



1. ITEM NUMBER: 21SUB12/03/19

2. SUBJECT

LIQUOR LICENCE APPLICATION: LLA19010012: BARBAROOZO.

ISIHLOKO

ISICELO SEPHEPHA-MVUME: LLA19010012: BARBAROOZO.

ONDERWERP

AANSOEK OM DRANKLISENSIE: LLA19010012: BARBAROOZO.

3. PURPOSE

To comment on an application for a liquor license received in terms of section 37 of the Western Cape Liquor Act, 2008, as amended by the Western Cape Liquor Regulations, 2011.

4. FOR DECISION BY

SubCouncil.

Delegation

4(1) To comment on applications for liquor licences in terms of the Western Cape Liquor Act, 2008, as amended.

5. EXECUTIVE SUMMARY

The Western Cape Liquor Act, 2008, as amended by the Western Cape Liquor Amendment Act, 2010 and Western Cape Liquor Regulations, 2011 were implemented on 1 April 2012. In terms of the Act, certain obligations were put on the City Manager. The City Manager ruled that all applications for liquor licenses received within the City be received at a central venue and delegated his authority to the Manager: Subcouncils to receive such applications from the various Designated Liquor Officers.

6. DISCUSSION

6.1 Section 37 of the Act address the Notice of Application process.

“(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 lodgment 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.

6.2 The following application for liquor license has been received by Subcouncil:

6.2.1 Details of applicant;

LLA19010012
Wildboys Entertainment PTY;
2012/172845/07
Barbaroozo;
Consumption ON Premises
Erf: 12480 CHURCH ROAD, BOSONIA 8 CHURCH ROAD BOSONIA;

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

Ward 11 Councillor:

Councillor Desiree Visagie - This application is **SUPPORTED**.

Community Organizations: As per CBO Database

Gerrit Odendaal - This application is **SUPPORTED WITH CONDITIONS**. The application for liquor licence of Barbaroozos submitted by the Headmasters of De Kuilen Primary, Jan Kriel Special School and De Kuils High School are very concerned about the ongoing selling and consumption of alcohol on the premises considering the high density school going children in the area.

Olaf Nelson - This application is **SUPPORTED WITH CONDITIONS**. As the principal of Alta Du Toit School the use of alcohol is simply not good for home circumstances and the wellness of learners.

Basil Leonard - This application is **SUPPORTED WITH CONDITIONS**. The Oakdene residents association would like to express an opinion about such a facility to be established in the Kuilsriver area, without taking the high moral ground, we would not be supportive of granting such a licence to an establishment located in our area because of the number of such facilities in the Kuilsriver area already, the loud music and activities associated with such facilities, the number of intoxicated people coming from such facilities, the reckless behaviour of drunk drivers coming from such establishments and the late trading hours and the impact on the surrounding residents.

Ward Committee: Elected Members of Ward 11

No comments received.

CPF:

No comments received.

Other interest and effected parties:

No comments received.

Internal departments:Town Planning:

Jacques Loots - This application is **SUPPORTED**. The subject property is zoned General Business 2, which allows for the intended activity as a primary land use right.

Health:

Gerrit Mostert - This application is **SUPPORTED**.

City Emergency Services: 2019/02/26

Jacobus Kellerman - This application is **SUPPORTED**.

Law Enforcement Squad: 2019/02/08

Marilyn Holding - This application is **SUPPORTED**.

7. RECOMMENDATION

It is recommended that:

It be **NOTED** that an application for a liquor licence received from Barbaroozo was considered in terms of sub-delegated authority and that the following


recommendation was forwarded to the Liquor Authority in terms of the Western Cape Liquor Act, 2008, as amended:

SubCouncil 21 recommends that the application for a a Consumption ON Premises Liquor Licence, reference no. LLA19010012, for the business Barbaroozo **BE SUPPORTED**.


FOR FURTHER DETAILS, CONTACT:

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DIRECTORATE	Urban Management
DEPARTMENT	Area 2

Comments:


SUBCOUNCIL MANAGER
 Pieter Grobler

Date 11/03/2019


SUBCOUNCIL CHAIRPERSON
 Cllr/Dr Johannes Van der Merwe

Date 11/03/2019