



REPUBLIC OF SOUTH AFRICA

GOVERNMENT GAZETTE

STAATSKOERANT

VAN DIE REPUBLIEK VAN SUID-AFRIKA

Registered at the Post Office as a Newspaper

As 'n Nuisblad by die Poskantoor Geregistreer

Vol. 406

CAPE TOWN, 30 APRIL 1999

KAAPSTAD, 30 APRIL 1999

No. 19982

OFFICE OF THE PRESIDENT

No. 514.

30 April 1999

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

No. 36 of 1999: Gambling Matters Amendment Act, 1999.

KANTOOR VAN DIE PRESIDENT

No. 514.

30 April 1999

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

No. 36 van 1999: Wysigingswet op Dobbeldaryaangeleenthede, 1999.

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.

(English text signed by the President.)
(Assented to 14 April 1999.)

ACT

To amend the National Gambling Act, 1996, so as to empower the Minister of Trade and Industry to determine by notice in the *Gazette* the date from which the national sphere of government or any organisation which holds or administers any asset or right in respect of gambling activities for or on behalf of that sphere shall not have any financial interest in any gambling activity; to further regulate the date until when a provincial licensing authority shall disregard certain financial interest when considering an application for a casino licence; and to repeal the Gambling Act, 1965; and to provide for matters connected therewith.

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

Amendment of section 13 of Act 33 of 1996

1. Section 13 of the National Gambling Act, 1996, is hereby amended—

(a) by the substitution for paragraph (f) of subsection (1) of the following paragraph:

- “(f) the State or any organ of the State or any organisation with which the State is concerned shall **[from 10 May 1999]**, apart from taxes or levies, not have any financial interest in any gambling activity—
- (i) in the case of the national sphere of government or any organisation which holds or administers any asset or right in respect of gambling activities for or on behalf of that sphere of government, from a date determined by the Minister by notice in the *Gazette*;
- (ii) in the case of any organisation the founding law of which is administered by the provincial sphere of government and the shares of which may only be disposed of by the national sphere of government or with the consent or approval of that sphere of government, from a date determined by the Minister by notice in the *Gazette*; or
- (iii) in any other case, from 10 May 1999;”;

(b) by the insertion, after paragraph (f) of subsection (1) of the following paragraph:

- “(fA) a provincial licensing authority shall, notwithstanding paragraph (f), disregard any financial interest in any gambling activity held by the State, an organ of State or any organisation with which the State is concerned when considering an application for a licence contemplated in paragraph (j) before—

ALGEMENE VERDUIDELIKENDE NOTA:

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

(Engelse teks deur die President geteken.)
(Goedgekeur op 14 April 1999.)

WET

Tot wysiging van die Nasionale Dobbeltwet, 1996, ten einde die Minister van Handel en Nywerheid te magtig om by kennisgewing in die *Staatskoerant* die datum te bepaal met ingang van wanneer die nasionale sfeer van regering of 'n organisasie wat enige bate of reg ten opsigte van dobbelaktiwiteite vir of namens daardie sfeer hou of administreer, nie enige finansiële belang in enige dobbelaktiwiteit mag hê nie; die datum verder te reël tot wanneer 'n provinsiale lisensiëringsowerheid sekere geldelike belang moet verontagsaam by die oorweging van 'n aansoek om 'n casinolisensie; en die Wet op Dobbeltary, 1965, te herroep; en om voorsiening te maak vir aangeleenthede wat daarmee in verband staan.

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

Wysiging van artikel 13 van Wet 33 van 1996

1. Artikel 13 van die Nasionale Dobbeltwet, 1996, word hierby gewysig—
 - 5 (a) deur paragraaf (f) van subartikel (1) deur die volgende paragraaf te vervang:

“(f) die Staat of enige orgaan van die Staat of enige organisasie waarby die Staat betrokke is, mag [vanaf 10 Mei 1999], benewens belasting en heffings, geen geldelike belang by enige dobbelaktiwiteite hê nie—

 - 10 (i) in die geval van die nasionale sfeer van regering of 'n organisasie wat enige bate of reg ten opsigte van dobbelaktiwiteite vir of namens daardie regeringsfeer hou, vanaf 'n datum deur die Minister by kennisgewing in die *Staatskoerant* bepaal;
 - 15 (ii) in die geval van 'n organisasie waarvan die oprigtingswet deur die provinsiale regeringsfeer geadministreer word en waarvan die aandeel slegs deur die nasionale regeringsfeer of met die toestemming of goedkeuring van daardie regeringsfeer vervreem mag word, vanaf 'n datum deur die Minister by kennisgewing in die *Staatskoerant* bepaal; of
 - 20 (iii) in enige ander geval, vanaf 10 Mei 1999;” en
 - (b) deur die volgende paragraaf na paragraaf (f) van subartikel (1) in te voeg:

25 “(fA) 'n provinsiale lisensiëringsowerheid moet, ondanks paragraaf (f), 'n geldelike belang in enige dobbelaktiwiteit verontagsaam wat deur die Staat, 'n orgaan van die Staat of enige organisasie waarby die Staat betrokke is, gehou word by die oorweging van 'n aansoek om 'n lisensie beoog in paragraaf (j) voor—

Act No. 36, 1999**GAMBLING MATTERS AMENDMENT ACT, 1999**

- (i) the date contemplated in paragraph (f)(i), if that financial interest is held by the national sphere of government or any organisation referred to in paragraph (f)(i) or (ii); or
- (ii) 10 May 1999, in any other case;”.

Repeal of Act 51 of 1965

5

2. The Gambling Act, 1965 (Act No. 51 of 1965), is hereby repealed.

Short title

3. This Act is called the Gambling Matters Amendment Act, 1999.

WYSIGINGSWET OP DOBBELARYAANGELEENTHEDE, 1999 **Wet No. 36, 1999**

- (i) die datum in paragraaf (f)(i) beoog, indien daardie geldelike belang deur die nasionale sfeer van regering of enige organisasie in paragraaf (f)(i) of (ii) bedoel, gehou word; of
(ii) 10 Mei 1999, in enige ander geval;".

5 Herroeping van Wet 51 van 1965

2. Die Wet op Dobbelary, 1965 (Wet No. 51 van 1965), word hierby herroep.

Kort titel

3. Hierdie Wet heet die Wet op Dobbelaryaangeleenthede, 1999.

