



SUBCOUNCIL 2

1. ITEM NUMBER: **02SUB18/05/2023**

2. SUBJECT

RENEWAL APPLICATION FOR EXTENSION OF LIQUOR TRADING HOURS FROM 11:00 TO 18:00 FOR SUNDAYS TRADING FOR OFF-CONSUMPTION PREMISES IN RESPECT OF PICK N PAY FAMILY SUPERMARKET SONEIKE (REFERENCE NO. 188090) WARD 8: SONEIKE CENTRE, CNR AMANDEL WAY & BOTTELARY ROAD, SONEIKE

HERNUWING AANSOEK OM VERLENGING VAN DRANKHANDELSURE VIR SONDAE, 11:00 TOT 18:00 VIR BUIITEVERBRUIKPERSEEL TEN OPSIGTE VAN PICK N PAY FAMILY SUPERMARKET SONEIKE, (VERWYSINGS NO. 188090) WYK 8: SONEIKE CENTRE, CNR AMANDEL WAY & BOTTELARY ROAD, SONEIKE

U KU HLAUWUWA ISICELO SOKWANDISWA KWEYURE ZOKUTHENGISWA KOTYWALA UKUSUSELA KWEYE-11:00 UKUYA KWEYE-18:00 NGOKORHWEBO LANGECAWE KWIZAKHIWO EKUNGASELELWA KUZO NGOKUJOLISWE PICK N PAY FAMILY SUPERMARKET SONEIKE (INOMBOLO YESALATHISO. 188090) IWADI 8: CNR AMANDEL WAY & BOTTELARY ROAD, SONEIKE

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 2 and was then circulated to abutting neighbours, all organisations 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:

PICK N PAY FAMILY SUPERMARKET SONEIKE

6.2.1 Details of application: **Annexure A**

- **PICK N PAY FAMILY SUPERMARKET SONEIKE**
- Liquor Licence No: WCP/029534
- OFF Consumption
- Soneike Centre, Cnr Amandel Way & Botterlary, Soneike
- Current trading hours: 11:00 until 18:00
- Business License

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

- Ward Councillor: 14/04/2023
No comment received yet.
- Community Organizations: 14/04/2023: As per CBO Database:
No comment received.
- Ward Committee of Ward 8: 14/04/2023
No comment received.
- Comments by Internal Department:
Pertaining to the mentioned premises, namely, Pick n Pay Family Supermarket Soneike, situated at Sonieke Centre, Cnr Amandel Way & Botterlary, Soneike, Kuilsriver. It was ascertained the applicant did renew his liquor licence 2023. The report received from the Western Cape Liquor Authority States that they have no objection against granting the application. The report received from the designated SAPS station has no objection against the application for the extension of Liquor Trading Hours.

RECOMMENDATION

That Subcouncil 2 considers the application for the extension of liquor trading hours submitted by **PICK N PAY FAMILY SUPERMAKET SONEKE**.

AANBEVELING

Dat subraad 2 die aansoek om die verlenging van drankhandelsure ingedien deur **PICK N PAY FAMILY SUPERMAKET SONEKE**, oorweeg.

IZINDULULO

Ukuba iBhungana 2 maliqwalasele isicelo sokwandiswa kwamaxesha okuthengisa utywala esingeniswe ngabe **PICK N PAY FAMILY SUPERMAKET SONEKE**.

ANNEXURES:

Application submitted by **PICK N PAY FAMILY SUPERMAKET SONEKE**

FOR FURTHER DETAILS, CONTACT:

NAME	<i>Monique Bending</i>
CONTACT NUMBERS	<i>021 444 1135</i>
E-MAIL ADDRESS	<i>Monique.Bending @capetown.gov.za</i>
DIRECTORATE	<i>Corporate Services: Area North (1)</i>

Wessie van
der
Westhuizen

Digitally signed by
Wessie van der
Westhuizen
Date: 2023.05.11
09:33:41 +02'00'

WESSIE VAN DER WESTHUIZEN
ACTING SUBCOUNCIL 2 MANAGER

DATE 05/05/2023

POPIA

We respect the privacy rights of everyone who uses or enquires about our services. Protecting your personal information, as defined in the Protection of Personal Information Act, Act 4 of 2013, will be respected.

Personal information will only be shared for purposes of resolving customer enquiries, providing customer services or for any other legitimate purpose relating to City functions.



CITY OF CAPE TOWN
ISIXEKO SASEKAPA
STAD KAAPSTAD

CITY HEALTH

Davina Williams

T: 0214446738

F:

E: DavinaC.Williams@capetown.gov.za

19/04/2023

Confirmation of receipt of application in terms of Section 6(5)A of the City of Cape Town Liquor Trading Days and Hours By-law 2013 as amended.

Liquor Licence Reference Number: 188090
Liquor Licence Number: WCP/ 029534 (Sun)
Licensee Name: IN [REDACTED] (ty) Ltd
Premises Name: P [REDACTED] S [REDACTED] NEIKE
Premises Address: S [REDACTED] Cnr
A [REDACTED]
B [REDACTED]
S [REDACTED]

Date of Application Submission:

Date Application captured: 2023/04/18

Disclaimer

1. Submission of this application does not grant the right to extend liquor trading hours. Approval to be first obtained from the relevant Sub-Council.
2. The application fee is non-refundable.

(Sun)

Liquor licence number WCP/02953 4

OFFICE USE ONLY

SAFETY AND SECURITY

Comment or state history of nuisance(s) and/or any complaints received from the premises or licensee

PERTAINING TO [REDACTED], PICK N [REDACTED] (SONEIKE), SITUATED AT [REDACTED]

CENTRE, CA [REDACTED] RIVERSIDE. IT WAS ASCERTAINED THAT THE APPLICANT DID RENEW HIS

LIQUOR LICENSE FOR 2023. NO COMPLAINTS WERE RECEIVED BY THE LIQUOR UNIT WITH REGARD TO THIS ESTABLISHMENT.

THE REPORT RECEIVED FROM THE WESTERN CAPE LIQUOR AUTHORITY STATES THAT THEY HAVE NO OBJECTION AGAINST

GRANTING THE APPLICATION. THIS APPLICATION WAS SUBMITTED TO THE PROVINCIAL OFFICE OF SAPS' LIQUOR CONTROL

FOR COMMENTARY FROM THE DESIGNATED SAPS STATION; HOWEVER, NO FEEDBACK HAS BEEN RECEIVED.

Marilyn Holding

Name of Official

Assistant Chief

Signature

LAW ENFORCEMENT

10001005

Date

14 APR 2023

SAPS and Security

LAW ENFORCEMENT

(The applicant must now pay the non-refundable application fee of R8855.00 (Vat inclusive) and hand the application and receipt in at the designated

Environmental Health Office. The fee is payable at any cash office into Profit Centre 18070172)

Application Fee

Receipt number

payment date



CITY HEALTH

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

2. Full name of licensee

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)

DETAIL AS PER ANNEXURE "G"

4. Name of premises

PIC

ERF

C/O

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

Street

Apartment

Shop

Farm

Office: 021 9138545, Fax

7. State reason(s) why licensee is applying for this license (use an annexure if required)

DETAIL AS PER ANNEXURE "A"

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

Signature Date

(written authorization on behalf of licensee to be attached)

Name (printed) Application prepared by

Signature Physical

Work tell: Cell:

Fax: Email:

Signature Date

(written authorization on behalf of licensee to be attached)

Name (printed)