

Provincial Gazette

Free State Province

Published by Authority

Provinsiale Koerant

Provinsie Vrystaat

Uitgegee op Gesag

No. 113 THURSDAY, 25 November 2010

No. 113 DONDERDAG, 25 November 2010

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PROVINCIAL NOTICE

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PROVINCIAL NOTICE

[No. 199 of 2010]

AMENDMENT OF THE FREE STATE LIQUOR REGULATIONS, 2010

After implementing the Free State Liquor Regulations, 2010, certain issues were identified that needs reconsideration. Draft regulations were published on 27 September 2010, for comment. After receipt of comments, I, MA Dukwana, Member of the Executive Council responsible for Economic Development, Tourism and Environmental Affairs in the Province, hereby give notice that I consider to amend the Free State Liquor Regulations, 2010, as set out in the Schedule.

In terms of section 133(4) of the Free State Gambling and Liquor Act, 2010 (Act No. 6 of 2010), all interest persons are invited to submit written comments to my office at the address set out hereunder, not later than 14 days from promulgation of this notice:

Mr MA Dukwana
MEC: Tourism, Environmental and Economic Affairs
Private Bag X20801
BLOEMFONTEIN – 9300
34 Markgraaff Street
3rd Floor, Bojanala Building

Tel: (051) 400 4904

Fax: (051) 400 4709

E-mail: sabatan@dteea.fs.gov.za

Comments or representations received after the due date will be disregarded.

SCHEDULE

GENERAL EXPLANATORY NOTE:

[] Words in bold type in square brackets indicate omissions from existing regulations.

— Words underlined with a solid line indicate insertions in existing regulations.

Amendment of Regulation 61

1. Regulation 61 of the Regulations is amended by the substitution for Regulation 61 of the following Regulation:

[Record of] [a] Appointment of natural person as manager

61. (1) A person other than a natural person who is the holder of a registration, and a natural person who is the holder of a registration must appoint a natural person to manage and be responsible for the business and must submit information regarding that appointment, substantially in the form of Form FSLA23 in Schedule 1 and must –
- (a) furnish in the said Form such information as is solicited therein; and
 - (b) declare under oath or truly affirmation at the end of the said Form that the information contained therein, is true.
- (2) The holder of the registration must forthwith forward a copy of Form FSLA23 by registered post to or by delivery by hand to –
- (a) the designated office of the Authority; and
 - (b) the relevant designated police officer.
- (3) The manager contemplated in subregulation (1) may also include an intended new owner of the business pending a decision of the Authority relating to the transfer of registration.”

Amendment of Regulation 75

2. Regulation 75 of the Regulations is amended by the substitution for Regulation 75 of the following Regulation:

“Fees payable annually in respect of a registration certificate

75. There must, for the year following the year during which the Act comes into operation and for every calendar year thereafter, be deposited into the account of the Authority, in respect of each registration certificate (excluding a special events registration certificate), the annual renewal fees set out in Part C of Schedule 3 on or before 31 December, annually: Provided that as a transitional measure, the annual fees due at 31 December 2010 will be as set out in Part D of Schedule 3 and Part C of Schedule 6.”.

Insertion of Regulations 75A, 75B and 75C

3. (1) The following Regulations is inserted after Regulation 75:

Fees payable in respect of the conversion of licences or registration

“75A. (1) Fees payable in respect of the conversion of licences or registration envisaged in section 142(3)(c) of the Free State Gambling and Liquor Act, 2010, are as set out in Schedule 5 of which Part A is payable in relation to the application submitted and Part B relates to payment for the issuing of a registration certificate.

(2) No application referred to in Schedule 5 may be lodged with the municipality or Authority or considered by the competent authority, unless the fees set out in Part A of the Schedule have been deposited into the account of the Authority.

(3) No amount paid in terms of subregulation (2) or any part thereof may be refunded to an applicant.

(4) Within 60 days of the issue of a registration certificate there must be deposited into the account of the Authority the fees set out in Part B of Schedule 5.”.

- (2) The following Regulation is inserted after Regulations 75A:

“75B. Renewal certificate

The Authority may issue a renewal certificate substantially in the form of Form FSLA25: Provided that if such certificate is not send to or received by registrants, it does not exempt registrants from their responsibility to pay the registration fees before or on 31 December, annually.”.

- (3) The following Regulation is inserted after Regulation 75B:

“75C. Transitional provision

The transfer and annual registration fees and business hours of licences issued in terms of the Liquor Act, 1989 (Act No. 27 of 1989) are regulated in terms of Schedule 6 until these licences lapse as envisaged in terms of the Act.”

Amendment of Schedule 1

4. Schedule 1 of the Regulations is amended by –
- (a) the substitution of forms FSLA1, FSLA2, FSLA3, FSLA7, FSLA9, FSLA11, FSLA14, FSLA15, FSLA16, FSLA17, FSLA19, FSLA20 and FSLA24 of the forms attached hereto; and
 - (b) the insertion of form FSLA 25.

Amendment of Schedule 3

5. Schedule 3 of the Regulations is amended by the substitution for Schedule 3 of the following Schedule.

Amendment of Schedule 4

6. Schedule 4 of the Regulations is amended by the substitution for Schedule 4 of the following Schedule.

Insertion of Schedules 5 and 6

7. Schedules 5 and 6 are hereby inserted after Schedule 4.

General amendments

8. The heading “CHAPTER IX” which appears after Regulation 48 is substituted for “CHAPTER X”.

Short title

- ^a These Regulations are called the Free State Liquor Amendment Regulations, 2010.

SCHEDULE 1

FORM FSLA1 APPLICATION IN TERMS OF SECTION 27 READ WITH SECTION 31 FOR REGISTRATION CERTIFICATE/APPLICATION FOR PERMANENT REMOVAL IN TERMS OF SECTION 41(1)

Date stamp

For official use

Amount R.....

Reference No.....

Date.....

FREE STATE GAMBLING AND LIQUOR ACT, 2010

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<i>Description of document</i>	<i>Annexure</i>
(i) Application	Form FSLA1
(ii) Building plan of the premises approved by municipality	A
(iii) Detailed description of external and internal features of premises	B
(iv) Comprehensive written representations with specific reference to section 31(2)(a) and Regulation 70 (if it is a permanent removal, provide also information on reasons for transfer and any other relevant matter)	C
(v) Proof of notices required by section 31(1)(d)	D
(vi) Proof of payment of prescribed fee	E
(vii) Certified copy of the identity document or certified proof in the case of trust, consortium, partnership or other legal entity	F

Application prepared by.....

Postal address.....

Telephone No.....

- 1 (a) Full names of applicant.....
 - (b) Age.....
 - (c) 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 person who has been convicted of a contravention of this Act or any other liquor legislation within the three years immediately preceding the date of application?

 Yes No

(ii) a person who has been convicted, under applicable legislation, of an offence the elements of which are inconsistent with the objects and purposes of this Act, at any time -

(a) after the coming into operation of this Act; and

(b) within the three years immediately preceding the date of application.

 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 names, 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 registration applied for.....

(b) State what applicant intends selling thereunder/what applicant intends to manufacture

.....

5 If application is made for a micro-manufacturer's registration 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 location 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 registration -

(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 Under what name is the business to be conducted?.....

8 (a) Describe the location of the premises where the business is to be conducted with reference to the erf, street or farm number.....

(b) In which municipality is the premises referred to in subparagraph (a), situated?
.....

9 Will applicant have the right to occupy the premises referred to in paragraph 8, including such place on other premises upon which any approval is to be exercised, for the purposes of the registration applied for? (Mark the applicable square)

Yes No

10 In the case of an application for an on-consumption registration, state in which portion of the premises the sale of liquor is to take place

.....

11 (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 11(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
.....

12 In the case of a club liquor registration, 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.....thisday 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 names.....

Business address.....

Designation.....

Area for which appointment is held.....

Office held if appointment is *ex officio*.....

FORM FSLA2
NOTICE OF INTENTION TO APPLY IN TERMS OF SECTION 27 READ WITH SECTION 31 FOR REGISTRATION

FREE STATE GAMBLING AND LIQUOR ACT, 2010					
Notice is hereby given that.....intends to lodge an application on, particulars of which appear hereunder.					
1	2	3	4	5	6
Municipality	Full names, street and postal address of applicant and identity no. or registration no.	Kind of registration applied for	Kind of product to be sold/manufactured	Name under which business is to be conducted and full address of premises	Name of, nature of and distance to institutions of learning, similar registered premises and places of worship

Any person may, within 21 days from.....(date of publication in *Provincial Gazette*) lodge in terms of section 33 of the Free State Gambling and Liquor Act, 2010 an objection in writing to the Free State Liquor Authority (address set out hereunder). The objection must clearly indicate the full names, identity number, residential address, postal address and telephone number, if any, and where applicable, its registration number and address of its office, of the objector. The objection must also identify the application to which it relates. *The application may be inspected at the offices of the Authority during their office hours. The address of the relevant Office of the Liquor Authority is:

.....

Place.....

.....
Signature of applicant or person authorized to sign application

Date.....

Footnote:

Complete columns as follows:

- (1) Column 1.-State the local municipality in which the premises are situated.
- (2) Column 2.-State surname of applicant followed by his or her full first name, residential, business and postal address and identity number. If the applicant is not a natural person, state the full names of such person, followed by the address of its registered office and registration number.
- (3) Column 3.-State the kind of registration applied for with due regard to section 46, and in the case of sorghum beer registration, state whether it is intended to sell liquor for consumption on or off the premises.
- (4) Column 4.-State kind of product to be sold/manufactured.
- (5) 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.
- (6) Column 6.-State the name of, nature of and distance to institutions of learning, similar registered premises and places of worship within 500 meter from the premises.

**FORM FSLA3
REGISTRATION CERTIFICATE**

Reference No.....

FREE STATE GAMBLING AND LIQUOR ACT, 2010

.....REGISTRATION

.....is hereby registered to sell/manufacture*

(state kind of product) and to conduct under the name of.....

upon premises, the plan of which has been approved, situated at.....

.....in the local municipality of.....

such business as is, in accordance with the conditions set out in terms of the Act or any other law, authorized to be conducted under the abovementioned registration.

This registration shall be subject to the conditions determined by the Free State Gambling and Liquor Authority in terms of the Free State Gambling and Liquor Act, 2010, as well as conditions contained in said Act. The conditions determined are set out in Annexure hereto.

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

This registration shall be of no force and effect unless the prescribed registration 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 undermentioned date of issue.

Date of issue	Prescribed fees	Payable on or before

.....
Person acting under power of the Free State Gambling and Liquor Authority

.....
Date

**Delete part which is not applicable*

**FORM FSLA7
APPROVAL TO VARY CONDITIONS OF REGISTRATION**

FREE STATE GAMBLING AND LIQUOR ACT, 2010

DATE: **REFERENCE NO.**.....

Approval is granted to (registrant) to vary conditions of registration in respect of

.....

.....

The new conditions of registration are attached hereto as Annexure

.....
ON BEHALF OF FREE STATE GAMBLING AND LIQUOR AUTHORITY

.....
Date

**FORM FSLA9
APPROVAL TO EFFECT STRUCTURAL ALTERNATIONS OR EXTENSION OF REGISTERED
PREMISES**

FREE STATE GAMBLING AND LIQUOR ACT, 2010

DATE..... REFERENCE NO.....

Approval is granted to (registrant) to effect structural alterations to registered premises / extend the registered premises* in respect of

.....
.....

The structural alterations to / extension* of the registered premises that are approved is attached hereto as Annexure

.....
ON BEHALF OF FREE STATE GAMBLING AND LIQUOR AUTHORITY

.....
Date

**Delete part which is not applicable*

**FORM FSLA11
APPROVAL IN TERMS OF SECTION 39 FOR THE TRANSFER OF REGISTRATION**

DATE.....REFERENCE NO.....

FREE STATE GAMBLING AND LIQUOR ACT, 2010

The.....registration certificate, held by.....

in respect of premises situated at.....

in the local municipality of....., under which business is

conducted under the name of....., is hereby

transferred to

The business will in future be conducted under the name of.....

This registration shall be of no force and effect unless the prescribed registration 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 undermentioned date of issue.

Date of issue	Prescribed fees	Payable on or before

.....
ON BEHALF OF FREE STATE GAMBLING AND LIQUOR AUTHORITY

.....
Date

**FORM FSLA14
APPROVAL IN TERMS OF SECTION 40(3) FOR THE APPOINTMENT OF A PERSON TO CONDUCT
REGISTERED ACTIVITIES PENDING APPOINTMENT OF ADMINISTRATOR**

Reference No.....

FREE STATE GAMBLING AND LIQUOR ACT, 2010

Approval is granted that the registration in respect of premises situated at.....and upon which business is conducted under the name of....., is hereby temporarily transferred to (name of person)

The appointment is permitted for the period.....

The determinations, consent, approvals and authorities which have been granted are set out in Annexure(s) hereto.

This approval shall be subject to the conditions determined by the Free State Gambling and Liquor Authority in terms of the Free State Gambling and Liquor Act, 2010 as set out in Annexure..... and any conditions set out in said Act.

.....
ON BEHALF OF FREE STATE GAMBLING AND LIQUOR AUTHORITY

.....
Date

**FORM FSLA15
NOTICE OF INTENTION TO APPLY IN TERMS OF SECTION 41(2) FOR THE TEMPORARY REMOVAL
OF REGISTRATION**

FREE STATE GAMBLING AND LIQUOR ACT, 2010					
Notice is hereby given that intends to lodge an application for temporary removal of registration, particulars of which appear hereunder, with the Free State Gambling and Liquor Authority:					
1	2	3	4	5	6
Address of designated office of the Free State Gambling and Liquor Authority in the area of the relevant district municipality	Full names, street and postal address of applicant	Kind of registration to be transferred	Kind of product to be sold/manufactured	Full address of registered premises and local municipality in which situated	Name under which business is to be conducted and full address of other premises

Any person may lodge an objection within 21 days from (date of publication in *Provincial Gazette*) in writing to the Free State Gambling and Liquor Authority. The objection must clearly indicate the full names, identity number, residential address, postal address and telephone number, if any, and where applicable, its registration number and address of its office, of the objector. The objection must also identify the application to which it relates. The application may be inspected at the offices of the Free State Gambling and Liquor Authority during its office hours at the following address:

.....
.....

Objections must be submitted to:

.....
.....
.....

Place.....
Signature of applicant or person authorized to sign application

Date.....

Footnote:

Complete columns as follows:

- (i) Column 1.-State surname of applicant followed by his or her full first names, residential, business and postal address. If applicant is not a natural person, state the full names of such person followed by the address of its registered office.
- (ii) Column 2.-State the kind of registration to be removed with due regard to section 42, and in the case of a sorghum beer license, state whether liquor is sold for consumption on or off the registered premises.
- (iii) Column 3.-State the kind of product to be sold/manufactured.
- (iv) Column 4.-Describe the situation of the premises where the registered business is conducted with reference to the erf, street or farm number and state the local municipality in which it is situated.
- (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 or determination is to be exercised.

**FORM FSLA16
APPLICATION IN TERMS OF SECTION 43 FOR THE TEMPORARY REMOVAL OF REGISTRATION**

Date stamp

For official use

Amount R.....
Reference No.....
Date.....

FREE STATE GAMBLING AND LIQUOR ACT, 2010

INDEX

<i>Description of document</i>	<i>Annexure</i>
(i) Application	Form FSLA16
(ii) Plan of the premises	A
(iii) Description of the premises	B
(iv) Comprehensive written representations	C
(v) Proof of notices required by Regulation 43(2)	D
(vi) Proof of payment of prescribed fees	E
Application prepared by.....	
Postal address.....	
Telephone no.	

1 Full names of applicant.....

2 If applicant is not a natural person, state the names, identity number and address of each shareholder, member, partner or beneficiary.....
.....

3 (a) Under what name is the registered business conducted?.....

(b) (i) Will the name change as a result of the removal? Yes No
(Mark applicable square)

(ii) If so, state new name.....

4 (a) Describe the situation of the premises where the registered business is conducted with reference to the erf, street or farm number

.....

(b) Describe the situation of the premises where the business is to be conducted with reference to the erf, street or farm number

.....

5 (a) Are the premises referred to in paragraph 4(a) and (b) in the same municipality?
(Mark the applicable square)

Yes

No

(b) State the shortest distance by road from the premises referred to in paragraph 4(a) to the premises referred to in paragraph 4(b).....

.....

6 In the case of a micro-manufacturer's registration for the production of wine only, describe the situation of the premises where the liquor concerned is manufactured with reference to the erf, street or farm number.....

7 In the case of a producer's registration, describe the situation of the premises where the liquor concerned is manufactured with reference to the erf, street or farm number.....

8 Will applicant have the right to occupy the premises referred to in paragraph 4(b), including such place on other premises upon which any approval or determination is to be exercised, for the purposes of the registration?

(Mark the applicable square)

Yes

No

9 In the case of an application for the temporary removal of an on-consumption registration, state in which portion of the premises the sale of liquor is to take place.....

10 (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 10(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.....

11 State for what period such removal is desired.....

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 names.....

Business address.....

Designation.....

Area for which appointment is held.....

Office held if appointment is *ex officio*.....

**FORM FSLA17
APPROVAL FOR TEMPORARY REMOVAL IN TERMS OF SECTION 41 OF REGISTRATION**

Reference No.....

FREE STATE GAMBLING AND LIQUOR ACT, 2010

The.....registration granted in respect of premises situated at.....and upon which business is conducted under the name of....., is hereby temporarily removed to premises situated at.....in the local municipality of.....where business will be conducted under the name of.....

The temporary removal is permitted for the period.....

The determinations, consent, approvals and authorities which have been granted are set out in Annexure(s) hereto.

This approval shall be subject to the conditions determined by the Free State Gambling and Liquor Authority in terms of the Free State Gambling and Liquor Act, 2010 as set out in Annexure..... and any conditions set out in said Act.

Liquor not required for immediate sale shall be stored on the registered premises/at a place indicated in Annexure..... hereto.

This registration shall be of no force and effect unless the prescribed registration 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 undermentioned date of issue.

Date of issue	Prescribed fees	Payable on or before

.....
ON BEHALF OF FREE STATE GAMBLING AND LIQUOR AUTHORITY

.....
Date

(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 9(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

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.....thisday 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 names.....

Business address.....

Designation.....

Area for which appointment is held.....

Office held if appointment is *ex officio*.....

**FORM FSLA20
COMPLIANCE NOTICE**

FREE STATE GAMBLING AND LIQUOR ACT, 2010

DATE..... **REFERENCE NO**.....

TO:
.....
.....
.....

1. Please take notice that the inspector/police officer named below states that you have failed to comply with the following provisions of the Free State Gambling and Liquor Act, 2010 and its regulations as set out on attached sheet (Annexure
2. The particulars of your failure to comply are as set out on the attached sheet (Annexure
3. You are hereby required to take the actions, or cease the actions, set out in the attached sheet, within the time specified in respect of each of them (Annexure
4. Failure to comply with this notice may result in any one or more of the following penalties:
 - 4.1 Prosecution in terms of section 128(2)(e) of the Free State Gambling and Liquor Act, 2010, for the offence of failure to comply with this notice, for which the penalty upon conviction is a fine or imprisonment for a term not exceeding 10 years, or to both a fine and imprisonment.
 - 4.2 Prosecution for an offence in terms of section 128 of the Free State Gambling and Liquor Act, 2010, for which the penalty upon conviction is a fine or imprisonment for a term not exceeding 10 years, or to both a fine and imprisonment.
 - 4.3 Cancellation of your registration held under registration numberfor failure to comply with this notice, in terms of section 42 of the Free State Gambling and Liquor Act, 2010.

.....
NAME OF LIQUOR INSPECTOR OR POLICE OFFICER

.....
Date

**FORM FSLA24
INSPECTOR'S CERTIFICATE**

FREE STATE GAMBLING AND LIQUOR ACT, 2010

DATE..... **REFERENCE NO**.....

The Free State Gambling and Liquor Authority responsible for Economic Affairs hereby appoints

.....
.....

to be an Inspector for the purposes of the Free State Gambling and Liquor Act, 2010, to investigate complaints in terms of the Act, to monitor and enforce compliance with the Act, and to perform any other functions and exercise any other powers conferred on an Inspector in terms of the Free State Gambling and Liquor Act, 2010.

.....
MEC responsible for Gambling and Liquor Matters

.....
Date

**FORM FSLA25
RENEWAL CERTIFICATE**

Registration No.: _____

FREE STATE GAMBLING AND LIQUOR ACT, 2010

BANK ACCOUNT OF AUTHORITY:

Bank Name : _____

Branch Code: _____

Account No. : _____

**ADVICE OF ANNUAL REGISTRATION FEES PAYABLE IN RESPECT OF
A LIQUOR LICENCE FOR THE YEAR 20____.**

NAME OF THE REGISTRANT AND POSTAL ADDRESS:

NAME AND ADDRESS OF LICENSED PREMISES:

Kind of licence	Fees payable

FOR OFFICIAL USE BY FIRST NATIONAL BANK

Note: The fees must be paid before or on 31 December, annually. Late payments are not allowed in terms of the Free State Gambling and Liquor Act, registration lapse if payments are not made before or on 31 December

Amount received	Receipt No.	Bank stamp

SCHEDULE 2
FEES PAYABLE IN RESPECT OF APPLICATIONS

Part A	Part B
Nature of application	Fees payable R
Application in terms of section 27 read with section 31 for registration (excluding a special event and methylated spirits registration):	
- Accommodation establishment, except guesthouse	1000
- Accommodation establishment: Guesthouse	1000
- Restaurant	2500
- Club	1500
- Tavern	1500
- Night Club	2000
- Gambling establishment	3000
- Liquor store	2500
- Grocer's wine	2500
- Micro-manufacturing of liquor	2500
Application in terms of section 54 for special events registration	1000
Application in terms of section 37 for variation of conditions of registration	500
Application in terms of section 38 for alteration or extension of registered premises	500
Application in terms of section 39(3) to procure a controlling interest in the business to which the registration relates	500
Application in terms of section 39 or 41 for the transfer or removal of registration:	
- Accommodation establishment	788
- Restaurant	750
- Club	750
- Tavern	625
- Night Club	1250
- Gambling establishment	1250
- Liquor store	750
- Grocer's wine	375
- Micro-manufacturing of liquor	1250
Application in terms of section 40(3) for the appointment of a person to conduct registered activities pending appointment of Administrator	500
Application in terms of section 27(2) for registration as micro-manufacturer of methylated spirits	750
Application in terms of section 27(2) for registration as authorized dealer of methylated spirits	750
Application in terms of regulation 61 of a natural person to manage and be responsible for the business to which the registration relates	500

SCHEDULE 3
FEE PAYABLE IN RESPECT OF REGISTRATION CERTIFICATES

Registration	Part A Fees payable in respect of a new registration R	Part B Fees payable in respect of the transfer of a registration R	**Part C Annual registration fees R	Part D Annual registration fees 2010/2011 R
Accommodation establishment, except guesthouse	8 000	1 500	5000	5000
Accommodation establishment: Guesthouse	8 000	1 750	3500	3500
Restaurant	15 000	1 000	3 000	3 000
Club	10 000	1 000	3 000	3 000
Tavern	10 000	1 000	2 500	*Rural 500 *Urban 750
Night Club	12 000	1 000	5 000	5 000
Gambling establishment	20 000	2 000	10 000	5 000
Liquor store: a) Whole sale b) Other liquor store	15 000 10 000	2 500 1 500	5 000 3 000	5 000 3 000
Authorized dealer of methylated spirits	3000	500	1000	1000
Grocer's wine	15 000	2500	5 000	5 000
Micro-manufacturing of liquor/methylted spirits	15 000	2500	5 000	5 000
Special events registration	1 000 + 250 per day of event	N/A	N/A	N/A

*"Urban" when referred to in Part D of Schedule 3 means Bloemfontein, Welkom, Sasolburg, Bethlehem and Kroonstad

*"Rural" when referred to in Part D of Schedule 3 means all other areas in the Free State Province excluding those referred to as "Urban"

*In an instance where it is uncertain whether a liquor registration falls within a rural or an urban area, the CEO of the Authority has the power to decide in which area the registration must fall

**Will be reviewed

**SCHEDULE 4
TIMES OF BUSINESS**

Type of business	Business hours	Business days during week
Accommodation establishment	10:00 – 00:00	Monday to Sunday
Restaurant	10:00 – 00:00	Monday to Sunday
Tavern	10:00 – 02:00	Monday to Sunday
Club	10:00 – 22:00	Monday to Sunday
Night club	18:00 – 04:00	Monday to Sunday
Gambling establishment (excluding casino)	10:00 – 04:00	Monday to Sunday
Casino	08:00 – 06:00	Monday to Sunday
Special event	As determined in registration certificate	As determined in registration certificate
Liquor store: (a) Wholesale (b) Other liquor store	09:00 – 19:00 09:00 – 19:00	Monday to Saturday
Grocer's wine	08:00 – 20:00	Monday to Saturday

**SCHEDULE 5
CONVERSION OF LICENCE**

	Part A R	Part B R
Application for conversion	500	500

SCHEDULE 6

TRANSITIONAL CLAUSE

FEES PAYABLE IN RESPECT OF REGISTRATION CERTIFICATES AND BUSINESS TIMES APPLICABLE

Registration	*Part A Fees payable in respect of the transfer of a registration R	**Part B Annual registration fees after 2010/11 R	*Part C Annual registration fees 2010/2011 R	Part D Business Times (Monday – Saturday, Sunday closed)
On consumption				
Hotel Liquor Licence	2500	5000	5000	10:00-00:00
Wine House	1000	2000	2000	10:00-00:00
Restaurant Liquor Licence	1500	3000	3000	10:00-00:00
Club Liquor Licence	1500	3000	3000	10:00-22:00
Sorghum beer (on consumption)	500	1000	1000	10:00-00:00
Special (Employers)	1500	3000	3000	09:00-19:00
Special (Tavern)	1250	2500	*Rural 500 *Urban 750	10:00-02:00
Special (Accommodation)	1750	3500	3500	10:00-00:00
Special (Eating House)	1250	2500	2500	10:00-02:00
Special (other)	1500	3000	3000	10:00-02:00
Sportsground	1500	3000	3000	10:00-00:00
Off consumption				
Wholesale	2500	5000	5000	09:00-19:00
Brewer's licence	2500	5000	5000	09:00-19:00
Liquor store	1500	3000	3000	09:00-19:00
Grocer's wine	2500	5000	5000	08:00-20:00
Wine farmers'	1000	2000	2000	09:00-19:00
Sorghum beer brewers	2500	5000	5000	09:00-19:00
Sorghum beer (off consumption)	1500	3000	3000	09:00-19:00
Producers licence	1000	2000	2000	09:00-19:00
Theatre liquor licence	1500	3000	3000	10:00-00:00

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**Will be reviewed