



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

PROVINCE OF THE WESTERN CAPE

PROVINSIE WES-KAAP

IPHONDO LENTSHONA KOLONI

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Provincial Notice

Provinsiale Kennisgewing

ISaziso sePhondo

The following Provincial Notice is published for general information:

Die volgende Provinsiale Kennisgewing word vir algemene inligting gepubliseer:

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PROVINCIAL NOTICE

The following Provincial Notice is published for general information.

DR H.C. MALILA,
DIRECTOR-GENERAL

Provincial Legislature Building,
Wale Street,
Cape Town.

PROVINSIALE KENNISGEWING

Die volgende Provinsiale Kennisgewing word vir algemene inligting gepubliseer.

DR H.C. MALILA,
DIREKTEUR-GENERAAL

Provinsiale Wetgewer-gebou,
Waalstraat,
Kaapstad.

ISAZISO SEPHONDO

Esi saziso silandelayo sipapashelwe ukunika ulwazi ngokubanzi.

GQIR H.C. MALILA,
MLAWULI-JIKELELE

ISakhiwo sePhondo,
Wale Street,
eKapa.

PROVINCIAL NOTICE

P.N. 90/2022

20 July 2022

**WESTERN CAPE LIQUOR ACT, 2008 (ACT 4 OF 2008)
WESTERN CAPE LIQUOR REGULATIONS, 2011: AMENDMENT, 2022**

The Provincial Minister of Community Safety, in terms of section 88(1) of the Western Cape Liquor Act, 2008 (Act 4 of 2008), has made the regulations set out in the Schedule.

SCHEDULE**Definition**

1. In these regulations “the Regulations” means the Western Cape Liquor Regulations, 2011, published under Provincial Notice 366/2011 dated 21 December 2011, amended by Provincial Notices: 84/2012 dated 30 March 2012, 371/2012 dated 10 December 2012, 275/2015 dated 14 August 2015, 117/2017 dated 31 May 2017, 122/2018 dated 27 September 2018, 109/2019 dated 29 October 2019, 112/2020 dated 29 October 2020 and 128/2021 dated 15 October 2021.

Substitution of Annexure 1 to the Regulations

2. The following annexure is substituted for Annexure 1 to the Regulations:

“ANNEXURE 1

Fees payable in respect of certain applications and maximum amount of fine

Item No.	Nature of application or fine	Fees or fine payable (R)
1.	Application for a licence in terms of section 36(1)(e)	2 150
2.	Application for a temporary liquor licence in terms of section 48(1)	475
3.	Application for an event liquor licence in terms of section 48(4)	475
4.	Application to amend the conditions of a licence in terms of section 49(6)	879
5.	Application to transfer a financial interest in the business to which the licence relates in terms of section 51(2)	879

Item No.	Nature of application or fine	Fees or fine payable (R)
6.	Application for consent to alter licensed premises, change the nature of the business or to conduct business under the licence on premises on which any other business, trade or occupation is carried on or pursued in terms of section 53(1)(a), (b) or (c) respectively	879 (each)
7.	(a) Application to store liquor in terms of section 57(1)	475
	(b) Granting of application to store liquor in terms of section 57(1)	475
8.	(a) Application for the extension of trading hours in terms of section 59(4)	442
	(b) Granting of application for extension of trading hours in terms of section 59(4)	1 249
9.	Application for renewal in terms of section 64(1)	2 180
10.	(a) Application for the transfer of a licence in terms of section 65(1)	475
	(b) Application for consent in terms of section 65(3) to conduct the licensed business pending the transfer of the licence in terms of section 65(1)	475
	(c) Application for the extension in terms of section 65(6) of the time period of the consent granted in terms of section 65(5)	475
11.	Application for the removal of a licence in terms of section 66(2)	879
12.	(a) Application for exemption in terms of section 84(2)	879
	(b) Granting of an application for exemption in terms of section 84(2)	879
14.	Application for a copy of a licence and the conditions thereto or of any application	135
15.	Copies of minutes of proceedings of Authority, Liquor Licensing Tribunal or Appeal Tribunal	135
16.	Maximum amount of fine that the Liquor Licensing Tribunal may impose in terms of section 20(3)(b)(v)	135 460

Item No.	Nature of application or fine	Fees or fine payable (R)
17.	Application—	
	(a) to withdraw or amend conditions attached to a conditional approval: regulations 17(9), 32(36), 33(33)	475
	(b) to amend a plan of the premises attached to a conditional approval: regulations 17(9), 33(33)	475
	(c) to extend the time period granted for a conditional approval: regulations 17(19), 32(47), 33(42)	475
	(d) for revocation or amendment of conditions or requirements determined under section 66(13): regulation 33(33)	475
18.	Application in terms of section 51(7)—	
	(a) to let the licensed premises to another person	879
	(b) to allow another person to carry on business in terms of the licence	879
	(c) to allow another person to use the licensed premises	879

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Substitution of Annexure 2 to the Regulations

3. The following annexure is substituted for Annexure 2 to the Regulations:

“ANNEXURE 2

Fees payable in respect of licences, transfers, removals, renewals and upon granting of certain applications

Item	Part A	Part B	Part C	
	Fees payable in respect of a new licence and when certain applications are granted (R)	Fees payable in respect of the transfer or removal of a licence (R)	Renewal fees (R)	
			Annual	Biennial
1. On-consumption licence	2 689	1 682	5 372	10 744
2. Off-consumption licence	2 689	1 682	5 372	10 744

3. On- and off-consumption licence	2 689	2 554	8 728	17 456
4. Micro-manufacturing licence	2 689	1 682	5 372	10 744
5. Temporary liquor licence	269 (per day)	-	-	-
6. Event liquor licence	269 (per day)	-	-	-
7. Alter licensed premises	269	-	-	-
8. Change nature of licensed business	269	-	-	-
9. Conduct licensed business on premises on which other business is conducted	269	-	-	-
10. Amend or withdraw conditions attached to a conditional approval	879	-	-	-
11. Amend the plan attached to a conditional approval	879	-	-	-
12. Extend the time period attached to a conditional approval	879	-	-	-
13. Conduct licensed business pending the transfer of the licence	879	-	-	-
14. Extend the time period of consent granted to conduct business pending the transfer of the licence	879	-	-	-

15. Revocation or amendment of conditions or requirements determined under section 66(13)	879	-	-	-
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Short title and commencement

4. These regulations are called the Western Cape Liquor Regulations, 2011: Amendment, 2022, and come into operation on the following dates:

- (a) 22 July 2022—
 - (i) in respect of the substitution by regulation 2 of these regulations of the fee in item 9 of Annexure 1; and
 - (ii) in respect of the substitution by regulation 3 of these regulations of the fees in Part C for items 1 to 4 of Annexure 2; and
- (b) 1 December 2022 in respect of the remainder of these regulations.

PROVINSIALE KENNISGEWING**P.K. 90/2022****20 Julie 2022**

WES-KAAPSE DRANKWET, 2008 (WET 4 VAN 2008)
WES-KAAPSE DRANKREGULASIES, 2011: WYSIGING, 2022

Die Provinsiale Minister van Gemeenskapsveiligheid, ingevolge artikel 88(1) van die Wes-Kaapse Drankwet, 2008 (Wet 4 van 2008), het die regulasies uiteengesit in die Bylae gemaak.

BYLAE**Woordomskrywing**

1. In hierdie regulasies beteken “die Regulasies” die Wes-Kaapse Drankregulasies, 2011, gepubliseer onder Provinsiale Kennisgewing 68/2012 gedateer 25 Mei 2012, gewysig by Provinsiale Kennisgewings 84/2012 gedateer 30 Maart 2012, 371/2012 gedateer 10 Desember 2012, 275/2015 gedateer 14 Augustus 2015, 117/2017 gedateer 31 Mei 2017, 122/2018 gedateer 27 September 2018, 109/2019 gedateer 29 Oktober 2020, 112/2020 gedateer 29 Oktober 2020 en 128/2021 gedateer 15 Oktober 2021.

Vervanging van Aanhangel 1 by die Regulasies

2. Aanhangel 1 by die Regulasies word deur die volgende aanhangel vervang:

“AANHANGSEL 1

Foos betaalbaar ten opsigte van sekere aansoeke en maksimum bedrag van boete

Item-nr.	Aard van aansoek of boete	Foos of boete betaalbaar (R)
1.	Aansoek om ’n lisensie ingevolge artikel 36(1)(e)	2 150
2.	Aansoek om ’n tydelike dranklisensie ingevolge artikel 48(1)	475
3.	Aansoek om ’n dranklisensie vir ’n geleentheid ingevolge artikel 48(4)	475
4.	Aansoek om die voorwaardes van ’n lisensie te wysig ingevolge artikel 49(6)	879
5.	Aansoek om ’n finansiële belang in die besigheid waarop die lisensie betrekking het, oor te dra ingevolge artikel 51(2)	879
6.	Aansoek om toestemming ingevolge artikel 53(1)(a), (b) of (c) om onderskeidelik ’n gelisensieerde perseel te verander, die aard van die besigheid te verander of om besigheid kragtens die lisensie te bedryf op ’n perseel waarop enige ander besigheid bedryf, handel gedryf of beroep beoefen word	879 (elk)

Item-nr.	Aard van aansoek of boete	Foote of boete betaalbaar (R)
7.	(a) Aansoek om alkohol te berg ingevolge artikel 57(1)	475
	(b) Toestaan van aansoek om alkohol te berg ingevolge artikel 57(1)	475
8.	(a) Aansoek om die verlenging van handelsure ingevolge artikel 59(4)	442
	(b) Toestaan van aansoek om die verlenging van handelsure ingevolge artikel 59(4)	1 249
9.	Aansoek om hernuwing ingevolge artikel 64(1)	2 180
10.	(a) Aansoek om die oordrag van 'n lisensie ingevolge artikel 65(1)	475
	(b) Aansoek om toestemming ingevolge artikel 65(3) om die gelisensieerde besigheid te bedryf hangende die oordrag van die lisensie ingevolge artikel 65(1)	475
	(c) Aansoek om verlenging ingevolge artikel 65(6) van die tydperk van die toestemming wat ingevolge artikel 65(5) verleen is	475
11.	Aansoek om die verwydering van 'n lisensie ingevolge artikel 66(2)	879
12.	(a) Aansoek om vrystelling ingevolge artikel 84(2)	879
	(b) Toestaan van 'n aansoek om vrystelling ingevolge artikel 84(2)	879
14.	Aansoek om 'n afskrif van 'n lisensie en die voorwaardes daarop of van enige aansoek	135
15.	Afskrifte van notules van verrigtinge van die Owerheid, Dranklisensieëringstribunaal of Appèltribunaal	135
16.	Maksimum bedrag van 'n boete wat die Dranklisensieëringstribunaal mag opleë ingevolge artikel 20(3)(b)(v)	135 460

Item-nr.	Aard van aansoek of boete	Foote of boete betaalbaar (R)
17.	Aansoek— (a) om die voorwaardes geheg aan 'n voorwaardelike goedkeuring in te trek of te wysig: regulasies 17(9), 32(36), 33(33) (b) om 'n plan van die perseel geheg aan 'n voorwaardelike goedkeuring te wysig: regulasies 17(9), 33(33) (c) om die tydperk te verleng wat vir 'n voorwaardelike goedkeuring toegestaan is: regulasies 17(19), 32(47), 33(42) (d) om intrekking of wysiging van voorwaardes of vereistes bepaal kragtens artikel 66(13): regulasie 33(33)	475 475 475 475
18.	Aansoek ingevolge artikel 51(7)— (a) om die gelisensieerde perseel te verhuur aan 'n ander persoon (b) om 'n ander persoon toe te laat om die besigheid ingevolge die lisensie te bedryf (c) om 'n ander persoon toe te laat om die gelisensieerde perseel te gebruik	879 879 879

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Vervanging van Aanhangsel 2 by die Regulasies

3. Aanhangsel 2 by die Regulasies word deur die volgende aanhangsel vervang:

“AANHANGSEL 2

Foote betaalbaar ten opsigte van lisensies, oordragte, verwyderings, hernuwings en by die toestaan van sekere aansoeke

Item	Deel A	Deel B	Deel C	
	Foote betaalbaar ten opsigte van 'n nuwe lisensie en by die toestaan van sekere aansoeke (R)	Foote betaalbaar ten opsigte van die oordrag of verwydering van 'n lisensie (R)	Hernuwingsfoote (R)	
			Jaarliks	Twee-jaarliks
1. Lisensie vir verbruik op perseel	2 689	1 682	5 372	10 744

2. Lisensie vir verbruik weg van perseel	2 689	1 682	5 372	10 744
3. Lisensie vir verbruik op en weg van perseel	2 689	2 554	8 728	17 456
4. Lisensie vir mikrovervaardiging	2 689	1 682	5 372	10 744
5. Tydelike dranklisensie	269 (per dag)	-	-	-
6. Dranklisensie vir 'n geleentheid	269 (per dag)	-	-	-
7. Verandering aan gelisensieerde perseel	269	-	-	-
8. Verandering van aard van gelisensieerde besigheid	269	-	-	-
9. Bedryf van besigheid op 'n perseel waarop ander besigheid bedryf word	269	-	-	-
10. Wysiging of intrekking van voorwaardes geheg aan voorwaardelike goedkeuring	879	-	-	-
11. Wysiging van plan geheg aan voorwaardelike goedkeuring	879	-	-	-
12. Verlenging van tydperk geheg aan voorwaardelike goedkeuring	879	-	-	-

13. Bedryf van gelisensieerde besigheid hangende die oordrag van die lisensie	879	-	-	-
14. Verlenging van tydperk van toestemming verleen om besigheid hangende die oordrag van die lisensie te bedryf	879	-	-	-
15. Intrekking of wysiging van voorwaardes of vereistes bepaal kragtens artikel 66(13)	879	-	-	-

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Kort titel en inwerkingtreding

4. Hierdie regulasies heet die Wes-Kaapse Drankregulasies, 2011: Wysiging, 2022, en tree op die volgende datums in werking:

(a) 22 Julie 2022—

- (i) ten opsigte van die vervanging deur regulasie 2 by hierdie regulasies van die fooie in item 9 van Aanhangsel 1; en
- (ii) ten opsigte van die vervanging deur regulasie 3 by hierdie regulasies van die fooie in Deel C vir items 1 tot 4 van Aanhangsel 2; en

(b) 1 Desember 2022 ten opsigte van die res van hierdie regulasies.

ISAZISO SEPHONDO

I.S. 90/2022

20 kweyeKhala 2022

**UMTHETHO WEZOTYWALA WENTSHONA KOLONI, 2008 (UMTHETHO 4 KA-2008)
IMIGAQO YEZOTYWALA ENTSHONA KOLONI, 2011: ISILUNGISO, 2022**

UMphathiswa wePhondo woKhuseleko loLuntu, ngokwecandelo 88(1) loMthetho wezoTywala weNtshona Koloni, 2008 (uMthetho 4 ka-2008), wenze le migaqo ichazwe kwiShedyuli.

ISHEDULI**Inkcazelo**

1. Kule migaqo “Imigaqo” ithetha iMigaqo yezoTywala eNtshona Koloni, 2011, eyapapashwa phantsi kweSaziso sePhondo 143/2012 sangomhla woku-1 Juni 2012, silungiswe ziSaziso zePhondo: 84/2012 zangomhla wama-30 Matshi 2012, 371/2012 sangomhla we-10 Disemba 2012, 275/2015 sangomhla we-14 Agasti 2015, 117/2017 sangomhla wama-31 Meyi 2017, 122/2018 sangomhla wama-27 Septemba 2018, 109/2019 sangomhla wama-29 Okthobha 2019 kunye nesingu-112/2020 sangomhla wama-29 Okthobha 2020 nesingu-128/2021 sangomhla we-15 Okthobha 2021.

Ukufakelwa endaweni yeSihlomelo 1 seMigaqo

2. Esi sihlomelo silandelayo sithatha indawo yeSihlomelo 1 seMigaqo:

“ISIHLOMELO 1

Imirhumo ehlawulwayo ngokunxulumene nezicelo ezithile ezifakiweyo kunye nesona sohlwayo sikhulu

Inombolo.	Uhlobo lwesicelo esifakiweyo okanye isohlwayo	Imirhumo okanye isohlwayo esikhutshwayo (R) imali
1.	Ukufaka isicelo sephephamvume ngokwecandelo 36(1)(e)	2 150
2.	Ukufaka isicelo sephephamvume lotywala lethutyana ngokwecandelo 48(1)	475
3.	Ukufaka isicelo sephephamvume lotywala lesiganeko esithile ngokwecandelo 48(4)	475
4.	Ukufaka isicelo sokulungisa iimeko zephephamvume ngokwecandelo 49(6)	879
5.	Ukufaka isicelo sokutshintshelwa kwemali yenzala kwishishini elinxulumene nephephamvume ngokwecandelo 51(2)	879

Inombolo.	Uhlobo lwesicelo esifakiweyo okanye isohlwayo	Imirhumo okanye isohlwayo esikhutshwayo (R) imali
6.	Ukufaka isicelo semvume yokutshintsha izakhiwo ezinamaphephamvume, ukutshintsha uhlobo lweshishini okanye ukuqhuba ishishini phantsi kwephephamvume kwizakhiwo ekuqhutyelwa naluphi na olunye uhlobo loshishino, urhwebo okanye ukwenziwa komsebenzi okanye ukuqhutywa 53(1)(a), (b) okanye (c) ngokwahlukeneyo	879 (inye)
7.	(a) Ukufaka isicelo sevenkile yokuthengisa utywala ngokwecandelo 57(1)	475
	(b) Ukunikezelwa kwesicelo esifakiweyo sevenkile yokuthengisa utywala ngokwecandelo 57(1)	475
8.	(a) Ukufaka isicelo sokwandiswa kwexesha leeyure zokushishina ngokwecandelo 59(4)	442
	(b) Ukunikezelwa kwesicelo esifakiweyo sokwandisa ixesha leeyure zokushishina ngokwecandelo 59(4)	1 249
9.	Ukufaka isicelo sokuhlaziya ngokutsha ngokwecandelo 64(1)	2180
10.	(a) Ukufaka isicelo sokutshintshelwa kwephephamvume ngokwecandelo 65(1)	475
	(b) Ukufaka isicelo sokufumana imvume ngokwecandelo 65(3) sokuqhuba ishishini elinephephamvume elisalindelekileyo kutshintshelo lwephephamvume ngokwecandelo 65(1)	475
	(c) Ukufaka isicelo sokwandisa ixesha ngokwecandelo 65(6) ngokubhekiselele kwimvume enikiweyo ngokwecandelo 65(5)	475
11.	Ukufaka isicelo sokupheliswa kwephephamvume ngokwecandelo 66(2)	879
12.	(a) Ukufaka isicelo sokukhululwa ngokwecandelo 84(2)	879
	(b) Ukunikezelwa kwesicelo sokukhululwa ngokwecandelo 84(2)	879

Inombolo.	Uhlobo lwesicelo esifakiweyo okanye isohlwayo	Imirhumo okanye isohlwayo esikhutshwayo (R) imali
14.	Ukufaka isicelo sekopi yephephamvume kunye nemigaqo ehambelana naso okanye nasiphi na isicelo esifakiweyo	135
15.	Iikopi zemizuzu yenkqubo yeentlanganiso zeGunya elijongene nezotywala, iNkundla yeeLayisenisi zoTywala, okanye iNkundla yeZibheni	135
16.	Esona sohlwayo siphezulu sinokumiselwa yiNkundla yeeLayisenisi zoTywala ngokwecandelo 20(3)(b)(v)	135 460
17.	Ukufaka isicelo—	
	(a) sokurhoxisa okanye ukulungiswa kwemiqathango enxulumene nemvume enemiqathango: imimiselo 17(9), 32(36), 33(33)	475
	(b) kulungisa isicwangciso sezakhiwo ezinxulumene nemvume enemiqathango: imigaqo 17(9), 33(33)	475
	(c) kwandisa ixesha olinikiweyo lemvume enemiqathango: imigaqo 17(19), 32(47), 33(42)	475
	(d) kurhoxiswa okanye ukulungiswa kwemiqathango okanye iimfuneko ezimisiweyo phantsi kwecandelo 66(13): umgaqo 33(33)	475
18.	Ukufaka isicelo ngokwecandelo 51(7)—	
	(a) kuqeshisa ngezakhiwo ezinamaphephamvume komnye umntu;	879
	(b) kuvumela omnye umntu aqhube ishishini ngokwephephamvume;	879
	(c) kuvumela omnye umntu asebenzise izakhiwo ezinephephamvume	879

Ukufakelwa endaweni yeSihlomelo 2 kwiMigaqo

3. Esi sihlomelo silandelayo sifakwe endaweni yeSihlomelo 2 kwiMigaqo:

“ISIHLOMELO 2

Imirhumo ehlawulelwayo ngokunxulumene namaphephamvume, utshintshelo, ukususwa, uhlaziyo kwanokunikezelwa kwezicelo ezithile ezifakiweyo

Into	Isigaba A	Isigaba B	Isigaba C	
	Imirhumo ehlawulelwayo ngokunxulumene nephephamvume elitsha naxa kunikezelwa izicelo ezithile ezifakiweyo (R)	Imirhumo ehlawulelwayo ngokunxulumene notshintshelo okanye ukuthathwa kwephephamvume (R)	Imirhumo yokuhlaziya (R) Ngonyaka	Kwiminyaka emibini
1. Iphephamvume elisasetyenziswayo	2 689	1 682	5 372	10 744
2. Iphephamvume elingasasetyenziswayo	2 689	1 682	5 372	10 744
3. Iphephamvume elisetyenziswa liphinde lingasetyenziswa	2 689	2 554	8 728	17 456
4. Iphephamvume lokuvelisa imiyinge emincinane	2 689	1 682	5 372	10 744
5. Iphephamvume lotywala lexeshana	269 (ngosuku)	-	-	-
6. Iphephamvume lotywala lemicimbi ethile	269 (ngosuku)	-	-	-
7. Ukutshintsha izakhiwo ezifumene amaphephamvume	269	-	-	-

8. Ukutshintshwa kohlobo lweshishini elinephephamvume	269	-	-	-
9. Ukuqhuba ishishini elinephephamvume kwizakhiwo ekuqhutywa kuzo elinye ishishini	269	-	-	-
10. Ukulungiswa okanye ukurhoxiswa kwemiqathango enxulumene nemvume enemiqathango	879	-	-	-
11. Ukulungiswa kwesicwangciso esinxulumene nemvume enemiqathango	879	-	-	-
12. Ukwandisa ixesha elinxulumene nemvume enemiqathango	879	-	-	-
13. Ukuqhuba ishishini elinephephamvume kusalindwe utshintshelo lwephephamvume	879	-	-	-
14. Ukwandisa ixesha elinxulumene nokunikezelwa kwemvume yokuqhuba ishishini elisandele utshintshelo lwephephamvume	879	-	-	-
15. Ukurhoxiswa okanye ukulungiswa kwemiqathango okanye okufunekayo phantsi kwecandelo 66(13)	879	-	-	-

Isihloko esifutshane nokuqalisa ukusetyenziswa

4. Le migaqo ibizwa ngokuba yiMigaqo yezoTywala yeNtshona Koloni, 2011: Isilungiso, 2022, kwaye iza kuqala ukusebenza ngale mihla ilandelayo:

(a) ngomhla wama-22 kweyeKhala 2022—

(i) ngokubhekiselele ekufakelweni komgaqo 2 wale migaqo wemirhumo kwisoloty 9 leSihlomelo 1; kunye

(ii) ngokubhekiselele ekufakelweni komgaqo 3 wale migaqo yemirhumo kwiSigaba C kwisoloty 1 ukuya kwele-4 leSihlomelo 2; kunye

(b) nangomhla woku-1 kweyoMnga 2022 ngokubhekiselele kwintsalela yale migaqo.

