

***THE PROVINCE OF
GAUTENG***

***DIE PROVINSIE
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GENERAL NOTICES

NOTICE 145 OF 2009

DEPARTMENT OF ECONOMIC DEVELOPMENT

GAUTENG LIQUOR ACT, 2003 (ACT NO.2 OF 2003)

**CONVERSION PERIOD FOR LIQUOR AUTHORISATION, PERMIT
OR LICENSE ISSUED UNDER THE LIQUOR ACT, 1989 (ACT NO. 27
OF 1989)**

I, Mandla Nkomfe, the Member of the Executive Council responsible for economic development in the Province by the powers vested in me in terms of section 143 (2) of the Gauteng Liquor Act, 2003 declare that the holder of an authorisation, permit or license under the Liquor Act, 1989 must submit, within two months from the publication of this notice, an application for conversion of such an authorisation, permit or license.



MANDLA NKOMFE

MEC: DEPARTMENT OF ECONOMIC DEVELOPMENT

GAUTENG PROVINCE

29/12/2008

NOTICE 146 OF 2009**DEPARTMENT OF ECONOMIC DEVELOPMENT**

GAUTENG LIQUOR ACT, 2003 (ACT NO. 2 OF 2003)

SECOND GAUTENG LIQUOR AMENDMENT REGULATIONS, 2008

The member of the Executive Council responsible for economic development in the Province has, in terms of section 141 of the Gauteng Liquor Act, 2003 (Act No. 2 of 2003), made the Regulations in the Schedule.

SCHEDULE**GENERAL EXPLANATORY NOTE:**

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

_____ Words underlined with a solid line indicate insertions from existing enactments.

Definition

1. In the Schedule "the Regulations" means the Gauteng Liquor Regulations, 2004, published under Provincial Notice No. 3 of 1 November 2004, as amended by Provincial Notice No. 465 of 8 February 2005, as amended by Provincial Notice No. 1726 of 28 April 2006, as amended by

Provincial Notice No. 1935 of 2 May 2007 and as amended by Provincial Notice No. 5360 of 20 December 2007.

Insertion of Regulation 2A in the Gauteng Liquor Regulations, 2004.

2. The following regulation is hereby inserted in the Gauteng Liquor Regulations, 2004 (hereinafter referred to as "the Regulations") after regulation 2:

"Process for Conversion of Licenses

2A. (1) The applicant must apply for the conversion of an authorization, permit or license in accordance with section 143 (2) of the Act, on a form similar to Form 11 set out in Schedule 2.

(2) The applicant must pay the prescribed application fee to the South African Revenue Services and obtain proof of payment thereof.

(3) The applicant must submit the application form together with the proof of payment and current authorization, permit or license to the offices of the department.

(4) The Board must issue a temporary authorization, permit or license immediately on submission of an application and such temporary authorization, permit or license is valid until an authorization, permit or license is issued as contemplated in subregulation (5).

(5) The Board must issue the authorization, license, or permit under the Act within 90 days of issuing of the temporary authorization, license or permit.

(6) The Board must notify the applicants to collect the authorization, permit or license on a specified date from the offices of the department".

Amendment of Schedule 1 of the Gauteng Liquor Regulations

3. Schedule 1 is hereby amended by the insertion after item 5 (9) of the following:

“Other application fees-

5.	(1)	alterations to and extensions of licensed premises in terms of section 43 of the Act.	R 500-00
	(2)	management in terms of section 40 of the Act.	R 750-00
	(3)	supply liquor free of charge for an consumption in terms of section 86 (1) of the Act.	R 750-00
	(4)	Supply liquor free of charge for purpose of tasting in terms of section 89 (1) of the Act.	R 750-00
	(6)	copies of-	
		(a) any license and its conditions; or	R 100-00
		(b) application kept or retained in terms of section 139 of the Act.	
	(7)	copies of an inspector’s report.	R 50-00
	(8)	copies of the minutes in terms of section 9 of the Act.	R 500-00
	(9)	Duplication license in terms of section 34 of the Act.	R 500-00
	(10)	<u>Application for conversion in terms of Act”.</u>	R 200-00

Amendment of Schedule 2 of the Gauteng Liquor Regulations

4. The following form is hereby inserted after Form 10.

"FORM 11

GAUTENG LIQUOR ACT, 2003 (ACT NO. 2 OF 2003)

APPLICATION FOR CONVERSION OF AN AUTHORISATION, PERMIT OR LICENSE

Date- stamp of secretary
receiving application

FORM 11

For official use

Amount R.....

Receipt no.....

Date

LIQUOR ACT, 2003

APPLICATION FOR CONVERSION OF AN AUTHORISATION, PERMIT OR LICENSE

Application prepared by

Postal address

Telephone no

Authorisation, Permit or License 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
- (f) Postal address
- (g) Business telephone number

[Delete (b) if applicant is not a natural person]

2. Applicant to state-

- (i) the size of beer bottle which the applicant sells.....
- (ii) the number of cases of beer bottles the applicant sells per week.....
- (iii) where the business premise is situated

I declare or truly affirm that the information furnished in this application is true.

.....
Date

.....
Signature of applicant or an authorised person

I certify that this declaration has been signed and sworn to or affirmed before me at this
..... day of by the applicant or an authorised person who
acknowledged that-

- (i) he or she knows and understands the contents of this declaration;
- (ii) he or she has no objection to taking the prescribed oath or affirmation; and
- (iii) he or she considers the prescribed oath or affirmation to be binding on his or her conscience
and that he or she uttered the following words:

"I swear that the contents of this declaration are true, so help me God" or "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*".

Short Title

5. These Regulations are called the Second Gauteng Liquor Amendment
Regulations, 2008.