

Danie Cronje

ATTORNEYS

TO WHOM IT MAY CONCERN:

LOCKDOWN REGULATIONS – CHANGES REGARDING LIQUOR SALES

The Alert Level 1 lockdown regulations had been amended (again) and the amended regulations apply from 17 December.

The following will apply i.r.o. liquor sales:

Liquor sales for off-site consumption:

Wineries will be permitted to:

- conduct the administration relating to wine sales to the public e.g. online sales at any time but may only deliver wine on the days and during the hours prescribed in the applicable municipal bylaw or provincial Liquor Act – which applied before the State of Disaster was declared
- sell wine to members of the public (and offer tastings) at their tasting rooms on the days and during the hours prescribed in the applicable municipal bylaw or provincial Liquor Act – which applied before the State of Disaster was declared
- conduct the administration relating to sales to the trade at any time provided that liquor is only transported and delivered to licence holders on Monday to Saturday from 06h00 to 18h00 and on Sundays and public holidays from 09h00 to 17h00 (Since the Level 1 regulations do not prescribe days and times during which distribution is permitted, we recommend that the Practice Note by the National Liquor Authority, which prescribes the abovementioned days and times for the distribution and delivery of liquor to the trade, be adhered to.)

Craft breweries and craft distilleries will be permitted to:

- conduct the administration relating to sales to the public e.g. online sales at any time but may only deliver liquor on Monday to Thursday from 10h00 to 18h00 (excluding public holidays)
- sell liquor to members of the public at their tasting rooms on Monday to Thursday from 10h00 to 18h00 (excluding public holidays)
- conduct the administration relating to sales to the trade at any time provided that liquor is only transported and delivered to licence holders on Monday to Saturday from 06h00 to 18h00 and on Sundays and public holidays from 09h00 to 17h00 (Since the Level 1 regulations do not prescribe days and times during which distribution is permitted, we recommend that the Practice Note by the National Liquor Authority, which prescribes the abovementioned days and times for the distribution and delivery of liquor to the trade, be adhered to.)

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Supermarkets, liquor stores, wine shops will be permitted to:

- conduct the administration relating to online sales to the public at any time but may only deliver the liquor on Monday to Thursday from 10h00 to 18h00 (excluding public holidays)
- sell liquor to members of the public in store from Monday to Thursday from 10h00 to 18h00 (excluding public holidays)

Online retailers will be permitted to:

- conduct the administration relating to online sales to the public at any time but may only deliver the liquor on Monday to Thursday from 10h00 to 18h00 (excluding public holidays)

Manufacturers and distributors of liquor will be permitted to:

- manufacture liquor at any time
- conduct the administration relating to liquor sales to the trade at any time provided that liquor is only transported and delivered to licence holders on Monday to Saturday from 06h00 to 18h00 and on Sundays and public holidays from 09h00 to 17h00 (Since the Level 1 regulations do not prescribe days and times during which distribution is permitted, we recommend that the Practice Note by the National Liquor Authority, which prescribes the abovementioned days and times for the distribution and delivery of liquor to the trade, be adhered to.)

Liquor sales for on-site consumption:

Businesses with liquor licenses which permit them to sell liquor for consumption on the premises (with the exception of nightclubs) will be permitted to sell liquor for consumption on the **days** prescribed by the Liquor Trading Bylaw of the relevant municipality or the provincial Liquor Act (where no bylaw has been promulgated).

Liquor sales may commence at the **time** prescribed by the relevant bylaw or provincial Liquor Act.

In areas declared as hotspots liquor sales may not take place after 21h00.

In all other areas liquor sales may not take place after 22h00.

Businesses with **on-consumption** licenses will not be permitted to sell liquor for **off-site consumption** as was permitted earlier during the lockdown.

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Wineries – in the Western Cape:

Since the micro-manufacturer's liquor licence (held by wineries in the Western Cape which manufacture less than 4 million litres of wine per year) is a "micro-manufacturer's on- and off-consumption licence" wineries are permitted to serve the wine **which they manufacture** for on-site consumption during the hours permitted for on-consumption sales as referred to above.

Transport of liquor by the public:

Members of the public will be permitted to transport liquor on any day and at any time (subject to the curfew).



DANIE CRONJE
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