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## GOVERNMENT NOTICE

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### DEPARTMENT OF TRADE AND INDUSTRY

No. R. 385

15 May 2012

#### NATIONAL GAMBLING ACT, 2004

#### **DRAFT AMENDMENT REGULATIONS ON NATIONAL GAMBLING REGULATIONS, 2004 (RE-CERTIFICATION OF GAMBLING MACHINES)**

I, Dr Rob Davies, the Minister of Trade and Industry hereby, in terms of section 87 of the National Gambling Act, 2004 (Act No. 7 of 2004) after consultation with the Council and the National Gambling Board, intend to make amendments to the regulations in the Schedule.

Interested persons may submit written comments on the proposed regulations by 30/06/2012 to:

Director-General, Department of Trade and Industry

Private Bag X84

Pretoria

0001

or

77 Meintjies Street

Block B, 1st Floor

Sunnyside

Pretoria

Fax No: 012 394 2054

Email: [NEMashamaite@thedti.gov.za](mailto:NEMashamaite@thedti.gov.za)

For Attention: Mr. Nkoatse Ernest Mashamaite



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**DR ROB DAVIES (MP)**  
**MINISTER OF TRADE AND INDUSTRY**  
**DATE: 2/4/12**

**GENERAL EXPLANATORY NOTE:**

- [       ] Words in bold type in square brackets indicate omissions from existing enactments.
- \_\_\_\_\_ Words underlined with a solid line indicate insertions in existing enactments.

**SCHEDULE****Amendment of regulation 1 of Regulations****“Definitions**

1. Regulation 1 of the regulations is hereby amended by the insertion of the following definition:

“significant amendment” means amendment made to the applicable standard to a gambling machine or device of any type, variation or model resulting in a publication in the Government Gazette of the new standard”.

**Amendment of regulation 8(4) of the Regulations****“Re-certification of Gambling Machines**

2. Regulation 8(4) of the Regulations is hereby amended-
  - a. by the substitution for sub-regulation (4) of the following sub-regulation:

**(4) [Where the standard applicable to a gambling machine or device is amended or substituted, any type, variation or model of gambling device certified as complying to the former standard may be exposed for play for a maximum of three years after such substitution or amendment and, if it is to continue to be exposed for play after such period, must be certified against the amended or substituted standard.]**

(a) Re-certification of any gambling machine or device, of any type, variation or model made available for play by the public in the Republic of South Africa must be conducted every six years: Provided that the certification or re-certification of existing gambling machine or device

of any type, variation or model shall be done within twelve (12) months from the date of coming into operation of these Regulations.

(b) Where the standard applicable to a gambling machine or device of any type, variation or model is amended or substituted significantly, the licensee must within three years of such amendment or substitution, re-certify such gambling machine or device of any type, variation or model in line with the new standard, irrespective of when last such gambling machine or device of any type, variation or model was certified or re-certified. If the six year cycle referred to in paragraph (a) will lapse before the three years after the significant amendments to the standards have been made, the re-certification will therefore be upon the lapse of the six year cycle. "

(c) The six year period will start running from the date of re-certification of a gambling machine or device of any type, variation or model".

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