
GOVERNMENT NOTICES

GOEWERMENSKENNISGEWINGS

DEPARTMENT OF AGRICULTURE DEPARTEMENT VAN LANDBOU

No. R. 846

14 September 2007

LIQUOR PRODUCTS ACT, 1989
(ACT No. 60 OF 1989)

REGULATIONS: AMENDMENT

The Minister of Agriculture has, under section 27 of the Liquor Products Act, 1989 (Act No. 60 of 1989), made the regulations in the Schedule.

SCHEDULE

Definition

1. In this Schedule "the Regulations" means the regulations published by Government Notice No. R. 1433 of 29 June 1990, as amended by Government Notices Nos. R. 838 of 19 April 1991, R. 2841 of 29 November 1991, R. 2079 of 24 July 1992, R. 2593 of 11 September 1992, R. 2791 of 2 October 1992, R. 3152 of 20 November 1992, R. 1376 of 30 July 1993, R. 2350 of 10 December 1993, R. 356 of 25 February 1994, R. 636 of 8 April 1994, R. 1022 of 27 May 1994, R. 2242 of 23 December 1994, R. 394 of 17 March 1995, R. 1695 of 30 November 1995, R. 1876 of 8 December 1995, R. 501 of 29 March 1996, R. 1038 of 8 August 1997, R. 1141 of 29 August 1997, R. 833 of 26 June 1998, R. 1078 of 28 August 1998, R. 70 of 22 January 1999, R. 672 of 28 May 1999, R. 951 of 6 August 1999, R. 21 of 12 January 2001, R. 678 of 27 July 2001, R. 343 of 7 March 2003, R. 77 of 3 February 2006 and R. 814 of 11 August 2006.

Amendment of regulation 1 of the Regulations

2. Regulation 1 of the Regulations is hereby amended by the insertion before the definition of "sparkling wine" of the following definition:

"self-supporting', in relation to a container or packaging, means a container or packaging, which retains its original or assembled shape irrespective of whether it is filled or empty;"

Amendment of regulation 33 of the Regulations

3. Regulation 33 of the Regulations is hereby amended by -

(a) the insertion of the following subparagraph after subparagraph (e) of subregulation (1):

"(f) The filling date of that liquor product as required in regulation 38A."; and

(b) the insertion of the following subparagraph after subparagraph (d) of subregulation (2):

"(e) The indication of the filling date can, in the case of a glass container, be omitted from a label."

Insertion of regulation 38A in the Regulations

4. The following regulation is hereby inserted after regulation 38 of the Regulations:

"Indication of filling date [11(1); 27(1)(a)]

38A. The filling date of a liquor product as indicated on a label shall consist of the expression "Filled on" or "Gevul op", followed by the date, in the format dd/mm/yyyy, on which the container concerned was filled."

Insertion of regulation 41 in the Regulations

5. The following regulation is hereby inserted after regulation 40 of the Regulations:

"Additional presentation requirements [27(1)]

41. (1) In addition to presentation requirements in this regulations and any other law, liquor products shall comply with the presentation requirements set out in this regulation.
- (2) A liquor product intended for off-consumption by the public shall only be sold in prepackaged form.
- (3) A liquor product -
- (a) may only be prepackaged in a self-supporting container; or
- (b) if filled in a container, which is not self-supporting, such container shall -
- (i) be prepackaged in a self-supporting, not-returnable, tamper-proof outer packaging, which completely encloses and covers up that container;
- (ii) be equipped with a sealed tap, which can be used in conjunction with the outer packaging;
- (iii) after filling, have an oxygen permeability not exceeding the limit, expressed as cubic centimetres of oxygen and measured in a 24 hour period at a temperature of 23 degrees Celsius in an atmosphere with a relative humidity of 50 per cent, set out in column 2 of the Table below for the container capacity specified in column 1 opposite thereto; and

Capacity	Limit
1	2
More than 1 litre	0.25
1 litre and less	0.125

- (iv) have a capacity of not more than 5 litres; or
- (c) if filled in a foil bag, which is not self-supporting, such foil bag shall -

- (i) comply with the requirements set out in subparagraph (b)(iii);
 - (ii) only be delivered to retail outlets for purposes of on-consumption by the public on the retail premises concerned; and
 - (iii) be installed in a closed dispenser for purposes of such on-consumption.
- (4) A plastic container prepackage containing a liquor product shall -
- (a) be equipped with a sealed, tamper-proof cap;
 - (b) be new plastic;
 - (c) have a capacity of not more than 5 litres; and
 - (d) after filling, have an oxygen permeability not exceeding the limit, expressed as cubic centimetres of oxygen and measured in a 24 hour period at a temperature of 23 degrees Celsius in an atmosphere with a relative humidity of 50 per cent, set out in column 2 of the Table below for the container capacity set out in column 1 opposite thereto.

Capacity 1	Limit 2
More than 1.5 litres	0.25
1.5 litres	0.19
1 litre and more, but less than 1.5 litres	0.125
750 millilitres and more, but less than 1 litre	0.09
500 millilitres and more, but less than 750 millilitres	0.06
Less than 500 millilitres	0.06

Amendment of Table 9 of the Regulations

6. Table 9 of the Regulations is hereby amended by the insertion after item 5 of the following item:

Nature of particulars Aard van besonderhede	Minimum vertical height in the case of labels on containers with a content of - Minimum vertikale hoogte in die geval van etikette op houers met 'n inhoudsmaat van -		
	Less than Minder as 250 ml	250 ml but not more than maar hoogstens 375 ml	More than Meer as 375 ml
1	2	3	4
6. Filling date/ Vuldatum...	1,0 mm	1,5 mm	2,0 mm.