



**RTIA**

Road Traffic Infringement Agency

Justice in Adjudication

***AARTO National Roll-out Programme  
STATUS UPDATE  
SABOA National Conference  
NASREC – 06 August 2023***

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# OUTLINE

- 1. PURPOSE**
- 2. PART ONE: CONSTITUTIONAL COURT JUDGMENT**
- 3. PART TWO: AARTO PROGRAMME UPDATE**
- 4. PART THREE COMMUNICATION PLAN**
- 5. PART FOUR: READINESS ASSESSMENT UPDATE**
- 6. LEGISLATIVE TRAINING WORKSHOPS**
- 7. AARTO ELECTIVE OPTIONS**
- 8. POINTS DEMERIT SYSTEM**
- 9. AARTO SERVICE POINTS**

# PURPOSE

The purpose of this presentation is to apprise the SABOA stakeholders of the implementation approach of the Administrative Adjudication of Road Traffic Offences (AARTO) national roll-out post-constitutional court judgement.

The presentation will amongst others focus on the following key areas:

- **Constitutional Court judgement and its implication**
- **Programme Status Update**
- **Communications plan**
- **Readiness Assessment status update**
- **AARTO Legislative Training workshop**
- **AARTO Elective options**
- **Points Demerit System**
- **AARTO Service Points**



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# ***PART ONE: CONSTITUTIONAL COURT JUDGMENT***



# CONCOURT JUDGMENT AND ITS IMPLICATIONS

The Constitutional Court on 12 July 2023 declared the establishment of the Administrative Adjudication of Road Traffic Offences Act, 46 of 1998 and Amendment Act of 2019 through national legislation to be valid and constitutional, thereby setting aside the previous High Court judgment of 13 January 2022.

This, therefore, means that AARTO will be implemented nationally upon proclamation and replace the issuing of traffic fines through the Criminal Procedure Act. The Constitutional Court further ruled that the introduction of Electronic Service through the Amendment Act was constitutional.

The favourable judgment has the following effects:

- The rollout of AARTO nationally;
- Road traffic offences will be dealt with administratively instead of overburdening the Criminal Courts with these kinds of matters;
- Introduction of the demerits points in which drivers will be allocated points for offences and face suspension or cancellation of their driving licences;
- Engagement with the SAPO and the Department of Communications and Digital Technologies;

# CONCOURT JUDGMENT AND ITS IMPLICATIONS (Cont.)

- The proclamation of the AARTO Act preceded by all the institutional arrangements are in place.
- Finalisation of the Appeals Tribunal
- Finalisation of the concurrence from the MEC of the Western Cape Mobility Department;
- Revival of the refresher training for the traffic law enforcement officers, back-office users and cashiers on AARTO;
- Install all outstanding user equipment and network connectivity to NaTIS
- Ensure that all Issuing Authorities enter into commercial agreements with SAPO for postage and GPW for notice booklets;
- Resuscitation of the education and awareness campaigns;
- Finalisation of the appointment within the RTIA in the light of the Constitutional Court judgment;
- Assessment of the readiness status of the IAs, and implement the gap analysis action plan;



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# ***PART TWO: AARTO PROGRAMME STATUS UPDATE***

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# MAIN PROGRAMME DELIVERABLES



**AARTO REGULATIONS AND SCHEDULE 3**



**SERVICE OUTLETS AND REGIONAL OFFICES**



**DRIVER REHABILITATION PROGRAMME**



**NCR SYSTEM ENHANCEMENT**



**APPEALS TRIBUNAL**



**INSOURCING OF COMPETENT SKILLS**



**THE ELECTRONIC SERVICE AND NORMAL POSTING OF NOTICES**



**POINT DEMERIT SYSTEM**



**CHANGE MANAGEMENT, TRAINING AND COMMUNICATIONS**



# MTEF BUDGET ALLOCATION 2023-26

**R450m**

The Agency has been allocated R450m for the roll-out from 2023-2026

Since this allocation is not adequate for the successful and quality roll-out, the Agency will make a request to retain the surplus of the unspent previous allocation of R147m to complement the shortfall.

**YEAR 1: R144m**

**YEAR 2: R150m**

**YEAR 3: R157m**

# PROGRAMME OVERVIEW

DELIVERABLES	STATUS	MILESTONE OUTSTANDING	
<b>PHASE 1</b>			
ESTABLISHMENT OF THE 7 SERVICE OUTLETS	COMPLETED	N/A	
<b>PHASE 2</b>			
REGULATIONS	Resumption of the finalisation of the Regulations post the ConCourt ruling	<ul style="list-style-type: none"> <li>Engage further with the WC MEC for concurrence.</li> <li>Approval of the Appeals Tribunal nominees by the Presidency</li> <li>The Ministry to approve and publish the new draft regulations,</li> <li>To proclaim the Act and the regulations for implementation on a date to be determined by RTIA &amp; DOT</li> </ul>	
69 LOCAL AND METROPOLITAN MUNICIPAL AREAS PROCLAIMED FOR AARTO ROLL-OUT	Some outstanding activities on hold pending the outcome of the CC judgement and the proclamation of the Act  Continuous stakeholder engagement taking place in all provinces	<ul style="list-style-type: none"> <li>Implement gap analysis action plan</li> <li>Procurement of stationery from GPW</li> <li>The signing of the SLA with SAPO is still outstanding</li> <li>Refresher Training to be conducted</li> <li>Install user equipment on all outstanding sites</li> </ul>	
ESTABLISH 18 SERVICE OUTLETS	Some outstanding activities are on hold pending the outcome of the CC judgement	<ul style="list-style-type: none"> <li>Branding of the service outlets</li> </ul>	
ADJUDICATION PROCESS	COMPLETED	<ul style="list-style-type: none"> <li>Activation of the application</li> </ul>	
HANDHELD GADGET	Utilised by NTP Numerous defects have been identified	<ul style="list-style-type: none"> <li>UAT in progress with the RTIA</li> <li><b>The project will be managed outside the roll-out</b></li> </ul>	
ELECTRONIC SERVICE	The project is completed	<ul style="list-style-type: none"> <li>To pilot the project</li> </ul>	
APPEALS TRIBUNAL	Process on course to recommend names for appointment	<ul style="list-style-type: none"> <li>Ready to be appointed by the President</li> <li>Induction and on-boarding of the nominees upon appointment</li> <li>Finalise the UAT</li> </ul>	

# PROGRAMME OVERVIEW

DELIVERABLE	STATUS	MILESTONE OUTSTANDING	
<b>PHASE 3</b>			
<b>144 REMAINING LOCAL MUNICIPAL AREAS PROCLAIMED FOR AARTO ROLL-OUT</b>	Continuous stakeholder engagement taking place in all Provinces	<ul style="list-style-type: none"> <li>• Implement gap analysis action plan</li> <li>• Procurement of stationery from GPW</li> <li>• The signing of the SLA with SAPO is still outstanding</li> <li>• Refresher Training to be conducted</li> <li>• Install user equipment on all outstanding sites</li> </ul>	
<b>COMMUNICATION PLAN</b>	Communication is ongoing	<ul style="list-style-type: none"> <li>• The announcement of the 144 IAs to be communicated to the public post proclamation.</li> <li>• Continuous AARTO Education</li> </ul>	
<b>PHASE 4</b>			
<b>PDS</b>	Programme development on course on PDS modules	<ul style="list-style-type: none"> <li>• Analysis and Design of the system to be concluded</li> <li>• System Development</li> <li>• System Testing</li> <li>• System deployment</li> </ul>	
<b>REHABILITATION PROGRAMME</b>	Programme development is on course	<ul style="list-style-type: none"> <li>• Analysis and Design of the system to be concluded</li> <li>• System Development</li> <li>• System Testing</li> <li>• System deployment</li> <li>• Appointment of the socio-psycho and simulators service providers</li> </ul>	
<b>ESTABLISH 20 SELF-SERVICE KIOSKS</b>	Programme development is on course	<ul style="list-style-type: none"> <li>• Procure the kiosks</li> <li>• Configure the solution</li> <li>• Test the solution</li> <li>• Deploy the solution</li> </ul>	
<b>COMMUNICATION PLAN</b>	Public education and community awareness programme is on course	<ul style="list-style-type: none"> <li>• Market and advertise all activities not only limited to this phase but the entire objectives of the programme</li> </ul>	

# PREFERRED APPROACH- FAVOURABLE OUTCOME

The preferred approach is staggered and favourable. It is dependent on the Proclamation of the Act and approval of the Regulations

## PHASE 2



**01 FEBRUARY 2024**

To implement the roll-out in 69 metros and municipal areas including Adjudication Process, Electronic Service and Appeals Tribunal

## PHASE 3



**01 JULY 2024**

To implement the roll-out in 144 municipal areas including Adjudication Process, Electronic Service and Appeals Tribunal

## PHASE 4



**01 SEPTEMBER 2024**

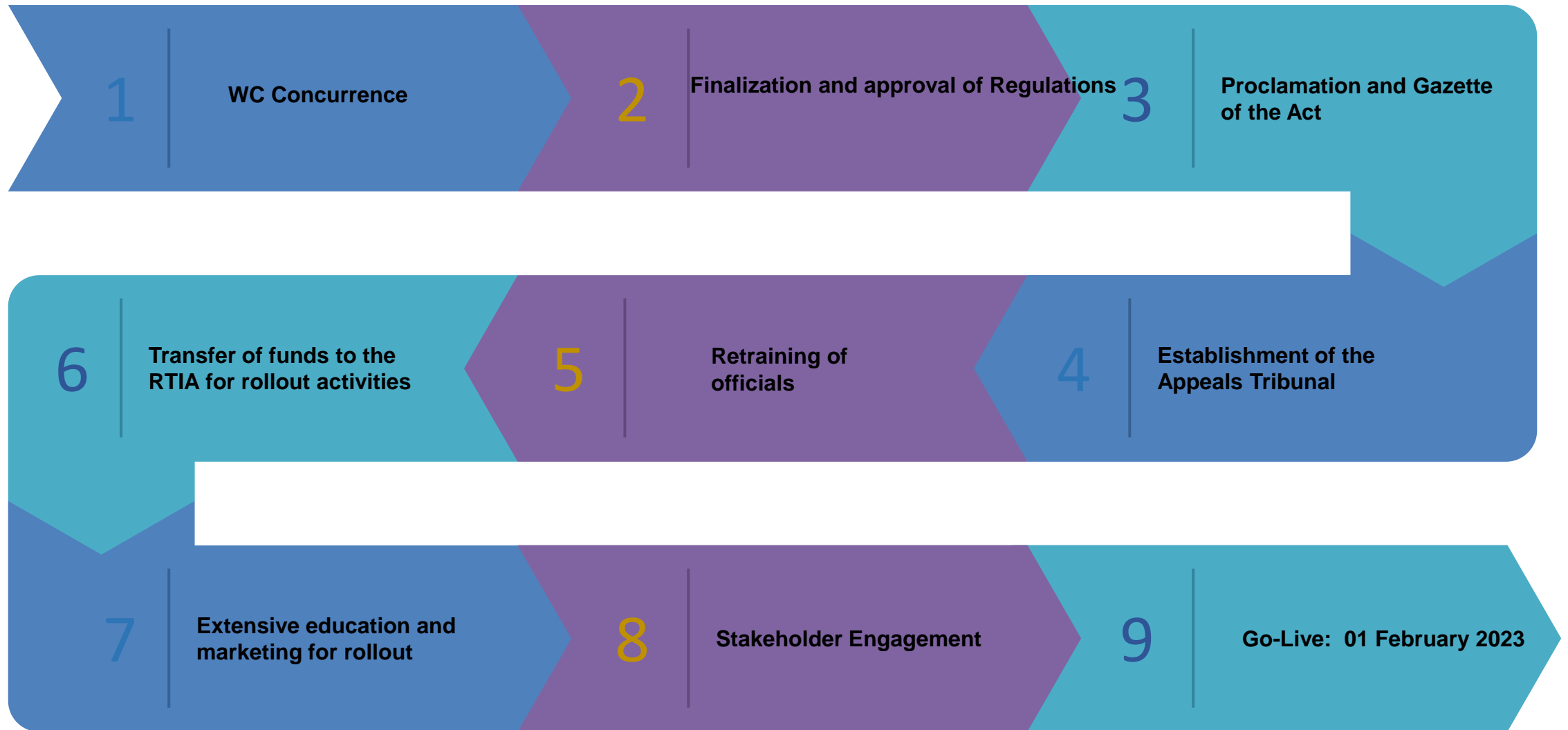
Go-live with PDS and Rehabilitation Programme .

# PROGRAMME PARTNERS

The RTIA depends on both the implementing partners and mandatory processes for the success of the roll-out. The following are the programme dependencies that are mandatory, as they are contractually or legally required as part of the national roll-out.

- **The RTMC:** To provide an efficient NCR system that can withstand the additional workload of IAs
- **The SAPO:** To provide electronic postage and service of documents to all municipalities as per the ECTA of 2002
- **Issuing Authorities:** To meet the minimum requirements as prescribed and execute the AARTO processes.
- **WC MEC:** To concur with the Minister of Transport on AARTO
- **National Treasury:** To ensure that the Agency has the capabilities and resources to implement a successful roll-out
- **The GPW:** To provide the necessary infringement notice booklets;
- **The DOT:** To facilitate the publication of regulations and the proclamation of the Act;

# WORK IN PROGRESS





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# ***PART THREE: COMMUNICATIONS PLAN***

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# POST CONCOURT MEDIA ENGAGEMENT



## MEDIA ENGAGEMENT

**Sunday Times**

1. Newzroom Afrika
2. In Gesprek met Lourensa Eckard (kykNET)
3. PowerFM
4. 94.7 Highveld Stereo
5. Radio Cape Pulpit
6. SAfm
7. PhalaPhala FM
8. eNCA
9. SABC
10. 702 Talk Radio
11. Radio Turf
12. Morning Live
13. uMhlobo Wenene FM
14. Sowetan
15. Sunday Times



**Sowetan**





# COMMUNICATION OBJECTIVES

- Mark the start of the phased-in AARTO national rollout – a historic moment in the national road safety management effort
- Highlight major milestones and achievements in the rollout, including the institutionalisation of the Act
- Profile the benefits of AARTO as part of the national road safety effort – behavioural change towards zero fatalities
- Profile AARTO's successes in the two jurisdictions, Tshwane and Johannesburg
- Rally the support of close stakeholders to be part of the national rollout
- Mobilise the whole country to support the rollout of AARTO
- Exhibit the 100% national state of readiness – electronic connectivity throughout SA

# AMIP ROLLOUT CRITICAL MOMENTS

- **October Transport Month 2023** – AARTO Education Month
- **01 February 2024** – 69 Metros and Municipal areas (Phasing in of the Adjudication process, Electronic service and Appeals Tribunal)
- **01 July 2024** – Rollout in 144 Municipal areas (Adjudication process, Electronic Service and AARTO Appeals Tribunal)
- **01 September 2024** – Points Demerit System, Rehabilitation programme



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# ***PART FOUR: READINESS ASSESSMENT STATUS UPDATE***

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# READINESS ASSESSMENT

The RTIA has conducted AARTO readiness assessments in all the provinces, districts, and local municipalities throughout the country during the 2021/22 financial year. The assessments were conducted based on the following five (5) key areas as minimum requirements:

1. Training of officials (law enforcement, back office and cashiers)
2. Installation of IT equipment
3. NaTIS network connectivity
4. Contracting of municipalities and provinces with SAPO for posting notices
5. Contracting of municipalities and provinces with GPW for procurement of AARTO stationery

As a result, a gap analysis action plan was generated, which will address all the above areas prior to roll-out

# LEGISLATIVE TRAINING WORKSHOPS

## PURPOSE

- Entrench the understanding of the key tenets of the AARTO Act with the key stakeholders.
- Stimulate the dialogue on the AARTO Act with the key stakeholders.
- Translation of the AARTO Act in the different languages.
- Establishment of learning forums at the Associations which represent the key stakeholders.
- Establishment of focus groups within the key stakeholders as a platform to demonstrate the workings of AARTO Act.

# LEGISLATIVE TRAINING WORKSHOPS

## Methods of Delivering the Programme

- Through workshops in different provinces.
- On going learning forums.
- On going perceptions surveys.
- Continuous Q & A / FAQ's which the agency uses to generate responses and also as a mechanism for on going education and entrenchment.

# AARTO ELECTIVE OPTIONS



## AARTO ELECTIVE OPTIONS

### AFTER RECEIVING AN INFRINGEMENT NOTICE (Stage 1)

PAY THE DISCOUNTED  
AMOUNT (50%)

NOMINATE A DRIVER  
OR PERSON IN CONTROL  
OF VEHICLE

MAKE A  
REPRESENTATION

ARRANGE TO PAY IN  
INSTALLMENTS

ELECT TO BE TRIED  
IN COURT

AFTER 32 DAYS

### AFTER RECEIVING A COURTESY LETTER (Stage 2)

PAY FULL AMOUNT AND  
ADMIN FEE

MAKE A  
REPRESENTATION

ELECT TO BE TRIED  
IN COURT

ARRANGE TO PAY IN  
INSTALLMENTS

AFTER 64 DAYS

### AFTER RECEIVING AN ENFORCEMENT ORDER (Stage 3)

PAY FULL AMOUNT AND ADMIN FEE

[www.aarto.gov.za](http://www.aarto.gov.za)

APPLY TO HAVE AN ENFORCEMENT  
ORDER REVOKED

like us. follow us. tag us



@artia\_aarto



Rtia-aarto



rtia\_homeofaarto

# DEMERIT POINTS SYSTEM



## DEMYSTIFYING POINTS DEMERIT SYSTEM

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# AARTO SERVICE POINTS

- **AARTO Service Outlets**
- **Online service points ([www.aarto.gov.za](http://www.aarto.gov.za); AARTO Mobile App, AARTO Call Centre 086 122 6871)**
- **DLTCs**
- **Provincial Offices**
- **Self service kiosks/ PC panels**



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