

## LIQUOR PRODUCTS ACT 60 OF 1989

### LIMITATION ON THE USE OF CERTAIN PARTICULARS IN CONNECTION WITH THE SALE OF LIQUOR PRODUCTS

Published under Government Notice R1432 in *Government Gazette* 12558 of 29 June 1990 and amended by:

<b>GN R1210</b>	<b>GG 13275</b>	<b>30/5/91</b>
<b>GN R835</b>	<b>GG 18992</b>	<b>26/6/98</b>
<b>GN R1414</b>	<b>GG 19400</b>	<b>6/11/98</b>
<b>GN R815</b>	<b>GG 29096</b>	<b>11/8/2006</b>
<b>GN R556</b>	<b>GG 32234</b>	<b>22/5/2009</b>
<b>GN R527</b>	<b>GG 35501</b>	<b>13/07/2012</b>

I, Jacob de Villiers, Minister of Agriculture, acting under section 11 (4) of the Liquor Products Act, 1989 (Act No. 60 of 1989), hereby -

- (a) publish the prohibitions and reservations set out in the Schedule;
- (b) determine that the said prohibitions and reservations shall come into operation on 1 July 1990; and
- (c) repeal Government Notices Nos. R. 2006 of 6 September 1985, R. 2351 of 14 November 1986 and R. 234 of 6 February 1987 with effect from the said date of commencement.

J. DE VILLIERS,  
Minister of Agriculture.

#### SCHEDULE

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#### 1. Definition

Any word or expression in this Schedule to which a meaning has been assigned in the Act shall have that meaning, and "the Act" means the Liquor Products Act, 1989 (Act No. 60 of 1989), and the regulations made thereunder.

#### 2. Reservation with regard to certain words and expressions for wine

Unless authorised thereto in terms of the Act or a scheme, no person shall in connection with the sale of wine use the -

- (a) class designations "special late harvest wine", "spesiale laat-oeswyn", "noble late harvest wine", "edel laat-oeswyn", "blanc de noir wine", "blanc de noir-wyn", "wine from naturally dried grapes", "wyn van natuurlik gedroogde druiwe", "Cape white", "Kaapse wit", "Cape ruby", "Kaapse robyn", "Cape tawny", "Kaapse tanig", "Cape dated tawny", "Kaapse dateerde tanig", "Cape late bottled vintage", "Kaapse laatgebottelde oesjaar", "Cape LBV", "Kaapse LGO", "Cape vintage", "Kaapse oesjaar", "fino", "amontillado", "oloroso", "pale dry", "bleek droog", "pale cream", "bleek room", "medium cream", "medium room", "full cream" and "volroom", or a translation of any of the said class designations in any language whatsoever, or any word or expression that so resembles any of the said class designations or a translation thereof that it will deceive or is likely to deceive.
- (b) words "criadera", "solera", "Cape", "Kaap", and "Kaapse" and the expressions "single vineyard wine" and "enkelwingerdwyn", or a translation of any of the said words or expressions in any language whatsoever, or any word or expression that so resembles any of the said words or expressions or a translation thereof that it will deceive or is likely to deceive.

[Clause 2 substituted by GN R835/98 and GN R815/2006]

**3. Prohibition of the use of the designation “brandy liqueur”**

No person shall use in connection with the sale of a liquor product, whether produced or imported into the Republic, the designation “brandy liqueur” or “brandewynlikeur”.

**4. Reservation with regard to the abbreviation 'WO.'**

Unless authorised thereto in terms of a scheme, no person shall in connection with the sale of wine use the abbreviation “W.O.” or the expressions “Wine and Spirit Board”, “Wyn- en Spiritusraad”, “certified” or “gesertifiseer” or any word, expression or abbreviation that so resembles the said abbreviation or expressions that it will deceive or is likely to deceive.

[Clause 4 added by GN R1210/91 and substituted by GN R527/2012]

**5. Reservation with regard to indications relating to integrated production**

(1) No person shall use any word or expression which claims integrated production in connection with the sale of wine unless

- (a) the grapes used for the production of such wine has been grown on a farm which is registered in terms of a scheme for the integrated production of wine;
- (b) all processes in connection with the production of such wine were undertaken in a cellar which is likewise registered; and
- (c) all the applicable provisions of the said scheme and the conditions and requirements determined thereunder have been complied with in connection with the growing of such grapes and the production of such wine.

(2) For the purposes of subparagraph (1) 'integrated production' shall mean the application of methods, techniques and practices in the growing of grapes and the production of wine which -

- (a) are in harmony with the environment;
- (b) comprise the non-application or barest essential application of fertilizers, agricultural remedies and other injurious substances in the growing of such grapes and the production of such wine; and
- (c) will ensure that the wine concerned does not contain any substances in excess of the limits deemed to be safe for human health.

[Clause 5 added by GN R1414/98]

**6. Reservation with regard to the indication of medals or awards**

Other than as authorised in terms of the Act or a scheme, no person shall in connection with the sale of a liquor product use a medal, sticker, symbol, disc or other device in a manner that conveys or creates or is likely to convey or create the impression that the liquor product concerned has received a medal or award, unless -

- (a) that liquor product has received such medal or award at an open, objective and independent competition;
- (b) that medal or award relates to the content of the liquor product concerned;
- (c) the year of such medal or award and the name of the awarding body are clearly shown on such medal, sticker, symbol, disc or other device; and
- (d) such use is in accordance with the rules of the awarding body.

[Clause 6 added by GN R556/2009]

**7. Reservation with regard to the use of certain words**

No person shall use in connection with the sale of a liquor product, whether produced in or imported into the Republic, the words "port", "sherry", "sjerrie", "grappa", "ouzo", "oyæi", "korn", "kornbrand", "jägertee",

"jagertee", "jagatee" and "pacharan", unless that liquor product is entitled to use such a word under the Act, applicable European Union legislation or an applicable international agreement.

[Clause 7 inserted by GN R527/2012]