

# *Danie Cronje*

## ATTORNEYS

---

Date: 18 June 2020

Your Ref:

Our Ref:

Email: [danie@daniecronje.com](mailto:danie@daniecronje.com)

The Managing Director  
Vinpro

For Attention: Mr Rico Basson

BY EMAIL

### **ADVICE REGARDING WINE COMPETITIONS UNDER THE LEVEL 3 LOCKDOWN**

We were requested to advise whether the judging of wines during wine competitions may continue under the regulations applicable to the Level 3 lockdown and if so what restrictions apply in respect of the judging activities.

We will refer to the relevant regulations and the implications thereof for the activities in question.

#### **Regulation 33(1)(a)**

The persons employed (judges and supporting staff) for purposes of the competition may do their work.

#### **Regulation 33(1)(b)**

The persons employed may travel to and from work.

#### **Regulation 33(4)**

If the persons employed have to travel to work from an area which is not a hotspot to a competition venue which is located in an area currently classified as a hotspot they may do so but require a permit - in the prescribed form - issued by their employer.

#### **Regulation 37(1)(c)**

Insofar as the persons employed will be gathering for work purposes such a gathering is not prohibited.

# *Danie Cronje*

## ATTORNEYS

---

### **Regulation 39**

The restriction in terms of which places normally open to the public for exhibitional activities are closed to the public and that gatherings at such places are prohibited does not apply since the persons in question will work there and the gathering of employees at a workplace for work purposes is permitted.

### **Regulation 44(2)**

Since the wine being tasted is not being sold to the judges the restriction regarding the hours of liquor sales does not apply.

### **Regulation 44(4)**

Since the wine is not sold the prohibition of the consumption of liquor at a place of sale does not apply.

### **Regulation 44(5)**

Since the wine is not sold the prohibition of the sale of liquor on Friday, Saturday, Sundays and public holidays does not apply.

### **Regulation 46**

Since the wine show is not a business or institution referred to in Table 2 it may carry on with its normal activities.

The exclusion in Item 1 of Table 2 in respect of the consumption of food and beverages at the place of sale does not apply since the wine being tasted is not sold to those involved in the judging.

The exclusion in Item 2 of Table 2 in respect of the on-site consumption of liquor does not apply since the wine will not be consumed but only tasted for purposes of judging.

### **Regulation 46(2)**

If less than 100 employees will be involved at any given time the specific requirements in respect of workplaces set out in this regulation are not applicable.



# *Danie Cronje*

## ATTORNEYS

---

### **Regulation 46(4)**

In terms of this regulation the relevant health protocols and social distancing measures set out in directions by the responsible minister must be adhered to.

### **Regulation 46(5)**

The requirement regarding implementing measures in respect of employees who are older than 60 or have co-morbidities must be adhered to.

### **Regulation 47**

The compliance requirements in this regulation must be adhered to.

### **Our advice**

**In our opinion none of the abovementioned regulations or directions issued in terms of the National Disaster Regulations prohibit the judging of wine during wine competitions provided that those regulations and directions which prescribe certain requirements regarding the way in which the work is carried out are adhered to.**

Any person who requires more information regarding the above is welcome to contact Danie Cronje on 082 772 3517.

Regards,



**DANIE CRONJE**  
**DANIE CRONJE ATTORNEYS INC.**