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STAATSKOERANT

VAN DIE REPUBLIEK VAN SUID-AFRIKA

WET

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GOVERNMENT GAZETTE

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KANTOOR VAN DIE STAATSPRESIDENT

STATE PRESIDENT'S OFFICE

No. 672.

8 April 1988

Hierby word bekend gemaak dat die Staatspresident sy goedkeuring geheg het aan die onderstaande Wet wat hierby ter algemene inligting gepubliseer word:—

No. 36 van 1988: Wysigingswet op Wyn en Spiritus, 1988.

No. 672.

8 April 1988

It is hereby notified that the State President has assented to the following Act which is hereby published for general information:—

No. 36 of 1988: Wine and Spirit Amendment Act, 1988.

Wet No. 36, 1988

WYSIGINGSWET OP WYN EN SPIRITUS, 1988

ALGEMENE VERDUIDELIKENDE NOTA:

[] Woorde in vet druk tussen vierkantige hake dui skappings uit bestaande verordenings aan.

_____ Woorde met 'n volstreep daaronder, dui invoegings in bestaande verordenings aan.

WET

Tot wysiging van die Wet op Beheer oor Wyn en Spiritus, 1970, ten einde die uitdrukking "groothandelaar" te heromskryf; die verskaffing van spiritus aan lede van die Ko-operatiewe Wijnbouwers Vereniging van Zuid-Afrika, Beperkt, vir die versterking van hul eie produkte, die ontvangs van wyn deur sekere persone, die vasstelling van sekere pryse vir wyn, en die oplegging van sekere heffings deur genoemde vereniging, verder te reël; die bevoegdheid van die Minister van Landbou om sekere bepalings van genoemde Wet op te skort en om regulasies te maak, uit te brei; genoemde vereniging te magtig om sekere besonderhede en inligting te verkry; en die aanspreeklikheid van genoemde vereniging en sekere persone ten opsigte van sekere handelinge en versuime te beperk; tot wysiging van die Wet op Wyn, Ander Gegiste Drank en Spiritualieë, 1957, ten einde genoemde Minister te magtig om vereistes vir sekere spiritualieë voor te skryf; en die etikettering van houers waarin sekere soorte spiritualieë verkoop word, verder te reël; en om voorsiening te maak vir aangeleenthede wat daarmee in verband staan.

(Engelse teks deur die Staatspresident geteken.)
(Goedgekeur op 24 Maart 1988.)

DAAR WORD BEPAAL deur die Staatspresident en die Parlement van die Republiek van Suid-Afrika, soos volg:—

Wysiging van artikel 1 van Wet 47 van 1970, soos gewysig deur artikel 1 van Wet 70 van 1972, artikel 1 van Wet 74 van 1974, artikel 1 van Wet 87 van 1980 en artikel 1 van Wet 44 van 1983 5

1. Artikel 1 van die Wet op Beheer oor Wyn en Spiritus, 1970 (hieronder die Hoofwet genoem), word hierby gewysig deur die omskrywing van "groothandelaar" deur die volgende omskrywing te vervang:

"'groothandelaar' iemand wat gedurende één jaar [en van één wynoes] 'n groothandelshoeveelheid wyn, ingevolge die omskrywing, *mutatis mutandis*, van 'groothandelshoeveelheid' in artikel 14, soos bepaal met verwysing na die datum in genoemde omskrywing vermeld, of die ekwivalent van so 'n hoeveelheid wyn, in spiritus, koop;".

Wysiging van artikel 3 van Wet 47 van 1970, soos gewysig deur artikel 2 van Wet 70 van 1972, artikel 1 van Wet 26 van 1975 en artikel 3 van Wet 44 van 1983 15

2. Artikel 3 van die Hoofwet word hierby gewysig deur die voorbehoudsbepaling by paragraaf (b) van subartikel (4) deur die volgende voorbehoudsbepaling te vervang:

"Met dien verstande dat as die vereniging oortuig is dat 'n lid spiritus [dringend] nodig het vir die versterking van sy eie produk en dat sodanige lid— 20

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GENERAL EXPLANATORY NOTE:

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

Words underlined with solid line indicate insertions in existing enactments.

ACT

To amend the Wine and Spirit Control Act, 1970, so as to redefine the expression "wholesale trader"; to further regulate the supply of spirit to members of the Ko-operatiewe Wijnbouwers Vereniging van Zuid-Afrika, Beperkt, for the fortification of their own products, the receipt of wine by certain persons, the fixing of certain prices for wine, and the imposition of certain levies by the said vereniging; to extend the power of the Minister of Agriculture to suspend certain provisions of the said Act and to make regulations; to empower the said vereniging to obtain certain particulars and information; and to restrict the liability of the said vereniging and certain persons in respect of certain acts and omissions; to amend the Wine, Other Fermented Beverages and Spirits Act, 1957, so as to empower the said Minister to prescribe requirements for certain spirits; and to further regulate the labelling of receptacles in which certain kinds of spirits are sold; and to provide for matters connected therewith.

(English text signed by the State President.)

(Assented to 24 March 1988.)

BE IT ENACTED by the State President and the Parliament of the Republic of South Africa, as follows:—

Amendment of section 1 of Act 47 of 1970, as amended by section 1 of Act 70 of 1972, section 1 of Act 74 of 1974, section 1 of Act 87 of 1980 and section 1 of Act 44 of 1983

5 **1.** Section 1 of the Wine and Spirit Control Act, 1970 (hereinafter referred to as the principal Act), is hereby amended by the substitution for the definition of "wholesale trader" of the following definition:

10 "“wholesale trader” means any person who buys during any one year **[and of any one vintage]** a wholesale quantity, in terms *mutatis mutandis* of the definition of ‘wholesale quantity’ in section 14, of wine, as determined with reference to the date mentioned in the said definition, or the equivalent of such a quantity of wine in spirit;”.

Amendment of section 3 of Act 47 of 1970, as amended by section 2 of Act 70 of 1972, section 1 of Act 26 of 1975 and section 3 of Act 44 of 1983

15 **2.** Section 3 of the principal Act is hereby amended by the substitution for the proviso to paragraph (b) of subsection (4) of the following proviso:

“Provided that if the vereniging is satisfied that a member is in **[urgent]** need of spirit for the fortification of **[its]** his own product and that such member—

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- (i) redelikerwys 'n verlenging van tyd nodig het om wyn in ruil vir sodanige spiritus te lewer, die vereniging aan hom die hoeveelheid spiritus kan verskaf wat die vereniging in die omstandighede geskik ag, en hom 'n tydperk van hoogstens vier maande kan toelaat om sodanige wyn te lewer; of
- (ii) nie in staat is en binne bedoelde tydperk van vier maande nie in staat sal wees om 'n voldoende hoeveelheid wyn in ruil vir sodanige spiritus te lewer nie, die vereniging aan hom die hoeveelheid spiritus kan verkoop wat die vereniging in die omstandighede geskik ag".

Wysiging van artikel 14 van Wet 47 van 1970, soos gewysig deur artikel 4 van Wet 70 van 1972, artikel 11 van Wet 74 van 1974 en artikel 3 van Wet 87 van 1980

3. Artikel 14 van die Hoofwet word hierby gewysig deur in subartikel (1) na die omskrywing van "heffing" die volgende omskrywing in te voeg:

"'in stortmaat', met betrekking tot wyn, wyn wat nie in 'n houer of houers met 'n inhoudsmaat van vyf liter of minder is nie;";

Wysiging van artikel 16 van Wet 47 van 1970, soos gewysig deur artikel 13 van Wet 74 van 1974, artikel 1 van Wet 69 van 1976 en artikel 4 van Wet 44 van 1983

4. Artikel 16 van die Hoofwet word hierby gewysig—

(a) deur subartikel (3) deur die volgende subartikel te vervang:

"(3) Niemand wat [die houer is van 'n groothandelaars-dranklisensie in artikel 22 van die Drankwet, 1977 (Wet No. 87 van 1977), vermeld] gelisensieer is om in drank handel te dryf en geen distilleerder mag wyn wat hy in stortmaat van 'n wynboer of koöperatiewe vereniging verkry het, op 'n perseel wat hy gebruik soos in artikel 16A (1) van hierdie Wet bedoel en wat ingevolge laasgenoemde artikel geregistreer is of geregistreer moet wees, bring of laat bring nie, behalwe [op gesag van 'n permit deur] met die toestemming van die vereniging [ten opsigte van daardie hoeveelheid uitgereik]."; en

(b) deur subartikel (4) te skrap.

Wysiging van artikel 16A van Wet 47 van 1970, soos ingevoeg deur artikel 14 van Wet 74 van 1974 en gewysig deur artikel 5 van Wet 44 van 1983

5. Artikel 16A van die Hoofwet word hierby gewysig deur subartikel (1) deur die volgende subartikel te vervang:

"(1) [Geen houer van 'n groothandelaars-dranklisensie in artikel 22 van die Drankwet, 1977 (Wet No. 87 van 1977), vermeld] Niemand wat gelisensieer is om in drank handel te dryf en geen distilleerder [of koöperatiewe vereniging] wat wyn in stortmaat van 'n wynboer of koöperatiewe vereniging ontvang, en geen wynboer of koöperatiewe vereniging, mag enige perseel vir die ontvangs, vervaardiging of opberging in stortmaat van wyn (ingevolge paragraaf (a) van die omskrywing van 'wyn') gebruik nie, tensy daardie perseel by die vereniging geregistreer is."

Wysiging van artikel 18 van Wet 47 van 1970, soos gewysig deur artikel 7 van Wet 70 van 1972, artikel 16 van Wet 74 van 1974, artikel 2 van Wet 47 van 1978, artikel 4 van Wet 87 van 1980, artikel 7 van Wet 44 van 1983 en artikel 2 van Wet 63 van 1984

6. Artikel 18 van die Hoofwet word hierby gewysig deur na paragraaf (a) van subartikel (1) die volgende paragraaf in te voeg:

"(a4) By die toepassing van subparagraawe (i) en (ii) van paragraaf (a) —

- (i) kan 'n minimum prys of kwaliteitsprys vasgestel word met of sonder inagneming van die sterkte van die betrokke wyn; en
- (ii) kan verskillende minimum pryse of kwaliteitspryse, na gelang van die geval, vasgestel word ten opsigte van verskillende gebiede, verskil-

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- (i) reasonably requires an extension of time to deliver wine in exchange for such spirit, it may supply him with such quantity of spirit as it may deem proper under the circumstances and may allow him a period not exceeding four months to deliver such wine; or
- 5 (ii) is not and shall within the said period of four months not be in a position to deliver a sufficient quantity of wine in exchange for such spirit, it may sell to him such quantity of spirit as it may deem proper in the circumstances".

Amendment of section 14 of Act 47 of 1970, as amended by section 4 of Act 70 of 1972, section 11 of Act 74 of 1974 and section 3 of Act 87 of 1980

- 10 3. Section 14 of the principal Act is hereby amended by the insertion in subsection (1) before the definition of "levy" of the following definition:
- ""in bulk", in relation to wine, means wine which is not in a container or containers with a capacity of five litres or less;".

Amendment of section 16 of Act 47 of 1970, as amended by section 13 of Act 74 of 1974, section 1 of Act 69 of 1976 and section 4 of Act 44 of 1983

4. Section 16 of the principal Act is hereby amended—
- (a) by the substitution for subsection (3) of the following subsection:
- 20 "3) No person **[who is the holder of a wholesale liquor licence referred to in section 22 of the Liquor Act, 1977 (Act No. 87 of 1977)]** licensed to deal in liquor and no distiller shall bring, or cause to be brought, on any premises used by him as contemplated in section 16A (1) of this Act and registered or required to be registered in terms of the latter section, any **[quantity of]** wine acquired by him in bulk from a winegrower or co-operative society, except **[under the authority of a permit issued by]** with
- 25 the consent of the vereniging [in respect of that quantity]."; and
- (b) by the deletion of subsection (4).

Amendment of section 16A of Act 47 of 1970, as inserted by section 14 of Act 74 of 1974 and amended by section 5 of Act 44 of 1983

5. Section 16A of the principal Act is hereby amended by the substitution for 30 subsection (1) of the following subsection:
- "(1) No **[holder of a wholesale liquor licence referred to in section 22 of the Liquor Act, 1977 (Act No. 87 of 1977)]** person licensed to deal in liquor and no distiller **[or co-operative society]** who receives wine in bulk from a winegrower or co-operative society, and no winegrower or co-operative society, shall use
- 35 any premises for the receipt, manufacture or storage in bulk of wine (in terms of paragraph (a) of the definition of 'wine'), unless those premises are registered with the vereniging."

Amendment of section 18 of Act 47 of 1970, as amended by section 7 of Act 70 of 1972, section 16 of Act 74 of 1974, section 2 of Act 47 of 1978, section 4 of Act 87 of 1980, 40 section 7 of Act 44 of 1983 and section 2 of Act 63 of 1984

6. Section 18 of the principal Act is hereby amended by the insertion after paragraph (a) of subsection (1) of the following paragraph:
- "(aA) In the application of subparagraphs (i) and (ii) of paragraph (a) —
- 45 (i) a minimum price or quality price may be fixed with or without regard to the strength of the wine concerned; and
- (ii) different minimum prices or quality prices, as the case may be, may be fixed in respect of different areas, different classes, types or grades of

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lende klasse, tipes of grade wyn, verskillende druifcultivars of wyn
bestem vir verskillende doeleindes.”.

Wysiging van artikel 29A van Wet 47 van 1970, soos ingevoeg deur artikel 11 van Wet
70 van 1972 en gewysig deur artikel 25 van Wet 74 van 1974 en artikel 10 van Wet 44
van 1983

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7. Artikel 29A van die Hoofwet word hierby gewysig deur subartikel (1) deur die
volgende subartikel te vervang:

“(1) Die Minister kan, na oorleg met die vereniging, by kennisgewing in die
Staatskoerant al die bepalings van artikels 16, 18A, 18B, 19 en 22 (1), of een of
meer daarvan, of ’n regulasie kragtens hierdie Hoofstuk uitgevaardig, opskort
in soverre bedoelde bepaling of bepalings of regulasie betrekking het op wyn,
of op wyn van ’n soort in daardie kennisgewing omskryf, wat verkoop of van die
hand gesit word, of aangekoop of verkry word, onder die omstandighede in dié
kennisgewing vermeld, maar nie in soverre bedoelde bepaling of bepalings of
regulasie betrekking het op wyn wat in stortmaat verkoop of van die hand gesit
word aan, of in stortmaat aangekoop of verkry word deur, ’n distilleerder of [die
houer van ’n groothandelaars-dranklisensie vermeld in artikel 22 van die
Drankwet, 1977 (Wet No. 87 van 1977)] iemand wat gelisensieer is om in drank
handel te dryf nie.”.

Wysiging van artikel 46 van Wet 47 van 1970, soos gewysig deur artikel 13 van Wet
44 van 1983 en artikels 46 en 47 van Wet 97 van 1986

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8. Artikel 46 van die Hoofwet word hierby gewysig deur na paragraaf (e) van
subartikel (1) die volgende paragrawe in te voeg:

- “(eA) voorsiening maak vir die betaling van ’n heffing ten opsigte van enige kwota
wat vir die doeleindes van sodanige beperking ingevolge die regulasies
bepaal is;
(eB) voorsiening maak vir die kansellasië of vermindering van sodanige kwota in
die omstandighede en op die voorwaardes in die regulasies vermeld;”.

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Wysiging van artikel 48 van Wet 47 van 1970, soos gewysig deur artikel 13 van Wet
70 van 1972

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9. Artikel 48 van die Hoofwet word hierby gewysig—

(a) deur subartikel (3) deur die volgende subartikel te vervang:

“(3) By die toepassing van subartikel (1) kan verskillende heffings opgelê
word ten opsigte van verskillende klasse, tipes of grade wyn of verskillende
klasse spiritus of brandewyn.”; en

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(b) deur die volgende subartikel by te voeg:

“(4) Die vereniging kan met die goedkeuring van die Minister, in die
kennisgewing bedoel in subartikel (2), enige persoon of klas persone of in
die algemeen of in die omstandighede vermeld in die kennisgewing, van die
betaling van ’n heffing bedoel in subartikel (1) vrystel.”.

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Invoeging van artikel 53A in Wet 47 van 1970

10. Die volgende artikel word hierby in die Hoofwet na artikel 53 ingevoeg:

“Verkryging van besonderhede en inligting deur vereniging

53A. (1) Wanneer iemand weier of versuim om enige opgawe, inligting
of besonderhede aan die vereniging te verstrek wat ingevolge hierdie
Wet of die regulasies daarkragtens uitgevaardig, aan hom verstrek moet
word, kan die vereniging—

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- (a) enige redelike stappe doen om die betrokke besonderhede of
inligting te bekom; en
(b) alle redelike uitgawes wat hy aangegaan het om die besonderhede of
inligting te bekom, op die betrokke persoon verhaal.
(2) Die uitoefening deur die vereniging van enige bevoegdheid beoog
in subartikel (1) onthef niemand van strafregtelike aanspreeklikheid wat

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wine, different grape cultivars or wine intended for different purposes.”.

Amendment of section 29A of Act 47 of 1970, as inserted by section 11 of Act 70 of 1972 and amended by section 25 of Act 74 of 1974 and section 10 of Act 44 of 1983

5 7. Section 29A of the principal Act is hereby amended by the substitution for subsection (1) of the following subsection:

“(1) The Minister may, after consultation with the vereniging, by notice in the *Gazette* suspend all the provisions of sections 16, 18A, 18B, 19 and 22 (1), or one or more thereof, or any regulation made under this Chapter, in so far as such provision or provisions or regulation relates to wine, or to wine of a kind defined in such notice, sold or disposed of, or purchased or acquired, under the circumstances mentioned in such notice, but not in so far as such provision or provisions or regulation relates to wine sold or disposed of in bulk to, or purchased or acquired in bulk by, a distiller or **[the holder of a wholesale liquor licence referred to in section 22 of the Liquor Act, 1977 (Act No. 87 of 1977)]** a person licensed to deal in liquor.”.

Amendment of section 46 of Act 47 of 1970, as amended by section 13 of Act 44 of 1983 and sections 46 and 47 of Act 97 of 1986

8. Section 46 of the principal Act is hereby amended by the insertion after 20 paragraph (e) of subsection (1) of the following paragraphs:

“(eA) provide for the payment of a levy in respect of any quota determined in terms of the regulations for the purposes of such restriction;
(eB) provide for the cancellation or reduction of such quota in the circumstances and on the conditions specified in the regulations;”.

25 Amendment of section 48 of Act 47 of 1970, as amended by section 13 of Act 70 of 1972

9. Section 48 of the principal Act is hereby amended—

(a) by the substitution for subsection (3) of the following subsection:

“(3) In the application of subsection (1), different levies may be imposed in respect of different classes, types or grades of wine or different classes of spirit or brandy.”; and

(b) by the addition of the following subsection:

“(4) The vereniging may, with the approval of the Minister, in the notice referred to in subsection (2), exempt any person or class of persons, either generally or under such circumstances as may be specified in the notice, from the payment of a levy referred to in subsection (1).”.

Insertion of section 53A in Act 47 of 1970

10. The following section is hereby inserted in the principal Act after section 53:

“Obtaining of particulars and information by vereniging

40 **53A.** (1) When a person refuses or neglects to furnish the vereniging with any return, information or particulars which in terms of this Act or the regulations made thereunder are to be furnished to it, the vereniging may—

(a) take any reasonable steps to obtain the particulars or information concerned; and

45 (b) recover from the person concerned all reasonable costs incurred by it in obtaining the particulars or information.

(2) The exercising by the vereniging of any power contemplated in subsection (1) shall not relieve any person of criminal liability arising

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voortspruit uit sy weiering of versuim om enige opgawe, inligting of besonderhede aan die vereniging te verstrek nie.”.

Invoeging van artikel 56A in Wet 47 van 1970

11. Die volgende artikel word hierby in die Hoofwet na artikel 56 ingevoeg:

“Beperking van aanspreeklikheid

56A. Die vereniging, sy beamptes en werknemers of 'n lid van 'n komitee deur die vereniging aangestel, is nie aanspreeklik nie ten opsigte van enigiets wat te goeder trou gedoen of gelaat is by die uitoefening van 'n bevoegdheid of die uitvoering van 'n plig kragtens of uit hoofde van hierdie Wet of die regulasies daarkragtens uitgevaardig, of ten opsigte van enigiets wat daaruit mag voortspruit.”.

Wysiging van artikel 9 van Wet 25 van 1957, soos vervang deur artikel 14 van Wet 87 van 1980

12. Artikel 9 van die Wet op Wyn, Ander Gegiste Drank en Spiritualieë, 1957, word hierby gewysig deur die volgende subartikel by te voeg, terwyl die bestaande artikel subartikel (1) word:

- “(2) (a) Die Minister kan by regulasie wat nie met artikel 9 van die Wet op Beheer oor Wyn en Spiritus, 1970 (Wet No. 47 van 1970), of enige vereistes daarkragtens voorgeskryf, onbestaanbaar is nie, vereistes voorskryf waaraan enige spritualieë bedoel in subartikel (1) moet voldoen benewens die vereistes uiteengesit in die betrokke omskrywing in artikel 8.
- (b) Verskillende vereistes kan aldus voorgeskryf word ten opsigte van verskillende klasse spiritualieë of spiritualieë bestem vir verskillende doeleindes.”.

Wysiging van artikel 14 van Wet 25 van 1957, soos vervang deur artikel 7 van Wet 68 van 1976

13. Artikel 14 van die Wet op Wyn, Ander Gegiste Drank en Spiritualieë, 1957, word hierby gewysig deur die volgende subartikel by te voeg, terwyl die bestaande artikel subartikel (1) word:

- “(2) Indien by die vervaardiging van likeur enige ander spiritualieë genoem in subartikel (1) gebruik is, mag die naam of name van sodanige ander spiritualieë nie op die betrokke etiket beoog in subartikel (1) gebruik word nie in ander letters of op 'n ander wyse as wat by regulasie voorgeskryf is.”.

Kort titel en inwerkingtreding

14. (1) Hierdie Wet heet die Wysigingswet op Wyn en Spiritus, 1988, en tree in werking op 'n datum wat die Staatspresident by proklamasie in die *Staatskoerant* bepaal.

(2) Verskillende datums kan aldus bepaal word ten opsigte van verskillende bepalings van hierdie Wet.

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from his refusal or neglect to furnish the vereniging with any return,
information or particulars.”.

Insertion of section 56A in Act 47 of 1970

11. The following section is hereby inserted in the principal Act after section 56:

5 **“Restriction of liability**

10 **56A.** The vereniging, its officers and employees or any member of a
committee appointed by the vereniging shall not be liable in respect of
anything done or omitted in good faith in the exercise of a power or the
performance of a duty under or by virtue of this Act or the regulations
made thereunder, or in respect of anything which may arise therefrom.”.

Amendment of section 9 of Act 25 of 1957, as substituted by section 14 of Act 87 of 1980

12. Section 9 of the Wine, Other Fermented Beverages and Spirits Act, 1957, is
hereby amended by the addition of the following subsection, the existing section
15 becoming subsection (1):

20 “(2) (a) The Minister may by regulation not inconsistent with section 9 of the
Wine and Spirit Control Act, 1970 (Act No. 47 of 1970), or any require-
ments prescribed thereunder, prescribe requirements with which any spirits
referred to in subsection (1) shall comply in addition to the requirements
set out in the relevant definition in section 8.
(b) Different requirements may so be prescribed in respect of different classes
of spirits or spirits intended for different purposes.”.

Amendment of section 14 of Act 25 of 1957, as substituted by section 7 of Act 68 of 1976

25 13. Section 14 of the Wine, Other Fermented Beverages and Spirits Act, 1957, is
hereby amended by the addition of the following subsection, the existing section
becoming subsection (1):

30 “(2) If in the manufacture of liqueur any other spirits mentioned in subsection
(1) was used, the name or names of such other spirits may not be used on the
relevant label contemplated in subsection (1) in other letters or in any other
manner than that prescribed by regulation.”.

Short title and commencement

14. (1) This Act shall be called the Wine and Spirit Amendment Act, 1988, and
shall come into operation on a date to be fixed by the State President by
35 proclamation in the *Gazette*.

(2) Different dates may so be fixed in respect of different provisions of this Act.

from his refusal or neglect to furnish the foregoing with any return
information or particulars.

Insertion of section 56A in Act 47 of 1970

11. The following section is hereby inserted in the principal Act after section 56:

"Restriction of liability

56A. The foregoing its officers and employees or any member of a
committee appointed by the foregoing shall not be liable in respect of
anything done or omitted in good faith in the exercise of a power or the
performance of a duty under or by virtue of this Act or the regulations
made thereunder, or in respect of anything which may arise therefrom."

Amendment of section 9 of Act 35 of 1957, as substituted by section 14 of Act 37 of

1960

12. Section 9 of the Wine, Other Fermented Beverages and Spirits Act, 1957, is
hereby amended by the addition of the following subsection, the existing section
becoming subsection (1):

(2) (a) The Minister may by regulation not inconsistent with section 9 of the
Wine and Spirit Control Act, 1970 (Act No. 47 of 1970), or any regulation
made thereunder, prescribe requirements with which any spirits
retained in subsection (1) shall comply in addition to the requirements
set out in the relevant definition in section 8.

(b) Different requirements may so be prescribed in respect of different classes
of spirits or spirits intended for different purposes."

Amendment of section 14 of Act 35 of 1957, as substituted by section 7 of Act 68 of

1976

13. Section 14 of the Wine, Other Fermented Beverages and Spirits Act, 1957, is
hereby amended by the addition of the following subsection, the existing section
becoming subsection (1):

(2) If in the manufacture of liquor any other spirits mentioned in subsection
(1) was used, the name or names of such other spirits may not be used on the
relevant label contemplated in subsection (1) in other letters or in any other
manner than that prescribed by regulation."

Short title and commencement

14. (1) This Act shall be called the Wine and Spirit Amendment Act, 1988, and
shall come into operation on a date to be fixed by the State President by
proclamation in the Gazette.

(2) Different dates may so be fixed in respect of different provisions of this Act