



UMZIMVUBU LOCAL MUNICIPALITY LICENSING AUTHORITY

APPLICATION FOR A LICENCE IN TERMS OF ITEM 1, SCHEDULE 1 OF THE BUSINESS ACT 1991
(ACT 71 OF 1991)

PROVISION OF BUSINESS LICENCE

1. FULL NAMES OF APPLICANT

2. TYPE OF BUSINESS TO BE CONDUCTED

3. TRADE NAME UNDER WHICH BUSINESS IS TO BE CONDUCTED

4. POSTAL ADDRESS

RESIDENTIAL ADDRESS

TELEPHONE NO. (B) _____ (R) _____

FAX NO. _____

5. DESCRIPTION OF PREMISES

a) STREET _____

ADDRESS _____

b) SHOP OR UNIT NO. _____

c) LOT/ERF NO. _____

6. a) FULL NAMES OF PERSON WHO WILL BE IN ACTUAL AND EFFECTIVE CONTROL OF THE BUSINESS

b) APPLICANT'S ADDRESS AND NATIONAL IDENTITY NO.

7. DOCUMENTS ATTACHED HERETO (See Note 2 overleaf)

a) _____

- b) _____
- c) _____
- d) _____
- e) _____
- f) _____

DATE OF APPLICATION: _____

SIGNATURE OF APPLICANT:.....

* In the case of a partnership, the names and residential addresses of each partner and in the case of a company, close corporation or association of persons, the names, residential address and telephone number of the Chief Executive and of the Chairman of the Board or Executive Body thereof are required.

In the case of a company, close corporation or association of persons, the designation of the person signing should be stated and a copy of his authority should be attached.

LANDLORD'S CONSENT

I, the undersigned

in my capacity as

the registered owner/owners of the property described as (situation):

hereby consent to

making application to the **UMZIMVUBU LOCAL MUNICIPAL LICENSING AUTHORITY** for the issue of the following licence/s:

in respect of the said Lot (property description)

LOT NUMBER :

STREET ADDRESS :

SHOP NUMBER :

TITLE DEED DESCRIPTION :

DATE : _____

SIGNATURE: _____

OFFICIAL USE ONLY

Fees Paid - License Fee : R 1000.00

Total amount paid : R 1000.00

Receipt No. : _____

DATE STAMP

Licensing Authority's decision :

NOTES:

DATE :SIGN: LICENSING OFFICER.....

NOTE 2:

In terms of regulation 6 (2) of the Regulations published by the Administrator under Section 6 (1) (a) of the Act, an application shall be accompanied by –

(a) the written consent of the Landlord, if any; and

(b) in the case of an application lodged on behalf of a registered company, the certificate of incorporation of such company; and

(c) in the case of an application lodged on behalf of a close corporation, the founding statement of such close corporation; and

(d) in the case of premises not previously licenced for the type of business intended to be undertaken by the applicant, building plans of such premises to the satisfaction of the licensing authority.

(e) written proof from town planning that the property in question is zoned for the type of business applied for.

(f) copy of identity document of person who will be in actual and effective control of the business.

Schedule 1

BUSINESSES IN RESPECT OF WHICH A LICENCE IS REQUIRED

Item 1: Sale or supply of meals or perishable foodstuffs

(1) The carrying on of business by the sale or supply to consumers of-

- (a) Any foodstuff in the form of meals for consumption on or off the business premises; or
- (b) Any perishable foodstuff.

(2) For the purposes of sub item 1 “perishable foodstuff ” means any foodstuff or category of foodstuffs declared by an Administrator by notice in the Official Gazette to be a perishable foodstuff in the province concerned for the purposes of this item.

Item 2: Provision of certain types of health facilities or entertainment

The carrying on of business by-

- (a) Providing Turkish baths, saunas or other health baths;
- (b) Providing massage or infrared treatment;
- (c) Making the services of an escort, whether male or female, available to any other person;
- (d) Keeping three or more mechanical, electronic or electrical contrivances, instruments, apparatus or devices which are designed or used for the purpose of the playing of any game or for the purpose of recreation or amusement, and the operation of which involves the payment of any valuable consideration, either by the insertion of a coin, token coin or disc therein or in an appliance attached thereto or in any other manner;
- (e) Keeping three or more snooker or billiard tables;
- (f) Keeping or conducting a night club or discothèque;
- (g) Keeping or conducting a cinema or theatre;
- (h) Conducting adult premises referred to in section 24 of the Films and Publications Act, 1996.

Item 3: Hawking in meals or perishable foodstuffs

(1) The carrying on of business, whether as principal, employee or agent, by selling any foodstuff in the form of meals or any perishable foodstuff-

- (a) Which is conveyed from place to place, whether by vehicle or otherwise;
- (b) On a public road or at any other place accessible to the public; or
- (c) In, on or from a movable structure or stationary vehicle, unless the business is covered by a licence for a business referred to in item 1 of this Schedule.

(2) For the purposes of sub item (1) “perishable foodstuff ” means any foodstuff or category of foodstuffs declared under item 1 (2) of this Schedule to be a perishable foodstuff.

SCHEDULE 2

BUSINESSES EXCLUDED FROM BUSINESSES

REFERRED TO IN SCHEDULE 1

1. A business which is carried on by the State or a local authority.
2. A business which is carried on by a charitable, religious, educational, cultural or agricultural association, organization or institution of a public nature, if all profits derived from the business are devoted entirely to the purposes of that or any other such association, organization or institution.
3. In the case of a business referred to in item 1 (1) of Schedule 1, such a business which is carried on—
 - (a) By a social, sports or recreation club which is a non-proprietary club and restricts the business to the sale or supply to its members and their guests of foodstuffs for consumption on or in the business premises;
 - (b) By or on behalf of an employer for an employee as such of the employer.
4. A business referred to in item 1 (1) (a) of Schedule 1, if the meals concerned are prepared and sold in a private dwelling.
5. In the case of a business referred to in item 1 (1) (b) of Schedule 1, the sale of a perishable foodstuff referred to in that item, by a person who belongs to a category of persons which the Minister, in the relevant notice under item 1 (2) of that Schedule, has exempted from the provisions of section 2 (3) of this Act, read with the said item 1 (1) (b), in relation to the perishable foodstuff concerned.