

## REPORT TO SUBCOUNCIL 11

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1. **ITEM NUMBER:**
2. **SUBJECT 1**

**DECISION TAKEN UNDER SUBDELEGATED AUTHORITY BY SUBCOUNCIL MANAGER, AREA DIRECTOR, WARD COUNCILLOR AND CHAIRPERSON: 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 FOR MONDAY TO SATURDAY TRADING FROM 18:00 TO 20:00 AND SUNDAY 11:00 TO 18:00 FOR AN OFF-CONSUMPTION PREMISES FOR: WINE TONIGHT (CLAREMONT), WCP043992**

### **ISIHLOKO**

**ISIGQIBO ESITHATYATHWE PHANTSI KWESIGUNYAZISO ESINGEZANTSI KWESINYE NGUMPHATHI WEBHUNGANA, UMLAWULI WOMMANDLA, UCEBA WEWADI NOSIHLALO, NGOKUJOLISWE: KWISICELO NGOKWECANDELO 6 LOMTHETHO ONGOLAWULO LOKUTHENGISWA KOTYWALA KULUNTU WANGOWAMA2013, ESINGOKWANDISWA KWEYURE ZOKUTHENGISWA KOTYWALA NGOMVULO UKUYA NGOMGQIBELO UKUSUSELA NGEYE18:00 UKUYA KWEYE 20:00 NANGECAWE UKUSUSELA NGEYE 11:00 UKUYA KWEYE18:00, NGOKUJOLISWE KWIZAKHIWO EKUNGASELELWA KUZO: WINE TONIGHT (CLAREMONT), WCP043992**

### **ONDERWERP**

**BESLUIT GENEEM DEUR DIE SUBRAADSBESTUURDER, GEBIEDSDIREKTEUR, WYKSRAADSLID EN VOORSITTER: AANSOEK INGEVOLGE ARTIKEL 6 VAN DIE STAD KAAPSTAD: VERORDENING OP BEHEER OOR ONDERNEMINGS WAT DRANK AAN DIE PUBLIEK VERKOOP, 2013, VIR DIE VERLENGING VAN DRANKHANDELSURE VIR HANDEL VAN MAANDAG TOT SATERDAG VAN 18:00 TOT 20:00 EN SONDAG VAN 11:00 TOT 18:00 VIR 'N BUITEVERBRUIKPERSEEL VIR: WINE TONIGHT (CLAREMONT), WCP043992**

**Q3660**

### **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**

For information

In terms of the decision of Subcouncil 11 of 3 March 2022. i.e.11SUB3/3/2022 SM Motion: To consider the following addendum to the Sub-Delegation of Subcouncil Delegations (Part 25) SUB-COUNCILS

b) In the event of Subcouncil delegation 4(2) 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 relevant Ward Councillor, as well as the relevant area Director, be authorized to deal with and finalize such matter.

The post of Area Director has since this decision been changed to Regional Manager.

d) A report be submitted to the ensuing meeting of the Subcouncil to report on the exercising of such delegation;

### **5. EXECUTIVE SUMMARY**

An application for the renewal of extension of liquor trading hours in terms of Section 6 of the City of Cape Town: Control of Undertakings that Sell Liquor to the Public By-Law 2013 was submitted to the City Health Department and circulated to the relevant departments for comment. The fully signed application, including all required comments, was submitted to the Subcouncil 11 Manager, and was then circulated to all Interested and Affected Parties for comment.

### **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:

- **Wine Tonight (Claremont)**
- **Liquor Licence Number: WCP043992**
- **OFF-Consumption**
- **Shop L15 Cavendish Square, Lower Ground Floor, 3 Dreyer Street, Claremont**
- **Erf 57855-RE**

#### 6.2.2 Subcouncil Manager Confirmation: Advertising extent (Community participation) – Notices served on and received the following Comments:

- Ward 59 Councillor:  
Email send to Cllr Mikhail Manuel on 27 June 2024 and the following comments were received; See Annexure A.

Supported,

- Subcouncil 11 Chairperson:  
Email send to Chairperson Ald Antonio Van Der Rheede on 27 June 2024 and the following comments were received; See Annexure B.

Supported.

- Ward Comittees & Community Organisation: Upper Claremont Residents and Ratepayers Association:  
Email send to Ward committees and Community organization on the 27 June 2024. See Annexure C.

Supported.

- **Internal departments:**

- ❖ Town Planning:  
Email send to Town Planning on 27 June 2024 and the following comments were received; See Annexure D.

Supported.

- ❖ Acting Subcouncil Manager:  
Supported.

#### 6.3 POPIA Compliance

- ☒ It is confirmed that this report has been checked and considered for POPIA Compliance.

## 7. RECOMMENDATION

It is recommended that the Subcouncil NOTES the decision of BE SUPPORTED taken in terms of the Sub-delegations.

### ISINDULULO

Kundululwe ukuba iBhungana maliqwalasele isigqibp senkxaso, ngokungqinelana nezigunyaziso ezingaphantsi kwezinye.

### AANBEVELING

Daar word aanbeveel dat die subraad kennis neem van die besluit van steun geneem kragtens die subdelegasies.

It is recommended that the report BE NOTED

SUPPORTED

☒

CONDITIONAL SUPPORT

☐

NOT SUPPORTED

☐

### ANNEXURES:

**Annexure A:** Comments received from Ward Councillor.

**Annexure B:** Comments received from Subcouncil Chairperson.

**Annexure C:** Comments received from Community Organisation.

**Annexure D:** Comments received from Town Planning.

### FOR FURTHER DETAILS, CONTACT:

<b>NAME</b>	<i>Christa Liebenberg</i>
<b>CONTACT NUMBERS</b>	<i>021 444 0503</i>
<b>E-MAIL ADDRESS</b>	<a href="mailto:Christa.Liebenberg@capetown.gov.za">Christa.Liebenberg@capetown.gov.za</a>
<b>DIRECTORATE</b>	<i>Corporate Services</i>
<b>FILE REF</b>	<i>17/1/2/1</i>

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#### Subcouncil Manager

Christa Liebenberg

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#### Regional Manager: Subcouncils: North & Central

Zolile Siswana

**COMMENT ON APPLICATION FOR EXTENSION OF  
LIQUOR TRADING HOURS**

**Please complete the information below and return to the Sub-council 11 office; Dulcie September Civic Centre (Athlone Civic), Klipfontein Road, Athlone**

<b>Applicant Details</b>	LLR: <b>WCP043992</b>	<b>Wine tonight</b>  <b>Weekdays 18H00 – 20H00, Sundays 11:00-18:00</b>  <b>Erf 57355, Cavendish Square Lower Groundfloor</b>  <b>Shop L15, Dreyer street Claremont</b>		
APPLICATION	SUPPORTED	X	NOT SUPPORTED	
Please indicate whether the business is LOCATED near	Aged or Frail			
	Rehab, Drugs / Alcohol Centre			
	School(s)			
	Other			
PARKING				
COMMENTS				
<b>Councillor: Cllr Mikhail Manuel</b>		<b>WARD: 59</b>		
<b>ORGANISATION/OBJECTOR DETAILS</b>				
NAME (and business name)	<b>Mikhail</b>	Digitally signed by Mikhail Manuel	SIGNATURE	
DATE	<b>Manuel</b>	Date: 2024.06.27 22:04:39 +02'00'	CONTACT NUMBER	

For ease of reference community organisations/residents may submit comments to this office, to aid in the decision taken by this Subcouncil. Written comment, hand delivered or via email in respect of this notice(s) of application(s) must reach this office before or on **10 July 2024**

Shantall Butler  
 Subcouncil 11, Dulcie September Civic Association,  
 Protea Road, Kewtown  
 Tel 021 4445384  
[Subcouncil.11@capetown.gov.za](mailto:Subcouncil.11@capetown.gov.za)

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APPLICATION	SUPPORTED	<b>×</b>	NOT SUPPORTED	
Please indicate whether the business is LOCATED near	Aged or Frail			
	Rehab, Drugs / Alcohol Centre			
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	Other			
PARKING				
COMMENTS				
<b>Councillor: Cllr Mikhail Manuel</b>		<b>WARD: 59</b>		
<b>ORGANISATION/OBJECTOR DETAILS</b>				
NAME (and business name)	Ald. Antonio Van Der Rheede	SIGNATURE	Ald Antonio Van Der Rheede (DA) <div style="font-size: small;">Digitally signed by Ald Antonio Van Der Rheede (DA) Date: 2024.07.01 12:14:21 +02'00'</div>	
DATE	01/07/2024	CONTACT NUMBER		

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PARKING			
COMMENTS			
<b>Councillor: Cllr Mikhail Manuel</b>		<b>WARD: 59</b>	
<b>ORGANISATION/OBJECTOR DETAILS</b>			
NAME (and business name)	Upper Claremont Residents and Ratepayers Association	SIGNATURE	
DATE	3 <sup>rd</sup> July 2024	CONTACT NUMBER	

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Please indicate whether the business is LOCATED near	Aged or Frail	No		
	Rehab, Drugs / Alcohol Centre	No		
	School(s)	No		
	Other	No		
PARKING				
COMMENTS				
Councillor: Cllr Mikhail Manuel		WARD: 59		
ORGANISATION/OBJECTOR DETAILS				
NAME (and business name)	M Walker	SIGNATURE		
DATE	12-07-2024	CONTACT NUMBER		

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