



1. ITEM NUMBER: **03SUB 15/08/19**

2. SUBJECT

APPLICATION FOR THE **RENEWAL** OF THE EXTENSION OF LIQUOR TRADING HOURS: **MONDAY TO SATURDAY- AND SUNDAY TRADING FOR OFF CONSUMPTION PREMISES IN RESPECT OF WARD 1: PICK N PAY LIQUOR - PLATTEKLOOF VILLAGE, PLATTEKLOOF VILLAGE SHOPPING CENTRE, LICENCE NUMBER: WCP / 033554**

ONDERWERP

AANSOEK OM DIE HERNUWING VAN DIE VERLENGING VAN DRANKHANDELSURE: MAANDAG TOT SATERDAG- EN SONDAG HANDEL VIR **BUITEVERBRUIKPERSEEL** TEN OPSIGTE VAN WYK 1: **PICK N PAY LIQUOR - PLATTEKLOOF VILLAGE, PLATTEKLOOF VILLAGE SHOPPING CENTRE, LICENCE NUMBER: WCP / 033554**

ISIHLOKO

ISICELO SOKUHLAZIYWA NGOKUTSHA UKWANDISWA KWEYURE ZOKUTHENGISWA KOTYWALA: NGOMVULO UKUYA NGOMGQIBELO KUNYE NOKUTHENGISA NGECAWE KWIZAKHIWO EKUNGASELELWA KUZO NGOKUJOLISWE KWIWADI 1: **PICK N PAY LIQUOR, PLATTEKLOOF VILLAGE - PLATTEKLOOF VILLAGE SHOPPING CENTRE, LICENCE NUMBER: WCP / 033554**

3. PURPOSE

For the Subcouncil to approve the recommendation for an application for the renewal of 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 licenses 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 1** 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):

- **PICK N PAY LIQUOR – PLATTEKLOOF VILLAGE**
- Liquor Licence No: **WCP/033554**
- **OFF Consumption**
- **PLATTEKLOOF VILLAGE SHOPPING CENTRE**
- Current trading hours: **Monday – Saturday 09:00 – 20:00 and Sundays 11:00 - 18:00 with extension granted.**
- Proposed trading hours: **Monday – Saturday: Monday – Saturdays 09:00 – 20:00 and Sundays 11:00 - 18:00.**
- Business Licence – in order

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

- Ward Councillor: Councillor Cheryl Visser
Supported.
- Community Organisations:
No comment received.
- Ward Committee of Ward 1
No comment received.
- Other Subcouncil 3 Councillors:
No comment received
- Other comments received:

- **Internal departments:**

- ❖ **Safety & Security (Liquor Control):**

Pertaining to the mentioned premises namely **PICK N PAY LIQUOR - PLATTEKLOOF VILLAGE, PLATTEKLOOF VILLAGE SHOPPING CENTRE, LICENCE NUMBER: WCP / 033554**, it was ascertained that the applicant did renew his Liquor Licence for 2019. No complaints were received by SAPS or the Liquor Unit with regard to this establishment. The application was submitted to the Provincial Office of SAPS' Liquor Control department for comments, however, no feedback has been received.

7. RECOMMENDATION

It is recommended that the application for the renewal of the extension of liquor trading hours (**off-consumption**) in respect of **PICK N PAY LIQUOR - PLATTEKLOOF VILLAGE, PLATTEKLOOF VILLAGE SHOPPING CENTRE, LICENCE NUMBER: WCP / 033554 – Mondays to Saturdays 09:00 – 20:00 and Sundays 11:00 - 18:00** be approved subject to the following conditions:

- (A) That the application for the renewal of the extension of liquor trading hours (**off-consumption**) submitted by **PICK N PAY LIQUOR, PLATTEKLOOF VILLAGE - PLATTEKLOOF VILLAGE SHOPPING CENTRE, LICENCE NUMBER: WCP / 033554 – Mondays to Saturdays 09:00 – 20:00 and Sundays 11:00 - 18:00** be approved 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 **PICK N PAY LIQUOR, PLATTEKLOOF VILLAGE - PLATTEKLOOF VILLAGE SHOPPING CENTRE, LICENCE NUMBER: WCP / 033554 – Mondays to Saturdays 09:00 – 20:00 and Sundays 11:00 - 18:00**.
- (D) This approval is also subject to compliance with all relevant by-laws of the City of Cape Town.
- (E) This approval will be valid for 12 months from the date of the decision subject to the possession of a valid liquor licence.

AANBEVELING

Daar word aanbeveel dat die aansoek om die **hernuwing** van die verlenging van drankhandelsure (**buiteverbruik**) ten opsigte van **PICK N PAY LIQUOR PLATTEKLOOF, PLATTEKLOOF VILLAGE SHOPPING CENTRE – Maandae tot Saterdag 09:00 – 20:00**

Sonday 11:00 - 18:00, goedgekeur word onderworpe aan die volgende voorwaardes:

- (a) Dat die aansoek om die hernuwing van die verlenging van drankhandelsure (buiteverbruik) ingedien deur **PICK N PAY LIQUOR PLATTEKLOOF VILLAGE, PLATTEKLOOF VILLAGE SHOPPING CENTRE – Maandae tot Saterdag 09:00 – 20:00 en Sunday 11:00 - 18:00**, goedgekeur word aangesien dit voldoen aan die kriteria vervat in die Stad Kaapstad: Verordening op Beheer oor Ondernemings wat Drank aan die Publiek verkoop, 2013.
- (b) Dat sou klagtes oor geraas en/of wilde gedrag van kliënte ontvang word, dit ondersoek sal word en daartoe kan lei dat die verlengde handelsure teruggetrek word, en dit ook na die Wes-Kaapse drankowerheid verwys sal word wat die hernuwing van die dranklisensie in gevaar kan stel.
- (c) Dat die aansoeker moet verseker dat geen drank direk of deur middel van 'n derde party verkoop word aan werkloses en/of haweloses wat die openbare oop ruimtes in die omgewing van **PICK N PAY LIQUOR PLATTEKLOOF VILLAGE, PLATTEKLOOF VILLAGE SHOPPING CENTRE - Maandae tot Saterdag 09:00 – 20:00 en Sunday 11:00 - 18:00**, beset nie.
- (d) Dat hierdie goedkeuring ook onderworpe is aan nakoming van alle toepaslike verordeninge van die Stad Kaapstad.
- (e) Dat hierdie goedkeuring vir 12 maande vanaf die datum van die besluit geldig sal wees, onderworpe aan die besit van 'n geldige dranklisensie.

ISINDULULO

Kundululwe ukuba makuphunyezwe isicelo sokuhlaziywa ngokutsha ukwandiswa kweeyure zokuthengiswa kotywala (obuselelwa ngaphandle) ngokujoliswe kwabakwa- **PICK N PAY LIQUOR PLATTEKLOOF VILLAGE, PLATTEKLOOF VILLAGE SHOPPING CENTRE – Mondays to Saturdays 09:00 – 20:00 and Sundays 11:00 - 18:00**, ngoMvulo ukuya ngoMgqibelo ukususela ngentsimbi ye-09:00 ukuya kweye-20:00 nangeCawe ukususela kweye-11:00 ukuya kweye-18:00 ngokuxhomekeke kule miqathango:

- (a) Ukuba makuphunyezwe isicelo sokuhlaziywa ngokutsha ukwandiswa kweeyure zokuthengiswa kotywala (obuselelwa ngaphandle) esingeniswe ngabakwa- **PICK N PAY LIQUOR PLATTEKLOOF VILLAGE, PLATTEKLOOF VILLAGE SHOPPING CENTRE – Mondays to Saturdays 09:00 – 20:00 and Sundays 11:00 - 18:00**, njengoko sithobela ummiselo oqukwe kuMthetho kaMasipala ongoLawulo lweMigaqo yokuThengiswa koTywala eLuntwini kwiSixeko saseKapa wango-2013.
- (b) Ukuba kuthe kwafumaneka izikhalazo ngokuphathelene nengxolo okanye indlela engamkelekanga yokuziphatha kwabathengi, oku kuyakuthi

kuphandwe kwaye umphumela woku ungabangela ukuba kurhoxiswe isicelo sokwandiswa kweeyure zokuthengiswa kotywala kwaye ziyakuthi zidluliselwe kuGunyaziwe ongezoTywala eNtshona Koloni ongathi acuthe amathuba okuba kuhlaziye isicelo sephepha-mvume lokuthengisa utywala.

- (c) Umfaki-sicelo kufuneka aqinisekise ukuba akukho butywala buthengiselwa abantu abangenamisebenzi kunye/okanye nabantu abangenamakhaya abahlala kwiindawo ezivulelekileyo kummandla ongakwa- **PICK N PAY LIQUOR PLATTEKLOOF VILLAGE, PLATTEKLOOF VILLAGE SHOPPING CENTRE - Mondays to Saturdays 09:00 – 20:00 and Sundays 11:00 - 18:00.**
- (d) Esi siphumezo kwakhona sixhomeke ekuthotyelweni kwayo yonke imithetho kamasipala weSixeko saseKapa efanelekileyo.
- (e) Esi siphumezo sizakuthatha isithuba esizinyanga ezili-12 ukususela ngomhla wesigqibo kuxhomekeke ekubeni unayo na ilayisenisi esemthethweni yokuthengisa utywala.

ANNEXURES:

A - Application submitted by **PICK N PAY LIQUOR PLATTEKLOOF VILLAGE, PLATTEKLOOF VILLAGE SHOPPING CENTRE**, – Mondays to Saturdays 09:00 – 20:00 and Sundays 11:00 - 18:00

FOR FURTHER DETAILS, CONTACT:

NAME	Elize Jacobs
CONTACT NUMBERS	021 444-4861
E-MAIL ADDRESS	Elize.Jacobs@capetown.gov.za
DIRECTORATE	Area-Based Management

Comment:


JDJA BRAND
SUBCOUNCIL 3 MANAGER

DATE

6/8/2019

Comment: _____

H. Carstens

**CLLR HELEN CARSTENS
SUBCOUNCIL 3
CHAIRPERSON**

Date

6/8/2019



CITY OF CAPE TOWN | ISIXEKO SASEKAPA | STAD KAAPSTAD

THIS CITY WORKS FOR YOU

MONDAY TO SATURDAY EXTENDED OFF-CONSUMPTION TRADING HOURS

CITY HEALTH

Form 2

RENEWAL

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/033554**

2. Full name of licensee **Pick 'n Pay Retailers (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

Pick 'n Pay (Platteklouf)

Shop 22, Platteklouf Village Shopping Centre

Cnr Platteklouf Road

Platteklouf

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 23654**

Platteklouf

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 **11/6/19**

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

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

Application prepared by **Danie Cronje Attorneys**

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 **D.L. Cronje** Date **11/6/19**

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

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

Liquor licence number **WCP/033554****OFFICE USE ONLY****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, PICK N PAY (PLATTEKLOOF), SITUATED AT, SHOP 22 PLATTEKLOOF

VILLAGE SHOPPING CENTRE, CNR PLATTEKLOOF ROAD, PLATTEKLOOF. IT WAS ASCERTAINED THAT THE APPLICANT DID RENEW

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

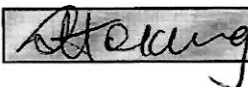
THIS APPLICATION WAS SUBMITTED TO THE PROVINCIAL OFFICE OF SAPS' LIQUOR CONTROL FOR COMMENTS, HOWEVER, NO

FEEDBACK HAS BEEN RECEIVED.

Name of Official

Martlyn Holding
10001005

Signature



Date

15 JUL 2019City 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



CITY OF CAPE TOWN | ISIXEKO SASEKAPA | STAD KAAPSTAD

CITY HEALTH

Form 3
SUNDAY OFF-CONSUMPTION TRADING

RENEWAL

THIS CITY WORKS FOR YOU

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/033554**
2. Full name of licensee **Pick 'n Pay Retailers (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

Pick 'n Pay (Platteklouf)

Shop 22, Platteklouf Village Shopping Centre

Cnr Platteklouf Road

Platteklouf

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 23654**

Platteklouf


6. Contact number

Danie Cronje : 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  Date **11/6/19**

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

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

Application prepared by **Danie Cronje Attorneys**

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  Date **11/6/19**

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

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

Liquor licence number WCP/033554

OFFICE USE ONLY**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, PICK N PAY (PLATTEKLOOF), SITUATED AT, SHOP 22 PLATTEKLOOF

VILLAGE SHOPPING CENTRE, CNR PLATTEKLOOF ROAD, PLATTEKLOOF. IT WAS ASCERTAINED THAT THE APPLICANT DID RENEW

LIQUOR LICENSE FOR 2019. 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.

Name of Official

Marilyn Holding
10001005

Signature



Date

15 JUL 2019

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 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