Western Cape Government • Wes-Kaapse Regering • URhulumente weNtshona Koloni

PROVINCE OF THE WESTERN CAPE

Provincial Gazette Extraordinary

7709

Wednesday, 7 December 2016

Registered at the Post Office as a Newspaper

*(*Copies are obtainable at Room M21, Provincial Legislature Building, 7 Wale Street, Cape Town 8001.)*

OFFICE OF THE PREMIER OF THE PROVINCE OF THE WESTERN CAPE

P.N. 433/2016 7 December 2016

It is hereby notified that the Premier of the Province of Western Cape has assented to the following Act which is hereby published for general information:—

No. 5 of 2016: Western Cape Liquor Amendment Act, 2016.

PROVINSIE WES-KAAP

Buitengewone Provinsiale Koerant

7709

Woensdag, 7 Desember 2016

As 'n nuusblad by die Poskantoor geregistreer

*(*Afskrifte is verkrygbaar by Kamer M21, Provinsiale Wetgewer-gebou, Waalstraat 7, Kaapstad 8001.)*

KANTOOR VAN DIE PREMIER VAN DIE PROVINSIE WES-KAAP

P.K. 433/2016 7 Desember 2016

Hiermee word bekend gemaak dat die Premier van die Provinsie Wes-Kaap die onderstaande Wet, wat hierby ter algemene inligting gepubliseer word, bekragtig het:—

Nr. 5 van 2016: Wes-Kaapse Drankwysigingswet, 2016.

IPHONDO LENTSHONA KOLONI

Tsongezelelo kwiGazethi yePhondo

7709

Lwesithathu, 7 Disemba 2016

Ibhaliswe ePosini njengePhephandaba

*(*Iikopi zifumaneka kwigumbi M21, kwiSakhiwo seNdlu yoWiso Mthetho yePhondo, e7 Wale Street, eKapa 8001.)*

I-OFISI YENKULUMBUSO YEPHONDO LENTSHONA KOLONI

I.S. 433/2016 7 Disemba 2016

Kwenziwa isaziso apha sokuba iNkulumbuso yePhondo leNtshona Koloni iwamkele ngokusemthethweni lo Mthetho ulandelayo opapashelwe ulwazi gabalala:—

Nomb 5 ka-2016: UMthetho woLungiso woTywala weNtshona Koloni, 2016.

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 Premier)
(Assented to 2 December 2016)

AMENDMENT ACT

To amend the Western Cape Liquor Act, 2008, in respect of certain definitions; and to provide for matters connected therewith.

BE IT ENACTED by the Provincial Parliament of the Province of the Western Cape, as follows:—

Amendment of section 1 of Act 4 of 2008, as amended by section 2 of Act 10 of 2010 and section 1 of Act 3 of 2015

1. Section 1 of the Western Cape Liquor Act, 2008 (the principal Act), is amended—

(a) by the deletion of the definition of ''Department'';

(b) by the substitution for the definition of ''Minister'' of the following definition:

'' **'Minister'** means the **[provincial Minister responsible for economic affairs in the Province]** member of the Provincial Cabinet to whom the administration of this Act or any power or function in this Act has been assigned or transferred by the Premier;''; and

(c) by the deletion of the definition of ''standing committee''.

Substitution of words

2. The principal Act is amended by the substitution for the words ''standing committee'', wherever they occur, of the words ''relevant standing committee of the Provincial Parliament''.

Short title

3. This Act is called the Western Cape Liquor Amendment Act, 2016.

ALGEMENE VERDUIDELIKENDE NOTA:

[ ]	Woorde in vetdruk tussen vierkantige hake dui skrappings uit bestaande verordenings aan.
__________	Woorde met 'n volstreep daaronder dui invoegings in bestaande verordenings aan.

(Engelse teks deur die Premier geteken)
(Bekragtig op 2 Desember 2016)

WYSIGINGSWET

Om die Wes-Kaapse Drankwet, 2008, ten opsigte van sekere omskrywings te wysig; en om voorsiening te maak vir aangeleenthede wat daarmee in verband staan.

DAAR WORD BEPAAL deur die Provinsiale Parlement van die Provinsie Wes-Kaap, soos volg:—

Wysiging van artikel 1 van Wet 4 van 2008, soos gewysig by artikel 2 van Wet 10 van 2010 en artikel 1 van Wet 3 van 2015

1. Artikel 1 van die Wes-Kaapse Drankwet, 2008 (die Hoofwet), word gewysig—

(a) deur die omskrywing van ''Departement'' te skrap;

(b) deur die omskrywing van ''Minister'' deur die volgende omskrywing te vervang:

'' **'Minister'** die **[provinsiale Minister verantwoordelik vir ekonomiese sake in die Provinsie]** lid van die Provinsiale Kabinet aan wie die administrasie van hierdie Wet opgedra of oorgedra is deur die Premier;''; en

(c) deur die omskrywing van ''staande komitee'' te skrap.

Vervanging van woorde

2. Die Hoofwet word gewysig deur die woorde ''staande komitee'', oral waar dit voorkom, deur die woorde ''tersaaklike staande komitee van die Provinsiale Parlement'' te vervang.

Kort titel

3. Hierdie Wet heet die Wes-Kaapse Drankwysigingswet, 2016.

AMAGQABANTSHINTSHI ACACISAYO:

[ ]	Amagama abhalwe ngqindilili akwizibiyeli ezisikweri abonisa okukhutshiweyo kwimithetho ekhoyo.
______	Amagama akrwelwe umgca ngaphantsi abonisa okuye kongezwa kwimithetho ekhoyo.

(Uxwebhu lwesiNgesi lutyikitywe yiNkulumbuso)
(Wamkelwa ngowe-2 Disemba 2016)

UMTHETHO WOLUNGISO

Ukwenza izilungiso kuMthetho woTywala weNtshona Koloni, 2008, ngokubhekiselele ekulungiseni iingcaciso ezithile; kwakunye nokulungiselela imiba ephathelele koko.

NGOKO KE iPalamente yePhondo leNtshona Koloni iphumeza umthetho ngolu hlobo lulandelayo:—

Icandelo 1 loMthetho 4 ka-2008 lenziwa izilungiso, njengoko lenziwe izilungiso licandelo 2 loMthetho 10 ka-2010 nalicandelo 1 loMthetho 3 ka-2015

1. Icandelo 1 loMthetho woTywala weNtshona Koloni, 2008 (uMthetho-ngqangi), lenziwa izilungiso—

(a) ngokushiywa kwenkcaza ye ''Sebe'';

(b) ngokufakelwa endaweni yawo inkcaza yo''Mphathiswa'' le nkcaza ilandelayo:

> '' **'UMphathiswa'** uthetha **[uMphathiswa wephondo onoxanduva lwemicimbi yezoqoqosho kwiPhondo]** ilungu leKhabhinethi yePhondo apho ulawulo lwalo Mthetho okanye naliphi na ingunya okanye umsebenzi kulo Mthetho unikezelwe okanye ukhutshelwe kulo yiNkulmbuso;''; kunye

(c) nokucima ingcaciso ''ikomiti esisigxina''.

Ukususa igama kufakelwe elinye

2. UMthetho-ngqangi wenziwa izilungiso ngokususa igama elithi ''ikomiti esisigxina'', naphi na apho livela khona, kufakwe endaweni yalo elithi ''ikomiti esisigxina efanelekileyo yePalemente yePhondo''.

Isihloko esifutshane

3. Lo Mthetho ubizwa ngokuba nguMthetho woLungiso woTywala weNtshona Koloni, ka-2016.

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