tourists visiting the world-renowned Constantia wine route.

The extension of trading hours until 20h00 will permit them to do so (as they had been able to do under the Liquor Act 27 of 1989).

THE PROXIMITY OF LICENSED PREMISES TO SURROUNDING RESIDENTIAL ZONED AREA, CULTURE, RELIGIOUS AND EDUCATIONAL FACILITIES

- The nearest residential area is Nieuwe Steenberg, situated approximately 400 meters from the premises
- The nearest religious facility is the New Apostolic Church Westlake, situated approximately 1.56 km from the premises
- The nearest educational facility is Reddam House School, situated approximately 860 meters from the premises

The manner in which the business is carried on under the current trading hours does not prejudice the residents of a residential area or the proceedings in cultural, religious or educational facilities and it is submitted that there is no reason why an extension to 20h00 will change this situation.

THE POTENTIAL IMPACT ON THE SURROUNDING ENVIRONMENT

The current activities of the applicant do not have any negative impact on the surrounding environment and it is submitted there is no reason why an extension to 20h00 will change this situation.

THE RISKS TO AND NUISANCES ON THE SURROUNDING COMMUNITY

The current activities of the applicant do not pose a risk or nuisance to the surrounding community and it is submitted there is no reason why an extension to 20h00 will change this situation.

MITIGATION MEASURES TO ASSIST THE CONTROL OF RISKS AND NUISANCES

The applicant submits that its current activities do not cause risk or nuisance to the surrounding community.

No mitigation measures are therefore required.

However, should the applicant become aware of any risk or nuisance in future it will implement suitable measures to mitigate the risk or nuisance.

PUBLIC INTEREST

Growth in wine tourism contributes to job creation in and income for the Western Cape.



WESTERN CAPE
LIQUOR AUTHORITY

Western Cape Liquor Authority

Kangra Group Pty Ltd
P.O. Box 224
STEENBERG
Retreat
7945



OFFICE USE

FORM 21A

ANNUAL LICENCE RENEWAL NOTICE:
FEES PAYABLE IN RESPECT OF A LIQUOR LICENCE FOR:
THE YEAR 2019
(REG. 30(1))

LIQUOR AUTHORITY REFERENCE NUMBER: WCP/017838

Name of licensee: Kangra Group Pty Ltd

Address of the licensed premises: Steenberg Wine Farm, Tokai Road, TOKAI, 7945

(If the residential or postal address has changed, please also supply the new address to the following e-mail address:
liquor.enquiries@wcla.gov.za.)

Category of licence: Micro Manufacture OII

You are hereby notified that the total renewal fees payable to the Western Cape Liquor Authority are:

Annual: R 4,360, payable on or before 31 December 2018

Please Note:

1. Payment must be made by direct deposit into the following bank account of the Authority:

Bank: Nedbank
Account holder: Western Cape Liquor Authority
Account number: 145 206 9883
Branch code: 198 765

6165-155

Please use your licence number (WCP/017838) as the reference on the deposit slip.

Kindly email proof of payment to Finance@wcla.gov.za

2. A licence lapses on 1 January of the year in respect of which the applicable renewal fee is not paid on or before 31 December of the preceding year. See section 62(2)(b).

3. A licence that has lapsed in this way becomes valid again only if the applicable renewal fee is paid along with a penalty of 50% of the fee on or before 31 January, or with a penalty of 100% of the fee on or before the last day of February of the year in respect of which the renewal fees had to be paid. See section 62(3)(a)(i) and (ii).

4. A licensee who has failed to pay the prescribed renewal fee on or before the last day of February of the year in respect of which the renewal fee had to be paid may, on or before 31 March of that year, apply in writing (on Form 23) to the Chief Executive Officer for condonation of such failure, and the Chief Executive Officer may condone the failure and allow the late payment of the prescribed fee by a date to be determined by the Authority, subject to the payment of the renewal fee plus a penalty of 150% of the fee. See section 63(4).



NOTIFICATION OF PAYMENT

To Whom It May Concern:

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

Date Actioned	: 25 Oct 2018
Time Actioned	: 15:40:00
Trace ID	: VODSXS65H3DF

Payer Details

Payment From	: Graham Beck Enterprises (pty) Ltd
Curr/Amount	: 4,360.00

Payee Details

Recipient/Account No	: . . 069883
Name	: Western Cape Liquor
Bank	: Nedbank Limited
Branch Code	: 198765
Reference	: WCP/017838

END OF NOTIFICATION

To authenticate this Payment Notification, please visit the First National Bank website at fnb.co.za, 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.

COPY

WESTERN CAPE LIQUOR ACT, 2008 (ACT 4 OF 2008)

FORM 24

APPLICATION FOR TRANSFER OF LICENCE IN TERMS OF SECTION 65(1)

[Reg. 32(2)(a)]

ORIGINAL MUST BE LODGED WITH AUTHORITY AND ONE COPY WITH DESIGNATED LIQUOR

OFFICER Western Cape Liquor Authority	
Date stamp of designated liquor officer on receipt of application 2019-05-13 LICENSING SERVICES PRIVATE BAG X6 SANLAMHOF 7532	Date stamp of Authority on receipt of application WESTERN CAPE LIQUOR AUTHORITY 13 MAY 2019 PRIVATE BAG X6 SANLAMHOF 7532

AUTHORITY REFERENCE NUMBER: WCP/017838 – STEENBERG WINE FARM

INDEX

Description of documents to be attached	Annexure
Written representations in support of the application	A
A certified copy of the identity card or document, or the passport and visa or permanent residence permit of the proposed licensee if the proposed licensee is a foreigner, or, in the case of a person 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 of the proposed licensee	B
Proof of payment of the applicable application fee set out in Item 10(a) of Annexure I	C
Affidavit by the proposed licensee that he, she or it is not disqualified in terms of section 35 from holding a liquor licence	D
Proof that the applicant has lodged a copy of this application with the designated liquor officer	E

COPY

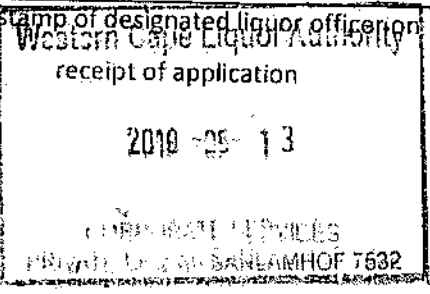
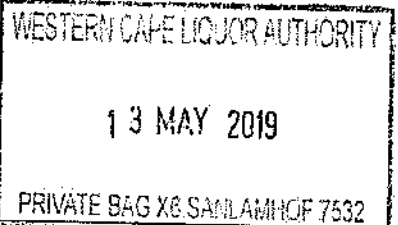
WESTERN CAPE LIQUOR ACT, 2008 (ACT 4 OF 2008)

FORM 26

APPLICATION FOR CONSENT TO CONDUCT LICENSED BUSINESS PENDING THE TRANSFER OF THE
LICENCE IN TERMS OF SECTION 65(3)

[Reg. 32(21)]

ORIGINAL MUST BE LODGED WITH AUTHORITY AND ONE COPY WITH DESIGNATED LIQUOR OFFICER


Date stamp of designated liquor officer on receipt of application 	Date stamp of Authority on receipt of application 
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AUTHORITY REFERENCE NUMBER: WCP/017838 - STEENBERG WINE FARM

INDEX

Description of documents to be attached	Annexure
Written representations in support of the application	A
Proof of payment of the applicable fee	B

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

Name:	D L CRONJÉ DANIE CRONJE ATTORNEYS INC
Signature:	
Postal address:	P.O. Box 621, STELLENBOSCH, 7599
Physical address:	1 Andringa Street STELLENBOSCH 7600
Telephone numbers:	
Office:	021 883 3906
Cell phone:	082 772 3517
Home or other:	n/a
Fax number:	086 552 5884
E-mail address:	danie@daniecronje.com

COPY

1

FORM 15

NOMINATION FOR THE APPOINTMENT OF A MANAGER IN TERMS OF SECTION 52

[Reg.22(1)]

ORIGINAL TO BE LODGED WITH AUTHORITY AND COPY WITH DESIGNATED LIQUOR OFFICER

Date stamp of Authority on receipt of application Western Cape Liquor Authority 2019 -05- 13 COORDINATE SERVICES PRIVATE BAG X6 SANLAMHOF 7532	Date stamp of designated liquor officer on receipt of application WESTERN CAPE LIQUOR AUTHORITY 13 MAY 2019 PRIVATE BAG X6 SANLAMHOF 7532
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AUTHORITY REFERENCE NUMBER: WCP/017838 – STEENBERG WINE FARM

INDEX

Description of documents to be attached	Annexure
A certified copy of the identity card or document of the nominated person, of the passport and visa or permanent residence permit of the nominated person if he or she is a foreigner	A
Written representations in support of the nomination	B
Proof of the nominated person's address in the Western Cape	C
An affidavit by the nominated person that he or she is not disqualified in terms of section 35 from holding a liquor licence	D

Application prepared by	DL Cronjé DANIE CRONJE ATTORNEYS INC.
Signature:	<i>DL Cronjé</i>
Physical address:	1 Andringa Street STELLENBOSCH 7600
Postal address:	P.O. Box 621, Stellenbosch, 7599
Telephone Numbers:	Office: 021 883 3906 Mobile: 082 772 3517 Other: n/a
	Fax: 086 552 5884
Email address:	danie@daniecronje.com



**WESTERN CAPE
LIQUOR AUTHORITY**

Physical: 3rd Floor | Sunbel Building | 3 Old Paarl Road | Bellville | 7530
Postal: Private Bag X6 | Sanlamhof | Bellville | 7532
Email: Liquor.Enquiries@wcla.gov.za
Tel: +27 (0) 21 204 9700 | www.wcla.gov.za

Reference number: 2009/743 /

Enquiries: Cora Bean

Date: 13 May 2019

Danie Cronje Attorneys Inc.
P.O. Box 621
STELLENBOSCH
7599

APPLICATION IN TERMS OF SECTION 65(1) OF THE LIQUOR ACT, ACT 4 OF 2008:

PREMISES NAME: Steenberg Wine Farm

MAGISTERIAL DISTRICT: CAPE METROPOLE : CAPE TOWN

Dear Sir/Madam

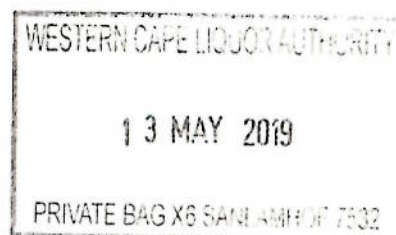
We acknowledge receipt of your abovementioned application lodged 13 May 2019.

Please be informed that the provisional reference number (cmats: 2009/743) has been allocated to the abovementioned application.

The Tribunal will consider your application and you will be advised of the outcome in due course.

Yours faithfully

Western Cape Liquor Authority





**WESTERN CAPE
LIQUOR AUTHORITY**

Physical: 3rd Floor | Sunbel Building | 3 Old Paarl Road | Bellville | 7530
Postal: Private Bag X6 | Sanlamhof | Bellville | 7532
Email: Liquor.Enquiries@wcla.gov.za
Tel: +27 (0) 21 204 9700 | www.wcla.gov.za

Reference number: 2009/743 /
Enquiries: Cora Bean

Date: 13 May 2019

Danie Cronje Attorneys Inc.
P.O. Box 621
STELLENBOSCH
7599

APPLICATION IN TERMS OF SECTION 52 OF THE LIQUOR ACT, ACT 4 OF 2008:
PREMISES NAME: Steenberg Wine Farm
MAGISTERIAL DISTRICT: CAPE METROPOLE : CAPE TOWN

Dear Sir/Madam

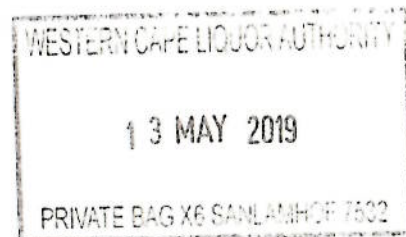
We acknowledge receipt of your abovementioned application lodged 13 May 2019.

Please be informed that the provisional reference number (cmats: 2009/743) has been allocated to the abovementioned application.

The Tribunal will consider your application and you will be advised of the outcome in due course.

Yours faithfully

Western Cape Liquor Authority





**WESTERN CAPE
LIQUOR AUTHORITY**

Physical: 3rd Floor | Sunbel Building | 3 Old Paarl Road | Bellville | 7530
Postal: Private Bag X6 | Sanlamhof | Bellville | 7532
Email: Liquor.Enquiries@wcla.gov.za
Tel: +27 (0) 21 204 9700 | www.wcla.gov.za

Reference number: 2009/743 /

Enquiries: Cora Bean

Date: 13 May 2019

Danie Cronje Attorneys Inc.
P.O. Box 621
STELLENBOSCH
7599

APPLICATION IN TERMS OF SECTION 65(3) OF THE LIQUOR ACT, ACT 4 OF 2008:
PREMISES NAME: Steenberg Wine Farm
MAGISTERIAL DISTRICT: CAPE METROPOLE : CAPE TOWN

Dear Sir/Madam

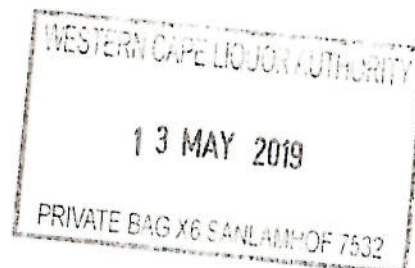
We acknowledge receipt of your abovementioned application lodged 13 May 2019.

Please be informed that the provisional reference number (cmats: 2009/743) has been allocated to the abovementioned application.

The Tribunal will consider your application and you will be advised of the outcome in due course.

Yours faithfully

Western Cape Liquor Authority



OFFICE COPY

WESTERN CAPE LIQUOR ACT, 2008 (ACT 4 OF 2008)

FORM 24

APPLICATION FOR TRANSFER OF LICENCE IN TERMS OF SECTION 65(1)

[Reg. 32(2)(a)]

ORIGINAL MUST BE LODGED WITH AUTHORITY AND ONE COPY WITH DESIGNATED LIQUOR OFFICER

Date stamp of designated liquor officer on receipt of application	Date stamp of Authority on receipt of application
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AUTHORITY REFERENCE NUMBER: WCP/017838 – STEENBERG WINE FARM

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Description of documents to be attached	Annexure
Written representations in support of the application	A
A certified copy of the identity card or document, or the passport and visa or permanent residence permit of the proposed licensee if the proposed licensee is a foreigner, or, in the case of a person 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 of the proposed licensee	B
Proof of payment of the applicable application fee set out in Item 10(a) of Annexure I	C
Affidavit by the proposed licensee that he, she or it is not disqualified in terms of section 35 from holding a liquor licence	D
Proof that the applicant has lodged a copy of this application with the designated liquor officer	E

Proof that the proposed licensee has the right to occupy the licensed premises	F
Proof of ownership of the licensed premises or, if the proposed licensee is not the owner of the premises, written consent from the owner that the proposed licensee may use the licensed premises for the purpose of the licence in respect of which the application for transfer is lodged.	G
Documented proof of the reason for the transfer	H

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

Name:	D L CRONJÉ DANIE CRONJE ATTORNEYS INC
Signature:	
Postal address:	P.O. Box 621 STELLENBOSCH 7599
Physical address:	1 Andringa Street STELLENBOSCH 7600
Telephone numbers:	
Office:	021 883 3906
Cell phone:	082 772 3517
Home or other:	n/a
Fax number:	086 552 5884
E-mail address:	danie@daniecronje.com

PART A: DETAILS OF LICENSEE

1.	Full name of licensee	Kangra Group (Pty) Ltd
2.	Name and address of the licensed premises	Steenberg Estate Steenberg Road Tokai Cape Town 7945

PART B: DETAILS OF THE PROPOSED LICENSEE

1	Full name	Graham Beck Enterprises (Pty) Ltd
2	Identity number of the proposed licensee or, if the proposed licensee is not a natural person, its registration number	2000/024662/07
3	Residential address or address of registered office	Graham Beck Wines R60 Road Robertson 6705
4	Business address	Graham Beck Wines R60 Road Robertson 6705
5	Postal Address	PO Box 224 Steenberg Retreat 7945
6	Telephone numbers	Office: 021 883 3906 Mobile: 082 772 3517 Home or other: n/a Fax number: n/a
7	Is application a person who -	Mark "yes" or "no"

(a)	has within sixty (60) months prior to the lodgement of the application, been sentenced to imprisonment without the option of paying a fine?	Yes	No X
(b)	has within sixty (60) months prior to the lodgement of the application, been declared unfit to hold a registration by the National Liquor Authority or a licence by any provincial liquor authority?	Yes	No X
(c)	is an unrehabilitated insolvent?	Yes	No X
(d)	is a minor?	Yes	No X
(e)	was the holder of a licence which was cancelled in terms of this Act or an Act regulating liquor licenses in any other province within a period of twelve (12) months prior to the lodgement of the application?	Yes	No X
(f)	is a spouse of a person described in (a), (b) or (e) above?	Yes	No X
(g)	is a person who is mentally ill as defined in the Mental Health Care Act, 2002 (Act 17 of 2002)	Yes	No X
(h)	in the case where the proposed licensee is not a natural person, is one of its members, directors, partners, beneficiaries or trustees a person described in (a), (b), (d), (e) or (g) above?	Yes	No X
8	In the case of a proposed licensee who is not a natural person, is any member, director, partner, beneficiary or trustee a person described in paragraph 7(a), (b), (e) or (h)?	Yes	No X
9	If any of the questions in paragraphs 7(a) to (h) and 8 have "yes" as an answers, provide full details: (use an annexure if necessary)		

10.	If the proposed licensee is a company, close corporation, partnership or trust, state whether a person contemplated in paragraph 7 above, except as referred to in paragraph 7(f)	Mark "yes" or "no"	
(a)	has an interest in such company, close corporation or Trust?	Yes	No X
(b)	is a partner in such partnership?	Yes	No X
(c)	is a beneficiary under such trust?	Yes	No X
11.	If any of the questions in subparagraphs 10 (a) to (c) above has "yes" as the answer, provide full details. (Use an annexure if necessary)	N/A	
12	State the name, identity number and address of each person -		
(a)	who, including the holder of the licence, has any financial interest in the business to which the licence relates; and	Kangra Group (Pty) Ltd, registration number 1957/003935/07, with registered address at The Vineyard Office Park Building B, Devon Valley Road, Stellenbosch, 7600 No other person has any financial interest in the business.	
(b)	who, including the proposed licensee, will have such interest if the application is granted, and in each case, the nature and extent of such financial interest. (Use an annexure if necessary)	Graham Beck Enterprises (Pty) Ltd, registration number 2000/024662/07 with registered address at Graham Beck Wines, R60 Road, Robertson, 6705	

		<p>The sole shareholder of the Applicant is:</p> <p>Graham Beck 2011 Family Trust, registration number IT 1191/2012 and registered address at Ground Floor Block A7 West Quay, West Quay Road, Victoria & Alfred Waterfront, Cape Town, 8001</p> <p>The trustees of the trust are:</p> <p>Alistair John Rogan, identity number 401105 5072 089, with residential address at 5 Ley Road, St James, Cape Town, 8000</p> <p>Edwin Oblowitz, identity number 570708 5027 089, with residential address at 27A Avenue La Croix, Fresnaye, Cape Town, 8000</p> <p>Niccolo Arno Edward Gericke, identity number 611001 5647 085, with residential address 17 Nikkel Street, Brackenfell, Cape Town, 8000</p> <p>The sole beneficiary of the trust is:</p>
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		Antony Rowland Beck, passport number 501194710, with residential address Gainesawy Farm, Lexington, Kentucky, USA Rhona Denise Beck (deceased) No other person will have any financial interest in the business.	
(c)	Does the proposed licensee own the premises:	Yes	No X
(d)	If the answer to (c) above is "no" give details of the owner and the proposed licensee's right of occupation:		
	Owner's name	Refer Annexure F and G	
	Owner's address	Refer Annexure F and G	
	Proposed licensee's right of occupation	Refer Annexure F and G	
	Duration of right of occupation	Refer Annexure F and G	

DATE: 9 April 2019

D.L. Cronje

Signature of person authorised by the Licensee

D.L. Cronje

Print name

Date: 9 April 2019

D.L. Cronje

Signature of person authorised by the proposed licensee

D.L. Cronje

Print name

A person who, regarding an application, objector 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

ANNEXURE "A"**REGULATION 24(2)****WRITTEN REPRESENTATIONS IN SUPPORT OF THE APPLICATION****1 APPLICATION**

Application is made for the transfer of the licence for the micro-manufacture and sale of liquor for consumption both on and off the premises presently held by Kangra Group (Pty) Ltd in respect of the business which was carried on under the name of Steenberg Wine Farm at the licensed premises referred to below:

2 PREMISES

Application is made in respect of the business known as Steenberg Wine Farm, on the Remainder of Erf 10829 Constantia, in the City of Cape Town Municipality, Cape Division, Western Cape Province, situated at Steenberg Estate, Steenberg Road, Tokai, Cape Town, 7945.

3 THE CURRENT BUSINESS

The business currently conducted on the licensed premises is the micro-manufacture and sale of wine for consumption both on and off the premises.

The resolutions signed on behalf of the current holder and prospective holder provide the required confirmation that it is the intention of the parties to transfer the licence.

4 REASONS FOR TRANSFER

The business had been restructured and the prospective holder will now conduct the licenced business.

The business was therefore not sold to the prospective licence holder.

The resolutions signed on behalf of the current holder and prospective holder provide the required confirmation that it is the intention of the parties to transfer the licence

5 PROSPECTIVE HOLDER

The prospective holder is Graham Beck Enterprises (Pty) Ltd, registration number 2000/024662/07 with registered address at Graham Beck Wines, R60 Road, Robertson, 6705.

6 THE BUSINESS OF THE PROSPECTIVE HOLDER

The prospective holder of the business intends to continue with the current business in respect whereof the liquor licence is held.

The Applicant requires the transfer of the liquor licence in respect of Steenberg Wine Farm in order to continue with the micro-manufacture and sale of wine for consumption both on and off the premises.

7 MANAGEMENT

The business which will be carried on under the liquor license in respect whereof application is made will be under the personal management and supervision of Laurence James White, identity number 710523 5172 087, with residential address at 9 New Way, Pinelands, 7405.

It is submitted that he will be a suitable candidate to manage the business under the license in respect whereof application is made.


8 PUBLIC INTEREST

It is submitted that it is in the public interest that the Applicant be allowed to continue with the micro-manufacture and sale of wine for consumption both on and off the premises.

RESOLUTION OF THE DIRECTORS OF GRAHAM BECK ENTERPRISES (PTY) LTD
(REGISTRATION NUMBER 2000/024662/07) AT A MEETING HELD ON THIS 2nd DAY
OF APRIL 2019 AT ...STENBOSCH ESTATE...

RESOLVED THAT:

1. Application is made to the City of Cape Town Municipality for extended trading hours and Sunday trading and the renewal thereof for the business trading under the liquor licence with reference number WCP/017838.
2. **DANIËL LODEWIKUS CRONJÉ** of Danie Cronje Attorneys Inc, 1 Andringa Street, Stellenbosch is hereby appointed to prepare the applications and any other documents which may be required on our behalf and to do all necessary acts, including signing the applications and any other documents required for the finalisation of said applications by the City.



DIRECTOR



Proof of payment

Date: 15/05/2019 Time: 4:29:27 PM

Profile name:	DANIE CRONJE ATTORNEYS INC
Batch reference number:	777989851
Payment reference number:	000000002159303189
Payment date:	15/05/2019
Payment capture date:	15/05/2019
Payment authorise date and time:	15/05/2019 04:29:21 PM
From account name:	*DANIE CRONJE ATTORNEYS INC
From account description:	*DANIE CRONJE ATTORNEYS INC
From account statement description:	KAN19/0018
Beneficiary account number:	N/A
Beneficiary/ Recipient name:	CITY OF CAPE TOWN
Beneficiary statement description:	192131688
Branch code:	N/A
Amount:	4,035.09
Real-time:	No

Additional comments by payer:

View your account to confirm that you have received this payment.

- All payments are subject to clearing rules.

Please refer to landing page for cut off times and telephone numbers.

From: Ian Iversen <ian.iversen@capetown.gov.za>
Sent: Wednesday, 19 June 2019 12:28
To: Richard White <Richard.White@capetown.gov.za>
Subject: RE: WCP/017838A Graham Beck Enterprises (Pty) Ltd Monday to Saturday for Off-Consumption 18:00-20:00: Iversen

I have no objection & presume all zoning conditions have been met.

Regards

Ian Iversen

Cllr. I R Iversen

Office 021 444 8117
Cell 083 629 7051
E-mail ian.iversen@capetown.gov.za

PA Ms Esmeralda Abrahams
Important Please copy Ms Abrahams in on all e-
mails: Esmeralda.Abrahams@capetown.gov.za



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STAD KAAPSTAD

Making progress possible. Together.