

**DEPARTMENT OF ECONOMIC DEVELOPMENT AND PLANNING**

**REGULATION NOTICE**

No. \_\_\_\_\_, 2007

**MPUMALANGA LIQUOR LICENCING REGULATIONS, 2007**

I, **C.N.M. Padayachee**, Member of the Executive Council for Economic Development and Planning hereby, under section 57 of the Mpumalanga Liquor Licencing Act, 2006 (Act No.05 of 2006), make the regulations contained in the Schedule hereto after consultation with the Mpumalanga Liquor Licensing Board and in consultation with the Executive Council of Mpumalanga, in order to further regulate the Liquor industry in the province and matters connected therewith.

Given under my hand at Nelspruit this \_\_\_\_\_ day of \_\_\_\_\_, Two thousand and Seven.

\_\_\_\_\_  
**C.N.M. PADAYACHEE**  
**MEMBER OF THE EXECUTIVE COUNCIL**  
**FOR ECONOMIC DEVELOPMENT AND PLANNING**

## **SCHEDULE**

### **Arrangement of regulations**

1. Definitions
2. Form of application, certificates and other documents
3. Application for a license
4. Renewal of a licence
5. Keeping of records by an operating licensee
6. Voluntary cancellation of a licence
7. Change of controlling interests
8. Transfer of licence
9. Management of business
10. Summons to appear before the Authority
11. Appeals and reviews by persons whose are adversely affected

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- Annexure 2 – Advertisement inviting public comments in terms of section 35(2) (a).
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- Annexure 4 – Application fees in terms of section 35(3).
- Annexure 5 – Categories of applicants exempted from the application fee in terms of section 35(9).
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- Annexure 7 – Licence renewal application form in terms of section 38(1) (a).
- Annexure 8 – Licence renewal certificate in terms of section 38(4).
- Annexure 9 – Voluntary licence cancellation form in terms of section 41(1).
- Annexure 10 – Controlling interest change form in terms of section 42(1).
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- Annexure 12 – Manager Appointment form in terms of section 45(1).
- Annexure 13 – Manager Appointment form in terms of section 45(2).
- Annexure 14 – Trading hours in terms of section 46.
- Annexure 15 – summons to appear in terms of section 51(1).
- Annexure 16 – Appeal and Review form in terms of section 58(1).

## **Definitions**

1. In these regulations, unless the context otherwise indicates, a word or expression to which a meaning has been assigned in the Act has that meaning.

## **Form of application, certificates and other documents**

2. (1) Every application required to be made, and every certificate or other document required to be issued in an approved form in terms of these regulations, must be issued in the form contained in these regulations.

(2) The Authority must, at the request of a person who wishes to apply for licence in terms of these regulations, furnish that person with the appropriate application form and applicable requirements of a licence.

## **Application for liquor licence**

3.(1) An application in terms of section 35 of the Act for the application of a liquor licence must be made in the form as set out in Annexure 1 to the Schedule and must be accompanied by all documents specified in such form, including the non-refundable application fee.

(2) An application for a liquor licence must be accompanied by comments of the Municipality within which area of jurisdiction the premises of the business in respect of which the application is made, is situated, as set out in Annexure 3 to the Schedule.

(3) An application for a liquor licence must further be accompanied by a non renewable fee as stated in annexure 4 of the schedule, which may be changed from time to time by the Member of Executive Council by notice in the *Gazette*.

(4) The Authority may exempt an applicant from any cost related to the application of a licence upon the receipt of an application for exemption on a form set out in Annexure to 5 to the schedule.

(5) On approval of an application for a liquor licence, the Authority must duly register such an licence and must subsequently issue to the applicant a licence certificate made in the form as set out in Annexure 5 to the Schedule.

## **Renewal of a Liquor licence**

4. (1) An application for the renewal of a licence shall be made to the Authority on a form set out in Annexure 6 to the Schedule.

(2) An application contemplated in (1) shall be made not less than 90 days before the date on which the licence concerned shall lapse; and accompanied by the non renewable renewal fee stated in annexure 4 of the schedule, which may be changed from time to time by the Member of Executive Council by notice in the *Gazette*.

(3) If an application for the renewal of a licence is made less than 90 days before the date on which the licence concerned shall lapse, the Authority may require the applicant to pay, in addition to the renewable fee stated in annexure 4 of the schedule, and additional fee stated in annexure 4 of the schedule, prior to considering such application.

(4) On approval of an application for a liquor licence, the Authority must duly register such an licence and must subsequently issue to the applicant a licence certificate made in the form as set out in Annexure 7 to the Schedule.

### **Keeping of records by a licenced person.**

5. A licenced person must keep and maintain records of a licenced business pertaining to-

- (a)
- (b)
- (c)
- (d)
- (e)
- (f)
- (g)
- (h)
- (i)

### **Voluntary cancellation of licence.**

6. (1) A licenced person may, at any time, requests the Authority to cancel his, her or its licence with effect from a specified date by use of a request form as set out in Annexure 8 to the Schedule.

(2) The Authority shall upon receipt of such a request inform the person requesting voluntary cancellation of its decision and provide written reasons thereof on a form as set out in Annexure 9 to the Schedule.

### **Change of controlling interest**

7. (1) A licenced person shall not permit any other person to procure a controlling interest in the business to which the licence relates.

(2) A licenced person may, at any time, together with a person eligible for a liquor licence intending to procure interest in a licenced business, make an application as set out in Annexure 10 to the Schedule.

### **Transfer of licence**

8. (1) A licenced person may at any time transfer his, her or its licence to another undisqualified person by making an application together with such new prospective holder of the licence concerned as set out in Annexure 11 to the Schedule.

(2) an application in (1) shall be accompanied by –

(a) a copy of an advertisement inviting public comments in a local newspaper and a *Gazette*.

(b) comments from the local municipality.

(c) an application fee

as set out in regulation 3.

## **Management of business**

9. (1) A person other than a natural person shall not conduct any business under a licence unless a natural person who is not disqualified from being a licenced person, is appointed by that person to manage and be responsible for the business to which such licence relates as set out in Annexure 12 to the Schedule.

(2) A natural person who is a licenced person may appoint another natural person who is not disqualified from being a licenced person, to manage and be responsible for the business to which such licence relates as set out in Annexure 13 to the Schedule.

## **Trading hours**

10. The Authority shall, when issuing a licence under this Act, restrict the days and hours during which a licenced person may sell liquor in terms of such a licence, in accordance with the recommendations made by the municipality concerned subject to the requirements as set out in Annexure 14 to the schedule.

## **Summons to appear**

11. The Authority may cause any person to personally appear before it for purposes of giving evidence or producing a document or a thing, by a summons as set out in Annexure 14 to the Schedule.

## **Appeals and reviews**

12. Any person whose rights or legitimate expectations have materially and adversely been affected by a decision of the Authority may, within 20 days of being informed of such decision, appeal to the Member of the Executive Council, in writing, as set out in Annexure 15 to the Schedule.

**APPLICATION FORM****APPLICATION FOR A LIQUOR LICENCE IN TERMS OF  
SECTION 35 OF THE MPUMALANGA LIQUOR LICENCING ACT NO 5 OF  
2006****A. PERSONAL PARTICULARS**

I \_\_\_\_\_, ID

Number 

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an adult male/female\* residing at address: \_\_\_\_\_,

an address in the Republic of South Africa and within the borders of Mpumalanga Province, hereby apply for a liquor licence, to trade under the name \_\_\_\_\_

\_\_\_\_\_, I make this application for myself/

\*on behalf of the juristic person: \_\_\_\_\_.

**B. LICENCE TYPE**

- (a) the retail sale of liquor for consumption on the premises where the liquor is sold;
- (b) the retail sale of liquor for consumption off the premises where the liquor is sold;
- (c) the retail sale of liquor for consumption on and off the premises where the liquor is sold;
- (d) the retail sale of liquor in terms of a special liquor licence for consumption on and off the premises where the liquor is sold;
- (e) the retail sale of liquor in terms of a special liquor licence in respect of a specified event;
- (f) the micro-manufacture and the retail sale of such micro-manufactured liquor for consumption on and off the premises where such liquor is sold; and
- (g) the micro-manufacture and retail sale of traditional African beer for consumption on and off the premises where such traditional African beer is sold.

**C. BUSINESS PREMISES**

Physical address: \_\_\_\_\_, an address in the Republic of South Africa and within the borders of Mpumalanga Province. Postal address: \_\_\_\_\_

**D. DECLARATION**

I declare that am a person who is –

- (a) not a minor;
- (b) not an unrehabilitated insolvent;
- (c) not a subject of a court order declaring me a person of an unsound mind/ mentally; disordered /mentally defective.
- (d) have not been convicted of contravening the liquor Act for the past three years;
- (e) have not been convicted of an offence the element of which is not inconsistent with the object of this act for the past three years.

Signature \_\_\_\_\_

Signed at \_\_\_\_\_ on the \_\_\_\_\_ day of 20\_\_\_\_\_

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**INVITATION FOR PUBLIC COMMENTS IN APPLICATION FOR A  
LIQUORLICENCE IN TERMS OF  
SECTION 35(2) (a) OF THE MPUMALANGA LIQUOR LICENCING ACT NO 5  
OF 2006**

I \_\_\_\_\_, ID

Number

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an adult male/female\* residing at address: \_\_\_\_\_,

an address in the Republic of South Africa and within the borders of Mpumalanga Province, hereby invite public comments/ representations concerning my application for a liquor licence to the Mpumalanga Liquor Licencing Authority. I make this application for myself/ \*on behalf of the juristic person: \_\_\_\_\_

**B. LICENCE TYPE**

\_\_\_\_\_

**C. BUSINESS PREMISES**

Physical address: \_\_\_\_\_, an address in the Republic of South Africa and within the borders of Mpumalanga Province. Postal address: \_\_\_\_\_

Comments/ representations should be addressed to

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

To reach the address on or before the closing date: \_\_\_\_\_.

\*\*\*\*\*

MUNICIPALITY COMMENT FORM IN TERMS OF SECTION 35(2) (b) OF THE MPUMALANGA LIQUOR LICENCING ACT NO 5 OF 2006

A. PERSONAL PARTICULARS OF APPLICANT

I \_\_\_\_\_, ID

Number 

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an adult male/female\* residing at address: \_\_\_\_\_,  
an address in the Republic of South Africa and within the borders of Mpumalanga Province, hereby apply for a liquor licence, to trade under the name \_\_\_\_\_  
\_\_\_\_\_, I make this application for myself/  
\*on behalf of the juristic person: \_\_\_\_\_.

B. LICENCE TYPE

- (a) the retail sale of liquor for consumption on the premises where the liquor is sold;
- (b) the retail sale of liquor for consumption off the premises where the liquor is sold;
- (c) the retail sale of liquor for consumption on and off the premises where the liquor is sold;
- (d) the retail sale of liquor in terms of a special liquor licence for consumption on and off the premises where the liquor is sold;
- (e) the retail sale of liquor in terms of a special liquor licence in respect of a specified event;
- (f) the micro-manufacture and the retail sale of such micro-manufactured liquor for consumption on and off the premises where such liquor is sold; and
- (g) the micro-manufacture and retail sale of traditional African beer for consumption on and off the premises where such traditional African beer is sold.

**C. BUSINESS PREMISES**

Physical address: \_\_\_\_\_, an address in the Republic of South Africa and within the borders of Mpumalanga Province. Postal address: \_\_\_\_\_

**D. DECLARATION**

I declare that am a person who is –

a) a minor;  yes  no

(b) an unrehabilitated insolvent;  yes  no

(c) a subject of a court order declaring him/her a person of an unsound mind/ mentally; disordered /mentally defective.  yes  no

(d) have been convicted of contravening the liquor Act for the past three years;  yes  no

(e) have been convicted of an offence the element of which is not inconsistent with the object of this act for the past three years.  yes  no

Signature \_\_\_\_\_

Signed at \_\_\_\_\_ on the \_\_\_\_\_ day of 20\_\_\_\_

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**COMMENTS OF THE MUNICIPALITY**

Name of the municipality :.....

**The municipality has considered the details of this application and comments as follows:**

the proposed liquor business is within the jurisdiction of the municipality  yes  no

the proposed business address is suitable for a liquor business  yes  no

the proposed business address is suitable for the licence type applied for  yes  no

the proposed business premises is suitable for a liquor business  yes  no

the proposed business premises is suitable for the licence type applied for  yes  no

the proposed business address is situated next to a learning institution  yes  no

the proposed business address is situated next to a religious institution  yes  no

any business which may have conflicting interests with the liquor busies  yes  no

**The municipality is in support of the application**  yes  no

supporting reasons not related to those indicated above

.....

.....

.....

.....

**Recommended business hours.**

Business hours on Sunday: From  :  to  :  \*OR  No business

Business hours on Monday: From  :  to  :  \*OR  No business

Business hours on Tuesday: From  :  to  :  \*OR  No business

Business hours on Wednesday: From  :  to  :  \*OR  No business

Business hours on Thursday: From  :  to  :  \*OR  No business

Business hours on Friday: From  :  to  :  \*OR  No business

Business hours on Saturday: From  :  to  :  \*OR  No business

Reasons why there should not be business on the days indicated as such if any

.....  
.....  
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.....  
.....

Authorized to sign for or on behalf of the Municipality

Initials and surname : .....

Signature : ..... date : .....

Capacity : .....

Municipality stamp
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**SUMMONS INTERMS OF SECTION 51 (1)  
OF THE MPUMALANGA LIQUOR LICENCING ACT NO 5 OF 2006**

TO:

Name:		
Address:		
Sex:	Age:	ID No:

By virtue of the powers vested in the chairman of the Mpumalanga Liquor Authority in terms of section 51(1) of the Mpumalanga Liquor Licencing Act, you are hereby directed to be present and give evidence/ produce the documents or any other thing indicated in annexure \_\_\_\_\_ hereto at the meeting of the Authority which relates to \_\_\_\_\_

And which will be held at the date, time and place indicated below.

Date	Time	Place

Your attention is invited to the fact that it is an offence not to appear or not to remain in attendance without the consent of the chairman first having been obtained.

Place of issue: Nelspruit

Secretary:

Date: .....

(official stamp)

**[For official use only]**

I certify that I have served this summons upon the said person by:-

- \* (a) delivering a true copy to .....PERSONALY or
  - \* (b) delivering as he/she could not be found, a true copy to .....
- apparently over the age of 16 and apparently residing or employed at the place of residence/employment/business\* of the said

.....  
at .....

The nature and exigency of this summons was explained to the recipient thereof.

Time ..... Day ..... Month .....20.....

\*\*\*\*\*

**APPLICATIN FOR A RENEWAL OF A LIQUOR LICENCE IN TERMS OF  
SECTION 38(1) (a) OF THE MPUMALANGA LIQUOR LICENCING ACT NO 5  
OF 2006.**

**A. PERSONAL PARTICULARS**

I \_\_\_\_\_, ID

Number

--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--

an adult male/female\* residing at address: \_\_\_\_\_,  
an address in the Republic of South Africa and within the borders of Mpumalanga  
Province, hereby apply for renewal of a liquor licence number \_\_\_\_\_,  
trading under the name \_\_\_\_\_

**B. LICENCE TYPE**

- (a) the retail sale of liquor for consumption on the premises where the liquor is sold;
- (b) the retail sale of liquor for consumption off the premises where the liquor is sold;
- (c) the retail sale of liquor for consumption on and off the premises where the liquor is sold;
- (d) the retail sale of liquor in terms of a special liquor licence for consumption on and off the premises where the liquor is sold;
- (e) the retail sale of liquor in terms of a special liquor licence in respect of a specified event;
- (f) the micro-manufacture and the retail sale of such micro-manufactured liquor for consumption on and off the premises where such liquor is sold; and
- (g) the micro-manufacture and retail sale of traditional African beer for consumption on and off the premises where such traditional African beer is sold.

**C. BUSINESS PREMISES**

Physical address: \_\_\_\_\_, an address in the Republic of South Africa and within the borders of Mpumalanga Province. Postal address: \_\_\_\_\_

**D. DECLARATION**

I declare that am a person who is –

- (a) not a minor;
- (b) not an unrehabilitated insolvent;
- (c) not a subject of a court order declaring me a person of an unsound mind/ mentally; disordered /mentally defective.
- (d) have not been convicted of contravening the liquor Act for the past three years;
- (e) have not been convicted of an offence the element of which is not inconsistent with the object of this act for the past three years.

Signature \_\_\_\_\_

Signed at \_\_\_\_\_ on the \_\_\_\_\_ day of 20\_\_\_\_\_

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**APPOINTMENT OF A LIQUOR LICENCE MANAGER IN TERMS OF  
SECTION 45(1) OF THE MPUMALANGA LIQUOR LICENCING ACT NO 5 OF  
2006**

I \_\_\_\_\_

Being a person duly authorized by juristic person \_\_\_\_\_  
holding a liquor licence no \_\_\_\_\_  
hereby appoint a manager in terms of section 45(1) (a) of the Mpumalanga Liquor  
Licencing Act no 5 of 2006.

Appointee manager (full names) \_\_\_\_\_

Sex \_\_\_\_\_ , ID no \_\_\_\_\_ , age \_\_\_\_\_

(a) a minor;  yes  no

(b) an unrehabilitated insolvent;  yes  no

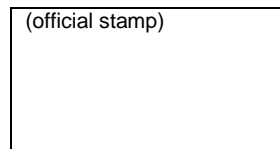
(c) a subject of a court order declaring him/her a person of an unsound mind/ mentally;  
disordered /mentally defective.  yes  no

(d) have been convicted of contravening the liquor Act for the past three  
years;  yes  no

(e) have been convicted of an offence the element of which is not inconsistent with the  
object of this act for the past three years.  yes  no

Signature of the appointing official ..... date.....

Capacity .....



Signature of the appointee manager ..... date.....

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**APPOINTMENT OF A LIQUOR LICENCE MANAGER IN TERMS OF  
SECTION 45(2) OF THE MPUMALANGA LIQUOR LICENCING ACT NO 5 OF  
2006**

I \_\_\_\_\_  
Being a liquor licence manager of a juristic person \_\_\_\_\_  
holding a liquor licence no \_\_\_\_\_  
hereby appoint a manager in terms of section 45(1) (b) of the Mpumalanga Liquor  
Licencing Act no 5 of 2006.

Appointee manager (full names) \_\_\_\_\_  
Sex \_\_\_\_\_ , ID no \_\_\_\_\_ , age \_\_\_\_\_

- (a) a minor;  yes  no
- (b) an unrehabilitated insolvent;  yes  no
- (c) a subject of a court order declaring him/her a person of an unsound mind/ mentally;  
disordered /mentally defective.  yes  no
- (d) have been convicted of contravening the liquor Act for the past three  
years;  yes  no
- (e) have been convicted of an offence the element of which is not inconsistent with the  
object of this act for the past three years.  yes  no

Signature of the appointing manager ..... date.....

(official stamp)  
\_\_\_\_\_  
\_\_\_\_\_

Signature of the appointee manager ..... date.....

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LIQUOR ACT NO 5 OF

APPLICATION IN TERMS OF SECTION 120 FOR THE REMOVAL OF A LICENCE

Liquor Board's reference no. ....

INDEX

*Description of Documents*

(i) Application.....

(ii) Plan of the premises [Reg.8.1 (2) (a)]..... A

(iii) Description of the premises [Reg.81 (2) (b)]..... B

(iv) Comprehensive written representations [Reg.81 (2) (c)]..... C

(v).....

(vi).....

Application prepared by .....

Postal address no. ....

Telephone no. ....

1. Full name of Applicant.....
2. If applicant is not a natural person, state the name, identity number and address of each shareholder, member, partner or beneficiary.....
3. (a) Under what name is the licensed business conducted?.....
  - (i) Will the name change as a result of the removal.....  ye  no
  - (ii) If so state new name.....
4. Describe the situation of the premises where the licenced business is conducted with Reference to the erf street and farm number.....

Describe the situation of the premises where the licensed business is conducted with Reference to the erf, street and farm number.....

- a) Are the premises referred to in paragraph 4 (a) and (b) in the Same district?.....  Ye  no  
(mark the applicable squared)
- b) State the shortest distance by road from the premises referred to in paragraph 4(a) to the premises referred to in paragraph 4 (b).....

6. In the case of a wine farmer's licence. describe the situation of the premises where the liquor concerned is manufactured with reference to the erf, street and farm number.....

7. In the case of a producer's licence. Describe the situation of the premises where the liquor concerned is manufactured with reference to the erf, street and farm number.....

8. Will applicant have the right to occupy the premises referred to in paragraph 4 (b), including such place on other premises upon which any approval or determination is to be exercised, for the purpose of the licence?.....

9. In the case of an applicant for the removal of an on-consumption licence, state in which portion of the premises the sale of liquor is to take place.....

10. (a) Is application made in respect of premises which

I. Have not yet been erected

yes  no

II. Are already erected and. But require additions or alterations to make them suitable for the purpose of the proposed business as?.....

ye  no

III. Are already erected and. In the applicant's opinion. Do them suitable for such purpose?.....

yes  no

(B) If paragraph 10 (a) (i) or (ii) applies, state

- I. The date on which such erection, addition or alterations will be commenced with.....and
- II. The period which will be required for the erection, additions or alterations...

11. (a) Is application made for any determination, consent, approval or authority which may be granted by the competent authority?(e.g. the business or testing facilities)

(b) If so, give full particulars with reference to the relevant section in terms of which application is made.....

12. In the case of an applicant for the temporary removal of a license for what period such removal is desired.....

I declare / truly affirm that the information furnished in this applicant in the documents attached to it is true.

Date.....

.....  
*Signature of applicant or person authorized to sign Applicant*

I certify that this declaration has been signed sworn to affirm before me at.....  
This.....day of.....by the applicant/person authorized to sign applicant who acknowledge that.

- I. He/she knows and understand the contents of this declaration:
- II. He/she has no objection to take the prescribed oath/affirmation; and
- III. He/she considers the prescribed oath to be binding on his/her conscience, and that he/she uttered the following words:

"I swear that the contents of this declaration are true, so help me God". /"I truly affirm that the contents of this declaration are true"

Full name.....  
Business address.....  
Designation.....  
Area for which appointment is held.....  
Office held if appointment is ex officio.....

**VOLUNTARY CANCELLATION OF A LIQUOR LICENCE IN TERMS OF  
SECTION 41(1) OF THE MPUMALANGA LIQUOR LICENCING ACT NO 5 OF  
2006**

**A. PERSONAL PARTICULARS**

I, (full names) \_\_\_\_\_ ,

ID Number

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\*a holder of liquor licence no \_\_\_\_\_ , trading under the name \_\_\_\_\_

\*a manager of liquor licence no \_\_\_\_\_ , held by a juristic person: \_\_\_\_\_, hereby apply for a voluntary cancellation of the said licence with effect from (date) \_\_\_\_\_

**B. LICENCE TYPE**

- (a) the retail sale of liquor for consumption on the premises where the liquor is sold;
- (b) the retail sale of liquor for consumption off the premises where the liquor is sold;
- (c) the retail sale of liquor for consumption on and off the premises where the liquor is sold;
- (d) the retail sale of liquor in terms of a special liquor licence for consumption on and off the premises where the liquor is sold;
- (e) the retail sale of liquor in terms of a special liquor licence in respect of a specified event;
- (f) the micro-manufacture and the retail sale of such micro-manufactured liquor for consumption on and off the premises where such liquor is sold; and
- (g) the micro-manufacture and retail sale of traditional African beer for consumption on and off the premises where such traditional African beer is sold.









**ANNEXURE 11**

	<b>Description</b>	<b>Fee</b>
<b>1</b>	<b>Application for a licence</b>	
<b>2</b>	<b>Renewal of a licence</b>	
<b>3</b>	<b>Transfer of a licence</b>	
<b>4</b>	<b>Procurement of controlling interests</b>	
<b>5</b>		

For official use  
Amount R .....  
Receipt no. ....  
Date.....

**MPUMALANGA LIQUOR LICENCING ACT, 2006 (Act No. 5 of 2006)**

**APPLICATION IN TERMS OF SECTION 43 FOR THE TRANSFER OF A LICENCE**

Liquor Authority's reference No.....

INDEX

	<i>Description of document</i>	<i>Annexure</i>
(i)	Application .....	Form 11
(ii)	Copy of prescribed advertisement .....	A
(iii)	Copy of prescribed form containing Municipal comments .....	B
(iv)	.....	
(v)	.....	

Application prepared by .....  
Postal Address .....  
Telephone No. ....

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PART A

INFORMATION RELATING TO THE APPLICANT WHO IS THE HOLDER OF THE LICENCE

1.
  - (a) Full name of applicant .....
  - (b) Age .....
  - (c) Identity No./Registration No. ....
  - (d) Residential Address or address of registered office .....
  - (e) Business Address .....
  - (f) Postal Address .....
  - (g) Business telephone number .....
2. If applicant is not a natural person state name, identity number and address of each shareholder/member/partner or beneficiary .....
3. Under what name is the licenced business conducted? .....
4.
  - (a) Describe the situation of the premises where the licenced business is conducted with reference to the erf, street and farm number .....

(b) In which district/municipality is the premises referred to in subparagraph (a) situated? .....

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I declare/truly affirm that the information furnished in Part A and B of this application is so far as it relates to me/applicant on whose behalf I am authorised to sign the application, is true.

Date .....

.....  
*Signature of applicant who is  
the holder of the licence or  
person authorised to sign  
application*

I certify that this declaration has been signed and sworn to/affirmed before me at .....this .....day of ..... by the applicant who is the holder of the licence/person authorised to sign application who acknowledged that –

- (i) he/she knows and understands the contents of this declaration;
- (ii) he/she has no objection to taking the prescribed oath/affirmation;
- (iii) he/she considers the prescribed oath to be binding on his/her conscience; and that he/she uttered the following words:

“I swear that the contents of this declaration are true, so help me God”/I truly affirm that the contents of this declaration are true”

.....  
COMMISSIONER OF OATHS

Full name .....

Business address .....

Designation .....

Area for which appointment is held .....

Office held if appointment is ex officio .....

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PART B

**INFORMATION RELATING TO THE APPLICANT WHO IS THE PROSPECTIVE HOLDER**

- 1. (a) Full name of applicant .....
- (b) Age .....
- (c) Identity No./Registration No. ....
- (d) Residential Address or address of registered office .....
- (e) Business Address .....
- (f) Postal Address .....
- (g) Business telephone number .....

2. If applicant is not a natural person state name, identity number and address of each shareholder/member/partner or beneficiary .....

3. (a) Is applicant a person who-  
(i) is a minor ? .....  
I certify that this declaration has been signed and sworn to/affirmed before me at .....this .....day of ..... by the applicant who is the holder of the licence/person authorised to sign application who acknowledged that –

- (iv) he/she knows and understands the contents of this declaration;
- (v) he/she has no objection to taking the prescribed oath/affirmation;
- (vi) he/she considers the prescribed oath to be binding on his/her conscience; and that he/she uttered the following words:

“I swear that the contents of this declaration are true, so help me God”/I truly affirm that the contents of this declaration are true”

.....  
COMMISSIONER OF OATHS

Full name .....

Business address .....

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(ii) is an unrehabilitated insolvent ? .....  yes  no

(iii) is subject to an order of a competent Court declaring him or her to be of unsound mind or mentally disordered or defective ?  yes  no

(iv) has been convicted of a contravention of this Act within three years immediately preceding date of application ? .....  yes  no

(v) has been convicted of an offence the elements of which are inconsistent with the objects and purposes of this Act within three years immediately preceding date of application ? .....  yes  no

(b) If applicant is a company, close corporation, co-operative, association, partnership or trust, state whether a person contemplated in subparagraph (a)-

(i) has a controlling interest in such a company, close corporation, co-operative, association, partnership or trust .....

- (c) If any of the questions in subparagraph (a) and (b) have been replied to in the affirmative, provide full details .....
4. (a) State the name, identity number and address of each person –
- (i) who, including the holder of the licence, has any financial interest in the business to which the licence relates; and
  - (ii) who including the applicant, will have such interest if the application is granted, and in each case, the nature and extent of such interest.
- (b) State the financial interest in the liquor trade in the Republic of the applicant and if the applicant is a private company, close corporation, partnership or trust, also of every shareholder, member of, partner thereof or beneficiary thereunder  
 .....  
 .....
5. Under what name is the business to be conducted? .....
6. Will applicant have the right to occupy the premises referred to in paragraph 4 (a) of Part A of the application, including such place on other premises upon which any approval or determination is exercised, for the purpose of the licence?
- 

I declare/truly affirm that the information furnished in Part B of this application is so far as it relates to me/applicant on whose behalf I am authorised to sign the application, is true.

Date .....

.....  
*Signature of applicant who is  
 the holder of the licence or  
 person authorised to sign  
 application*

I certify that this declaration has been signed and sworn to/affirmed before me at .....this .....day of ..... by the applicant who is the holder of the licence/person authorised to sign application who acknowledged that –

- (vii) he/she knows and understands the contents of this declaration;
- (viii) he/she has no objection to taking the prescribed oath/affirmation;
- (ix) he/she considers the prescribed oath to be binding on his/her conscience; and that he/she uttered the following words:

"I swear that the contents of this declaration are true, so help me God"/I truly affirm that the contents of this declaration are true"

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