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DEPARTMENT OF HEALTH

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PROVINCIAL NOTICES • PROVINSIALE KENNISGEWINGS

PROVINCIAL NOTICE 80 OF 2017**NOTICE OF LODGEMENT OF APPLICATIONS FOR ACQUISITION OF FINANCIAL INTEREST AND AMENDMENT OF CONDITIONS OF LICENCE IN TERMS OF THE GAMBLING AND BETTING ACT, 1997 (ACT NO. 5 OF 1997) (EASTERN CAPE) (as amended)**

NOTICE IS HEREBY GIVEN that applications for acquisition of financial interest and amendment of licence conditions in terms of sections 40 and 35 respectively, of the Gambling and Betting Act, 1997 (Act No. 5 of 1997) (Eastern Cape) (as amended), particulars of which are set out in the Schedules hereunder, have been lodged with the Eastern Cape Gambling and Betting Board.

The applications may be inspected by any person at the offices of the Eastern Cape Gambling and Betting Board, ECGBB Building, Quenera Park, Quenera Drive, Beacon Bay, East London.

Any representations, including objections, petitions or comments shall be lodged with the Chief Executive Officer of the Board within one (1) month of the date of this notice, commencing on **15 May 2017 until 14 June 2017**.

All representations shall specify: the application to which the representation relates; in the case of an objection, the grounds on which the objection is founded; in the case of comment; full particulars or facts in substantiation thereof: the name, address, telephone and fax number of the person making the representations and a statement whether the person making the representation wishes to make oral representations when the application is heard.

A person lodging representations may show cause why the Board may determine that his or her identity should not be divulged.

The under-mentioned figures used in brackets in Schedules have the following meanings:

- (1) = The name and address of the applicant;
- (2) = If the applicant is a company or other corporate body, the names of all persons who have a financial or other interest of 5% or more in the applicant;
- (3) = In the case of a company the initials and surnames of all directors of the company;
- (4) = The type of application applied for; and
- (5) = The address of the premises from which the applicant intends to operate from.

SCHEDULE A - APPLICATION FOR ACQUISITION OF FINANCIAL INTEREST

- (1) Galaxy Bingo International South Africa (Pty) Ltd (1997/019569/07), La Concorde, 57 Main Road, Paarl, Western Cape, 7646;
- (2) Galaxy Gaming and Entertainment (Pty) Ltd (2007/026773/07), Niveus Investments Limited (1996/005744/06), HCI (1973/007111/06), SACTWU (LR2/2/6/2/128), Rivetprops 47 (Pty) Ltd (1995/009741/07), The Corjo Trust (IT11114/96), Geomer Investments (Pty) Ltd (1995/005532/07), Marcel Jonathan Anthony Golding and John Anthony Copelyn;
- (3) CG Du Toit and S Van Vuuren;
- (4) Acquisition of an indirect financial interest of more than five percent (5%) in the following licensees:
 - (I) Galaxy Bingo Port Elizabeth (Pty) Ltd (2012/136896/07) t/a Galaxy Bingo Gaming and Entertainment;
 - (II) Galaxy Bingo East London (Pty) Ltd (2012/136888/07) t/a Galaxy Bingo Gaming and Entertainment;
 - (i) Galaxy Bingo Butterworth (Pty) Ltd (2012/136895/07) t/a Galaxy Bingo Gaming and Entertainment;
- (5) La Concorde, 57 Main Road, Paarl, Western Cape, 7646.

SCHEDULE B - APPLICATIONS FOR AMENDMENT OF LICENCE CONDITIONS**B1**

- (1) Galaxy Bingo Port Elizabeth (Pty) Ltd (2012/136896/07), Moffet On Main, Lifestyle Centre, Shop M1-8, Corner Main Road and 17th Avenue, Walmer, 6070;
- (2) Galaxy Gaming and Entertainment (Pty) Ltd (2007/026773/07), Niveus Investments Limited (1996/005744/06), HCI (1973/007111/06), SACTWU (LR2/2/6/2/128), Galaxy Bingo International South Africa (Pty) Ltd (1997/019569/07), Galaxy Gaming Eastern Cape (Pty) Ltd (2012/136886/07), Zamori 356 (Pty) Ltd (2011/002631/07), Clarence Mngadi, Euroblitz CC (2002/024559/23), Luthando Bara, Bukiwe Ndema,
- (3) CG Du Toit, S Van Vuuren and C Mngadi;
- (4) Amendment of Licence Condition as proposed /detailed below:

Amendment 1	
Current condition of licence the applicant seeks to amend: Clause No. 13.1.1	
Which reads:	Proposed amendment to clause No. 13.1.1
“13.1 The Licensee shall ensure that:	“13.1 The Licensee shall ensure that:
13.1.1 a <u>minimum of 49% (forty nine percent)</u> of the shareholding in the licensee be held by PDI’s of which all shall be Local Inhabitants	13.1.1 a <u>minimum of 41% (forty one percent)</u> of the shareholding in the licensee be held by PDI’s of which all shall be Local Inhabitants”

Amendment 2	
Current condition of licence the applicant seeks to amend: Clause No. 13.1.2	
Which reads:	Proposed amendment to clause No. 13.1.2
“13.1 The Licensee shall ensure that:	“13.1 The Licensee shall ensure that:
13.1.2 <u>at least 49% (forty nine percent)</u> of the total Management Fees payable by the Licensee will accrue to Local PDI Shareholders who exercise effective Management Control, as these terms are defined in the RFP”	13.1.2 <u>at least 41% (forty one percent)</u> of the total Management Fees payable by the Licensee will accrue to Local PDI Shareholders who exercise effective Management Control, as these terms are defined in the RFP”

- (5) Moffet On Main, Lifestyle Centre, Shop M1-8, Corner Main Road and 17th Avenue, Walmer, 6070.

B2

- (1) Galaxy Bingo East London (Pty) Ltd (2012/136888/07), Kings Mall, Corner Main Road and Gulls and Gulls Way, Gonubie, East London, 5257;
- (2) Galaxy Gaming and Entertainment (Pty) Ltd (2007/026773/07), Niveus Investments Limited (1996/005744/06), HCI (1973/007111/06), SACTWU (LR2/2/6/2/128), Galaxy Bingo International South Africa (Pty) Ltd (1997/019569/07), Galaxy Gaming Eastern Cape (Pty) Ltd (2012/136886/07), Zamori 356 (Pty) Ltd (2011/002631/07), Clarence Mngadi, Euroblitz CC (2002/024559/23), Luthando Bara, Bukiwe Ndema,
- (3) CG Du Toit, S Van Vuuren and C Mngadi;
- (4) Amendment of Licence Condition as proposed /detailed below:

Amendment 1	
Current condition of licence the applicant seeks to amend: Clause No. 13.1.1	
Which reads:	Proposed amendment to clause No. 13.1.1
“13.1 The Licensee shall ensure that: 13.1.1 <u>a minimum of 49% (forty nine percent)</u> of the shareholding in the licensee be held by PDI’s of which all shall be Local Inhabitants”	“13.1 The Licensee shall ensure that: 13.1.1 <u>a minimum of 41% (forty one percent)</u> of the shareholding in the licensee be held by PDI’s of which all shall be Local Inhabitants”

Amendment 2	
Current condition of licence the applicant seeks to amend: Clause No. 13.1.2	
Which reads:	Proposed amendment to clause No. 13.1.2
“13.1 The Licensee shall ensure that: 13.1.2 <u>at least 49% (forty nine percent)</u> of the total Management Fees payable by the Licensee will accrue to Local PDI Shareholders who exercise effective Management Control, as these terms are defined in the RFP”	“13.1 The Licensee shall ensure that: 13.1.2 <u>at least 41% (forty one percent)</u> of the total Management Fees payable by the Licensee will accrue to Local PDI Shareholders who exercise effective Management Control, as these terms are defined in the RFP”

- (5) Kings Mall, Corner Main Road and Gulls and Gulls Way, Gonubie, East London, 5257.

B3

- (1) Galaxy Bingo Butterworth (Pty) Ltd (2012/136895/07), N2, Fingoland Mall, Butterworth, 4960;
- (2) Galaxy Gaming and Entertainment (Pty) Ltd (2007/026773/07), Niveus Investments Limited (1996/005744/06), HCI (1973/007111/06), SACTWU (LR2/2/6/2/128), Galaxy Bingo International South Africa (Pty) Ltd (1997/019569/07), Niveus Gaming and Entertainment (Pty) Ltd, Zamori 356 (Pty) Ltd (2011/002631/07), Clarence Mngadi, Euroblitz CC (2002/024559/23), Luthando Bara, K2014046696 (Pty) Ltd (2014/046696/07), Bukiwe Ndema, Pholela Investment Pioneers (Pty) Ltd (2014/042527/07, Ntombobom Judith Jennings;
- (3) CG Du Toit, S Van Vuuren, C Mngadi and NJ Jennings;
- (4) Amendment of Licence Condition as proposed /detailed below

Amendment 1	
Current condition of licence the applicant seeks to amend: Clause No. 13.1.1	
Which reads:	Proposed amendment to clause No. 13.1.1
<p>“13.1 The Licensee shall ensure that:</p> <p>13.1.1 <u>a minimum of 51% (fifty one percent)</u> of the shareholding in the licensee be held by PDI’s of which all shall be Local Inhabitants.</p>	<p>“13.1 The Licensee shall ensure that:</p> <p>13.1.1 <u>a minimum of 43% (forty three percent)</u> of the shareholding in the licensee be held by PDI’s of which all shall be Local Inhabitants”</p>

Amendment 2	
Current condition of licence the applicant seeks to amend: Clause No. 13.1.2	
Which reads:	Proposed amendment to clause No. 13.1.2
<p>“13.1 The Licensee shall ensure that:</p> <p>13.1.2 a minimum of 3% (three percent) of GGR will constitute the total Management Fees, of which <u>at least 51% (fifty one percent)</u> of the total Management Fees payable by the Licensee will accrue to Local PDI shareholders who exercise Management Control, as these terms are defined in the RFP.</p>	<p>“13.1 The Licensee shall ensure that:</p> <p>13.1.2 a minimum of 3% (three percent) of GGR will constitute the total Management Fees, of which <u>at least 43% (forty three percent)</u> of the total Management Fees payable by the Licensee will accrue to Local PDI shareholders who exercise Management Control, as these terms are defined in the RFP.”</p>

(5) N2, Fingoland Mall, Butterworth, 4960.

RM Zwane
 Chief Executive Officer
 Eastern Cape Gambling and Betting Board
 ECGBB Building, Quenera Park, Quenera Drive
 Beacon Bay
 East London
 5241

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Also available at the Legal Advisory Services, **Province of the Eastern Cape**, Private Bag X0047, Bisho, 5605.
Tel. (040) 635-0052.