

PROVINCE OF THE WESTERN CAPE

PROVINSIE WES-KAAP

IPHONDO LENTSHONA KOLONI

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IZIQULATHO

(*Copies are obtainable at Room M21, Provincial Legislature Building, 7 Wale Street, Cape Town 8001.)

(*Afskrifte is verkrygbaar by Kamer M21, Provinsiale Wetgewer-gebou, Waalstraat 7, Kaapstad 8001.)

(*Ushicilelo oLutsha lufumaneka kwigumbi M21, kwiSakhiwo sePhondo seNdlu yoWiso Mthetho, 7 Wale Street, eKapa 8001.)

Provincial Notice

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The following notice is published for comment:

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PROVINCIAL NOTICE

The following Provincial Notice is published for comment.

DR H.C. MALILA,
DIRECTOR-GENERAL

Provincial Legislature Building,
Wale Street,
Cape Town.

PROVINSIALE KENNISGEWING

Die volgende Provinsiale Kennisgewing word vir kommentaar gepubliseer.

DR H.C. MALILA,
DIREKTEUR-GENERAAL

Provinsiale Wetgewer-gebou,
Waalstraat,
Kaapstad.

ISAZISO SEPHONDO

Esi saziso silandelayo sipapashelwe ukunika izimvo.

GQIR H.C. MALILA,
MLAWULI-JIKELELE

ISakhiwo sePhondo,
Wale Street,
eKapa.

PROVINCIAL NOTICE

P.N. 29/2021

26 March 2021

WESTERN CAPE LIQUOR AUTHORITY**WESTERN CAPE LIQUOR ACT, 2008****INVITATION FOR NOMINATIONS OF PERSONS TO BE APPOINTED AS A DEPUTY PRESIDING OFFICER OF THE LIQUOR LICENSING TRIBUNAL OF THE WESTERN CAPE LIQUOR AUTHORITY**

I, Leatitia Petersen, acting Chief Executive Officer of the Western Cape Liquor Authority, in terms of regulation 6(1)(a) of the Western Cape Liquor Regulations, 2011 ("the Regulations"), invite all interested persons to nominate candidates who in their opinion are suitable to be appointed as a Deputy Presiding Officer of the Liquor Licensing Tribunal ("the Tribunal") of the Western Cape Liquor Authority ("the Authority").

1. The main function of the Tribunal is to consider and decide certain applications made in terms of the Western Cape Liquor Act, 2008 (Act 4 of 2008) ("the Act").
2. The duties of a Deputy Presiding Officer include:
 - (a) attending and participating in meetings of the Tribunal;
 - (b) considering and deciding certain applications in terms of the Act;
 - (c) acting as the Presiding Officer and performing all the functions assigned to the Presiding Officer by the Act in the event that the Presiding Officer is not available to perform his or her functions or the office of the Presiding Officer is vacant; and
 - (d) any other functions as provided for in the Act.
3. A Deputy Presiding Officer is appointed for such period, not exceeding five years, as the governing Board of the Authority ("the Board") may determine at the time of his or her appointment.
4. Nominees must meet the following criteria:
 - (a) have legal qualifications equivalent to those required for admission as an attorney or an advocate of the High Court of South Africa;
 - (b) have experience in the administration of justice.
5. The following persons are disqualified from being appointed:
 - (a) anyone who has in the preceding 10 years been convicted of an offence and sentenced to imprisonment without the option of a fine, unless the Board is of the opinion that the offence was of such a nature that it does not imply that the person is unsuitable to hold office;
 - (b) anyone who has in the preceding 10 years been convicted of any offence in terms of the Act, the Liquor Act, 2003 (Act 59 of 2003), or the Liquor Act, 1989 (Act 27 of 1989), unless the Board is of the opinion that the offence was of such a nature that it does not imply that the person is unsuitable to hold office;
 - (c) an unrehabilitated insolvent or anyone who is subject to any legal disability;
 - (d) anyone younger than 25 years of age;
 - (e) anyone who has a direct interest in the liquor trade;
 - (f) anyone who is the family member, partner or business associate of a person with a direct interest in the liquor trade, unless the Board is of the opinion that the interest of the family member, partner or business associate in the liquor trade does not imply that the person is unsuitable to hold office;
 - (g) anyone who is disqualified in terms of section 35 of the Act to hold a liquor licence; or
 - (h) anyone who is not resident in the Western Cape.
6. Knowledge of liquor legislation, the liquor industry and alcohol-related harms reduction approaches and experience in applying inquisitorial methods will be an advantage.
7. All nominations must be submitted in writing in the form of Form 2 in Annexure 3 of the Regulations. A copy of Form 2 may be obtained from the website: <https://www.wcla.gov.za/vacancies>. Nominations must include a comprehensive *curriculum vitae* of the nominee together with a written motivation in support of the nominee's appointment, setting out the nominee's achievements and career milestones and the reasons the nominee considers himself or herself suitable for appointment as a Deputy Presiding Officer of the Tribunal.
8. Appointments will be made with race and gender sensitivity.
9. Shortlisted candidates must undergo a vetting process.
10. The successful candidate will be required to conclude a contract with the Board that incorporates a performance agreement.
11. Remuneration will be paid in accordance with regulation 20.2 of the Treasury Regulations for Departments, Trading Entities, Constitutional Institutions and Public Entities Issued in terms of the Public Finance Management Act, 1999, at the rate of R312,00 per hour, which rate is reviewed from time to time.

12. It is expected of the successful candidate to be available for a 40-hour work week scheduled over five days.
13. Copies of the Act and the Regulations may be obtained from the website: <https://www.wcla.gov.za>.
14. All nominations must be submitted before or on 30 April 2021 by—
 - (a) posting it to:

Western Cape Liquor Authority
Attention: Ms S Langeveldt
Private Bag X6
Sanlamhof
Bellville 7532;
 - (b) e-mailing it to:

hr@wcla.gov.za
(Mark the subject box clearly as: WCLA Deputy Presiding Officer Nomination.); or
 - (c) delivering it to:

Western Cape Liquor Authority
Attention: Ms S Langeveldt
3rd Floor
Sunbel Building
Voortrekker Road
Bellville.
15. All information provided will be treated with strict confidentiality.
16. Enquiries can be made with Ms S Langeveldt:

Tel.: 021 204 9730/32/92
Email: stacey.langeveldt@wcla.gov.za.

PROVINSIALE KENNISGEWING

P.K 29/2021

26 Maart 2021

WES-KAAPSE DRANKOWERHEID

WES-KAAPSE DRANKWET, 2008

UITNODIGING VIR BENOEMINGS VAN PERSONE OM AANGESTEL TE WORD AS 'N ADJUNK- VOORSITTENDE BEAMPTTE VAN DIE DRANKLISENSIËRINGSTRIBUNAAL VAN DIE WES-KAAPSE DRANKOWERHEID

Ek, Leatitia Petersen, waarnemende Hoof- Uitvoerende Beampte van die Wes-Kaapse Drankowerheid, ingevolge regulasie 6(1)(a) van die Wes-Kaapse Drankregulasies, 2011 (“die Regulasies”), nooi alle belanghebbende persone om kandidate te benoem wat na hul mening geskik is om aangestel te word as ’n Adjunk- Voorsittende Beampte van die Dranklisensieringstribunaal (“die Tribunaal”) van die Wes-Kaapse Drankowerheid (“die Owerheid”).

1. Die hoof funksie van die Tribunaal is om sekere aansoeke wat ingevolge die Wes-Kaapse Drankwet, 2008 (Wet 4 van 2008) (“die Wet”), gemaak word, te oorweeg en oor te besluit.
2. Die pligte van ’n Adjunk- Voorsittende Beampte sluit in:
 - (a) bywoning van en deelname aan vergaderings van die Tribunaal;
 - (b) oorweging van en besluitneming oor sekere aansoeke ingevolge die Wet;
 - (c) waarneming as die Voorsittende Beampte en verrigting van alle funksies opgedra deur die Wet aan die Voorsittende Beampte in die geval waar die Voorsittende Beampte nie beskikbaar is om sy of haar funksies te verrig nie of waar die amp van die Voorsittende Beampte vakant is; en
 - (d) enige ander funksies soos voor voorsiening gemaak in die Wet.
3. ’n Adjunk- Voorsittende Beampte word vir die tydperk aangestel, wat nie vyf jaar oorskry nie, wat die Owerheid se beherende Raad (“die Raad”) bepaal.
4. Benoemdes moet aan die volgende vereistes voldoen:
 - (a) regs kwalifikasies hê gelykwaardig aan dit wat vir toelating as ’n prokureur of ’n advokaat van die Hoë Hof van Suid-Afrika vereis word;
 - (b) ondervinding in regspleging hê.
5. Die volgende persone is van aanstelling gediskwalifiseer:
 - (a) iemand wat in die afgelope 10 jaar skuldig bevind is aan ’n misdryf en gevonnissen is tot gevangenisstraf sonder die keuse van ’n boete, tensy die Raad van mening is dat die misdryf van so ’n aard was dat dit nie impliseer dat die persoon ongeskik is om die amp te beklee nie;
 - (b) iemand wat in die afgelope 10 jaar skuldig bevind is aan ’n misdryf ingevolge die Wet, die Drankwet, 2003 (Wet 59 van 2003), of die Drankwet, 1989 (Wet 27 van 1989), tensy die Raad van mening is dat die misdryf van so ’n aard was dat dit nie impliseer dat die persoon ongeskik is om die amp te beklee nie;
 - (c) ’n ongerehabiliteerde insolvent of iemand wat onderhewig is aan enige handelingsonbevoegdheid;
 - (d) iemand jonger as 25 jaar;

- (e) iemand wat 'n regstreekse belang in die drankhandel het;
- (f) iemand wat die familielid, vennoot of besigheidsdeelgenoot van 'n persoon is met 'n regstreekse belang in die drankhandel, tensy die Raad van mening is dat die belang van die familielid, vennoot of besigheidsdeelgenoot in die drankhandel nie impliseer dat die persoon ongeskik is om die amp te beklee nie;
- (g) iemand wat ingevolge artikel 35 van die Wet gediskwalifiseer is om 'n dranklisensie te hou; of
- (h) iemand wat nie in die Wes-Kaap woonagtig is nie.
6. Kennis van drankwetgewing, die drankbedryf en benaderings tot die vermindering van alkoholverwante nadele en ondervinding in die toepassing van ondervragingsmetodes sal 'n voordeel wees.
7. Alle benoemings moet skriftelik ingedien word in die vorm van Vorm 2 in Aanhangsel 3 van die Regulasies. 'n Afskrif van Vorm 2 kan verkry word vanaf die webblad: <https://www.wcla.gov.za/vacancies>. Benoemings moet 'n omvattende *curriculum vitae* van die benoemde tesame met 'n skriftelike motivering ter ondersteuning van die benoemde se aanstelling bevat, waarin die benoemde se prestasies en loopbaanmylpale uiteengesit word en die redes waarom die benoemde hom- of haarself geskik ag vir aanstelling as 'n Adjunk- Voorsittende Beampte van die Tribunaal.
8. Aanstellings sal met sensitiwiteit vir ras en geslag gedoen word.
9. Benoemes wat die kortlys haal, moet 'n klaringsproses ondergaan.
10. Dit sal van die suksesvolle kandidaat vereis word om 'n kontrak met die Raad te sluit wat 'n prestasie-ooreenkoms insluit.
11. Vergoeding sal ooreenkomstig regulasie 20.2 van die "Treasury Regulations for Departments, Trading Entities, Constitutional Institutions and Public Entities Issued in terms of the Public Finance Management Act, 1999" betaal word, teen 'n koers van R312,00 per uur, welke koers van tyd tot tyd hersien word.
12. Dit word van die suksesvolle kandidaat verwag om vir 'n veertiguurweek wat oor vyf dae strek, beskikbaar te wees.
13. Afskrifte van die Wet en die Regulasies kan verky word vanaf die webtuiste: <https://www.wcla.gov.za>.
11. Alle benoemings moet op of voor 30 April 2021 ingedien word deur—
- (a) dit te pos na:
Wes-Kaapse Drankowerheid
Aandag: Me S Langeveldt
Privaat Sak X6
Sanlamhof
Bellville 7532;
- (b) dit te e-pos na:
hr@wcla.gov.za;
(Merk die onderwerp duidelik as WKDO Benoeming vir Adjunk- Voorsittende Beampte); of
- (c) dit af te lewer by:
Wes-Kaapse Drankowerheid
Aandag: Me S Langeveldt
3de Vloer
Sunbel-gebou
Voortrekkerstraat
Bellville.
12. Alle inligting verskaf sal as hoogs vertroulik hanteer word.
13. Navrae kan gerig word aan me S Langeveldt:
Tel.: 021 204 9730/32/92
E-pos: stacey.langeveldt@wcla.gov.za.

ISAZISO SEPHONDO

I.S. 29/2021

26 kweyoKwindla 2021

UGUNYAZIWE WEZOTYWALA ENTSHONA KOLONI

UMTHETHO WEZOTYWALA ENTSHONA KOLONI, 2008:

ISIMEMO SOTYUMBO LWABANTU KWISIKHUNDLA SESEKELA-GOSA ELINGUMBHEXESHI WENKUNDLA ENIKEZA NGEELAYISENISI ZOTYWALA YOGUNYAZIWE WEZOTYWALA ENTSHONA KOLONI

Mna, Leatitia Petersen, iGosa elilibambela Ntloko yeSigqeba soLawulo soGunyaziwe wezoTywala eNtshona Koloni, ngokomgaqo 6(1)(a) weMigaqo yezoTywala eNtshona Koloni, 2011 ("iMigaqo"), ndimema bonke abantu abanomdla ukuba batyumba abagqatswa abababona befanelekile ukuba batyunjwe njengeSekela-Gosa loMbhhexeshi weNkundla eKhupha iiLayisenisi zoTywala ("iNkundla") yoGunyaziwe wezoTywala eNtshona Koloni ("iGunya").

- Umsebenzi ophambili weNkundla kukuqwalasela nokuthatha izigqibo ngezicelo ezenziwe kulandelwa uMthetho wezoTywala eNtshona Koloni, 2008 ("uMthetho").
- Imisebenzi yeSekela-Gosa loMbhhexeshi ibandakanya:
 - ukuzimasa nokuthatha inxaxheba kwiintlanganiso zeNkundla;
 - ukuqwalasela nokuthatha izigqibo ngezicelo ezithile ngokwalo Mthetho;

- (c) Ukusebenza njengeGosa elinguMbhexeshi nokwenza yonke imisebenzi enikwe iGosa elinguMbhexeshi nguMthetho xa iGosa elinguMbhexeshi lingafumaneki ukuba lenze loo misebenzi okanye xa isithuba seGosa elinguMbhexeshi singenamntu; kananjalo
- (d) nayiphi na eminye imisebenzi ebhalwe kuMthetho.
3. Isekela-Gosa elinguMbhexeshi liqeshelwa ixesha elingadluliyo kwiminyaka emihlanu, njengoko iBhodi engugunyaziwe (“iBhodi”) inokumisela ngexesha lokuqeshwa kwalo.
4. Abatyunjwa kufuneka babe nezi zinto zilandelayo:
- (a) izifundo zomthetho ezilingana nezo zamkelwayo xa usamkelwa njengegqwetha okanye iadvokheyithi yeNkundla ePhakamileyo yoMzantsi Afrika;
- (b) abe namava ekulawulweni kwezobulungisa.
5. Aba bantu balandelayo abavumelekanga ukuba batyunjwe:
- (a) nawuphi na umntu othe kwiminyaka eli-10 edlulileyo wagwetyelwa ityala waze wavalelwa entolongweni enganikwanga thuba lokuba ahlawule imali yesohlwayo, ngaphandle kokuba iBhodi inoluvo lokuba ityala elo lingendlela yokuba alibonakalisi ukuba loo mntu akanakukwazi ukusibamba eso sikhundla;
- (b) nawuphi na umntu othe kwiminyaka eli-10 edlulileyo wagwetyelwa naliphi ityala ngokoMthetho, iLiquor Act, 2003 (uMthetho 59 ka-2003) okanye iLiquor Act 1989 (uMthetho 27 ka-1989), ngaphandle kokuba iBhodi inoluvo lokuba ityala elo lingendlela yokuba alibonakalisi ukuba loo mntu akanakukwazi ukusibamba eso sikhundla;
- (c) umntu ongakwaziyo ukhulawula amatyala okanye nawuphi na umntu omisiweyo ngumthetho;
- (d) nawuphi na umntu ongaphantsi kweminyaka engama-25 ubudala;
- (e) nawuphi na umntu onenxaxheba engqalileyo kwimiba yoshishino ngezotywala;
- (f) nawuphi na umntu olilungu losapho, okanye ihlakani lezoshishino elinendima eliyidlalayo kushishino ngotywala ngaphandle kokuba iBhodi inoluvo lokuba loo ndima yelungu losapho, okanye ihlakani lezoshishino kushishino ayithethi ukuba loo mntu akanakukwazi ukusibamba eso sikhundla;
- (g) nawuphi na umntu okhatyiweyo ngumthetho ngokwecandelo 35 loMthetho ukuba abe nelayisenisi yotywala; okanye
- (h) nawuphi na umntu ongahlali eNtshona Koloni.
6. Ukwazi imithetho yotywala, noshishino ngotywala kunye neendlela zokunciphisa ukonzakala okunxulumene notywala kunye namava okusebenzisa iindlela zomphandi, kuza kuncedisa.
7. Lonke utyumbo malungeniswe lubhaliwe kwifomu enguFomu 2 ekwiSihlomo 3 seMigaqo. Ikopi yeFomu 2 ingafumaneka kwiwebhusayithi engu-<https://www.wcla.gov.za/vacancies>. Utyumbo malukhatshwe *yoMthetho vita* yomtyunjwa nembalelwano enika inkxaso okanye izizathu zokuba loo mntu atyunjwe, ichaze izinto eziphunyezwe nguloo mtyunjwa nezifundo azipasileyo nemisebenzi ebeyenza nezizathu ezinikwa ngumtyunjwa apho achazayo ukuba kutheni ecinga ukuba ufanele ukutyunjwa njengeSekela-Gosa elinguMbhexeshi leNkundla.
8. Xa kutyunjwa kuya kuthathelwa ingqalelo imiba yezobuhlanga neyesini.
9. Abatyunjwa abakhethiweyo kuza kufuneka ukuba kuhlolwe iinkcukacha zabo.
10. Umtyunjwa ophumeleleyo uza kufuneka agqibe ikhontrakthi neBhodi edibanisa isivumelwano somsebenzi.
11. Umvuzo uza kuhlulwa ngokomgaqo 20.2 weMigaqo kaNondyabo wamaSebe, amaCandelo oShishino, amaZiko oMgaqosiseko kunye namaCandelo oLuntu Akhutshwe ngokomthetho iPublic Finance Management Act, 1999, ngokomvuzo we-R312,00 ngeyure, mvuzo lowo uhlaziywa rhoqo amaxesha ngamaxesha.
12. Kulindeleke ukuba umtyunjwa ophumeleleyo kufuneka abesemsebenzini iiyure ezingama-40 ngeveki, ezilungiselelelwe iintsuku ezintlanu.
13. Iikopi zoMthetho neMigaqo zingafumaneka kwiwebhusayithi engu-: <https://www.wcla.gov.za/>.
14. Lonke utyumbo maluthunyelwe ngomhla okanye phambi komhla wama-30 kwekaTshazimpuzi 2021 ngokuthi—
- (a) luposelwe ku-:
UGUNYAZIWE WEZOTYWALA ENTSHONA KOLONI
Ingqale ku-: Nks S Langeveldt
Private Bag X6
Sanlamhof
Bellville 7532;
- (b) ngokuimeyilela ku-:
hr@wcla.gov.za
(Bhala phaya kwisihloko ngokucacileyo uthi: WCLA Deputy Presiding Officer Nomination.); okanye
- (c) ngokulusa ku-:
UGUNYAZIWE WEZOTYWALA ENTSHONA KOLONI
Ingqale ku-: Nks S Langeveldt
3rd Floor
Sunbel Building
Voortrekker Road
Bellville.
15. Zonke iinkcukacha ezinikeziweyo ziya kugcinwa ziyimfihlo.
16. Imibuzo ingabuzwa kuNks S Langeveldt:
Ifowuni.: 021 204 9730/32/92
Email: stacey.langeveldt@wcla.gov.za.