



## REPORT TO SUBCOUNCIL 21

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1. ITEM NUMBER : **21SUB20/05/19**

2. SUBJECT

**RENEWAL - APPLICATION FOR EXTENSION OF LIQUOR TRADING HOURS FROM 11:00 TO 18:00 FOR SUNDAY TRADING FOR OFF-CONSUMPTION PREMISES IN RESPECT OF JONTAS LIQUORS**

**UKUHLAZIYWA NGOKUTSHA KWISICELO SOKWANDISWA KWEYURE ZOKUTHENGISWA KOTYWALA UKUSUSELA KWEYE-11:00 UKUYA KWEYE-18:00 NGOKORHWEBO LANGECAWE KWIZAKHIWO EKUNGASELELWA KUZO NGOKUJOLISWE KWA- JONTAS LIQUORS**

**HERNUWING - AANSOEK OM VERLENGING VAN DRANKHANDELSURE VIR SONDAG-HANDEL VANAF 11:00 TOT 18:00 VIR BUITEVERBRUIKPERSEEL TEN OPSIGTE VAN JONTAS LIQUORS**

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 4(2)

To approve, refuse or vary applications for extension of trading hours on premises where liquor licenses have been granted.

## 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 Subcouncil 21 and was then circulated to abutting neighbours, all organisations included on the Ward 11 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 license 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:

### JONTAS LIQUORS

#### 6.2.1 Details of application:

- **Jontas Liquors**
- Liquor License No: WCP/037490
- OFF Consumption
- Erf 6751, 10 Wattel Street, Sarepta, Kuilsriver
- **Current trading hours: Sunday Trading 11:00 – 18:00**
- Business Licence

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

- Ward Councillor: 2019.04.07:  
Comment withheld in order to participate at meeting
- Community Organizations: 2019.04.07: As per CBO Database:  
No comment received during the public participation period.
- Ward Committee of Ward 11: 2019.04.07:  
No comment received during the public participation period.
- **Internal departments:**
  - ❖ Law Enforcement Squad  
Pertaining to the mentioned premises, namely *Jontas Liquors, situated at 10 Wattel Street, Sarepta, Kuilsriver*. It was ascertained that the applicant did renew his liquor licence 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.

## 7. RECOMMENDATION

That Subcouncil 21 consider the application for the extension of liquor trading hours submitted by Jontas Liquors, 10 Wattel Street, Sarepta, Kuilsriver.

### IZINDULULO

Ukuba iBhungana 21 maliqwalasele isicelo sokwandiswa kwamaxesha okuthengisa utywala esingeniswe ngabe- Jontas Liquors, 10 Wattel Street, Sarepta, Kuilsriver.

### AANBEVELING

Dat Subraad 21 die aansoek om die verlenging van drankhandelsure ingedien deur Jontas Liquors, 10 Wattel Street, Sarepta, Kuilsriver oorweeg.

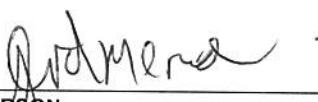
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### ANNEXURES:

Application submitted by Jontas Liquors, 10 Wattel Street, Sarepta, Kuilsriver including comments by Safety and Security

### FOR FURTHER DETAILS CONTACT:

<b>NAME</b>	<i>Pieter Grobler</i>
<b>CONTACT NUMBERS</b>	<i>021 400 2344</i>
<b>E-MAIL ADDRESS</b>	<i>Pieter.grobler@capetown.gov.za</i>
<b>DIRECTORATE</b>	<i>Urban Management</i>

  
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**SUBCOUNCIL MANAGER**  
**PIETER GROBLER**TEL No 021 – 400 2345  
\_\_\_\_\_DATE 2019.05.13  
\_\_\_\_\_Comment:  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
**CHAIRPERSON**  
**CLLR/DR JOHANNES VAN DER MERWE**TEL NO 021 – 400 2352  
\_\_\_\_\_DATE 2019.05.13  
\_\_\_\_\_Comment:  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

## CITY HEALTH

CITY OF CAPE TOWN | ISIXEKO SASEKAPA | STAD KAAPSTAD

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/0374902. Full name of licensee JOHN ANDREW OCTOBER

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)

N/A

4. Name and address of the licensed premises

JONTAS LIQUORSWATTEL STREET 10 SAREPTA KUILSRIVER 7580

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. 6751 WATTEL STREET 10 SAREPTA KUILSRIVER 7580JONTAS LIQUORS

6. Contact number

073 289 7802 / 071 761 5811

7. State reason(s) why licensee is applying for trading on Sundays (use an annexure if required)

THE REASON IS TO PROVIDE FOR MY FAMILY AND ALSO HELPELIMINATE THE EXISTENCE OF OTHER UNLICENSED ESTABLISHMENTS

I declare that the information furnished in this application and in any documents attached to it, is true.

Signature S. a. C. M. S. Date 27.02.2019

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

Name (printed) \_\_\_\_\_

Application prepared by JOHN OCTOBER (LICENSEE HOLDER)

Postal address \_\_\_\_\_

Physical address WATTEL STREET 10

\_\_\_\_\_

SAREPTA

\_\_\_\_\_

KUILSRIVER 7580

Work tel: \_\_\_\_\_

Cell: 073289 7802

Fax: \_\_\_\_\_

E-mail: octoberjohn69@yahoo.com

Signature \_\_\_\_\_ Date \_\_\_\_\_

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

Name (printed) \_\_\_\_\_

## OFFICE USE ONLY

Liquor licence number WCP/037490

## SAFETY AND SECURITY

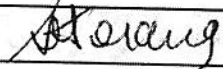
Comment or state history of nuisance(s) and/or any complaints received or action taken in respect of the premises or licensee

PERTAINING TO THE MENTIONED PREMISES, NAMELY, JONTAS LIQUORS, SITUATED AT, WATTEL STREET NO 10, SAREPTA, KUILS RIVER. 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 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

14 MAR 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

KUILS RIVER CASH OFF  
OFFICE #5004

SERVED BY - C. Zele

GENERAL LEDGER  
VOTE NUMBER : 810400P18070172  
TICKET CODE : 00  
COMMENTS EXTENDED HOURS  
0001 AMOUNT 4035.10 CA

GENERAL LEDGER  
VOTE NUMBER : 810400P18070172  
TICKET CODE : 00  
COMMENTS EXTENDED HOURS  
0002 AMOUNT 8070.20 CA  
CASH 12105.50

CHANGE 0.20

#10615 22 MAR 2019 13:42 860 USR0530

Thank you for this  
payment.

Have a nice day