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1. **ITEM NUMBER :**

2. **SUBJECT**

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

**AANSOEK OM VERLENGING VAN DRANKHANDELSURE TEN OPSIGTE:  
WOOLWORTHS TABLE BAY (MAANDAG – SATURDAG 18H00 – 20H00)**

**ISICELO SOKWANDISWA KWAMAXESHA OKUTHENGISA UTYWALA  
NGOKUPHATHELELE KWABE: WOOLWORTHS TABLE 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 TABLE BAY
- Liquor Licence No: WCP/033562
- Off Consumption
- Shop No. GO26 Table Bay Mall R27 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 objection

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 TABLE 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 TABLE 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 TABLE 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 TABLE BAY including comments by  
Safety and Security

**FOR FURTHER DETAILS CONTACT:**

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

Comment:

\_\_\_\_\_  
**W van der Westhuizen**  
**SUBCOUNCIL1 MANAGER**

DATE \_\_\_\_\_

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

\_\_\_\_\_  
**Cllr N Grose**  
**Chairperson**

Date \_\_\_\_\_



CITY OF CAPE TOWN  
ISIXEKO SASEKAPA  
STAD KAAPSTAD

**SUBCOUNCIL 1 MANAGER**  
Wessie van der Westhuizen

NAME

DATE 16.10.2020

Comment:

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**CHAIRPERSON**  
Nora Grose

NAME

DATE 16/10/2020.

Comment:

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RECEIVED :  
21 JULY 2020

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: 185691

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/041649**

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 (Table Bay Mall)**

**Shop no. G026, Table Bay Mall**

**Cnr R27 & Big Bay Boulevard**

**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 37373**

**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 **11/5/20**

(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 **11/5/20**

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

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

## OFFICE USE ONLY

Liquor licence number WCP/041649

## 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 (TABLE BAY MALL), SITUATED AT, SHOP G206,

TABLE BAY MALL, CNR R27 &amp; BIG BAY BOULEVARD, BLOUBERGSTRAND. IT WAS ASCERTAINED THAT THE APPLICANT DID

RENEW HIS LIQUOR LICENSE FOR 2020, 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 DUE TO THE COVID-19 PANDEMIC AND THE SAPS MAINTAINING

LOCKDOWN REGULATIONS.

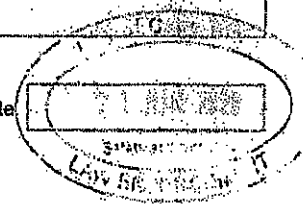
Marilyn Holding

Name of Official

Assistant Chief  
LAW ENFORCEMENT  
10001005

Signature

Date



This applicant must now hand the application form in at the designated Environment Health Office. Please note: As from 01 July 2019 a non-refundable Application fee of R4 217.00 (Vat inclusive) is payable into Profit Centre 18070172 G/L 810400. Payment can be made at any cash office of this City. Proof of payment must from 1 July 2019 accompany the application when handing it in at the designated Environmental Health Office.

Application Fee

Receipt number

payment date



**ANNEXURE A**

The sole shareholder of the Applicant is:

Woolworths Holdings Limited (Registration No. 1929/001986/06), 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.



**WESTERN CAPE  
LIQUOR AUTHORITY**

## **Western Cape Liquor Authority**

Woolworths (Pty) Ltd  
C/o Daple Cronje Attorneys Inc  
P.O. Box 621  
STELLENBOSCH  
7509

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### **FORM 21A**

#### **ANNUAL LICENCE RENEWAL NOTICE:**

#### **FEES PAYABLE IN RESPECT OF A LIQUOR LICENCE FOR:**

**THE YEAR 2020**

**(REG. 30(1))**

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**LIQUOR AUTHORITY REFERENCE NUMBER: WCP/041649**

Name of licensee: Woolworths (Pty) Ltd

Address of the licensed premises: Shop No G026, Table Bay Mall, Cnr R27 and Big Bay Boulevard, BLOUBERGSTRAND, 7441

(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: Consumption Off

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

Annual: R 4,585, payable on or before 31 December 2019

**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: 145 208 9883

Branch code: 198 765

Please use your licence number (WCP/041649) 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).



**WESTERN CAPE  
LIQUOR AUTHORITY**

Licence number: WCP/041649

LMaTS number: 2017/673

Representative: Danie Cronje Attorneys Inc.  
021 8833906

## ANNEXURE

PLEASE CORRECT IN THE PROVIDED BOX ON THE RIGHT HAND SIDE, AND RETURN THIS FORM BY  
EMAIL: [LIQUOR.ENQUIRIES@WCLA.GOV.ZA](mailto:LIQUOR.ENQUIRIES@WCLA.GOV.ZA)

PLEASE COMPLETE IN BLOCK LETTERS

Licence holder	
On record	New details
Full Name:	Woolworths (Pty) Ltd
Mobile No:	
Email Address:	
Postal Address:	C/o Danie Cronje Attorneys Inc P.O. Box 621 STELLENBOSCH 7599
Identity Number:	
Registration Number:	1956/000518/07

Licence details	
On record	New details
Licence Type:	Consumption Off
Trading As:	Woolworths
Licensed Premises:	Shop No G026 Table Bay Mall Cnr R27 and Big Bay Boulevard BLOUBERGSTRAND 7441

Licence representative	
On record	New details
Full Name:	Danie Cronje Attorneys Inc.
Mobile No:	
Email Address:	danie@daniecronje.com
Postal Address:	P.O. Box 621 STELLENBOSCH 7599
Identity Number:	
Registration Number:	2000/002906/21

**Please Note:**

A licensee who intends to subscribe to a biennial renewal cycle, must lodge with the Authority a notice in the form of Form 21B by no later than 30 November 2019.

Signature of Licence Holder / Representative  
Date:



2017/673



## Proof of payment

Date: 03/12/2019 Time: 2:12:28 PM	
Profile name:	DANIE CRONJE ATTORNEYS INC
Batch reference number:	856272185
Reference number:	000000002383798018
Payment date:	03/12/2019
From account name:	*DANIE CRONJE ATTORNEYS INC
From account description:	*DANIE CRONJE ATTORNEYS INC
From account statement description:	WW Renewals 2020 WCP
Beneficiary account / cell phone number:	1462089883
Beneficiary/ Recipient name:	Drankraad
Beneficiary statement description:	Woolworths Renewals 2020
Branch code:	146209
Amount:	375,970.00

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.

# WORKBOOK

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 Lodswikus Cronje of Danie Cronje 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 83 (alteration of licensed premises or nature of business), Section 87 (storing of liquor); Section 65 (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

Chen Pillay



Westworth's Properties Limited Reg No. 763/0005897  
Westworth's Plaza 60 Longwalk Road Cape Town 7801 P.O. Box 489 Fouriesburg 1650  
Telephone +27 21 407 9049 Fax: www.westworth.co.za  
Directors: M. J. Khamis Chairman; R. S. van der Merwe CEO; Z. M. Nkomo HR Manager; D. A. van der Merwe Company Secretary CA Registered