

REPORT TO SUBCOUNCIL 7

1. ITEM NUMBER : 07SUB 28/08/19

2. SUBJECT / ONDERWERP / ISIHLOKO

REPORT TO SUBCOUNCIL 7 ON THE EXERCISING OF SUBDELEGATED
AUTHORITY: APPLICATIONS FOR NEW LIQUOR LICENCE
APPLICATIONS FOR THE PERIOD: JUNE AND JULY 2019

VERSLAG AAN SUBRAAD 7 OOR DIE UITVOERING VAN
GESUBDELEGEERDE MAGTIGING: AANSOEKE VIR NUWE
DRANKLISENSIES VIR DIE TYDPERK: JUNIE EN JULIE 2019

INGXELO EJOLISWE KWIBHUNGANA-7 EMALUNGA
NOKUSETYENZISWA KWEGUNYA ELISEZANTSI: IZICELO EZITSHA
EZINGEPHEPHA-MVUME LOKUTHENGISA UTYWALA EZINGESITHUBA
SANGEYESILIMELA NAGEYEKHALA 2019

L0609

3. PURPOSE

The Subcouncil to note the exercising of subdelegated authority iro
applications for extended liquor trading hours as listed below for the period:
June and July 2018

June 2019 – Annexure A

LLA19060008 – VINONEERS

July 2019 – No applications were considered

4. FOR DECISION BY

Resolution 07SUB03/07/17 (a, b, d & e) confers the following sub-delegated
authority on the Subcouncil Manager or Acting Subcouncil Manager (*Note :
Mr Johannes Brand was the Acting Subcouncil Manager for the period 28 May
to 6 July 2018*) :

- a. That during Council recess periods, the subcouncil manager or acting subcouncil
manager, in consultation with the chairperson and the relevant ward councillor, be
authorized to exercise the powers, functions and/or duties delegated to the subcouncil
in terms of part 24, as well as the planning delegations in terms of LUPO conferred
upon subcouncils under Appendix F, of Council's System of Delegations.

Making progress possible. Together.

- b. That in the event of subcouncil delegation 4(1) which authorizes the subcouncil to comment on applications for liquor licences in terms of the Western Cape Liquor Act, 2008 as amended, 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 relevant ward councillor, be authorized to deal with and finalise such matter(s).
- c. That in the event of subcouncil delegation 4(2) which deals with extended liquor trading days and hours, 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 relevant ward councillor, be authorized to deal with and finalise such matter(s).
- d. That a report be submitted to the ensuing meeting of the subcouncil to report on the exercising of such delegation(s).
- e. That a quarterly report be submitted to Council in terms of delegations exercised during the report period.

5. EXECUTIVE SUMMARY

Delegated authority conferred vide 07SUB03/07/17 (a, b, d & e) wrt delegation 24.4(1) 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 new liquor licenses in terms of the Western Cape Liquor Act, 2008 as amended.

Attached hereto as Annexures A, are the recommendations forwarded to the Liquor Authority in terms of the Western Cape Liquor Act, 2008, as amended, during the period June to July 2019:

June 2019 – Annexure A

- In terms of delegated authority 07SUB03/07/17 (b, d & e) on 02 July 2019 (Subcouncil Manager) Vinoneers

6. RECOMMENDATIONS

That the decisions taken in terms of subdelegated authority ((07SUB03/07/17 (a, b, d & e)) wrt new liquor licence during the period: June to July 2019 **BE NOTED.**

AANBEVELING

Dat daar **KENNIS GENEEM** word van die besluite geneem kragtens gesubdelegeerde magtiging ((07SUB03/07/17 (a, b, d & e)) wat die nuwe dranklisensie betref gedurende die tydperk: Junie tot Julie 2019.

IZINDULULO

Ukuba **MAKUQWALASELWE** izigqibo ngokwezigunyaziso ezingezantsi (07SUB03/07/17 (a, b, d & e) ngokujoliswe kwiphepha-mvume elitsha lokuthengisa utywala, kwisithuba esisusela ngeyeSilimela ukuya kweyeKhala 2019.

7. DISCUSSION/CONTENTS

Kindly refer to the contents of the executive summary reflected in item 5 above.

a. **Constitutional and Policy Implications**

None

b. **Sustainability implications**

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

No ☒

Yes ☐

c. **Legal Implications**

None

d. **Staff Implications**

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

No ☒

Yes ☐

e. **Other Services Consulted**


None

ANNEXURES

Annexure A: Schedule of the delegated decisions taken w r t the applications for new liquor licence applications during the period: June and July 2019.

FOR FURTHER DETAILS CONTACT:


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MANAGER: SUBCOUNCIL 7
CARIN VILJOEN

Comment:

DATE



NEW LIQUOR LICENCE APPLICATIONS JUNE 2019

Ward	Application No	Business	Address	Date Delegated Meeting	Comment to Liquor Authority
112	LLA19060008	Vinoneers	Erf 3706, Burton Street Aurora Durbanville	02/07/2019	Not supported the subject property is currently zoned Single Residential in terms of the City of Cape Town Development Management Scheme. SR1 zone does not permit the sale of alcoholic beverages as a primary right, additional use right and Consent use. The home occupation does not allow it either.