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1. ITEM NUMBER : 01SUB 14/08/2019

2. SUBJECT

APPLICATION FOR EXTENSION OF LIQUOR TRADING HOURS IN RESPECT  
OF: WOOLWORTHS BIG BAY (MONDAY – SATURDAY 18H00 – 20H00)

AANSOEK OM VERLENGING VAN DRANKHANDELSURE TEN OPSIGTE:  
WOOLWORTHS BIG BAY (MAANDAG – SATERDAG 18H00 – 20H00)

ISICELO SOKWANDISWA KWAMAXESHA OKUTHENGISA UTYWALA  
NGOKUPHATHELELE KWABE: WOOLWORTHS BIG BAY (NGOMVULO -  
NGOMGQIBELO 18H00 – 20H00)

3. PURPOSE

To decide on 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 25. 5(1)

To approve, refuse or vary applications for extension of trading hours on  
premises where liquor licences have been granted.

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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 Manager: SubCouncils and SubCouncil 1  
Manager, and was then circulated to all organisations included on the Ward 23

database and ward committee members for comment. The Ward Councilor was asked to obtain comments from the abutting neighbours if she felt it relevant.

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):

- WOOLWORTHS BIG BAY
- Liquor Licence No: WCP/033562
- Off Consumption
- Shop 32, Seaside Village Centre, Cormorant Road, Bloubergstrand
- Current trading hours: 09h00 – 20h00
- Business Licence – in order

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

- Ward Councillor: : Nora Grose:

Supports the application

- Abutting neighbours:

No comments received.

- Community Organizations: : As per CBO Database:

No comment received

- Ward Committee of Ward: 23

R Barnes: CPF – No objections

Comments by applicant on objection

Not applicable

- **Internal departments:**

- Town Planning:

Kindly note that P&BDM provide a zoning comment upon receipt of an application for a liquor licence; but once that licence is approved by the Liquor Board and a subsequent application for an extension of time of Trading Hours is submitted there is no zoning development parameter that regulates this aspect and therefore no further comment is required.

❖ Health Department:

No comment required

❖ Law Enforcement Squad

See comments appended to attached application (Annexure A)

## 7. RECOMMENDATION

- That Subcouncil 1 considers the application for the extension of liquor trading hours submitted by WOOLWORTHS BIG BAY as well as the various comments received, and resolve to approve, refuse or vary the application for extension of trading hours to 20h00.

## AANBEVELING

- Dat Subraad 1 die aansoek om die verlenging van drankhandelsure ingedien deur WOOLWORTHS BIG BAY asook die verskillende kommentaar ontvang, oorweeg en besluit om die aansoek om die verlenging van handelsure tot 20h00 goed te keur, van die hand te wys of te verander.

## IZINDULULO

- Ukuba iBhungana 1 maliqwalasele isicelo sokwandiswa kwamaxesha okuthengisa utywala esingeniswe ngabe- WOOLWORTHS BIG BAY kwanezimvo ezininzi ezifunyenweyo, lize lenze isigqibo sokuphumeza, sokukhaba okanye lohlule isicelo sokwandiswa kwamaxesha okuthengisa utywala kude kube yintsimbi ye-20h00.

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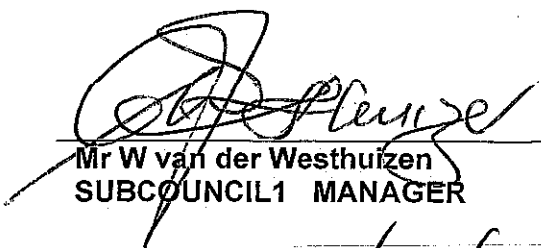
**ANNEXURES:**

- A Application submitted by, WOOLWORTHS BIG BAY including comments by Safety and Security

**FOR FURTHER DETAILS CONTACT:**

|                        |  |
|------------------------|--|
| <b>NAME</b>            | W van der Westhuizen                   |
| <b>CONTACT NUMBERS</b> | 021 444 6037                           |
| <b>E-MAIL ADDRESS</b>  | wessievanderwesthuizen@capetown.gov.za |
| <b>DIRECTORATE</b>     | Urban Management                       |

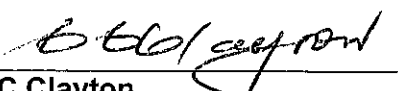
Comment: \_\_\_\_\_

  
\_\_\_\_\_  
Mr W van der Westhuizen  
SUBCOUNCIL 1 MANAGER

DATE

7/8/2019  
\_\_\_\_\_  
\_\_\_\_\_

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

  
\_\_\_\_\_  
Cllr C Clayton  
SUBCOUNCIL 1 CHAIRPERSON

Date

7/8/2019  
\_\_\_\_\_  
\_\_\_\_\_



CITY OF CAPE TOWN  
ISIXEKO SASEKAPA  
STAD KAAPSTAD

CITY HEALTH

Rochelle Jones

T: 0215507563 F: 0215507623

E: rochelle.jones@capetown.gov.za

15/07/2019

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: 184818  
Liquor Licence Number: WCP/033562 RENEWAL  
2019.  
Licensee Name: WOOLWORTHS (PTY) LTD  
Premises Name: WOOLWORTHS BIG BAY  
Premises Address: SHOP 22, SEASIDE VILLAGE  
CENTRE, CNR OTTO DU  
PLESSIS DRIVE &  
CORMORANT ROAD,  
BLOUBERGSTRAND  
Bloubergstrand  
7441

Date of Application Submission:

Date Application captured: 2019/07/08

**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.

RECEIVED: 08/07/2019

Form 2

MONDAY TO SATURDAY EXTENDED OFF-CONSUMPTION TRADING HOURS

CITY HEALTH

CITY OF CAPE TOWN | ISIXEKO SASEKAPA | STAD KAAPSTAD

RENEWAL

THIS CITY WORKS FOR YOU REF: 184818

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/033562**

2. Full name of licensee **Woolworths (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

**Woolworths (Big Bay)**

**Shop 22, Seaside Village Centre**

**Cnr Otto du Plessis Drive & Cormorant Road**

**Bloubergstrand, 7441**

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 217**

**Bloubergstrand**

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 **6/6/19**

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

Name (printed) **D. L. Cronje** Application prepared by **Danie Cronje**

Postal address **P.O. Box 621** Physical address **1 Andringa Street**

**Stellenbosch** **Stellenbosch**

**7600** **7600**

Work tel: **021 883 3906** Cell: **082 772 3517**

Fax: **086 552 5882** E-mail: **danie@daniecronje.com**

Signature **D. L. Cronje** Date **6/6/19**

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

Name (printed) **D. L. Cronje**

## OFFICE USE ONLY

Liquor licence number WCP/033562

## 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, WOOLWORTHS (BIG BAY), SITUATED AT, SHOP 22, SEASIDE VILLAGE CENTRE, CNR OTTO DUPLESSIS DRIVE & CORMORANT ROAD, BLOUBERGSTRAND. 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

*M Holding*

Date

21 JUN 2019

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 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



SUID-AFRIKAANSE POLISIEDIENS



SOUTH AFRICAN POLICE SERVICE

AMAPOLISA OMZANTSI AFRICA

Verw/Ref: WCP 033562

Navraë/Enq: Sgt Lënting

Telno: 021 5213805

Faks/Fax: 021 5213335

E-Pos/E-Mail tableviewdfo@saps.gov.za

OFFICE OF THE DESIGNATED POLICE  
OFFICER  
S A POLICE SERVICES  
18 PENTZDRIVE  
TABLE VIEW  
7441

12 June 2019

TO WHOM IT MAY CONCERN

**REPORT: (WCP:033562) WOOLWORTHS (Pty) LTD, WOOLWORTHS(BIG BAY),32  
SEASIDE VILLAGE,C/O OTTO DU PLESSIS DRIVE AND COMMORANT ROAD,BIG  
BAY, TABLE VIEW.**

After reviewing the WOOLWORTHS Liquor file the following was found.

Within the past 12 months no reports of the premises breaking conditions were found. No reports were made concerning the behaviour of patrons either.

Kind Regards



S.M. LëNTING: 7029772-0

SERGEANT

DESIGNATED LIQUOR OFFICER:  
TABLE VIEW

**ANNEXURE A**

The sole shareholder of the Applicant is:

Woolworths Holdings Limited (Registration No. 05/01986/06), a public company with limited liability whose shares are quoted on The Johannesburg Stock Exchange. The registered office of Woolworths Holdings Limited is at c/o Woolworths House, 93 Longmarket Street, Cape Town and its postal address is P O Box 680, Cape Town 8000.

## **ANNEXURE B**

The Applicant was permitted to sell liquor until 20h00 in terms of its licences 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. The Applicant has done so successfully in respect of its stores in the City to date.

Due to their working hours a significant percentage of the applicant's customers find it very difficult to purchase liquor before 18h00 on weekdays.

The extension of trading hours until 20h00 will allow them to do so (as they are able to do at the Applicants' other stores).

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

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**

The proposed extension will improve the shopping experience of the public by allowing customers time after working hours in which to purchase their liquor.


# WOOLWORTHS

18 May 2017

**To Whom it May Concern:**

I, Chan Pillay, in my capacity as Head of Long Life of Woolworths (Pty) Ltd and duly authorized hereto, hereby confirm that Daniel Lodewikus Cronjé of Danie Cronjé Attorneys Inc. of 1 Andringa Street, Stellenbosch, is authorized to prepare, sign and lodge nominations in terms of Section 52 and applications in terms of Section 53 (alteration of licensed premises or nature of business), Section 57 (storing of liquor); Section 63 (transfer of licenses) and Section 66 (removal of licenses) of the Western Cape Liquor Act 4 of 2008 as well as applications for extended trading hours and Sunday trading in respect of the City of Cape Town's Bylaw on Liquor Trading Days and Hours in respect of liquor licenses held by Woolworths (Pty) Ltd.

Yours sincerely

  
Chan Pilley



Woolworths Proprietary Limited Reg No. 1956/000549/07  
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Telephone +27 21 407 9111 Web: [www.woolworths.co.za](http://www.woolworths.co.za)  
Directors: Hialel (Chairman) Mphahlele Ziyanele (CEO) ZIM Busisiwe Mkhomo 50 Napier Court Secord's CA 16004