



REPUBLIC OF SOUTH AFRICA

GG8G
8.559



GOVERNMENT GAZETTE

STAATSKOERANT

VAN DIE REPUBLIEK VAN SUID-AFRIKA

Registered at the Post Office as a Newspaper

As 'n Nuusblad by die Poskantoor Geregistreer

R1,00 Price • Prys
R0,10 Plus 10% VAT • BTW

R1,10 Selling price • Verkoopprys
Other countries **R1,40** Buitelands
Post free • Posvry

VOL. 333

CAPE TOWN, 10 MARCH 1993

No. 14628

KAAPSTAD, 10 MAART 1993

STATE PRESIDENT'S OFFICE

KANTOOR VAN DIE STAATSPRESIDENT

No. 371. 10 March 1993

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

No. 11 of 1993: Liquor Products Amendment Act, 1993.

No. 371. 10 Maart 1993

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

No. 11 van 1993: Wysigingswet op Drankprodukte, 1993.

GENERAL EXPLANATORY NOTE:

- []** Words in bold type in square brackets indicate omissions from existing enactments.
- Words underlined with a solid line indicate insertions in existing enactments.

ACT

To amend the Liquor Products Act, 1989, to provide for the appointment, as members of the Wine and Spirit Board, of two persons nominated by the Agricultural Research Council, instead of two officers; to sanction the production and sale of an alcoholic beverage obtained by the alcoholic fermentation of honey; and to abolish the requirement that specimens of labels affixed to containers be filed with the administering officer; and to provide for matters connected therewith.

(English text signed by the State President.)
(Assented to 26 February 1993.)

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

Amendment of section 2 of Act 60 of 1989

1. Section 2 of the Liquor Products Act, 1989 (hereinafter referred to as the principal Act), is hereby amended— 5
 - (a) by the substitution for subparagraph (iv) of paragraph (a) of subsection (2) of the following subparagraph:
 - “(iv) not more than two **[officers appointed]** persons nominated by the Agricultural Research Council by virtue of their involvement in oenological and viticultural research; and”;10
 - (b) by the substitution for paragraph (d) of the said subsection (2) of the following paragraph:
 - “(d) Whenever it becomes necessary, the Director-General shall request the bodies mentioned in subparagraphs (i), (ii) and (iv) of paragraph (a) **[(i) and (ii)]** in writing to submit the applicable nominations to him in writing within the period specified in the request.”; and15
 - (c) by the substitution for subparagraph (iv) of paragraph (a) of subsection (5) of the following subparagraph:
 - “(iv) if, in the case of a member or an alternate member nominated by a body specified in subsection (2)(a)(i), **[or] (ii) or (iv)**, the body concerned notifies the Director-General in writing that such member or alternate member shall no longer serve on the board as nominee of that body.”.20

ALGEMENE VERDUIDELIKENDE NOTA:

- []** Woorde in vet druk tussen vierkantige hake dui skrapings uit bestaande verordenings aan.
- _____ Woorde met 'n volstreep daaronder, dui invoegings in bestaande verordenings aan.

WET

Tot wysiging van die Wet op Drankprodukte, 1989, ten einde voorsiening te maak vir die aanstelling, as lede van die Wyn- en Spiritusraad, van twee persone benoem deur die Landbounavorsingsraad, in plaas van twee beamptes; goedkeuring te verleen vir die produksie en verkoop van 'n drankprodukt wat verkry word deur die alkoholiese gisting van heuning; en die vereiste dat eksemplare van etikette wat op houers aangebring word, by die beherende amptenaar geliasseer word, af te skaf; en om voorsiening te maak vir aangeleenthede wat daarmee in verband staan.

(Engelse teks deur die Staatspresident geteken.)
(Goedgekeur op 26 Februarie 1993.)

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

Wysiging van artikel 2 van Wet 60 van 1989

1. Artikel 2 van die Wet op Drankprodukte, 1989 (hieronder die Hoofwet 5 genoem), word hierby gewysig—
 - (a) deur subparagraaf (iv) van paragraaf (a) van subartikel (2) deur die volgende subparagraaf te vervang:

“(iv) hoogstens twee **[beamptes aangestel]** persone deur die Landbounavorsingsraad benoem uit hoofde van hulle betrokkenheid by wyn- en wingerdkundige navorsing; en”;
 - 10 (b) deur paragraaf (d) van genoemde subartikel (2) deur die volgende paragraaf te vervang:

“(d) Wanneer dit nodig word, moet die Direkteur-generaal die liggame in subparagraawe (i), (ii) en (iv) van paragraaf (a) **[(i) en (ii)]** vermeld, skriftelik versoek om binne die tydperk in die versoek vermeld die toepaslike benoemings skriftelik aan hom voor te lê.”; en
 - 15 (c) deur subparagraaf (iv) van paragraaf (a) van subartikel (5) deur die volgende subparagraaf te vervang:

20 “(iv) indien, in die geval van 'n lid of 'n plaasvervangende lid wat deur 'n liggaam in subartikel (2)(a)(i), **[of]** (ii) of (iv) vermeld, benoem is, die betrokke liggaam die Direkteur-generaal skriftelik in kennis stel dat so 'n lid of plaasvervangende lid nie meer as benoemde van daardie liggaam in die

25 raad sal dien nie.”.

Amendment of section 10 of Act 60 of 1989**2. Section 10 of the principal Act is hereby amended—**

(a) by the substitution for paragraphs (a) and (b) of subsection (1) of the following paragraphs:

“(a) may sell, or produce for sale, for drinking purposes, a sacramental beverage specified in such notice **[for drinking purpose; or];** 5

(b) may sell, or produce for sale, for drinking purposes, an alcoholic beverage obtained by the alcoholic fermentation of the juice of oranges together with cane sugar **[for drinking purposes] or;**” 10

(b) by the addition to the said subsection (1) of the following paragraph:

“(c) may sell, or produce for sale, for drinking purposes, an alcoholic beverage obtained by the alcoholic fermentation of honey.”; and 15

(c) by the substitution for the words preceding subparagraph (i) in paragraph (a) of subsection (3) of the following words:

“shall, in the case of an alcoholic beverage referred to in subsection (1)(b) or (c) be granted only if—”.

Repeal of section 13 of Act 60 of 1989**3. Section 13 of the principal Act is hereby repealed.****Amendment of section 23 of Act 60 of 1989****4. Section 23 of the principal Act is hereby amended by the substitution for paragraph (b) of subsection (1) of the following paragraph:**

“(b) contravenes or fails to comply with a provision of section 5(3)(b), 6(3)(b), 7(3)(b), 8(3)(b), 9(3)(b) **[13(1), 13(1) as applied by 13(4)]** or 20(4);”.

Short title**5. This Act shall be called the Liquor Products Amendment Act, 1993.**

Wysiging van artikel 10 van Wet 60 van 1989

2. Artikel 10 van die Hoofwet word hierby gewysig—

(a) deur paragrawe (a) en (b) van subartikel (1) deur die volgende paragrawe te vervang:

5 “(a) ’n sakramentele drank in dié kennisgewing vermeld, vir drinkdoeleindes mag verkoop of **[vir verkoop]** mag produseer vir verkoop vir drinkdoeleindes; **[of]**

 (b) ’n alkoholiese drank wat verkry is deur die alkoholiese gisting van die sap van lemoene tesame met rietsuiker, vir drinkdoeleindes mag verkoop of **[vir verkoop]** mag produseer vir verkoop vir drinkdoeleindes; of”;

(b) deur die volgende paragraaf by genoemde subartikel (1) te voeg:

10 “(c) ’n alkoholiese drank wat verkry is deur die alkoholiese gisting van heuning, vir drinkdoeleindes mag verkoop of mag produseer vir verkoop vir drinkdoeleindes.”; en

15 (c) deur die woorde wat in paragraaf (a) van subartikel (3) subparagraaf (i) voorafgaan, deur die volgende woorde te vervang:

 “word, in die geval van ’n alkoholiese drank in subartikel (1)(b) of (c) bedoel, slegs verleen indien—”.

20 Herroeping van artikel 13 van Wet 60 van 1989

3. Artikel 13 van die Hoofwet word hierby herroep.

Wysiging van artikel 23 van Wet 60 van 1989

4. Artikel 23 van die Hoofwet word hierby gewysig deur paragraaf (b) van subartikel (1) deur die volgende paragraaf te vervang:

25 “(b) ’n bepaling van artikel 5(3)(b), 6(3)(b), 7(3)(b), 8(3)(b), 9(3)(b) **[13(1), 13(1) soos toegepas by 13(4)]** of 20(4) oortree of versuim om daaraan te voldoen;”.

Kort titel

5. Hierdie Wet heet die Wysigingswet op Drankprodukte, 1993.

