ANNEXURE

FORM 1  
APPLICATION IN TERMS OF SECTION 20 OF THE ACT FOR A LICENCE

**[Reg. 3(1)]**

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|  | **Date-stamp of Board** |  |
|  |  | **For official use** |
|  |  | Amount R ……………................................ |
|  |  | Receipt no. …………….............................. |
|  |  | Date ……………......................................... |

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| **NORTHERN CAPE LIQUOR ACT, 2008** | | | |
| **INDEX** | | | |
| ***Description of document*** | ***Annexures to Form 1*** | | |
| (i) Application | Form 1 | | |
| (ii) Plan of the premises [section 20(1)(b)] | A | | |
| (iii) Description or photos of the premises [section 20(1)(c)] | B | | |
| (iv) Comprehensive written representations [section 20(1)(a)] | C | | |
| (v) Proof of notices required by section 20(1)(d) | D | | |
| (vi) Proof of payment of prescribed fee [section 20(1)(f)] | E | | |
| (vii) Land usage restriction [section 20(1)(g)]  (viii) Applicants contribution on how to combat alcohol abuse [section 20(1)(h) | F  G | | |
| Application prepared by……......................................................................................................................... | | | |
| Postal address………....................................................................................................................................... | | | |
| Telephone no. …….......................................................................................................................................... | | | |
| 1 *(a)* Full name of applicant……….......................................................................................................... | | | |
| *(b)* Age…….......................................................................................................................................... | | | |
| 1. Identity number or in the case of a company or close corporation, its registration number   ………………………………………………………………………………………………………….…… | | | |
| *(d)* Residential address or address of registered office……………...................................................... | | | |
| *(e)* Business address and location of the premises to which the application relates  ………………………………………………………………………………………………...................... | | | |
| *(f)* Postal address………..................................................................................................................... | | | |
| *(g)* Business telephone number…………............................................................................................. | | | |
| [Delete *(b)* if applicant is not a natural person] | | | |
| 2 *(a)* Is applicant - |  |  |  |
| (i) a minor ? | Yes |  | No |
| **(ii) a person who was, within 10 years preceding the date of submitting the application for a licence, convicted for murder, rape, robbery, fraud, trade or possession of drugs, child abuse, an offence involving dishonesty or contravention of this Act or the National Liquor Act?** |  |  |  |
|  | Yes |  | No |
|  |  |  |  |
| (iii) an unrehabilitated insolvent? | Yes |  | No |
|  |  |  |  |
| *(b)* If the applicant is a company, close corporation, partnership or trust, state whether a person contemplated in subparagraph *(a)* - | | | |
| (i) has a controlling interest in such a company, close corporation or trust |  |  |  |
|  | Yes |  | No |
|  |  |  |  |
| (ii) is a partner in such a partnership | Yes |  | No |
|  |  |  |  |
| (iii) is the main beneficiary under such a trust  (Mark the applicable square) |  |  |  |
|  | Yes |  | No |
|  |  |  |  |
| *(c)* If any of the questions in subparagraphs *(a)* or *(b)* have been replied to in the affirmative, provide full details ]…………...........................................................................................................  (Use an annexure if necessary) | | | |
| 3 *(a)* State the name, identity number and address of each person, including the applicant, who will have any financial interest in the business and in each case the nature and extent of such interest. [If the applicant is a public company, statutory institution or a co-operative as contemplated in the Co-operatives Act, 1981 (Act 91 of 1981), it shall be sufficient if only the name and postal address of such company, statutory institution or co-operative, as the case may be, the name of each director (if any) thereof and the nature and extent of the financial interest of such company, statutory institution or co-operative are furnished and not also the interests of individual members of such company, statutory institution or co-operative]…………..........................................................................................................................  ……................................................................................................................................................. (Use an annexure if necessary) | | | |
| *(b)* State the financial interest in the liquor trade in the Province of the applicant and if the applicant is a private company, close corporation, partnership or trust, also of every shareholder, member or partner thereof or beneficiary thereunder. (If the applicant or the said shareholder, member, partner or beneficiary has no such interest, this fact must be specifically mentioned.)……………………….....................................................................................................  ……................................................................................................................................................. (Use an annexure if necessary) | | | |

|  |  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- | --- |
| 4 *(a)* State kind of licence applied for…………........................................................................................ | | | | | | |
| *(b)* State what applicant intends selling thereunder………………………............................................. | | | | | | |
| 5 If application is made for a micro-manufacturer’s licence for the production of wine only - | |  | |  |  | |
| *(a)* Is applicant - | |  | |  |  | |
| (i) a person who engages in viticulture? | | Yes | |  | No | |
|  | |  | |  |  | |
| (ii) an association of person, the majority of the members of which engages in viticulture? | |  | |  |  | |
|  | | Yes | |  | No | |
|  | |  | |  |  | |
| (iii) a co-operative society, which manufactures wine from grapes produced by members of the co-operative society and of which no other such co-operative society is a member? | |  | |  |  | |
|  | | Yes | |  | No | |
|  | |  | |  |  | |
| *(b)* describe the situation of the premises where the liquor concerned is manufactured with reference to the erf, street or farm number...…………....................................................................  ……................................................................................................................................................. (Delete paragraph 5 if not applicable) (Mark the applicable square) | | | | | | |
| 6 If application is made for a micro-manufacturer’s licence - | | | | | | |
| *(a)* is applicant a person who - | | | | | | |
| (i) engages in viticulture? | | Yes | |  | No | |
|  | |  | |  |  | |
| (ii) manufactures any other fermented beverage? | | Yes | |  | No | |
|  | |  | |  |  | |
| *(b)* describe the situation of the premises where the liquor concerned is manufactured with reference to the erf, street or farm number...…………....................................................................  ……................................................................................................................................................. (Delete paragraph 6 if not applicable) (Mark the applicable square) | | | | | | |
| 7 In the case of a sorghum beer licence, state whether it is intended to sell liquor for consumption on or off the licensed premises  …………………………..………………………………….............................................................................. | | | | | | |
| 8 Under what name is the business to be conducted?…………................................................................... | | | | | | |
| 9 *(a)* Describe the situation of the premises where the business is to be conducted with reference to the erf, street or farm number  ……………………………………………………………..................................................................... | | | | | | |
| 1. In which municipality is the premises referred to in subparagraph *(a)*, situated?   ……………………………………………………………………………………………………............... | | | | | | |
|  | |  | |  |  | |
| 10 Will applicant have the right to occupy the premises referred to in paragraph 9, including such place on other premises upon which any approval is to be exercised, for the purposes of the licence applied for? (Mark the applicable square) | |  | |  |  | |
|  | | Yes | |  | No | |
|  | |  | |  |  | |
| 11 In the case of an application for an on-consumption licence, state in which portion of the premises the sale of liquor is to take place  ………………………………...………........................................................................................................... | | | | | | |
| 12 *(a)* Is application made in respect of premises which - |  | |  |  | |  |
| (i) have not yet been erected? | Yes | |  | No | | ;or |
|  |  | |  |  | |  |
| (ii) are already erected, but require additions or alterations to make them suitable for the purposes of the proposed business? |  | |  |  | |  |
|  | Yes | |  | No | | ;or |
|  |  | |  |  | |  |
| (iii) are already erected and, in the applicant's opinion, do not require additions or alterations in order to make them suitable for such purposes? |  | |  |  | |  |
|  | Yes | |  | No | |  |
|  |  | |  |  | |  |
| *(b)* If paragraph 12(a)(i) or (ii) applies, state - | | | | | | |
| (i) the date on which such erection, additions or alterations will be commenced with; and | | | | | | |
|  | |  | |  |  | |
| (ii) the period which will be required for the erection, additions or alterations | |  | |  |  | |
|  | | Yes | |  | No | |
|  | |  | |  |  | |
| 13 In the case of a club liquor licence, attach a copy of the rules of the club, certified by the president, chairman or secretary thereof | | | | | | |
| *Annexure….................................................................................................................................................* | | | | | | |

|  |  |
| --- | --- |
| I declare/truly affirm that the information furnished in this application and in the documents attached to it, is true. | |
| Date.................................................................. | ............................................................................ *Signature of applicant or person authorized to sign application* |
| I certify that this declaration has been signed and sworn to/affirmed before me at……………..................this ...................................... day of..........................................................by the applicant/person authorized to sign application who acknowledged that – | |
| (i) he/she knows and understands the contents of this declaration; | |
| (ii) he/she has no objection to taking the prescribed oath/affirmation; and | |
| (iii) he/she considers the prescribed oath to be binding on his/her conscience, | |
| and that he/she uttered the following words: |  |
| 'I swear that the contents of this declaration are true, so help me God'./'I truly affirm that the contents of this declaration are true'. | |
| ............................................................................ *Commissioner of Oaths* |  |

|  |
| --- |
| Full name…….................................................................................................................................................. |
| Business address……….................................................................................................................................. |
| Designation……............................................................................................................................................... |
| Area for which appointment is held………....................................................................................................... |
| Office held if appointment is *ex officio……….*.................................................................................................. |

FORM 2  
NOTICE OF INTENTION TO APPLY IN TERMS OF SECTION 20 OF THE ACT FOR A LICENCE

**[Reg. 4(1)]**

|  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- |
| **NORTHERN CAPE LIQUOR ACT, 2008**  Notice is hereby given that it is the intention to lodge the abovementioned application, particulars of which appear hereunder, with the Northern Cape Liquor Board. | | | | | |
| 1 | 2 | 3 | 4 | 5 | 6 |
| Municipality | Full name, street and postal address of applicant | Kind of licence applied for | Kind of liquor to be sold | Name under which business is to be conducted and full address of premises | Extra items to be sold (section 4(5)(a) and (b)) |
| ................ | ..................... | ..................... | ............... | ............................ | ............................ |
| ............... | ..................... | ..................... | ............... | ............................ | ............................ |
| ............... | ..................... | ..................... | ............... | ............................ | ............................ |

|  |  |
| --- | --- |
| Place................................................................... | ............................................................................... *Signature of applicant or person authorized to sign application* |
| Date..................................................................... |  |
| **Footnote**: | |
| Complete columns as follows: |  |
| (i) Column 1.-State the municipality in which the premises are situated. | |
| (ii) Column 2.-State surname of applicant followed by his or her full first names, residential, business and postal address. If the applicant is not a natural person, state the full name of such person, followed by the address of its registered office. | |
| (iii) Column 3.-State the kind of licence applied for with due regard to section 16, and in the case of a temporary or sorghum beer licence, state whether it is intended to sell liquor for consumption on or off the premises. | |
| (iv) Column 4.-State kind of liquor to be sold. | |
| (v) Column 5.-State the name under which business is to be conducted and describe the situation of the premises where the business is to be conducted with reference to the erf, street or farm number, including such place on other premises upon which any approval is to be exercised. | |