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Tel: +27(0)51 405 8621, Fax: +27(0)51 405 8108

Your Ref:  
Room 201, Bram Fischer Building

Our Ref:  
Date: 30 October 2019

Cllr Pieter Lotriet  
Mangaung Metro Municipality

Dear Councillor

**THE RULE 38 QUESTION: EDWIN OFF-SALES WATERMEYER STREET  
NOORDHOEK BLOEMFONTEIN**

With reference to your letter dated 21 October 2019 regarding the above-mentioned matter bears reference.

1. **Does this business have a licence to operate an off-sales?**
  - Yes, the business has a licence, Ref: FSP/026340
2. **If so when was it granted?**
  - 29 January 2014
3. **What are the licence conditions?**
  - Copy of the licence and its conditions attached
4. **Does this business have a licence to operate as a tavern?**
  - Copy of the Licence and conditions that existed by the date of application attached
5. **Is the business licenced to operate after business hours?**
  - Operating hours are not listed on the attached Business licence
6. **If so when was this licence granted?**
  - Liquor Licence Ref: FSP/026340 attached

**7. What are the operating conditions of this business?**

- Liquor licence Ref: FSP/026340 and conditions upon application are attached

**8. Was the community consulted on any changes in the condition of the licence?**

- As a norm, prior to granting a liquor licence to any applicant, a notice in this regard is placed for a certain period on local newsletters where any person who wish to lodge an objection, may do so in writing to the Liquor Board, we cannot

**9. Which Department in the Metro is responsible for the regulation of the activities of a business such as an off-sales or tavern?**

- For compliance issues such as to check the structure/ the building, the responsible department is building control, if food is sold in the tavern or maybe the tavern is having a restaurants the responsible department is environmental health, but for regulating the activities within the taverns itself there is no specific department responsible for that in the metro.

**10. When last was this Edwin Off-sales inspected in terms of compliance?**

- The last compliance inspection known to Public Safety as per our request, was conducted on Monday, 28 October 2019, by Inspectors from the Free State Liquor and Gambling Authority

**11. Will the Municipal Manager please take personally take responsibility of the conduct of this business and immediately calm the activities of this tavern?**

- The responsible authority in terms of compliance to a liquor licence is the Free State Liquor and Gambling Authority and the South African Police Service

**Yours faithfully**

  
Adv. Tankiso Mea  
City Manager



**MANGAUNG**

DIRECTORATE  
CORPORATE SERVICES

COUNCILLORS

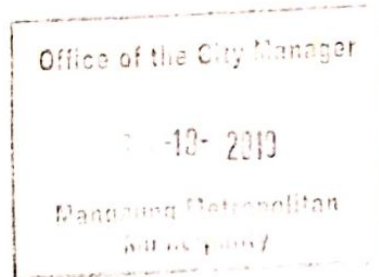
21 October 2019

To: THE CITY MANAGER:  
Adv. T Mea  
Mangaung Metro Municipality.

Further To: THE SPEAKER  
Mr. MA Siyonzana

BY HAND.

BRAM FISHER BUILDING,  
BLOEMFONTEIN  
9301



Dear Gentlemen

**RE: EDWIN OFF-SALES – WATERMEYER STREET NOORDHOEK BLOEMFONTEIN**

I refer your attention to Rule 38 of the Standing Rules and Orders that states:

*38.1 Any member may submit a question requiring a written reply from any political office bearer, the municipal manager or senior manager of the municipality, concerning any matter related to the effective performance of the functions of the municipality and the exercise of its powers, provided that a written notice of such a question has been submitted to the Speaker or chairperson and the municipal manager at least 10 (ten) days prior to the councillor committee meeting and the political office bearer and the City Manager shall ensure that the member receive a written reply at the meeting.*

*38.2 If after the question has been replied to, a member is of the opinion that the reply is not clear or satisfactory, he or she may with the permission of the speaker or chairperson, request a follow-up question, follow-up question should be in writing.*

*38.3 All questions duly given notice of and all responses submitted shall be recorded in the minutes of the meeting.*

The Edwin Off-Sales was opened on a date unknown in Watermeyer Street, Noordhoek. At first the business was conducted in an orderly manner with no known objection from the community. Please note that this business is in a residential area surrounded by residential houses occupied by families with children.

It is now alleged by the collective community, the Community Police Forum as well as the NG Church that this business is operated as a tavern. The consequence is that very loud music, unruly behaviour and threats to the community have become the order of the day. Business hours are now allegedly any hours of the week. The owner is allegedly totally uncooperative and arrogant.

Therefore and in the light of the above, I ask the following questions in terms of Rule 38 of the Standing Rules and Orders:

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1. Does this business have a licence to operate as an off-sales? If so, when was this licence granted? What is the terms and conditions of the licence of this business?
2. Does this business have a licence to operate as a tavern or licenced to operate after business hours? If so, when was this licence granted? What are the operating conditions of this business? Was the community consulted on any change in the conditions of the licence?
3. Which Department in the Metro is responsible for the regulation of the activities of a business such as an off-sales or a tavern? When last was this Edwin Off-Sales inspected in terms of compliance?
4. Will the Municipal Manager please personally take responsibility of the conduct of this business and immediately calm the activities of this tavern?

I kindly request your soonest action on the problem. Please report in writing at the next council meeting

Sincerely,



Cllr. Pieter Lotriet  
Ward 21  
Mobile: 0824125261  
Email: palotriet@telkomsa.net

# FREE STATE GAMBLING AND RACING BOARD



REGISTERED NO.

FREE STATE GAMBLING & RACING BOARD

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**TRANSFER CERTIFICATE**  
(In terms of Gambling and Liquor Act 6, 2010,

FORM 11

(Reg.28 read with Reg. 33)  
Reference No: FSP/026340

**APPROVAL IN TERMS OF SECTION 39 FOR THE TRANSFER OF REGISTRATION**

The  
**SPECIAL LIQUOR LICENCE (OFF-CONSUMPTION)**

held by

**LEBOGANG LAYTON SETENANE**

In respect of the premises situated at

**PORTION 53 OF ERF NO. 2255, 17 WATERMEYER STREET, HILTON, BLOEMFONTEIN**

in the municipality of

**MANGAUNG:BLOEMFONTEIN**

Under which business is conducted under the name of  
**EDWIN OFF-SALES**

is hereby transferred to  
**LEBOGANG LAYTON SETENANE**

The business will in future be conducted under the name of  
**EDWIN OFF-SALES**

This registration shall be of no force and effect unless the prescribed fees have been paid into the bank account of the Free State Gambling and Liquor Authority and proof thereof has been submitted to the Free State Gambling and Liquor Authority. Payment of the prescribed fees is to be made within sixty days after the under mentioned date of issue.

DATE OF ISSUE	PRESCRIBED FEES	PAYABLE ON OR BEFORE
29-01-2014	R1500.00	29-03-2014

  
Chief Executive Officer:  
Free State Gambling and Liquor Authority

**FOR OFFICIAL USE BY THE RECEIVER OF BANK INSTITUTION**

AMOUNT RECEIVED	RECEIPT NO.	OFFICE DATE STAMP

# FREE STATE PROVINCE



FORM 4  
(Reg. 11)

Reference No: 026/10

*Handwritten signature*

1122157-3

LIQUOR ACT, 1989 NL Seithet

## SPECIAL LIQUOR LICENCE (OFF-CONSUMPTION)

LEKHUHLILE EDWIN SHIBU is hereby licensed to sell ALL KINDS OF LIQUOR, and to conduct under the name of EDWIN OFF-SALES, upon premises, the plan of which has been approved, situated at PORTION 53 OF ERF NO 1255, 17 WATERMEYER STREET, HILTON, BLOEMFONTEIN, in the district of BLOEMFONTEIN, such business as is, in accordance with the conditions of the Act or any other law, authorised to be conducted under the above-mentioned licence.

The determinations, consent approvals and authorities which have been granted, are set out in ANNEXURE (S) N/A hereto.

The provisions of the Act set out in ANNEXURE N/A hereto, shall in terms of section 23(3) *mutatis mutandis* apply to this licence.

This shall be subject to the conditions determined by the Minister in terms of section 36 and set out in ANNEXURE A.

Liquor not required for immediate sale, shall be stored on the licensed premises.

This licence shall be of no force and effect unless the prescribed fees have been paid to the Receiver of Revenue. Payment of the prescribed fees is to be made within sixty days after the under-mentioned date of issue.

DATE OF ISSUE	PRESCRIBED FEES	PAYABLE ON OR BEFORE
12-12-2007	R1 166-67	11-02-2008

Place of issue: BLOEMFONTEIN

FS LIQUOR  
AUTHORITY

2007-12-12

Chairperson, Free State Liquor Board

CHAIR PERSON

FOR OFFICIAL USE BY THE RECEIVER OF REVENUE

AMOUNT RECEIVED	RECEIPT NO.	OFFICE DATE STAMP
10000.00	122157	12-12-2007

Conditions: Times of business - Monday till Friday (08h00 - 16h00) and Saturday (08h00 - 13h00)

Department of Tourism, Environmental and Economic Affairs  
Business Regulation and Governance Directorate

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