



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

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ISaziso sePhondo

The following Regulations are published for general information:

Die volgende Regulasies word vir algemene inligting gepubliseer:

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PROVINCIAL NOTICE

The following Provincial Notice is published for general information.

DR HC MALILA,
DIRECTOR-GENERAL

Provincial Legislature Building,
Wale Street,
Cape Town.

PROVINSIALE KENNISGEWING

Die volgende Provinsiale Kennisgewing word vir algemene inligting gepubliseer.

DR HC MALILA,
DIREKTEUR-GENERAAL

Provinsiale Wetgewer-gebou,
Waalstraat,
Kaapstad.

ISAZISO SEPHONDO

Esi Saziso sePhondo silandelayo sipapashelwe ukunika ulwazi ngokubanzi.

GQIR HC MALILA,
MLAWULI-JIKELELE

ISakhiwo sePhondo,
Wale Street,
eKapa.

PROVINCIAL NOTICE**P.N. 101/2024****27 September 2024**

**WESTERN CAPE LIQUOR ACT, 2008 (ACT 4 OF 2008)
WESTERN CAPE LIQUOR REGULATIONS, 2011: AMENDMENT, 2024**

The Provincial Minister of Police Oversight and Community Safety in the Western Cape, 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 and 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, 128/2021 dated 15 October 2021, 90/2022 dated 20 July 2022 and 93/2023 dated 29 September 2023.

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)	2 429
2.	Application for a temporary liquor licence in terms of section 48(1)	537
3.	Application for an event liquor licence in terms of section 48(4)	537
4.	Application to amend the conditions of a licence in terms of section 49(6)	994
5.	Application to transfer a financial interest in the business to which the licence relates in terms of section 51(2)	994

Item No.	Nature of application or fine	Fees or fine payable (R)
6.	Application for consent to alter the licensed premises, change the nature of the business or 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	994 (each)
7.	(a) Application to store liquor in terms of section 57(1)	537
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8.	(a) Application for the extension of trading hours in terms of section 59(4)	499
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9.	Application for renewal in terms of section 64(1)	2 510
10.	(a) Application for the transfer of a licence in terms of section 65(1)	537
	(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)	537
	(c) Application for the extension in terms of section 65(6) of the period of the consent granted in terms of section 65(5)	537
11.	Application for the removal of a licence in terms of section 66(2)	994
12.	(a) Application for exemption in terms of section 84(2)	994
	(b) Granting of an application for exemption in terms of section 84(2)	994
14.	Application for a copy of a licence and the conditions thereto or of any application	152
15.	Copies of minutes of proceedings of Authority, Liquor Licensing Tribunal or Appeal Tribunal	152
16.	Maximum amount of fine that the Liquor Licensing Tribunal may impose in terms of section 20(3)(b)(v)	153 052

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)	537
	(b) to amend a plan of the premises attached to a conditional approval: regulations 17(9), 33(33)	537
	(c) to extend the period granted for a conditional approval: regulations 17(19), 32(47), 33(42)	537
	(d) for revocation or amendment of conditions or requirements determined under section 66(13): regulation 33(33)	537
18.	Application in terms of section 51(7)—	
	(a) to let the licensed premises to another person	994
	(b) to allow another person to carry on business in terms of the licence	994
	(c) to allow another person to use the licensed premises	994

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	3 039	1 900	6 070	12 139
2. Off-consumption licence	3 039	1 900	6 070	12 139
3. On- and off-consumption licence	3 039	2 885	9 861	19 723

4. Micro-manufacturing licence	3 039	1 900	6 070	12 139
5. Temporary liquor licence	304 (per day)	-	-	-
6. Event liquor licence	304 (per day)	-	-	-
7. Alter licensed premises	304	-	-	-
8. Change nature of licensed business	304	-	-	-
9. Conduct licensed business on premises on which other business is conducted	304	-	-	-
10. Amend or withdraw conditions attached to a conditional approval	994	-	-	-
11. Amend the plan attached to a conditional approval	994	-	-	-
12. Extend the period attached to a conditional approval	994	-	-	-
13. Conduct licensed business pending the transfer of the licence	994	-	-	-
14. Extend the period of consent granted to conduct business pending the transfer of the licence	994	-	-	-
15. Revocation or amendment of conditions or requirements determined under section 66(13)	994	-	-	-

Short title and commencement

4. These regulations are called the Western Cape Liquor Regulations, 2011: Amendment, 2024, and come into operation on the following dates:

- (a) 1 October 2024 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 2024 in respect of the remainder of these regulations.

PROVINSIALE KENNISGEWING

P.K. 101/2024

27 September 2024

**WES-KAAPSE DRANKWET, 2008 (WET 4 VAN 2008)
WES-KAAPSE DRANKREGULASIES, 2011: WYSIGING, 2024**

Die Provinsiale Minister van Polisie-oorsig en Gemeenskapsveiligheid in die Wes-Kaap het, ingevolge artikel 88(1) van die Wes-Kaapse Drankwet, 2008 (Wet 4 van 2008), 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 366/2011 gedateer 21 Desember 2011 en 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 2019, 112/2020 gedateer 29 Oktober 2020, 128/2021 gedateer 15 Oktober 2021, 90/2022 gedateer 20 Julie 2022 en 93/2023 gedateer 29 September 2023.

Vervanging van Aanhangel 1 by die Regulasies

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

“AANHANGSEL 1

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

Item-no.	Aard van aansoek of boete	Foie of boetes betaalbaar (R)
1.	Aansoek om ’n lisensie ingevolge artikel 36 (1)(e)	2 429
2.	Aansoek om ’n tydelike dranklisensie ingevolge artikel 48(1)	537
3.	Aansoek om ’n dranklisensie vir ’n geleentheid ingevolge artikel 48(4)	537
4.	Aansoek om die voorwaardes van ’n lisensie ingevolge artikel 49(6) te wysig	994
5.	Aansoek om ’n finansiële belang in die besigheid waarop die lisensie betrekking het, oor te dra ingevolge artikel 51(2)	994

Item-no.	Aard van aansoek of boete	Foote of boetes betaalbaar (R)
6.	Aansoek om toestemming om die gelisensieerde perseel te verander, die aard van die besigheid te verander of om 'n besigheid kragtens die lisensie te bedryf op 'n perseel waarop enige ander besigheid bedryf, handel gedryf of beroep beoefen word ingevolge artikel 53(1)(a), (b) of (c), onderskeidelik	994 (elk)
7.	(a) Aansoek om drank te berg ingevolge artikel 57(1) (b) Die toestaan van aansoek om drank te berg ingevolge artikel 57(1)	537 537
8.	(a) Aansoek om die verlenging van handelsure ingevolge artikel 59(4) (b) Die toestaan van aansoek om die verlenging van handelsure ingevolge artikel 59(4)	499 1 411
9.	Aansoek om hernuwing ingevolge artikel 64(1)	2 510
10.	(a) Aansoek om die oordrag van 'n lisensie ingevolge artikel 65(1) (b) Aansoek om toestemming ingevolge artikel 65(3) om die gelisensieerde besigheid te bedryf hangende die oordrag van die lisensie ingevolge artikel 65(1) (c) Aansoek om die verlenging ingevolge artikel 65(6) van die tydperk van die toestemming wat ingevolge artikel 65(5) verleen is	537 537 537
11.	Aansoek om die verwydering van 'n lisensie ingevolge artikel 66(2)	994
12.	(a) Aansoek om vrystelling ingevolge artikel 84(2) (b) Die toestaan van 'n aansoek om vrystelling ingevolge artikel 84(2)	994 994
14.	Aansoek om 'n afskrif van 'n lisensie en die voorwaardes daarvan of van enige aansoek	152
15.	Afskrifte van notules van verrigtinge van die Owerheid, Dranklisensieringstribunaal of die Appèltribunaal	152
16.	Maksimum bedrag van boete wat die Dranklisensieringstribunaal mag opleë ingevolge artikel 20(3)(b)(v)	153 052

Item-no.	Aard van aansoek of boete	Foote of boetes betaalbaar (R)
17.	Aansoek—	
	(a) om die voorwaardes verbonde aan 'n voorwaardelike goedkeuring in te trek of te wysig: regulasies 17(9), 32(36), 33(33)	537
	(b) om 'n plan van die perseel verbonde aan 'n voorwaardelike goedkeuring te wysig: regulasies 17(9), 33(33)	537
	(c) om die tydperk te verleng wat vir 'n voorwaardelike goedkeuring toegestaan is: regulasies 17(19), 32(47), 33(42)	537
	(d) om die intrekking of wysiging van voorwaardes of vereistes bepaal kragtens artikel 66(13): regulasie 33(33)	537
18.	Aansoek ingevolge artikel 51(7)—	
	(a) om die gelisensieerde perseel aan 'n ander persoon te verhuur	994
	(b) om 'n ander persoon toe te laat om die besigheid ooreenkomstig die lisensie te bedryf	994
	(c) om 'n ander persoon toe te laat om die gelisensieerde perseel te gebruik	994

”.

Vervanging van Aanhangel 2 by die Regulasies

3. Aanhangel 2 by die Regulasies word deur die volgende aanhangel 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	3 039	1 900	6 070	12 139
2. Lisensie vir verbruik weg van perseel	3 039	1 900	6 070	12 139

3. Lisensie vir verbruik op en weg van perseel	3 039	2 885	9 861	19 723
4. Lisensie vir mikrovervaardiging	3 039	1 900	6 070	12 139
5. Tydelike dranklisensie	304 (per dag)	-	-	-
6. Dranklisensie vir 'n geleentheid	304 (per dag)	-	-	-
7. Verandering van gelisensieerde perseel	304	-	-	-
8. Verandering van aard van gelisensieerde besigheid	304	-	-	-
9. Bedryf van gelisensieerde besigheid op 'n perseel waarop ander besigheid bedryf word	304	-	-	-
10. Wysiging of intrekking van voorwaardes verbonde aan voorwaardelike goedkeuring	994	-	-	-
11. Wysiging van plan verbonde aan voorwaardelike goedkeuring	994	-	-	-
12. Verlenging van die tydperk verbonde aan voorwaardelike goedkeuring	994	-	-	-
13. Bedryf van gelisensieerde besigheid hangende die oordrag van die lisensie	994	-	-	-

14. Verlenging van die tydperk van toestemming verleen om besigheid hangende die oordrag van die lisensie te bedryf	994	-	-	-
15. Intrekking of wysiging van voorwaardes of vereistes bepaal kragtens artikel 66(13)	994	-	-	-

”

Kort titel en inwerkingtreëding

4. Hierdie regulasies heet die Wes-Kaapse Drankregulasies, 2011: Wysiging, 2024, en tree op die volgende datums in werking:

- (a) 1 Oktober 2024, ten opsigte van die vervanging by regulasie 3 van hierdie regulasies van die fooie in Deel C vir items 1 tot 4 van Aanhangsel 2; en
- (b) 1 Desember 2024, ten opsigte van die res van hierdie regulasies.

ISAZISO SEPHONDO

I.S. 101/2024

27 kweyoMsintsi 2024

**UMTHETHO WOTYWALA WENTSHONA KOLONI, 2008 (UMTHETHO 4 KA-2008)
IMIGAQO YEZOTYWALA YENTSHONA KOLONI, 2011: ISILUNGISO, 2024**

UMphathiswa wePhondo wokuBekiliso kumaPolisa noKhuseleko loLuntu eNtshona Koloni, ngokwecandelo 88(1) loMthetho woTywala weNtshona Koloni, 2008 (uMthetho 4 ka-2008), wenze le migaqo ichazwe kwiShedyuli.

ISHEDYULI**Ingcaciso**

1. Kule migaqo “iMigaqo” ithetha iMigaqo yezoTywala yeNtshona Koloni, 2011, eyapapashwa phantsi kweSaziso sePhondo esingu366/2011 somhla wama21 Disemba 2011 eyalungiswa ngeSaziso sePhondo: 84/2012 sangomhla wama30 kuMatshi 2012, 371/2012, sangomhla we10 Disemba 2012, 275 /2015 sangomhla we14 Agasti 2015, 117/2017 sangomhla wama31 Meyi 2017, 122/2018 sangomhla wama27 Septemba 2018, 109/2019 sangomhla wama29 Okthobha 2019, 112/2020 sangomhla wama29 Okthobha 2020, 128/2021 sangomhla we15 Okthobha 2021, 90/2022 sangomhla wama20 Julayi 2022 nesingu93/2023 sangomhla wama29 Septemba 2023.

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 yoMba	Uhlobo lwesicelo esifakiweyo okanye isohlwayo	Imirhumo okanye isohlwayo esihlawulwayo (R)
1.	Isicelo selayisensi ngokwecandelo 36(1)(e)	2 429
2.	Isicelo selayisensi yotywala yethutyana ngokwecandelo 48(1)	537
3.	Isicelo selayisensi yotywala yomsitho ngokwecandelo 48(4)	537
4.	Isicelo sokulungisa iimeko zelayisensi ngokwecandelo 49(6)	994
5.	Isicelo sokudlulisela inzala yezemali kwishishini ebhekiselelwa kulo ilayisenisi ngokwecandelo 51(2)	994

Inombolo yoMba	Uhlobo lwesicelo esifakiweyo okanye isohlwayo	Imirhumo okanye isohlwayo esihlawulwayo (R)
6.	Isicelo semvume yokutshintsha indawo enikwe ilayisensi, ukutshintsha ubume beshishini okanye bokuqhuba ishishini phantsi kwelayisensi kwindawo apho naliphi na elinye ishishini, urhwebo okanye umsebenzi uqhutywa okanye ulandelwa ngokwecandelo 53(1)(a), (b) okanye (c) ngokulandelelanayo	994 (umnye)
7.	(a) Isicelo sokugcina utywala ngokwecandelo 57(1)	537
	(b) Ukunikezelwa kwesicelo sokugcina utywala ngokwecandelo 57(1)	537
8.	(a) Isicelo sokwandiswa kweeyure zokuthengisa ngokwecandelo 59(4)	499
	(b) Ukunikezelwa kwesicelo sokwandiswa kweeyure zokuthengisa ngokwecandelo 59(4)	1 411
9.	Isicelo sokuhlaziya ngokutsha ngokwecandelo 64(1)	2 510
10.	(a) Isicelo sokudlulisela ilayisensi ngokwecandelo 65(1)	537
	(b) Isicelo sokufumana imvume ngokwecandelo 65(3) sokuqhuba ishishini elinelayisensi ngokuxhomekeke kudluliselo lwelayisensi ngokwecandelo 65(1)	537
	(c) Isicelo sokwandisa ixesha ngokwecandelo 65(6) ngokubhekiselele kwimvume enikiweyo ngokwecandelo 65(5)	537
11.	Isicelo sokupheliswa kwelayisensi ngokwecandelo 66(2)	994
12.	(a) Isicelo sokuxolelwa ngokwecandelo 84(2)	994
	(b) Ukunikezelwa kwesicelo sokuxolelwa ngokwecandelo 84(2)	994

Inombolo yoMba	Uhlobo lwesicelo esifakiweyo okanye isohlwayo	Imirhumo okanye isohlwayo esihlawulwayo (R)
14.	Isicelo sekopi yelayisensi kunye nemiqathango yalo okanye yaso nasiphi na isicelo	152
15.	Iikopi zemizuzu yenkqubo yeentlanganiso zeGunya elijongene nezoTywala, iNkundla yeeLayisensi zoTywala, okanye iNkundla yeZibheno	152
16.	Esona sohlwayo siphezulu sinokumiselwa yiNkundla yeeLayisensi zoTywala ngokwecandelo 20(3)(b)(v)	153 052
17.	<p>Isicelo—</p> <p>(a) sokurhoxisa okanye ukulungiswa kwemiqathango enxulumene nemvume enemiqathango: imigaqo 17(9), 32(36), 33(33)</p> <p>(b) sokulungisa isicwangciso sezakhiwo ezinxulumene nemvume enemiqathango: imigaqo 17(9), 33(33)</p> <p>(c) sokwandisa ixesha olinikiweyo lemivume enemiqathango: imigaqo 17(19), 32(47), 33(42)</p> <p>(d) sokurhoxiswa okanye ukulungiswa kwemiqathango okanye iimfuneko ezimisiweyo phantsi kwecandelo 66(13): umgaqo 33(33)</p>	<p>537</p> <p>537</p> <p>537</p> <p>537</p>
18.	<p>Isicelo ngokwecandelo 51(7)—</p> <p>(a) sokuqeshisa ngezakhiwo ezinelayisensi komnye umntu</p> <p>(b) sokuvumela omnye umntu aqhube ishishini ngokwelayisensi</p> <p>(c) sokuvumela omnye umntu asebenzise izakhiwo ezinelayisensi</p>	<p>994</p> <p>994</p> <p>994</p>

Ukufakelwa endaweni yeSihlomelo 2 seMigaqo

3. Esi sihlomelo silandelayo sithatha indawo yeSihlomelo 2 seMigaqo:

“ISIHLOMELO 2

Imirhumo ehlawulelwayo ngokunxulumene neelayisensi, udluliselo, ukususwa, uhlaziyo kwanokunikezelwa kwezicelo ezithile ezifakiweyo

Umba	Isigaba A	Isigaba B	Isigaba C	
	Imirhumo ehlawulelwayo ngokunxulumene nelayisensi entsha naxa kunikezelwa izicelo ezithile ezifakiweyo (R)	Imirhumo ehlawulelwayo ngokunxulumene notshintshelo okanye ukuthathwa kwelayisensi (R)	Imirhumo yokuhlaziya (R)	
			Ngonyaka	Kwiminyaka emibini
1. Ilayisensi esetyenziswayo	3 039	1 900	6 070	12 139
2. Ilayisensi engasetyenziswayo	3 039	1 900	6 070	12 139
3. Ilayisensi esetyenziswa iphinde ingasetyenziswa	3 039	2 885	9 861	19 723
4. Ilayisensi yokuvelisa imiyinge emincinane	3 039	1 900	6 070	12 139
5. Ilayisensi yotywala yethutyana	304 (ngosuku)	-	-	-
6. Ilayisensi yotywala yemicimbi ethile	304 (ngosuku)	-	-	-
7. Ukutshintsha izakhiwo ezifumene iilayisensi	304	-	-	-
8. Ukutshintshwa kohlobo lweshishini elinelayisensi	304	-	-	-

9. Ukuqhuba ishishini elinelayisensi kwizakhiwo ekuqhutywa kuzo elinye ishishini	304	-	-	-
10. Ukulungiswa okanye ukurhoxiswa kwemiqathango enxulumene nemvume enemiqathango	994	-	-	-
11. Ukulungiswa kwesicwangciso esinxulumene nemvume enemiqathango	994	-	-	-
12. Ukwandisa ixesha elinxulumene nemvume enemiqathango	994	-	-	-
13. Ukuqhuba ishishini elinelayisensi ngokuxhomekeke kudluliselo lwelayisensi	994	-	-	-
14. Ukwandisa ixesha elinxulumene nokunikezelwa kwemvume yokuqhuba ishishini ngokuxhomekeke kudluliselo lwelayisensi	994	-	-	-
15. Ukurhoxiswa okanye ukulungiswa kwemiqathango okanye iimfuneko ezimisiweyo phantsi kwecandelo 66(13)	994	-	-	-

”

Isihloko esifutshane kunye nokuqalisa ukusebenza kwayo

4. Le migaqo ibizwa ngokuba yiMigaqo yezoTywala yeNtshona Koloni, 2011: Isilungiso, 2024, kwaye iza kuqala ukusebenza ngale mihla ilandelayo:

- (a) ngomhla woku1 kuOkthobha 2024 ngokubhekiselele ekufakelweni komgaqo 3 wale migaqo yemirhumo kwiSigaba C kumba 1 ukuya 4 weSihlomelo 2; kunye
- (b) nangomhla woku1 kuDisemba 2024 ngokubhekiselele kwintsalela yale migaqo.

