
THE TWENTY SECOND ROAD TRAFFIC REGULATION AMENDMENT, 2014

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PUBLICATION OF GAZETTES ON ROAD TRAFFIC AND TRANSPORT LEGISLATION

- **Various amendments relating to road transport and traffic legislation were published during 2014 and 2015**
- **Several draft amendments that were published in the last 2 years have not been implemented yet**
- **AARTO draft amendments were published but the amended legislation is not in place yet and no further roll-out of AARTO has taken place**



NRTA AMENDMENT ACT, 1999 and 2008

- **Proclamations of 1 Aug 2000 and 10 Nov 2010 implemented amendments in 1999 Act**
- **No section in RTA 29 of 1989 in force anymore – all regulations revoked as well**
- **Section 93A – transfers duties of functionaries until Minister publishes notice – Check functionary - some regulations are wrong and refers to CEO i.s.o. MEC – only notice is for RTMC CEO to appoint traffic officers**
- **Officers appointed after 20 Nov 2010 – appointment certificate must state section 3A of Act 93 of 1996**



SPECIFIC PROVISIONS OF NRTA AMENDMENT ACT, Act No. 64 of 2008

- Definitions of haulage tractor, tractor and truck-tractor
- “a tractor with a GCM of more than 24 000 kg”
- 22nd Regulation Amendment addresses the additional provisions for haulage tractors



NRTA Amendment Bill, 2015 - DRAFT

- Draft gazette – published in July 2012
- Republished – 28 January 2015
- Several amendments to definitions
 - Def of **instructor** to be amended – removes requirement for reward
 - Def of **motor vehicle** – will exclude self-propelled bicycles – currently included
 - Def of **pedal cycle** – will add self-propelled vehicles under 230 kg
 - Definitions for **driving school, inspectorates** added
- Traffic officers will not be allowed to have an interest in a transport company
- Qualification for traffic wardens to be inserted
- Criminal conviction – will serve as disqualification for appointment as traffic officer



NRTA Amendment Bill, 2015 - DRAFT

- Driving licence testing centre provisions – added
- Sec 58 and 60 will be amended – removes **authorised persons** from provisions on disobeying speed limits and road signs
- Driving licence provisions added – no copies of licence as proof
- Foreign licences still subject to sec 15 disqualifications
- Amendment to sec 23 – foreign licences– restricts acceptance of foreign licence to countries that signed conventions



NRTA Amendment Bill, 2015 - DRAFT

- Microdot requirements added to the Act – inspectorate, registration of fitment centres, etc.
- Response to road accidents to be made compulsory
- Incident defined
- Reference to **Incident Management System Policy** – not published yet
- Zero limit proposed for all drivers – section 65



19 Nov 2013 – 21st Amendment to the NRT Regulations

- The 21st Regulation Amendment addresses the introduction of two manuals called the “Minimum Service Delivery Standards and “Minimum Requirements for Registration and Grading of Driving Licence Testing Centres” in various regulations relating to registering authorities and Driving licence testing centres- the amended versions of these regulations are **not in force yet** (in text box in Compilation)
- The manual has not been published in the Gazette yet.



19 Nov 2013 – 21st Amendment to the NRT Regulations – Licences and PRDP's

- Reg 108 is also amended – the five year period for the validity of a driving licence will be changed to 10 years – **the provision is not in force** yet – p 125 – Will be changed to 5 years again
- Reg 110(5) was also amended to limit the time period for the exchange of a driving licence to 5 years after returning of a SA citizen or if permanent residency is obtained by a foreigner – draft amendment also included an amendment to subreg (3) that was not included in final version – original period 10 years in draft reg – p 132
- Reg 115(2) – driving licence examiner added to exempted persons for PRDP– Note: sec 32(3) still requires a PRDP for an examiner



19 Nov 2013 – 21st Amendment to the NRT Regulations

- Reg 200 – vintage vehicles with left-hand drive steering is also exempted from the prohibition on left-hand drive steering for vehicles after 23 June 2004 - 253
- Reg 312A was added to make it compulsory for railway crossings to comply with SANS 3000 - no transitional provision was added – implemented on 19 November 2013 and effectively all railway crossings had to comply immediately – P 306



19 Nov 2013 – 21st Amendment to the NRT Regulations

- Reg 323 – general prohibition on motor tricycles amended – motor tricycles with a engine capacity of more than 500 cc are allowed on the freeway – **Not in force yet** - p 323
- Reg 332 – amendment to reg 332 on breathalysers – SANS 1795 has been amended and republished – P 215
- Reg 332A has also been amended to specify the verification and calibration process with SANAS – P 216



9 April 2014 – Draft Regulations

- Reg 53B – Motor dealer of used motor vehicle to be registered – Proposed amendment – Must be registered in terms of the Second-hand Goods Act, 2009 before he may sell used motor vehicles
- Reg 293 – New specific speed limit for goods vehicles over 3 500 kg GVM to 9 000 kg proposed – 100 km/h



28 January 2015 – DRAFT NRTA REGULATIONS

- Published initially on 9 April 2014
- Gazette mainly addresses a new proposed number plate system
- New appearance – national flag with province's name proposed in stead of different backgrounds currently in place
- See definition for embosser - manufacturer of number plates is already defined – embosser definitions limits it to the person who puts the number on the plate





28 Jan 2015 – DRAFT NRTA REGULATIONS

- Reg 27 is amended to remove power of MEC to determine logos, colours and backgrounds
- Reg 35 is amended to only allow metal plates and to specify the plate appearance



16 May 2014 – DRAFT NRTA REGULATIONS

- Draft Amendment – proposes 1 July 2014 as the date on which all embossers and manufacturer of number plates have to be registered in terms of section 5
- Registration form proposed
- Out for comment



NRTA – 22ND ROAD TRAFFIC REGULATION AMENDMENT

- **Wide range of amendments to basically all aspects of the legislation**
- **New provisions on -**
 - **driving hours – not in force yet reg 272A to E**
 - **consignor and consignee legislation – implementation date 31 Jan 2015 – Reg 330A to D**
 - **parking for disabled persons – not in force yet – Reg 305A to D**
 - **various provisions on roadworthiness of vehicles - periodic re-testing for 10 year old vehicles – Reg 138**



22nd Amendment Amendment

- **Haulage tractors**
- **Driving hours**
- **Verification of address particulars**
- **Affixing of data plate with VIN**
- **Registration of weigh bridges**
- **Provisions for provisional licences**
- **Registration and requirements for driving schools**
- **Change of period of disqualification for previous conviction for PRDP applications**

22nd Amendment Amendment

- **Periodic retesting for older vehicles**
- **Specific application for DG operators**
- **Compulsory fitment of 80 sign on the back of a goods vehicle 9 tons and over**
- **Provisions for parking of disabled persons**
- **Management Reps of testing stations may test 150 vehicles per month i s o 5 per day**

22nd Amendment: Definitions

- **Block booking – allocation of more than one appointment to one person**
- **Reserve booking – does not allocate first available booking to person**
- **Consignor and consignee – reg 330A**
- **Emergency vehicle – disaster management vehicles added**
- **Goods vehicle – haulage tractor added**
- **Driving hours and resting period – added in previous amendment**

• **Weigh bridge facility and operator added**

22nd Amendment: General

- **Reg 2 - New grade of vehicle examiner – Grade C**
- **Reg 7 – temporary permit issue – date for licensing**
- **Reg 8 - Replaced SABS references to SANS references**
- **Reg 13 - Clarification of terms new and used**
- **Reg 13A – Permanently demolished vehicle may not be used to repair any other vehicle**
- **Reg 13B – Electronic registration of motor vehicles**
- **Reg 15 – pre-homologated vehicles not deemed registered**

22nd Amendment: Special classification

- Reg 21 - amended
- Special classification – par (h) amended to allow for passenger on vehicles over 3 500 kg GVM
- Reg 25 – Registering Authority may refuse to issue licence disc if address is not confirmed

22nd Amendment: Verification of address details – Reg 32A

- **All persons who wish to use NaTIS must within 12 months of implementation (31 Oct 2014) provide proof of –**
- **(a) full names;**
- **(b) date of birth;**
- **(c) identity number; and**
- **(d) residential and postal address**
- **Failure will result in refusal to issue licence disc**
- **Minister may change compliance dates**

22nd Amendment: Manufacturer's, builders and importers

- **Reg 44 and 46**
- **Vehicle models may be suspended or cancelled if fees are not paid in 60 days or particulars not updated**
- **Requirements for change of particulars added for MIBs**
- **Reg 50A – Change of particulars – licence plate manufacturer**

22nd Amendment: Permanently unfit vehicles

- **Reg 55 – Additional requirements for demolished vehicles**
- **Title holder needs to make an affidavit**
- **State the date, time and place of the demolished vehicle**
- **See definition of permanently demolished**

Information Plate

- **Reg 56A**
- **motor vehicle manufactured after 01 Dec 2015**
- **fitted with a metal plate or a self-adhesive tamperproof metal or plastic label**
- **vehicle identification number clearly imprinted or stamped and plate or plastic label**
- **fixed in an accessible place on a door post, under the bonnet or on the frame of the vehicle**
- **Combined with mass plate – poses problem as mass plate must sometimes be changed**

Export of motor vehicle Reg 65A and Motor trade number 69

- **Owner who is not the manufacturer, importer or builder of a new motor vehicle must apply for an electronic authorisation before the vehicle may be exported**
- **Motor trade number may be used to test motor vehicle in SA**

22nd Amendment: Weigh bridge facilities – Reg 66A, B and C – not in force yet

- **See def of weigh bridge facility – relates to determination of tare**
- **Weigh bridge facilities may be registered**
- **Facility may apply and if approved operate as a facility for government**
- **Mass measuring certificates may be issued by such facility**

22nd Amendment: Driving licences

- Midibus added to various regulations – does not change meaning of regulations
- Provisional licence added to regulations – **not in force yet**
- Person is tested for provisional licence – practical test
- Driving licence issued if all requirements on provisional licence are complied with

22nd Amendment: Driving licences

- **Provisional driving licence -suspended if the holder in 12 months after obtaining such licence is-**
- **(a) guilty of committing any six traffic related offences;**
- **(b) guilty of driving under the influence of intoxicating liquor drug having narcotic effect, or with an alcohol in blood or breath;**
- **(c) exceeded the prescribed speed limit;**

22nd Amendment: Driving licences

- (d) operated a motor vehicle which exceeded the number of persons on any seat of the vehicle for which the seating capacity is provided for;
- (e) not completed the provisional driving licence log, on all trips undertaken within a driving time of a minimum of 60 hours

Log book prescribed

Must have red **P** on vehicle

22nd Amendment: Requirements to be met for registration of a driving school

- (a) **physical address or access to a training facility approved by the Department;**
- (b) **municipal area in which the driving school will be operated;**
- (c) **use of vehicles which have dual controls for the purposes of training applicants;**
- (d) **the applicant must be a registered instructor;**
- (e) **tax clearance certificate;**
- (f) **two years experience as a registered instructor;**

Requirements to be met for registration of a driving school

- (g) filing system;
- (h) proof ownership of all the vehicles which will be used for training of the applicants;
- (i) all the vehicles which will be used for training of applicants must be registered, licensed and roadworthy; and
- (j) all vehicles which will be used for training of applicants must be clearly marked with a letter “L” in a legible manner on the rear window and the sides doors of the vehicle.

Requirements to be met for registration of a driving school

- Provisions similar to that of testing station
- Application by way of affidavit
- Suitability of applicant – criminal record, etc.
- May be suspended or cancelled
- Owner has responsibilities
- Inspectorate of driving schools created to monitor

22nd Amendment: PRDPs and RWCs

- RWC – periodic testing for all vehicles older than 10 years - **Not in force yet**
- Calculated from date of first registration
- Vintage cars exempt
- Every 24 months test must be repeated
- Reg 139 – Minibus, midibus and bus used for reward – Vehicle directional stability control devices – certificate with RWC – **not in force yet**

22nd Amendment: Brakes

- **Haulage tractor added to regulations**
- **Midibus added**
- **Anti-theft devices complying with ECE Regulation 116 allowed**

22nd Amendment: Equipment on vehicles

- **Midibus date for fitment of contour markings changed to first registration 1 January 2007**
- **Disaster management vehicles may have a siren**
- **Haulage tractor exempt from wheel flaps**

22nd Amendment: Lamps

- **Dipped beam – maximum height 1400 mm from ground**
- **Stop lamps may flash if it complies with SANS 20013H during emergency high de-acceleration braking**
- **Disaster management vehicles may have green lamp – community patrols do not fall under this provision**
- **Haulage tractor – amber flashing lamp compulsory**

22nd Amendment: Speed Governors

- Not in force yet

- **Reg 215 – Requirement that all minibuses, midibuses and buses and goods vehicles with GVM of more than 3500 GVM must be fitted with speed governor – speed must be restricted to reg 293 limit**

22nd Amendment: Loading

- **Loading requirements for haulage tractors**
- **48 tons maximum – single drive axle**
- **6 x the drive axle mass**
- **Minimum steering axle mass load - haulage tractor – 15 per cent**
- **Reg 245 - Mobile cranes must also have information plates**

22nd Amendment: Dangerous goods

- **Reg 266A, 267 and 270 - Specific provisions for application of operator card for dangerous goods**
- **SANS 1518 incorporated – stamped on RWC**
- **Reg 273, 273A and 275 amend the SABS specifications to SANS specifications**

17th Amendment: Driving hours - definitions

- **"driving time"** means any period of time that the driver of a motor vehicle contemplated in the regulations occupies the drivers' seat of such motor vehicle, whilst such motor vehicle is being operated on a public road or occupies the drivers' seat of such motor vehicle, whilst the engine is running;
- **"resting period"** means the period of time that the driver of a motor vehicle contemplated in the regulations is required to rest or taking time off driving, after exceeding the prescribed driving time, within the prescribed maximum driving time in a period of 24 hours;

22nd Amendment: Driving hours

- **Reg 272A- Apply to drivers of goods vehicles over 3 500 kg GVM and buses**
- **Log books required**
- **Driving times limited**
- **Rest periods enforced**

22nd Amendment: Driving hours

(1) The driving time limits, in respect of a driver of a motor vehicle mentioned in regulation 115 (1) (a), (c) and (f) and who is not accompanied by another driver holding a driving licence for the category of the said motor vehicle, shall be—

(a) a maximum of five hours or 400 kilometres continuous driving time;

(b) a total maximum of 15 hours driving time in a period of 24 hours;

(c) a resting period of—

(i) a minimum of 15 minutes in terms of paragraph (a); or

(ii) a minimum continuous period of nine hours in a period of 24 hours;

22nd Amendment: Driving hours

- **The driving time limits, in respect of a driver of a motor vehicle mentioned in regulation 115 (1) (a), (c) and (f) and who is accompanied by another driver holding a driving licence for the category of the said motor vehicle, shall be those contemplated in subregulation (1) excluding the provisions of paragraph (c), and such drivers shall not alternatively drive the said motor vehicle without resting from driving for a continuous period exceeding 30 hours;**
- **Provided that a vehicle being operated by a driver in terms of this subregulation shall, where the period as contemplated in subregulation (2) exceed 15 hours, such driver shall rest at an adequate sleeping facility with sufficient sleeping space for an adult.**

22nd Amendment: Driving hours: Logbook

- **the driver's or co-drivers name and identity number;**
- **the name of the operator or the owner of the motor vehicle and the address and contact details of such operator or owner;**
- **the dates;**
- **driving time and resting periods for 24 hour period;**
- **additional drivers in the motor vehicle;**
- **odometer reading at the beginning and the end of a shift;**
- **signature of the driver;**
- **origin of a trip;**
- **destination of a trip; and**
- **estimated driving time.**

22nd Amendment: Driving hours: Operator duties – reg 272D

- **The operator or owner of a motor vehicle shall furnish to the driver of such motor vehicle a logbook - reg 272C.**
- **The operator shall ensure that the driver of the motor vehicle shall comply with the requirements of reg 272A and 272B.**
- **A copy of a logbook shall be retained by the operator or owner concerned for a period of three years and shall be made available to an authorised officer upon request**

22nd Amendment: Driving hours: Traffic Officer duties – reg 272E

- **Demand from any driver that needs a logbook to produce a duly completed logbook in terms of regulation 272C;**
- **Inspect logbook for compliance with provisions of reg 272B and 272C;**
- **In the case where a driver has transgressed the provisions of reg 272B, temporarily forbid such a driver to continue to drive or be in charge of a motor vehicle until such person has complied with such driving time limits and rest times; and**
- **Forward information of transgressions of the drivers to the relevant bargaining council to act against the employer of such driver.**

22nd Amendment: Display of 80 sign

- **Reg 293 is amended to compel display of 80 sign on the back of a goods vehicle**
- **Haulage tractor exempt from provision**
- **Haulage tractor may display 40 sign – not compulsory**

22nd Amendment: Parking for disabled persons – not in force yet

- **Reg 305A**
- **Allows for parking certificates for disabled persons**
- **Was part of Act 29 of 1989 – moved to provincial acts – never implemented**
- **Certificate is issued and valid for specific period**

22ND NRT REGULATION AMENDMENT

- **Regulation 330A to D – implementation date 31 January 2015**
- **Regulation 1 – new definition of a consignor and a consignee – already implemented on 31 October 2014**

22ND REGULATION AMENDMENT

- “consignee” in relation to goods transported or to be transported by a vehicle means the person excluding a consignee of dangerous goods in terms of regulation 273, who is named or otherwise identified as the intended consignee of more than **500 000** kilograms of goods in a month in the goods declaration for the consignment and who actually receives such goods after they are transported by road;

22ND REGULATION AMENDMENT

- “consignor” means a person excluding a consignor of dangerous goods in terms of regulation 273, who is named or otherwise identified as the consignor of goods in the goods declaration relating to the transportation of more than **500 000** kilograms of goods in a month by road or engages an operator of a vehicle, **either directly or indirectly** or through an agent or other intermediary, to transport the goods by road or has **possession of, or control over, the goods immediately before the goods are transported by road or loads a vehicle** with the goods, for transport by road, at a place where goods are stored in bulk or temporarily held but excludes a driver of the vehicle, or any person responsible for the normal operation of the vehicle during loading;

22ND REGULATION AMENDMENT

- Offering and acceptance of goods on overloaded vehicle prohibited

Reg 330A. (1) A consignor or consignee of goods shall not offer goods or accept goods if the vehicle in which it is transported is not loaded in terms of the provisions for the loading and transportation of goods as prescribed in this Act.

(2) A consignor shall require from the operator of the vehicle in which the goods he or she offers for transport and in which the goods will be transported, a **written submission as to the payload** of such vehicle **and the distribution of such load** on a vehicle.

(3) If a consignor is responsible for the loading of a vehicle of an operator, he or she shall take such steps as are necessary to ensure that the vehicle is loaded as contemplated in subregulation (1) and (2).

(4) A consignor or consignee shall not conclude a contract with the operator to transport goods on a vehicle, if the vehicle is overloaded when such load is transported on such vehicle.

22ND REGULATION AMENDMENT

- Consignor to have a method of determining mass

Reg 330B (1) A consignor shall use **a method of establishing the mass** of a **vehicle** and **any axle or axle unit** of such vehicle that is accurate as to ensure that such vehicle axle or axles are not overloaded in terms of Part IV of Chapter VI.

(2) A consignor **shall keep a record of the mass of every load** transported from his or her premises as contemplated in subregulation (1).

(3) The record as contemplated in subregulation (2) shall be put at the disposal of any traffic officer or person appointed as contemplated in section 50 or authorised as contemplated in section 82 of the Act.

22ND REGULATION AMENDMENT

- Goods declaration to be carried on a motor vehicle

Reg 330C. A person operating on a public road a motor vehicle which carries goods shall be in possession of a declaration containing the following information:

- (a) the **licence number** of **each vehicle** in the combination of vehicles;
- (b) the **nature and quantity of goods** transported;
- (c) the **contact particulars** of the operator or in the case of a combination of vehicles, of every **operator** in the combination of vehicles;
- (d) the **particulars** of the **consignor** and **consignee** of the load or in the case of loads collected at and delivered to more than one consignor and consignee, the particulars of **every** consignor or consignee;
- (e) the name, residential and postal address of every **natural person** or in the case of a **juristic person**, the responsible director or member, an agent, consignor, consignee or operator listed in the declaration;
- (f) the consignor and operator shall conclude a **written agreement** for the transportation of goods stating-
 - (i) the **nature** of the agreement;
 - (ii) the **loading instructions**; and
 - (iii) the **responsibilities** of the parties.
- (g) schedule of **insurance** as contemplated in regulation 330D.

22ND REGULATION AMENDMENT

- **Consignor or Consignee to insure goods to be carried on a motor vehicle and the motor vehicle**
- Reg 330D A consignor or consignee of goods shall not transport goods on a public road or accept goods unless such transportation is **fully insured for damages that can occur as a result of an incident.**

Effect of legislation

- **The effect of the legislation on consignors and consignees are practically–**
 - **In most transport industries the installation of weighbridges that are capable of measuring axles and axle units.**
 - **the issuing of documents reflecting the correct masses. This will obviously be controlled at weighbridges and if found to be wrong, consignors could be prosecuted for transgressing the regulations.**
 - **the control of the mass distribution on a vehicle. Currently most consignors only concern themselves with the total vehicle mass and do not really address load distribution.**
 - **Axle mass overloads are treated in the same manner as vehicle overloads.**

LOADING INSTRUCTIONS

- **The loading instructions must be in compliance with the National Road Traffic Regulations**
- **The relevant regulations relating to permissible maximum masses are reg 234 to 237**
- **Reg 238 controls tyre loadings**
- **Reg 239 controls gross masses determined by the manufacturer**
- **Reg 240 regulates road limits**
- **Reg 242 determines the bridge formula**
- **Reg 242 – regulates the steering axle and balance of the vehicle**

SAP Clearance - Microdots

- **Amendment to the 19th amendment – SAP clearance may not be issued without microdot certificate for vehicles after 1 September 2012**
- **Previous date was 9 March 2012**
- **Reg 337C – microdot information also stored on NaTIS from 1 September 2012**

Transitional provision and Implementation

- Weighbridge operator and weigh bridge facility regarded as compliant until date published by Minister
- Short title and commencement – Most provisions were implemented on 31 October 2014
- Consignors/consignees – 31 January 2015
- Child restraints – 30 April 2015

NRTA - Testing Stations

- Management Reps of testing stations may test 150 vehicles per month i s o 5 per day

AARTO Proposed Amendments – 1 Nov 2013

- Draft regulations – Published for comment on 1 Nov 2013 – no further publication has taken place – must be published with AARTO Amendment Bill
- "electronic service" means a communication by means of data messages and include data attached to, incorporated in, or logically associated with other data that may be electronically retrieved, or email messages between the Authority and addressee in an electronic communication format, or text messaging it by the Authority to the recipient's cellular telephone."
- Reg 21 - If a document is to be served by means of electronic communication, the document must —
 - (a) be addressed to the infringer's email address as indicated by him or her —
 - on a form similar to form AARTO 01 or AARTO 02, as may be applicable, as shown in Schedule 1, which he or she has confirmed as correct.; or
 - on the notice of change of address on a form similar to form NCR as listed in Schedule 1; or
 - as indicated in the register of driving licences or the register of motor vehicles; or
 - in registering on the AARTO website and providing an email address, which he or she has confirmed as correct.;
 - (b) be made available to the infringer for electronic retrieval from an internet domain upon notification of such document by the Authority or the Issuing Authority, in the manner contemplated in regulation 23(3)."



AARTO

- AARTO process to issue enforcement orders has commenced
- Process: Serve AARTO 01, 02 or 03, AARTO 12 and then AARTO 13
- AARTO 13 blocks licence discs on NaTIS
- RTIA cannot issue AARTO 13 without having served AARTO 01, 02 and 03 and 12 properly
- Warrant on traffic fine in other areas than Jhb and Tshwane may also block licence disc



AARTO Amendments

- **Draft – Bill published for comment Feb 2013 and in June 2013**
 - Amends the term Agency to Authority
 - Amends definitions – significant proposed amendment to def. of infringement – extends it to include other road traffic legislation as well i.e. cross-border, NLTA
 - Minor/major infringement will be deleted
 - National Offences Register – specifically defined i.s.o. Contraventions Register
 - Funds for Authority – Adds penalties issued on behalf of issuing authority - sec 13A
 - Sec 30 proposed to be amended to make the methods of service “as prescribed”- will be detailed in regulations and will allow for electronic service
 - 10 day service presumption extended to electronic service
 - Sec 32 – apportionment of fines – RTIA may hold back payments to non-compliant issuing authorities



AARTO Proposed Amendments – 1 Nov 2013

- All references to **Agency** changed to **Authority**
- All references to service by **registered mail** changed to by **registered mail or electronic service**
- Electronic service will be – R 40
- Served in person is R 100
- Served by registered mail is R 60
- Additional penalty amount will be paid due to sec 13A – R100 proposed



AARTO Amendment Regulations – 14 Nov 2013

- Amendment to remove administration of certain functions by RTMC
- Provision that all penalties and fees received by anyone other than Agency be paid into Agency account
- All AARTO forms must be ordered from the Government Printing Works
- Schedule 3 is amended to correct certain overloading charges
- Schedule 4 on the sliding scale for operator points was deleted and replaced with issuing authority code list
- Additional issuing authorities are CBRTA, SANParks, RTMC, SAPS and Sanral



National Land Transport - NLTA

- Last amendment bill published in March 2013 - no further publications
 - Provided for various aspects on accessible transport – cyclists and pedestrians in the transport environment
 - Integrated transport
 - Institutional amendments
 - Proposed amendment of Sec 68:

"(3) Where a staff service is provided by means of a vehicle owned by the employer and the employees are not charged any fare, consideration or reward for the conveyance, an operating licence is not required for the conveyance.

(4) Where a staff service is provided by means of a vehicle in terms of a contract between the employer and an operator, the operator requires an operating licence, but applications relating to such a service need not be published in terms of section 59."

- Second set of regulations required for various provisions that are not functional without regulations
- Currently no further regulations published for comment



CONCLUSION

- There are various pieces of draft legislation that are not implemented yet.
- AARTO, consignor/consignee legislation, driving hours, new number plates, etc. are all costly provisions that require budgeting, pre-planning, training and proper implementation strategies.
- Publishing of draft legislation should be done responsibly and with the necessary time frames for implementation as part of the draft document.

