



Western Cape Government • Wes-Kaapse Regering • URhulumente weNtshona Koloni

PROVINCE OF THE WESTERN CAPE

PROVINSIE WES-KAAP

IPHONDO LENTSHONA KOLONI

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As 'n Nuusblad by die Poskantoor Geregistreer

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PROVINCIAL NOTICE

The following Provincial Notice is published for general information.

DR H.C. MALILA,
DIRECTOR-GENERAL

Provincial Legislature Building,
Wale Street,
Cape Town.

PROVINSIALE KENNISGEWING

Die volgende Provinsiale Kennisgewing word vir algemene inligting gepubliseer.

DR H.C. MALILA,
DIREKTEUR-GENERAAL

Provinsiale Wetgewer-gebou,
Waalstraat,
Kaapstad.

ISAZISO SEPHONDO

Esi saziso silandelayo sipapashelwe ukunika ulwazi ngokubanzi.

GQIR H.C. MALILA,
MLAWULI-JIKELELE

ISakhiwo sePhondo,
Wale Street,
eKapa.

PROVINCIAL NOTICE

P.N. 128/2021

15 October 2021

**WESTERN CAPE LIQUOR ACT, 2008 (ACT 4 OF 2008)
WESTERN CAPE LIQUOR REGULATIONS, 2011: AMENDMENT, 2021**

The Provincial Minister of Community Safety, in terms of section 88(1) of the Western Cape Liquor Act, 2008 (Act 4 of 2008), has made the regulations set out in the Schedule.

SCHEDULE**Definition**

1. In these regulations “the Regulations” means the Western Cape Liquor Regulations, 2011, published under Provincial Notice 366/2011 dated 21 December 2011, amended by Provincial Notices: 84/2012 dated 30 March 2012, 371/2012 dated 10 December 2012, 275/2015 dated 14 August 2015, 117/2017 dated 31 May 2017, 122/2018 dated 27 September 2018, 109/2019 dated 29 October 2019 and 112/2020 dated 29 October 2020.

Substitution of Annexure 1 to the Regulations

2. The following annexure is substituted for Annexure 1 to the Regulations:

“ANNEXURE 1

Fees payable in respect of certain applications and maximum amount of fine

Item No.	Nature of application or fine	Fees or fine payable (R)
1.	Application for a licence in terms of section 36(1)(e)	2 002
2.	Application for a temporary liquor licence in terms of section 48(1)	442
3.	Application for an event liquor licence in terms of section 48(4)	442
4.	Application to amend the conditions of a licence in terms of section 49(6)	818
5.	Application to transfer a financial interest in the business to which the licence relates in terms of section 51(2)	818
6.	Application for consent to alter licensed premises, change the nature of the business or to conduct business under the licence on premises on which any other business, trade or occupation is carried on or pursued in terms of section 53(1)(a), (b) or (c)	818 (each)

Item No.	Nature of application or fine	Fees or fine payable (R)
7.	(a) Application to store liquor in terms of section 57(1)	442
	(b) Granting of application to store liquor in terms of section 57(1)	442
8.	(a) Application for the extension of trading hours in terms of section 59(4)	442
	(b) Granting of application for extension of trading hours in terms of section 59(4)	1 249
9.	Application for renewal in terms of section 64(1)	442
10.	(a) Application for the transfer of a licence in terms of section 65(1)	442
	(b) Application for consent in terms of section 65(3) to conduct the licensed business pending the transfer of the licence in terms of section 65(1)	442
	(c) Application for the extension in terms of section 65(6) of the time period of the consent granted in terms of section 65(5)	442
11.	Application for the removal of a licence in terms of section 66(2)	818
12.	(a) Application for exemption in terms of section 84(2)	818
	(b) Granting of an application for exemption in terms of section 84(2)	818
14.	Application for a copy of a licence and the conditions thereto or of any application	126
15.	Copies of minutes of proceedings of Authority, Liquor Licensing Tribunal or Appeal Tribunal	126
16.	Maximum amount of fine that the Liquor Licensing Tribunal may impose in terms of section 20(3)(b)(v)	126 127
17.	Application—	
	(a) to withdraw or amend conditions attached to a conditional approval: regulations 17(9), 32(36), 33(33)	442
	(b) to amend a plan of the premises attached to a conditional approval: regulations 17(9), 33(33)	442

Item No.	Nature of application or fine	Fees or fine payable (R)
	(c) to extend the time period granted for a conditional approval: regulations 17(19), 32(47), 33(42)	442
	(d) for revocation or amendment of conditions or requirements determined under section 66(13): regulation 33(33)	
18.	Application in terms of section 51(7)—	
	(a) to let the licensed premises to another person	818
	(b) to allow another person to carry on business in terms of the licence	818
	(c) to allow another person to use the licensed premises	818

”.

Substitution of Annexure 2 to the Regulations

3. The following annexure is substituted for Annexure 2 to the Regulations:

“ANNEXURE 2

Fees payable in respect of licences, transfers, removals, renewals and upon granting of certain applications

Item	Part A	Part B	Part C	
	Fees payable in respect of a new licence and when certain applications are granted (R)	Fees payable in respect of the transfer or removal of a licence (R)	Renewal fees (R) Annual	Biennial
1. On-consumption licence	2 504	1 566	5 002	10 004
2. Off-consumption licence	2 504	1 566	5 002	10 004
3. On- and off-consumption licence	2 504	2 378	8 127	16 254
4. Micro-manufacturing licence	2 504	1 566	5 002	10 004
5. Temporary liquor licence	250 per day	-	-	-

6. Event liquor licence	250 per day	-	-	-
7. Alter licensed premises	250	-	-	-
8. Change nature of licensed business	250	-	-	-
9. Conduct licensed business on premises on which other business is conducted	250	-	-	-
10. Amend or withdraw conditions attached to a conditional approval	818	-	-	-
11. Amend the plan attached to a conditional approval	818	-	-	-
12. Extend the time period attached to a conditional approval	818	-	-	-
13. Conduct licensed business pending the transfer of the licence	818	-	-	-
14. Extend the time period of consent granted to conduct business pending the transfer of the licence	818	-	-	-
15. Revocation or amendment of conditions or requirements determined under section 66(13)	818	-	-	-

Short title and commencement

4. These regulations are called the Western Cape Liquor Regulations, 2011: Amendment, 2021, and come into operation on the following dates:

- (a) 30 October 2021 in respect of the substitution by regulation 3 of these regulations of the fees in Part C for items 1 to 4 of Annexure 2; and
- (b) 1 December 2021 in respect of the remainder of these regulations.

PROVINSIALE KENNISGEWING

P.K. 128/2021

15 Oktober 2021

**WES-KAAPSE DRANKWET, 2008 (WET 4 VAN 2008)
WES-KAAPSE DRANKREGULASIES, 2011: WYSIGING, 2021**

Die Provinsiale Minister van Gemeenskapsveiligheid, ingevolge artikel 88(1) van die Wes-Kaapse Drankwet, 2008 (Wet 4 van 2008), het die regulasies uiteengesit in die Bylae gemaak.

BYLAE**Woordomskrywing**

1. In hierdie regulasies beteken “die Regulasies” die Wes-Kaapse Drankregulasies, 2011, gepubliseer onder Provinsiale Kennisgewing 68/2012 gedateer 25 Mei 2012, gewysig by Provinsiale Kennisgewings: 84/2012 gedateer 30 Maart 2012, 371/2012 gedateer 10 Desember 2012, 275/2015 gedateer 14 Augustus 2015, 117/2017 gedateer 31 Mei 2017, 122/2018 gedateer 27 September 2018, 109/2019 gedateer 29 Oktober 2020 en 112/2020 gedateer 29 Oktober 2020.

Vervanging van Aanhangsel 1 by die Regulasies

2. Aanhangsel 1 by die Regulasies word deur die volgende aanhangsel vervang:

“AANHANGSEL 1

Foie betaalbaar ten opsigte van sekere aansoeke en maksimum bedrag van boete

Item-nr.	Aard van aansoek of boete	Foie of boete betaalbaar (R)
1.	Aansoek om ’n lisensie ingevolge artikel 36(1)(e)	2 002
2.	Aansoek om ’n tydelike dranklisensie ingevolge artikel 48(1)	442
3.	Aansoek om ’n dranklisensie vir ’n geleentheid ingevolge artikel 48(4)	442
4.	Aansoek om die voorwaardes van ’n lisensie te wysig ingevolge artikel 49(6)	818
5.	Aansoek om ’n finansiële belang in die besigheid waarop die lisensie betrekking het, oor te dra ingevolge artikel 51(2)	818
6.	Aansoek om toestemming ingevolge artikel 53(1)(a), (b) of (c) om onderskeidelik ’n gelisensieerde perseel te verander, die aard van die besigheid te verander of om besigheid kragtens die lisensie te bedryf op ’n perseel waarop enige ander besigheid bedryf, handel gedryf of beroep beoefen word	818 (elk)

Item-nr.	Aard van aansoek of boete	Fooie of boete betaalbaar (R)
7.	(a) Aansoek om alkohol te berg ingevolge artikel 57(1) (b) Toestaan van aansoek om alkohol te berg ingevolge artikel 57(1)	442 442
8.	(a) Aansoek om die verlenging van handelsure ingevolge artikel 59(4) (b) Toestaan van aansoek om die verlenging van handelsure ingevolge artikel 59(4)	442 1 249
9.	Aansoek om hernuwing ingevolge artikel 64(1)	442
10.	(a) Aansoek om die oordrag van 'n lisensie ingevolge artikel 65(1) (b) Aansoek om toestemming ingevolge artikel 65(3) om die gelisensieerde besigheid te bedryf hangende die oordrag van die lisensie ingevolge artikel 65(1) (c) Aansoek om verlenging ingevolge artikel 65(6) van die tydperk van die toestemming wat ingevolge artikel 65(5) verleen is	442 442 442
11.	Aansoek om die verwydering van 'n lisensie ingevolge artikel 66(2)	818
12.	(a) Aansoek om vrystelling ingevolge artikel 84(2) (b) Toestaan van 'n aansoek om vrystelling ingevolge artikel 84(2)	818 818
14.	Aansoek om 'n afskrif van 'n lisensie en die voorwaardes daarop of van enige aansoek	126
15.	Afskrifte van notules van verrigtinge van die Owerheid, Dranklisensieëringstribunaal of Appèltribunaal	126
16.	Maksimum bedrag van 'n boete wat die Dranklisensieëringstribunaal mag oplê ingevolge artikel 20(3)(b)(v)	126 127

Item-nr.	Aard van aansoek of boete	Fooie of boete betaalbaar (R)
17.	Aansoek— (a) om die voorwaardes geheg aan 'n voorwaardelike goedkeuring in te trek of te wysig: regulasies 17(9), 32(36), 33(33) (b) om 'n plan van die perseel geheg aan 'n voorwaardelike goedkeuring te wysig: regulasies 17(9), 33(33) (c) om die tydperk te verleng wat vir 'n voorwaardelike goedkeuring toegestaan is: regulasies 17(19), 32(47), 33(42) (d) om intrekking of wysiging van voorwaardes of vereistes bepaal kragtens artikel 66(13): regulasie 33(33)	442 442 442 442
18.	Aansoek ingevolge artikel 51(7)— (a) om die gelisensieerde perseel te verhuur aan 'n ander persoon (b) om 'n ander persoon toe te laat om die besigheid ingevolge die lisensie te bedryf (c) om 'n ander persoon toe te laat om die gelisensieerde perseel te gebruik	818 818 818

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Vervanging van Aanhangsel 2 by die Regulasies

3. Aanhangsel 2 by die Regulasies word deur die volgende aanhangsel vervang:

“AANHANGSEL 2

Foos betaalbaar ten opsigte van lisensies, oordragte, verwyderings, hernuwings en by die toestaan van sekere aansoeke

Item	Deel A Foos betaalbaar ten opsigte van ’n nuwe lisensie en by die toestaan van sekere aansoeke (R)	Deel B Foos betaalbaar ten opsigte van die oordrag of verwydering van ’n lisensie (R)	Deel C Hernuwingsfoos (R)	
			Jaarliks	Twee-jaarliks
1. Lisensie vir verbruik op perseel	2 504	1 566	5 002	10 004
2. Lisensie vir verbruik weg van perseel	2 504	1 566	5 002	10 004
3. Lisensie vir verbruik op en weg van perseel	2 504	2 378	8 127	16 254
4. Lisensie vir mikrovervaardiging	2 504	1 566	5 002	10 004
5. Tydelike dranklisensie	250 per dag	-	-	-
6. Dranklisensie vir ’n geleentheid	250 per dag	-	-	-
7. Verandering aan gelisensieerde perseel	250	-	-	-
8. Verandering van aard van gelisensieerde besigheid	250	-	-	-
9. Bedryf van besigheid op ’n perseel waarop ander besigheid bedryf word	250	-	-	-

10. Wysiging of intrekking van voorwaardes geheg aan voorwaardelike goedkeuring	818	-	-	-
11. Wysiging van plan geheg aan voorwaardelike goedkeuring	818	-	-	-
12. Verlenging van tydperk geheg aan voorwaardelike goedkeuring	818	-	-	-
13. Bedryf van gelisensieerde besigheid hangende die oordrag van die lisensie	818	-	-	-
14. Verlenging van tydperk van toestemming verleen om besigheid hangende die oordrag van die lisensie te bedryf	818	-	-	-
15. Intrekking of wysiging van voorwaardes of vereistes bepaal kragtens artikel 66(13)	818	-	-	-

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Kort titel en inwerkingtreeding

4. Hierdie regulasies heet die Wes-Kaapse Drankregulasies, 2011: Wysiging, 2021, en tree op die volgende datums in werking:

- (a) 30 Oktober 2021 ten opsigte van die vervanging van regulasie 3 by hierdie regulasies van die fooie in Deel C vir items 1 tot 4 van Aanhangsel 2; en
- (b) 1 Desember 2021 ten opsigte van die res van hierdie regulasies.

ISAZISO SEPHONDO

I.S. 128/2021

15 kweyeDwarha 2021

**UMTHETHO WOTYWALA WENTSHONA KOLONI, 2008 (UMTHETHO 4 KA-2008)
IMIGAQO YEZOTYWALA ENTSHONA KOLONI, 2011: ISILUNGISO, 2021**

UMphathiswa woKhuseleko loLuntu wePhondo, ngokwecandelo 88(1) loMthetho wezoTywala weNtshona Koloni, 2008 (uMthetho 4 ka-2008), umisele le migaqo ichaziwe kwiShedyuli.

ISHEDULI**Inkcazelo**

1. Kule migaqo “Imigaqo” ithetha iMigaqo yezoTywala eNtshona Koloni, 2011, eyapapashwa phantsi kweSaziso sePhondo 143/2012 sangomhla wama-1 Juni 2012, silungiswe ziSaziso zePhondo: 84/2012 zangomhla wama-30 Matshi 2012, 371/2012 sangomhla we-10 Disemba 2012, 275/2015 sangomhla we-14 Agasti 2015, 117/2017 sangomhla wama-31 Meyi 2017, 122/2018 sangomhla wama-27 Septemba 2018, 109/2019 sangomhla wama-29 Okthobha 2019 kunye nesingu 112/2020 sangomhla wama-29 Okthobha 2020.

Ukufakelwa endaweni yeSihlomelo 1 seMigaqo

2. Esi sihlomelo silandelayo sithatha indawo yeSihlomelo 1 seMigaqo:

“ISIHLOMELO 1

Imirhumo ehlawulwayo ngokunxulumene nezicelo ezithile ezifakiweyo kunye nesona sohlwayo sikhulu

Inombolo.	Uhlobo lwesicelo esifakiweyo okanye isohlwayo	Imirhumo okanye isohlwayo esikhutshwayo (R) imali
1.	Ukufaka isicelo sephephamvume ngokwecandelo 36(1)(e)	2 002
2.	Ukufaka isicelo sephephamvume lotywala lethutyana ngokwecandelo 48(1)	442
3.	Ukufaka isicelo sephephamvume lotywala lesiganeko esithile ngokwecandelo 48(4)	442
4.	Ukufaka isicelo sokulungisa iimeko zephephamvume ngokwecandelo 49(6)	818
5.	Ukufaka isicelo sokutshintshelwa kwemali yenzala kwishishini elinxulumene nephephamvume ngokwecandelo 51(2)	818

Inombolo.	Uhlobo lwesicelo esifakiweyo okanye isohlwayo	Imirhumo okanye isohlwayo esikhutshwayo (R) imali
6.	Ukufaka isicelo semvume yokutshintsha izakhiwo ezinamaphephamvume, ukutshintsha uhlobo lweshishini okanye ukuqhuba ishishini phantsi kwephephamvume kwizakhiwo ekuqhutyelwa naluphi na olunye uhlobo loshishino, urhwebo okanye ukwenziwa komsebenzi okanye ukuqhutywa 53(1)(a), (b) okanye (c) ngokwahlukeneyo	818 (inye)
7.	(a) Ukufaka isicelo sevenkile yokuthengisa utywala ngokwecandelo 57(1) (b) Ukunikezelwa kwesicelo esifakiweyo sevenkile yokuthengisa utywala ngokwecandelo 57(1)	442 442
8.	(a) Ukufaka isicelo sokwandiswa kwexesha leeyure zokushishina ngokwecandelo 59(4) (b) Ukunikezelwa kwesicelo esifakiweyo sokwandisa ixesha leeyure zokushishina ngokwecandelo 59(4)	442 1 249
9.	Ukufaka isicelo sokuhlaziya ngokutsha ngokwecandelo 64(1)	442
10.	(a) Ukufaka isicelo sokutshintshelwa kwephephamvume ngokwecandelo 65(1) (b) Ukufaka isicelo sokufumana imvume ngokwecandelo 65(3) sokuqhuba ishishini elinephephamvume elisalindelekileyo kutshintshelo lwephephamvume ngokwecandelo 65(1) (c) Ukufaka isicelo sokwandisa ixesha ngokwecandelo 65(6) ngokubhekiselele kwimvume enikiweyo ngokwecandelo 65(5)	442 442 442
11.	Ukufaka isicelo sokupheliswa kwephephamvume ngokwecandelo 66(2)	818
12.	(a) Ukufaka isicelo sokukhululwa ngokwecandelo 84(2) (b) Ukunikezelwa kwesicelo sokukhululwa ngokwecandelo 84(2)	818 818

Inombolo.	Uhlobo lwesicelo esifakiweyo okanye isohlwayo	Imirhumo okanye isohlwayo esikhutshwayo (R) imali
14.	Ukufaka isicelo sekopi yephephamvume kunye nemigaqo ehambelana naso okanye nasiphi na isicelo esifakiweyo	126
15.	Iikopi zemizuzu yenkqubo yeentlanganiso zeGunya elijongene nezotywala, iNkundla yeeLayisenisi zoTywala, okanye iNkundla yeZibheni	126
16.	Esona sohlwayo siphezulu sinokumiselwa yiNkundla yeeLayisenisi zoTywala ngokwecandelo 20(3)(b)(v)	126 127
17.	Ukufaka isicelo—	
	(a) sokurhoxisa okanye ukulungiswa kwemiqathango enxulumene nemvume enemiqathango: imimiselo 17(9), 32(36), 33(33)	442
	(b) kulungisa isicwangciso sezakhiwo ezinxulumene nemvume enemiqathango: imigaqo 17(9), 33(33)	442
	(c) kwandisa ixesha olinikiweyo lemivume enemiqathango: imigaqo 17(19), 32(47), 33(42)	442
	(d) kurhoxiswa okanye ukulungiswa kwemiqathango okanye iimfuneko ezimisiweyo phantsi kwecandelo 66(13): umgaqo 33(33)	442
18.	Ukufaka isicelo ngokwecandelo 51(7)—	
	(a) kuqeshisa ngezakhiwo ezinamaphephamvume komnye umntu;	818
	(b) kuvumela omnye umntu aqhube ishishini ngokwephephamvume;	818
	(c) kuvumela omnye umntu asebenzise izakhiwo ezinephephamvume	818

Ukufakelwa endaweni yeSihlomelo 2 kwiMigaqo

3. Esi sihlomelo silandelayo sifakwe endaweni yeSihlomelo 2 kwiMigaqo:

“ISIHLOMELO 2

Imirhumo ehlawulelwayo ngokunxulumene namaphephamvume, utshintshelo, ukususwa, uhlaziyo kwanokunikezelwa kwezicelo ezithile ezifakiweyo

Into	Isigaba A	Isigaba B	Isigaba C	
	Imirhumo ehlawulelwayo ngokunxulumene nephephamvume elitsha naxa kunikezelwa izicelo ezithile ezifakiweyo (R)	Imirhumo ehlawulelwayo ngokunxulumene notshintshelo okanye ukuthathwa kwephephamvume (R)	Imirhumo yokuhlaziya (R)	
			Ngonyaka	Kwiminyaka emibini
1. Iphephamvume elisetyenziswayo	2 504	1 566	5 002	10 004
2. Iphephamvume elingasetyenziswayo	2 504	1 566	5 002	10 004
3. Iphephamvume elisetyenziswa liphinde lingasetyenziswa	2 504	2 378	8 127	16 254
4. Iphephamvume lokuvelisa imiyinge emincinane	2 504	1 566	5 002	10 004
5. Iphephamvume lotywala lexeshana	250 ngosuku	-	-	-
6. Iphephamvume lotywala lemicimbi ethile	250 ngosuku	-	-	-
7. Ukutshintsha izakhiwo ezifumene amaphephamvume	250	-	-	-
8. Ukutshintshwa kohlobo lweshishini elinephephamvume	250	-	-	-

9. Ukuqhuba ishishini elinephephamvume kwizakhiwo ekuqhutywa kuzo elinye ishishini	250	-	-	-
10. Ukulungiswa okanye ukurhoxiswa kwemiqathango enxulumene nemvume enemiqathango	818	-	-	-
11. Ukulungiswa kwesicwangciso esinxulumene nemvume enemiqathango	818	-	-	-
12. Ukwandisa ixesha elinxulumene nemvume enemiqathango	818	-	-	-
13. Ukuqhuba ishishini elinephephamvume kusalindwe utshintshelo lwephephamvume	818	-	-	-
14. Ukwandisa ixesha elinxulumene nokunikezelwa kwemvume yokuqhuba ishishini elisandele utshintshelo lwephephamvume	818	-	-	-
15. Ukurhoxiswa okanye ukulungiswa kwemiqathango okanye okufunekayo phantsi kwecandelo 66(13)	818	-	-	-

Isihloko esifutshane nokuqalisa ukusetyenziswa

4. Le migaqo ibizwa ngokuba yiMigaqo yezoTywala yeNtshona Koloni, 2011: Isilungiso, 2021, kwaye iza kuqala ukusebenza ngale mihla ilandelayo:

- (a) ngomhla wama-30 kweyeDwarha 2021 ngokubhekiselele ekufakelweni komgaqo 3 wale migaqo wemirhumo kwiSigaba C lesolotya 1 ukuya kwele-4 leSihlomelo 2; kunye
- (b) nangomhla woku-1 kweyoMnga 2021 ngokubhekiselele kwintsalela yale migaqo.

