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IMPORTANT NOTICE

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GENERAL NOTICE

NOTICE 342 OF 2011



GAUTENG PROVINCIAL GOVERNMENT

DEPARTMENT OF ECONOMIC DEVELOPMENT

GAMBLING ACT, 1995 (ACT NO. 4 OF 1995)

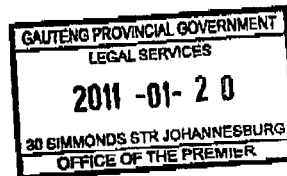
CALL FOR COMMENTS ON THE DRAFT GAUTENG GAMBLING AMENDMENT REGULATIONS, 2011

I, Qedani Mahlangu, member of the Executive Council responsible for Economic Development, under Section 84 of the Gauteng Gambling Act, 1995 (Act No. 4 of 1995), intend to make amendments to the Regulations as set out in the Schedule.

Interested persons are hereby invited to submit comments on the draft amendment Regulations on or before 25 February 2011. Written comments shall be forwarded to Adv Pieter Holl by

(a) post to:

The Department of Economic Development
 Private Bag X091
 MARSHALLTOWN
 2107;



(b) hand to:

The Department of Economic Development

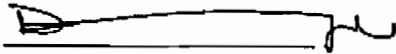
Governance Directorate
8th Floor, Matlotlo House
94 Main Street
JOHANNESBURG
2001;

(c) fax to:

(011) 355-8064 or
(011) 834-1972; and

(d) by email to:

Pieter.Holl@gauteng.gov.za



Q. MAHLANGU
MEC FOR ECONOMIC DEVELOPMENT
GAUTENG PROVINCIAL GOVERNMENT
DATE: 03/02/2011



SCHEDULE

GENERAL EXPLANATORY NOTE:

Words in bold indicate omissions from existing enactments.

Words underlined indicate insertions in existing enactments.

Substitution of regulation 82 of the Regulations

2. The following regulation is hereby substituted for regulation 82 of the Regulations:

“82 Application fees

Applications must be accompanied by the following non-refundable application fees:

Type of application		Fee
1 Casino licence	R1 004 400.00	<u>R1 064 664.00</u>
2 Certificate of suitability	R10 050.00	<u>R10 653.00</u>
3 Transfer of licence / consent for procurement of interest in licensee	R10 050.00	<u>R10 653.00</u>
4 Amendment of licence	R10 0503.00	<u>R10 653.00</u>
5 Key employee registration	R2 050.00	<u>R2 173.00</u>
6 Casino employee registration	R510.00	<u>R541.00.”</u>

Amendment of regulation 84 of the Regulations

3. The following regulations is hereby amended by the substitution for subregulation (1) of the following subregulation:

“(1) Every holder of a casino licence shall pay a licence fee of **R100 500.00** R106 530.00 plus -

- (a) **R1 850.00** R1 961.00 per registered gaming machine exposed for play to the public;
- (b) **R3 700.00** R3 922.00 per licensed casino table;
- (c) **R90.00** R95.00 per licensed bingo seat,

for every year or part of a year ending on 31 March.”.

Amendment of regulation 88 of the Regulations

4. Regulation 88 is hereby amended by the addition of the following subregulation:

“(3) The Board may require any person who holds directly or indirectly a financial interest of less than 5% to apply for consent to hold such interest.”.

Substitution of regulation 131 of the Regulations

5. The following regulation is hereby substituted for regulation 131 of the Regulations:

“131 Application fees

Applications must be accompanied by the following non-refundable application fees:

Type of application	Fee
1 Bingo licence	R200.00 <u>R212.00</u> per seat with a maximum fee of R93 000.00 <u>R98 580.00</u>
2 Amendment of licence	R4 900.00 <u>R5 194.00</u>
3 Transfer of licence / consent for procurement of interest in licensee	R9 700.00 <u>R10 282.00</u>
4 Key employee registration	R2 050.00 <u>R2 173.00</u>
5 Bingo employee registration	R510.00 <u>R541.00</u>
6 Certificate of suitability	R2 000.00 <u>R2 120.00."</u>

Amendment of regulation 133 of the Regulations

6. Regulation 133 is amended by the substitution for subregulation (1) of the following subregulation:

"(1) Every holder of a bingo licence shall pay a licence fee of **R90.00** R95.00 per licensed seat for every year or part of a year ending on 31 March."

Amendment of regulation 137 of the Regulations

7. Regulation 137 is hereby amended by the addition of the following subregulation:

“(3) The Board may require any person who holds directly or indirectly a financial interest of less than 5% to apply for consent to hold such interest.”.

Substitution of regulation 167 of the Regulations

8. The following regulation is hereby substituted for regulation 167 of the Regulations:

“167 Application fees

Applications must be accompanied by the following non-refundable application fees:

Type of application	Fee
1 Route operator licence	R205.00 <u>R217.00</u> per machine with a minimum of R50 200.00 <u>R53 212.00</u> and a maximum of R200 900.00 <u>R212 954.00</u>
2 Additional gaming machine licence	R20 100.00 <u>R21 306.00</u>
3 Transfer of licence / consent for procurement of interest in licensee	R10 050.00 <u>R10 653.00</u>
4 Amendment of licence	R5 100.00 <u>R5 406.00</u>
5 Key employee registration	R2 050.00 <u>R2 173.00</u>
6 Gaming employee registration	R510.00 <u>R541.00</u>
7 Certificate of suitability	R5 100.00 <u>R5 406.00.”.</u>

Amendment of regulation 169 of the Regulations

9. Regulation 169 is hereby amended by the substitution for paragraphs (a) and (b) of subregulation (1) of the following paragraphs:

“(a) a route operator licence shall pay a fee of **R91 050.00** ~~R96 513.00~~ plus **R920.00** ~~R975.00~~ per **gaming machine authorised in terms of the licence for every year or part of a year ending on 31 March** registered gaming machine approved or exposed for play to the public, for every year or part of a year ending on 31 March.

(b) an additional gaming machine licence shall pay a licence fee of **R27 300.00** ~~R28 938.00~~ plus **R920.00** ~~R975.00~~ per **registered gaming machine for every year or part of a year on 31 March** registered gaming machine approved or exposed for play to the public, for every year or part of a year ending on 31 March.”.

Amendment of regulation 173 of the Regulations

10. Regulation 88 is hereby amended by the addition of the following subregulation:

“(3) The Board may require any person who holds directly or indirectly a financial interest of less than 5% to apply for consent to hold such interest.”.

Substitution of regulation 195 of the Regulations

11. The following regulation is substituted for regulation 195 of the Regulations:

“195 Application fees

Applications must be accompanied by the following non-refundable application fees:

Type of application		Fee
1	Gaming machine licence	R10 050.00 <u>R10 653.00</u>
2	Amendment of licence	R2 050.00 <u>R2 173.00</u>
3	Transfer of licence / consent for procurement of interest in licensee	R2 050.00 <u>R2 173.00</u>
4	Certificate of suitability	R1 005.00 <u>R1 065.00."</u>

Amendment of regulation 196 of the Regulations

12. Regulation 196 is hereby amended by the substitution for subregulation (1) of the following subregulation:

"(1) Every holder of a gaming machine licence shall pay a licence fee of **R10 050.00** R10 653.00 plus **R920.00** R975.00 per **registered gaming machine for every year or part of a year ending on 31 March** registered gaming machine approved or exposed for play to the public, for every year or part of a year ending on 31 March."

Amendment of regulation 200 of the Regulations

13. Regulation 200 is hereby amended by the addition of the following subregulation:

“(3) The Board may require or determine that any person who holds directly or indirectly a financial interest of less than 5% in a licensee to apply for consent to hold such interest.”.

Substitution of regulation 220 of the Regulations

14. The following regulation is hereby substituted for regulation 220 of the Regulations:

“220 Application fees

Applications must be accompanied by the following non-refundable application fees:

Type of application		Fee
1	Manufacturer licence	R100 500.00 <u>R106 530.00</u>
2	Maintenance or supplier licence	R50 100.00 <u>R53 106.00</u>
3	Amendment of licence	R5 100.00 <u>R5 406.00</u>
4	Consent for procurement of interest in licensee / <i>transfer of licence</i>	R10 050.00 <u>R10 653.00</u>
5	Key employee registration	R2 050.00 <u>R2 173.00</u>
6	Service or manufacturing employee registration	R510.00 <u>R541.00</u>
7	Certificate of suitability	R5 100.00 <u>R5 406.00</u>

Amendment of regulation 222 of the Regulations

15. Regulation 222 is hereby amended by the substitution for subregulation (1) of the following subregulation:

“(1) Licence fee for every year or part of a year ending on 31 March:

1	Manufacturer licence	R50 200.00	<u>R53 212.00</u>
2	Maintenance or supplier licence	R5 950.00	<u>R5 406.00.”.</u>

Amendment of regulation 223 of the Regulations

16. Regulation 223 is hereby amended by the addition of the following subregulation:

“(3) The Board may require any person who holds directly or indirectly a financial interest of less than 5% to apply for consent to hold such interest.”.

Substitution of regulation 240 of the Regulations

17. The following regulation is hereby substituted for regulation 240 of the Regulations:

“240 Application fees

Applications must be accompanied by the following non-refundable application fees:

Type of application	Fee
1 Totalizator licence	R100 500.00 <u>R106 530.00</u>

2	Amendment of licence / additional sites	R5 400.00	<u>R5 724.00</u>
3	Special totalizator licence	R205.00	<u>R217.00</u>
4	Transfer of licence / consent for procurement of interest in licensee	R10 050.00	<u>R10 653.00</u>
5	Key employee registration	R2 050. 00	<u>R2 173.00</u>
6	Certificate of suitability (mandatory for TAB agents)	R2 150.00	<u>R2 279.00."</u>

Amendment of regulation 242 of the Regulation

18. Regulation 242 is amended by the substitution for subregulation (1) of the following subregulation:

"(1) Every holder of a totalizator licence which is not a special totalizator licence contemplated in section 97 of the Act, shall pay a licence fee of **R100 500.00** R106 530.00 plus **R1 135.00** R1 203.00 per site outlet for every year or part of a year ending on 31 August."

Amendment of regulation 258 of the Regulations

19. Regulation 88 is hereby amended by the addition of the following subregulation:

"(3) The Board may require any person who holds directly or indirectly a financial interest of less than 5% to apply for consent to hold such interest."

Substitution of regulation 268 of the Regulations

20. The following regulation is substituted for regulation 268 of the Regulations:

"268 Application fees

Applications must be accompanied by the following non-refundable application fees:

Type of application		Fee
1	Bookmaker's licence	R10 050.00 <u>R10 653.00</u>
2	Transfer of licence / consent for procurement of Interest in licensee	R4 015.00 <u>R4 256.00</u>
3	Amendment of licence	R1 005.00 <u>R1 065.00</u>
4	Bookmaker's manager registration	R510.00 <u>R541.00</u>
5	Certificate of suitability	R2 000.00 <u>R2 120.00."</u>

Amendment of regulation 269 of the Regulations

21. Regulation 269 is hereby amended by the substitution for subregulation (1) of the following subregulation:

"(1) Every holder of a bookmaker's licence shall pay a licence fee of **R10 050.00** R10 653.00 for every year or part of a year ending on 31 August."

Amendment of regulation 277 of the Regulation

22. Regulation 277 is hereby amended by the addition of the following subregulation:

"(3) The Board may require any person who holds directly or indirectly a financial interest of less than 5% to apply for consent to hold such interest."

Substitution of regulation 282 of the Regulations

23. The following regulation is hereby substituted for regulation 282 of the Regulations:

"282 Application fees

Applications must be accompanied by the following non-refundable application fees:

Type of application	Fee
1 Race meeting licence	R100 500.00 <u>R106 530.00</u>
2 Special licence to hold race-meeting	R205.00 <u>R217.00</u>
3 Transfer of licence / consent for procurement of interest in licensee	R5 100.00 <u>R5 406.00</u>
4 Amendment of licence	R5 100.00 <u>R5 406.00</u>

Amendment of regulation 284 of the Regulations

24. Regulation 284 is hereby amended by the substitution of subregulation (1) of the following subregulation:

“(1) A holder of a race-meeting licence which is not a special race-meeting licence as contemplated in section 97 of the Act, shall pay a licence fee of **R50 200.00** R53 212.00 for every year or part of a year ending on 31 August.”.

Substitution of regulation 299 of the Regulations

25. The following regulation is hereby substituted for regulation 299 of the Regulations:

“299 Application fees

Applications must be accompanied by the following non-refundable application fees:

Type of application	Fee
1 Amusement machine licence	R5 100.00 <u>R5 406.00</u>
2 Amendment of licence	R2 050.00 <u>R2 173.00</u>
3 Transfer of licence / consent for procurement of interest in licensee	R2 050.00 <u>R2 173.00</u>
4 Certificate of suitability	R1 005.00 <u>R1 065.00.”.</u>

Amendment of regulation 301 of the Regulations

26. Regulation 301 is hereby amended by the substitution for subregulation (1) of the following subregulation

“(1) Every holder of an amusement machine licence shall pay a licence fee of **R510.00** ~~R541.00~~ per registered amusement machine for every year or part of a year ending on 31 March.”.

Short title and commencement date

27. This Regulations shall be called Gauteng Gambling Amendment Regulations, 2011, and comes into operation on the 1st April 2011.
