

## REPORT TO SUBCOUNCIL 7

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1. ITEM NUMBER      **07SUB 19/06/19**

2. SUBJECT / ISIHLOKO / ONDERWERP:

**REPORT TO SUBCOUNCIL 7 ON THE EXERCISING OF SUBDELEGATED  
AUTHORITY: APPLICATIONS FOR EXTENDED LIQUOR TRADING  
HOURS FOR THE PERIOD: MAY 2019**

**INGXELO EYA KWIBHUNGANA 7 ENGOKUSETYENZISWA  
KOGUNYAZISO OLUSEZANTSI: IZICELO ZOKWANDISWA KWEEYURE  
ZOKUTHENGISWA KOTYWALA KWISITHUBA SENYANGA KACANZIBE  
2019**

K4804 May 2019 SC Report

**VERSLAG AAN SUBRAAD 7 OOR DIE UITOEFEN VAN  
GESUBDELEGEERDE BEVOEGDHEID: AANSOEKE OM VERLENGDE  
DRANKHANDELSURE VIR TYDPERK: MAY 2019**

3. PURPOSE

The Subcouncil to note the exercising of subdelegated authority iro applications for extended liquor trading hours as listed below for the period: May 2019.

Ward 112 – Durbanville Liquors

Ward 103 – Diamond Discount Liquors Pinehurst

4. FOR DECISION BY

Resolution 07SUB03/04/19 (SM) confers the following subdelegated authority on the Subcouncil Manager or Acting Subcouncil Manager:

- (a) That the subcouncil manager or acting subcouncil manager, in consultation with the chairperson and affected ward councillor, **BE AUTHORISED** to exercise powers, functions and/or duties delegated to the subcouncil in terms of part 24 of Council's System of Delegations, as approved by Council on 13 December 2018:
  - That in the event of subcouncil delegation 4(2) which authorises the subcouncil to approve, refuse or amend applications for extension of trading days and hours on premises where liquor licences have been granted in terms of section 6(2) of the By-Law: Control of Undertakings that Sell Liquor to the public, 2013, and which due to time constraints cannot be submitted to one of the scheduled subcouncil meetings for consideration, the subcouncil manager or acting subcouncil manager, in consultation with the chairperson and the affected ward councillor, **BE AUTHORISED** to deal with and finalise such matter.

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Making progress possible. Together.

## 5. EXECUTIVE SUMMARY

Due to time constraints and the financial impact that a delay in decision-making may have on the business of the applicant, delegated authority conferred vide 07SUB03/04/19 (SM) wrt delegation 24.4(2) have been exercised after following the prescribed public participation process and obtaining comment from Subcouncil 7's Chairperson and the relevant Ward Councillor wrt applications for extension of liquor trading hours.

Attached hereto as Annexures A is a schedule of the delegated decisions taken w r t the applications for extension of liquor trading hours during the period: May 2019:

- In terms of delegated authority 07SUB03/04/19 on 20 May 2019 - Ward 112: Durbanville Liquors
- In terms of delegated authority 07SUB03/04/19 on 20 May 2019 - Ward 103: Diamond Discount Liquors Pinehurst

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## 6. RECOMMENDATIONS

That the decisions taken in terms of subdelegated authority ((07SUB03/04/19 (SM)) with respect to the applications for extension of liquor trading hours during the period: May 2019 **BE NOTED**.

### AANBEVELING

Dat daar **KENNIS GENEEM WORD** van die besluite geneem ingevolge gesubdelegeerde bevoegdheid ((07SUB03/04/19 (SM)) ten opsigte van die aansoeke om verlengde drankhandelsure gedurende die tydperk: May 2019.

### ISINDULULO

Ukuba **MAKUQWALASELWE** izigqibo ezithatyathiweyo ngokungqinelana nogunyaziso olusezantsi ((07SUB03/04/19 (SM)) ngokujoliswe kwizicelo zokwandiswa kweeyure zokuthengiswa kotywala kwisithuba senyanga kaCanzibe 2019.

## 7. DISCUSSION/CONTENTS

Refer to the executive summary listed in (5) above.

### 7.1. Constitutional and Policy Implications

None

### 7.2. Sustainability implications

Does the activity in this report have any sustainability implications for the City?

No ☒ Yes ☐

7.3. **Legal Implications**

None

7.4. **Staff Implications**

Does your report impact on staff resources or result in any additional staffing resources being required?

No ☒

Yes ☐

7.5. **Other Services Consulted**

None

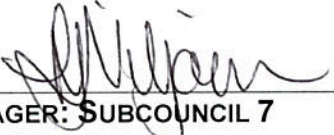
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**ANNEXURES**

**Annexure A:** Schedule of the delegated decisions taken w r t the applications for extension of liquor trading hours during the period: May 2019  
The applications are filed at Durbanville Registry and are available on request

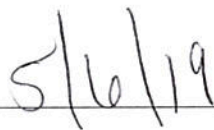
**FOR FURTHER DETAILS CONTACT:**

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<b>DIRECTORATE</b>	Urban Management
<b>REF</b>	Sc7-T17/1/2/1

  
MANAGER: SUBCOUNCIL 7  
CARIN VILJOEN

Comment:

DATE





**Applications for extended liquor trading hours for the period May 2019**

Business	Address	Consumption	Extended trading times and days	Delegated Meeting	Decision
Durbanville Liquors	2 Chenoweth Street Durbanville	Off Consumption	Monday to Saturday (18:00-20:00) Sundays (11:00-18:00)	20/05 /2019	<p>a. That the application for the extension of liquor trading hours Monday to Saturday (18:00 to 20:00) for off-consumption premises submitted by Durbanville Liquors BE APPROVED; and</p> <p>b. That the application for the extension of liquor trading hours Sunday trading (11:00 to 18:00) for off-consumption premises submitted by Durbanville Liquors BE APPROVED; and</p> <p>c. That should any reasonable proof be submitted to the Subcouncil in the form of a report from:</p> <ol style="list-style-type: none"> <li>1. The Liquor Officer at the local SAPS station; or</li> <li>2. An Officer from the City of Cape Town's Liquor Enforcement Unit; or</li> <li>3. Any other authorised Official of the City of Cape Town,</li> </ol> <p>of that which is regarded to be an offence or transgression in terms of the Western Cape Liquor Act or any City of Cape Town Policy or By-Law in respect of the premises or use of the premises, it may result in steps to have this approval revoked.</p> <p>d. That a security guard be present on the premises during trading hours to ensure the safety of patrons and to manage any risks and nuisances in the vicinity of the premises.</p> <p>e. That this approval be valid for 12 months from the date of approval subject to the applicant being in possession of a valid Liquor License.</p>
Diamond Discount Liquors Pinehurst	Pinehurst Centre Pinehurst	Off Consumption	Monday to Saturday (18:00-20:00) Sundays (11:00-18:00)	20/05 /2019	<p>a. That the application for the extension of liquor trading hours Monday to Saturday (18:00 to 20:00) for off-consumption premises submitted by Diamond Discount Liquors Pinehurst BE APPROVED; and</p> <p>b. That the application for the extension of liquor trading hours Sunday trading (11:00 to 18:00) for off-consumption premises submitted by Diamond Discount Liquors Pinehurst APPROVED; and</p> <p>c. That should any reasonable proof be submitted to the Subcouncil in the form of a report from:</p> <ol style="list-style-type: none"> <li>1. The Liquor Officer at the local SAPS station; or</li> <li>2. An Officer from the City of Cape Town's Liquor Enforcement Unit; or</li> <li>3. Any other authorised Official of the City of Cape Town,</li> </ol> <p>of that which is regarded to be an offence or transgression in terms of the Western Cape Liquor Act or any City of Cape Town Policy or By-Law in respect of the premises or use of the premises, it may result in steps to have this approval revoked.</p> <p>d. That this approval be valid for 12 months from the date of approval subject to the applicant being in possession of a valid Liquor License.</p>