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1. ITEM NUMBER: **03SUB 24/08/19**

2. SUBJECT

APPLICATION FOR THE RENEWAL OF EXTENDED LIQUOR TRADING HOURS: FOR OFF-CONSUMPTION PREMISES MONDAY TO SATURDAY (18:00 TO 20:00) AND SUNDAY (11:00 – 18:00) TRADING IN RESPECT OF WARD 113: WOOLWORTHS - PARKLANDS WCP/033804

ISICELO SOKUHLAZIYWA NGOKUTSHA UKWANDISWA KWEYURE ZOKUTHENGISWA KOTYWALA: KWIZAKHIWO EKUNGASELELWA KUZO NGOMVULO UKUYA NGOMGQIBELO (NGEYE-18:00 UKUYA KWEYE-20:00) KUNYE NOKUTHENGISA NGECAWE (NGEYE-11:00 UKUYA KWEYE-18:00) NGOKUJOLISWE KWIWADI 113: WOOLWORTHS - PARKLANDS WCP/033804

AANSOEK OM DIE HERNUWING VAN DIE VERLENGDE DRANKHANDELSURE: MAANDAG TOT SATERDAG (18:00 - 20:00) EN SONDAGHANDEL (11:00 - 18:00) VIR 'N BUITEVERBRUIKPERSEEL TEN OPSIGTE VAN WYK 113: WOOLWORTHS - PARKLANDS WCP/033804

3. PURPOSE

For the Subcouncil to approve the recommendation for an application for the 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 4(2)

To approve, refuse or vary applications for extension of trading days and hours on premises where liquor licences have been granted in terms of Section 2 of the By-law: Control of Undertakings that Sell Liquor to the Public, 2013.

## 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 Subcouncil 3 Manager, and was then circulated to abutting neighbours, all organisations included on the **Ward 113** database and ward committee members for comment.

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.

(j) 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 Parklands
- Liquor Licence No: WCP/033804
- Off-Consumption
- Shop 2, Parklands Junction, Corner of Wood Drive and Main Road, Parklands
- Current trading hours: Monday – Saturday 11:00 to 20:00 and Sundays 11:00 to 18:00 with extension granted.
- Proposed trading hours: Monday – Saturday 11:00 – 20:00 and Sundays 11:00 - 18:00.

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

- Ward Councillor: Councillor Joy McCarthy:  
Supported.
- Community Organisations:  
No comments received.
- Other  
No comments received.
- Ward Committee of Ward 113:  
No comments received.
- Other Subcouncil 3 Councillors:  
No comments received.

- INTERNAL DEPARTMENT:

- ❖ Safety & Security (Liquor Control):

- Pertaining to the mentioned premises namely, Woolworths Parklands, situated at Shop 2, Parklands Junction, corner of Wood Drive and Main Road, Parklands. It was ascertained that the applicant did renew his Liquor Licence for 2019. No complaints were received by the Liquor Unit with regard to this establishment. This application is recommended by the SAPS.

## 7. RECOMMENDATION

It is recommended that the Subcouncil consider the application for the renewal of extended trading hours (off-consumption) Monday to Saturday 18:00 to 20:00 and Sunday 11:00 to 18:00 trading submitted by Woolworths Parklands, situated at Shop 2, Parklands Junction, corner of Wood Drive and Main Road, Parklands, subject to the following conditions:

- (a) That the application for the renewal of extended trading hours (off-consumption) submitted by Woolworths Parklands, situated at Shop 2, Parklands Junction, corner of Wood Drive and Main Road, Parklands, be considered as it complies with the criteria included in the City of Cape Town: Control of Undertakings that Sell Liquor to the Public By-Law, 2013.
- (b) Should complaints be received concerning noise and/or unruly behaviour of patrons, these complaints will be investigated and may result in the extended trading hours being withdrawn and will also be referred to the Western Cape Liquor Authority which may jeopardise the renewal of the liquor licence.
- (c) The applicant must ensure that no sale of liquor is made directly to or via a third party to unemployed and/or homeless persons occupying public open spaces in the vicinity of Woolworths Parklands, situated at Shop 2, Parklands Junction, corner of Wood Drive and Main Road, Parklands.
- (d) This application is also subject to compliance with all relevant by-laws of the City of Cape Town.
- (e) This application will be valid for 12 months from the date of the decision subject to the possession of a valid liquor licence.

## ISINDULULO

Kundululwe ukuba iBhungana malithathele ingqalelo isicelo sokuhlaziywa kokwandiswa kweeyure zokuthengiswa kotywala (kwisakhiwo ekungaselelwa

kuso) ukurhweba ngoMvulo ukuya ngoMgqibelo ngeye-18:00 ukuya kweye-20:00 nangeCawe ukususela ngeye-11:00 ukuya kweye-18:00 esingeniswe ngabakwa-Woolworths Parklands, Shop 2, Parklands Junction, kwikona ye-Wood Drive ne-Main Road, e-Parklands, ngokuxhomekeke kule miqathango ilandelayo yokuba:

- (a) Makuthathelwe ingqalelo isicelo sokuhlaziywa kokwandiswa kweeyure zokuthengiswa kotywala (izakhiwo ekungaselelwa kuzo) esingeniswe ngabakwa-Woolworths Parklands, Shop 10, Parklands Junction, kwikona ye-Wood Drive ne-Parklands Main Road, e-Parklands, njengoko sithobela ummiselo othe waqukwa kuMthetho kaMasipala weSixeko saseKapa ongoLawulo leMigaqo yokuthengiswa koTywala kuLuntu wango-2013.
- (b) Ukuba kuye kwafunyanwa izikhalazo ngokumalunga nengxolo okanye indlela engamkelekanga yokuziphatha kwabathengi, oku konke kuyakuthi kuphandwe kwaye oku kungangumphumela wokuba kurhoxiswe iiyure zokuthengisa ezandisiweyo kwakhona ziyakuthi zigqithiselwe kuGunyaziwe wePhondo ongokuThengiswa koTywala apho kungathi oku kusengele phantsi ukuhlaziywa kwephepha-mvume lotywala.
- (c) Umfaki-sicelo kufuneka aqinisekise ukuba akuthengiswa utywala ngokungqalileyo ku okanye kusetyenziswe umntu wesithathu ngokujoliswe kwabo bangaqeshwanga okanye abo bangenamakhaya abahlala kumabala oluntu kumbindi wabakwa-Woolworths Parklands, Shop 2, Parklands Junction, kwikona ye-Wood Drive ne-Parklands Main Road, e-Parklands.
- (d) Esi sicelo kwakhona sixhomekeke ekuthotyelweni kwayo yonke imithetho efanelekileyo kamasipala weSixeko saseKapa.
- (e) Esi sicelo siyakuthi sibesemthethweni kangangethuba leenyanga 12 ukususela kumhla wesigqibo, ngokuxhomekeke ekufumanekeni kwephepha-mvume elisemthethweni lokuthengisa utywala (ubhelu lomsele).

## AANBEVELING

Daar word aanbeveel dat die subraad oorweging skenk aan die aansoek om die hernuwing van verlengde drankhandelsure (buiteverbruik) Maandae tot Saterdag 18:00 na 20:00 en Sondag 11:00 na 18:00 ingedien deur Woolworths Parklands, geleë te winkel 2, Parklands Junction, hoek van Woodrylaan en Hoofweg, Parklands onderworpe aan die volgende voorwaardes:

- (a) Dat die aansoek om die hernuwing van die verlengde drankhandelsure (buiteverbruik) ingedien deur Woolworths Parklands, winkel 2, Parklands Junction, h.v. Woodrylaan en Hoofweg, Parklands, oorweeg word aangesien dit voldoen aan die kriteria in die Stad Kaapstad: Verordening op Beheer van Ondernemings wat Drank aan die Publiek Verkoop, 2013.

- (b) Indien klagtes oor geraas en/of wilde gedrag van klante ontvang word, dit ondersoek sal word en tot die terugtrekking van die verlengde handelsure kan lei en sal ook verwys word na die Wes-Kaapse drankowerheid wat die hernuwing van die dranklisensie in gedrang kan bring.
- (c) Die aansoeker moet toesien dat geen drankverkope direk of via 'n derde party gemaak word aan werklose en/of hawelose mense wat openbare oop ruimtes in die omgewing van Woolworths (Parklands), winkel 2, Parklands Junction, h.v. Woodrylaan en Hoofweg, Parklands nie.
- (d) Hierdie goedkeuring ook onderworpe is aan die nakoming van alle toepaslike verordeninge van die Stad Kaapstad.
- (e) Hierdie goedkeuring sal vir 12 maande geldig wees vanaf die datum van die besluit onderworpe aan die besit van 'n geldige dranklisensie.


#### ANNEXURES:

- A Application submitted by Woolworths Parklands, situated at Shop 2, Parklands Junction, corner of Wood Drive and Main Road, Parklands.

#### FOR FURTHER DETAILS, CONTACT:

<b>NAME</b>	Johannes Brand
<b>CONTACT NUMBERS</b>	021 444-4862
<b>E-MAIL ADDRESS</b>	johannes.brand@capetown.gov.za
<b>DIRECTORATE</b>	Urban Management


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

  
JD JA BRAND  
SUBCOUNCIL 3 MANAGER

DATE

6/8/2019

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

  
CLLR HELEN CARSTENS  
SUBCOUNCIL 3  
CHAIRPERSON

Date

6/8/2019

RECEIVED: 08/07/2019

Annexure A

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: 184820

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/033804

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 (Parklands)

Shop 2, Parklands Junction

Cnr Wood Drive & Main Road

Parklands, 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 1993, Parklands

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 DL Cronje Date 6/6/19

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

Name (printed) DL Cronje

Postal address P.O. Box 621

Stellenbosch

7599

Work tel: 021 883 3906

Fax: 086 552 5884

Signature DL Cronje Date 6/6/19

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

Name (printed) DL Cronje

Text

Application prepared by Danie Cronje Attorneys Inc.

Physical address 1 Andringa Street

Stellenbosch

7600

Cell: 082 772 3517

E-mail: danie@daniecronje.com

## OFFICE USE ONLY

Liquor licence number WCP/033804

## 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 (PARKLANDS), SITUATED AT, SHOP 2, PARKLANDS

JUNCTION, CNR WOOD DRIVE &amp; MAIN ROAD, PARKLANDS. IT WAS ASCERTAINED THAT THE APPLICANT DID RENEW HIS

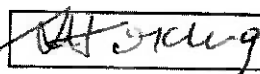
LIQUOR LICENSE FOR 2019. NO COMPLAINTS WERE RECEIVED BY THE LIQUOR UNIT WITH REGARDS TO THIS ESTABLISHMENT.

THIS APPLICATION IS RECOMMENDED BY THE SAPS.

Name of Official

Marilyn Holding  
10001005

Signature



Date

21 JUN 2013

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 033804

Navrae/Enq: Sgt Lenting

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

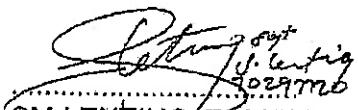
TO WHOM IT MAY CONCERN

REPORT: (WCP033804) WOOLWORTHS (Pty) LTD, WOOLWORTHS (PARKLANDS), 2  
PARKLANDS JUNCTION, C/O WOODDRIVE AND MAIN ROAD, PAKLANDS, TABLE VIEW.

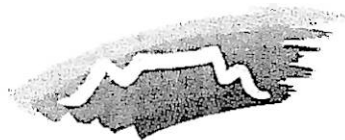
After reviewing the WOOLWORTHS Liquor file the following was found.

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

  
SM LENTING: 7029772-0  
SERGEANT  
DESIGNATED LIQUOR OFFICER:  
TABLE VIEW

RECEIVED: 08/07/2019



CITY OF CAPE TOWN | ISIXEKO SASEKAPA | STAD KAAPSTAD

CITY HEALTH

Form: 3  
SUNDAY OFF-CONSUMPTION TRADING

RENEWAL

THIS CITY WORKS FOR YOU

REF: 184821

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 SUNDAY TRADING FOR OFF-CONSUMPTION PREMISES FROM 11:00 TO 18:00

All fields must be filled in

DETAILS OF LICENCEE

1. Liquor license number WCP/033804

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 (Parklands)

Shop 2, Parklands Junction

Cnr Wood Drive & Main Road

Parklands, 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 1993, Parklands

6. Contact number

Danie Cronjé: 021 883 3906

7. State reason(s) why licensee is applying for trading on Sundays (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 [Signature] Date 6/6/19

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

Name (printed) DL Cronjé

Application prepared by Danie Cronje Attorneys Inc.

Postal address P.O. Box 621

Physical address 1 Andringa Street

Stellenbosch

Stellenbosch

7599

7600

Work tel: 021 883 3906

Cell: 082 772 3517

Fax: 086 552 5884

E-mail: danie@daniecronje.com

Signature [Signature] Date 6/6/19

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

Name (printed) DL Cronjé

**OFFICE USE ONLY**Liquor licence number **WCP/033804****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 (PARKLANDS), SITUATED AT, SHOP 2, PARKLANDS

JUNCTION, CNR WOOD DRIVE &amp; MAIN ROAD, PARKLANDS. 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

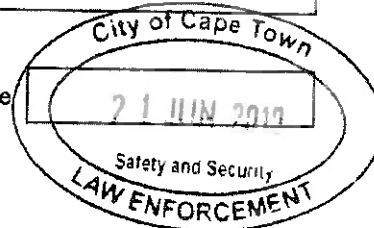
**Marilyn Holding**  
10001005

Signature

*Marilyn Holding*

Date

21 JUN 2019



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 R8 070.18 (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 033804

Navrae/Enq: Sgt Lenting

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: (WCP033804) WOOLWORTHS (Pty) LTD, WOOLWORTHS (PARKLANDS), 2  
PARKLANDS JUNCTION, C/O WOODDRIVE AND MAIN ROAD, PAKLANDS, 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

  
SMILENTING: 7029772-0

SERGEANT  
DESIGNATED LIQUOR OFFICER:  
TABLE VIEW