

MATATIELE LOCAL MUNICIPALITY



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POLICY ON EXTENDED LIQUOR TRADING HOURS

MATATIELE EXTENDED LIQUOR TRADING HOURS POLICY

Preamble

This policy is made in terms of Section 4A of the Liquor Trading By-law. A licensee of a Liquor License premises in Categories 3 and 4 of the Schedule, to the Liquor Trading By-Law, where liquor is sold for consumption on the premises, may apply for extended liquor trading hours to a maximum of 2 am on the date applied for, subject to the Evaluation Criteria hereunder.

Off consumption liquor licences will not qualify for any extension to those hours stipulated in the Matatiele Local Municipality Liquor Trading By-Law.

EVALUATION CRITERIA

The Council, in considering the application shall take the following factors into account:-

1. Premises do fall into Category 3 or 4 of the Schedule.
2. Any complaints or nuisances reported to the Municipal Managers Office .
3. Required fee of R20 000.00 per application has been paid.
4. Outcome of the consultation with the community, which will include, but are not limited to, the ward councillor, ratepayers association and abutting neighbours.
5. The extended hours requested.
6. Any extensions granted for the duration of the current license.
7. Renewable annually.
8. Appropriate zoning will be a pre-requisite.
9. Incomplete application forms will not be accepted.

RIGHT TO APPEAL

In terms of Section 62 of the Municipal Systems Act, 2000 any party aggrieved by a decision may appeal to the Municipal Manager against such decision within 21 days after it has been made known and subject to the provisions as further set out in the section. (In this instance, party means the applicant.)

APPLICATION PROCEDURE

To ensure that the needs of the community and the liquor license holder are considered, the following procedure will apply:

1. Applicant obtains the application form from Economic Development and Planning Department/ LED Unit.
2. Applicant to fill in Part 1 of the application form and thereafter firstly obtain confirmation from Land Use Management that the premises fall into category 3 or 4 of the Schedule. Land Use Management needs to fill in the relevant section in Part 2 of the application form.
3. In case the premises fall outside of category 3 or 4, the application will not be considered.
4. Where the premises do fall into category 3 or 4, the applicant then needs to obtain comments and/or statement of history of nuisance and/or complaints or action taken in respect of the premises or the applicant from the Corporate Service Department (Customer Care).
5. The applicant now pays the application fee of R20 000.00 to Budget and Treasury.
6. The duly completed application form and the receipt of payment can now be submitted at the Registry Office.
7. The application form will be captured and forwarded to the Municipal Manager's Office
8. The LED Manager will facilitate the public participation process by obtaining comment from the affected community, neighbours and the Ward Councillor.
9. The LED Manager will forward the report with the comments to the Development Application Forum to consider.
10. The Development application forum will recommend the refusal approval, or variance to the extended hours being applied for.
11. The Municipal Manager will in writing inform the Applicant of the decision of the Council and in case of a refusal his/her right to appeal.



MR. L. MATIWANE
MUNICIPAL MANAGER

28/07/2022

DATE



CLLR. S. MNGENELA
MAYOR

28/07/2022

DATE



CLLR. N. NGWANYA
SPEAKER OF COUNCIL

28/07/2022

DATE