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THE PRESIDENCY

No. 766. 2 August 2000

It is hereby notified that the President has assented to the following Act which is hereby published for general information:—

No. 24 of 2000: Administrative Adjudication of Road Traffic Offences Amendment Act, 2000.

DIE PRESIDENSIE

No. 766. 2 Augustus 2000

Hierby word bekend gemaak dat die President sy goedkeuring geheg het aan die onderstaande Wet wat hierby ter algemene inligting gepubliseer word:—

No. 24 van 2000: Wysigingswet op die Administratiewe Beregting van Padverkeersmisdrywe, 2000.

GENERAL EXPLANATORY NOTE:

[ ] Words in bold type in square brackets indicate omissions from existing enactments.

_____ Words underlined with a solid line indicate insertions in existing enactments.

(English text signed by the President.)
(Assented to 26 July 2000.)

ACT

To amend the Administrative Adjudication of Road Traffic Offences Act, 1998, so as to regulate the appointment of the registrar, deputy registrars and representations officers; to effect textual corrections; and to provide for matters connected therewith.

BE IT ENACTED by the Parliament of the Republic of South Africa, as follows:—

Amendment of section 8 of Act 46 of 1998

1. Section 8 of the Administrative Adjudication of Road Traffic Offences Act, 1998 (Act No. 46 of 1998) (hereinafter referred to as the principal Act), is hereby amended by the substitution for subsection (1) of the following subsection:

"(1) The members of the board referred to in section 6(1)*(a)* and *(b)* must appoint a person **[with proven expertise in corporate and financial management]** with the qualifications and experience determined by the Minister by notice in the *Government Gazette* as the registrar of the agency.".

Amendment of section 9 of Act 46 of 1998

2. Section 9 of the principal Act is hereby amended by the substitution for subsection (2) of the following subsection:

"(2) **[No]** A person may not be appointed as a deputy registrar unless that person **[—**

(a) **has occupied a post of magistrate under the Magistrates Act, 1993 (Act No. 90 of 1993), or a post of senior prosecutor, for an uninterrupted period of at least five years; or**

(b) **has a tertiary qualification in financial or information management and at least three years appropriate experience]** has the qualifications and experience determined by the Minister by notice in the *Government Gazette.*".

Amendment of section 10 of Act 46 of 1998

3. Section 10 of the principal Act is hereby amended by the substitution for subsection (2) of the following subsection:

"(2) **[No]** A person may not be appointed as a representations officer unless that person **[—**

(a) **holds a legal qualification and has proven expertise in the field of road traffic law; or**

ALGEMENE VERDUIDELIKENDE NOTA:

[ ] Woorde in vet druk tussen vierkantige hake dui skrappings uit bestaande verordenings aan.

_____ Woorde met 'n volstreep daaronder, dui invoegings in bestaande verordenings aan.

(Engelse teks deur die President geteken.)
(Goedgekeur op 26 Julie 2000.)

WET

Tot wysiging van die Wet op die Administratiewe Beregting van Padverkeersmisdrywe, 1998, ten einde die aanstelling van die registrateur, adjunkregistrateurs en vertoë-beamptes te reël; tekstuele verbeterings aan te bring; en voorsiening te maak vir aangeleenthede wat daarmee in verband staan.

DAAR WORD BEPAAL deur die Parlement van die Republiek van Suid-Afrika, soos volg:—

Wysiging van artikel 8 van Wet 46 van 1998

1. Artikel 8 van die Wet op die Administratiewe Beregting van Padverkeersmisdrywe, 1998 (Wet No. 46 van 1998) (hierna die Hoofwet genoem), word hierby gewysig deur subartikel (1) deur die volgende subartikel te vervang:

"(1) Die lede van die raad bedoel in artikel 6(1)*(a)* en *(b)* moet 'n persoon **[met bewese kundigheid in korporatiewe en finansiële bestuur]** met die kwalifikasies en ondervinding deur die Minister by kennisgewing in die *Staatskoerant* bepaal as die registrateur van die agentskap aanstel.".

Wysiging van artikel 9 van Wet 46 van 1998

2. Artikel 9 van die Hoofwet word hierby gewysig deur subartikel (2) deur die volgende subartikel te vervang:

"(2) **[Niemand]** 'n Persoon mag nie as 'n adjunkregistrateur aangestel word nie, tensy daardie persoon**[—**

(a) **'n pos van landdros kragtens die Wet op Landdroste, 1993 (Wet No. 90 van 1993), of 'n pos van senior aanklaer, beklee het vir 'n ononderbroke tydperk van minstens vyf jaar; of**

(b) **'n tersiêre kwalifikasie in finansiële of inligtingsbestuur en minstens drie jaar toepaslike ondervinding het]** beskik oor die kwalifikasies en ondervinding deur die Minister by kennisgewing in die *Staatskoerant* bepaal.".

Wysiging van artikel 10 van Wet 46 van 1998

3. Artikel 10 van die Hoofwet word hierby gewysig deur subartikel (2) deur die volgende subartikel te vervang:

"(2) **[Niemand]** 'n Persoon mag nie as 'n vertoë-beampte aangestel word nie, tensy daardie persoon**[—**

(a) **'n regskwalifikasie besit en bewese kundigheid op die gebied van padverkeersreg het; of**

(b) **holds a qualification in road traffic management and control approved by the board]** has the qualifications and experience determined by the Minister by notice in the *Government Gazette*.".

Short title

4. This Act is called the Administrative Adjudication of Road Traffic Offences Amendment Act, 2000.

(b) **'n kwalifikasie in padverkeersbestuur en -beheer, goedgekeur deur die raad, besit]** beskik oor die kwalifikasies en ondervinding deur die Minister by kennisgewing in die *Staatskoerant* bepaal.".

Kort titel

4. Hierdie Wet heet die Wysigingswet op die Administratiewe Beregting van Padverkeersmisdrywe, 2000.

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