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GOEWERMENSKENNISGEWING

DEPARTEMENT VAN VERVOER

No. R. 766

30 April 1993

PADVERKEERSWET, 1989
(WET No. 29 VAN 1989)

WYSIGING VAN
PADVERKEERSREGULASIES

Kragtens die bevoegdheid my verleen by artikel 132 van die Padverkeerswet, 1989 (Wet No. 29 van 1989), het ek die regulasies uiteengesit in die Bylae hiervan uitgevaardig.

P.J. WELGEMOED,
Minister van Vervoer en van Pos- en
Telekommunikasiewese.

BYLAE

Woordskrywing

1. In hierdie Bylae beteken "die Regulasies" die Padverkeersregulasies gepubliseer by Goewermenskennisgewing No. R. 910 van 26 April 1990, soos gewysig by Goewermenskennisgewings Nos. R. 1312 van 13 Junie 1990, R. 1954 van 17 Augustus 1990, R. 2066 van 31 Augustus 1990, R. 2982 van 14 Desember 1990, R. 125 van 14 Februarie 1991, R. 1059 van 4 Junie 1991, R. 2694 van 15 November 1991, R. 1695 van 15 Junie 1992, R. 2803 van 1 Oktober 1992, R. 2895 van 8 Oktober 1992 en R. 3172 van

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GOVERNMENT NOTICE

DEPARTMENT OF TRANSPORT

No. R. 766

30 April 1993

ROAD TRAFFIC ACT, 1989
(ACT No. 29 OF 1989)

AMENDMENT OF ROAD
TRAFFIC REGULATIONS

By virtue of the powers vested in me by section 132 of the Road Traffic Act, 1989 (Act No. 29 of 1989), I have made the regulations set out in the Schedule hereto.

P.J. WELGEMOED,
Minister of Transport and of Posts and
Telecommunications.

SCHEDULE

Definition

1. In this Schedule "the Regulations" means the Road Traffic Regulations published by Government Notice No. R. 910 of 26 April 1990, as amended by Government Notice Nos. R. 1312 of 13 June 1990, R. 1954 of 17 August 1990, R. 2066 of 31 August 1990, R. 2982 of 14 December 1990, R. 125 of 14 February 1991, R. 1059 of 4 June 1991, R. 2694 of 15 November 1991, R. 1695 of 15 June 1992, R. 2803 of 1 October 1992, R. 2895 of 8 October 1992 and R. 3172 of 20 November 1992.

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20 November 1992.

Wysiging van regulasie 113 van die Regulasies

2. Regulasie 113 van die Regulasies word hierby gewysig deur die regulasie deur die volgende regulasie te vervang:

"Spesiale registrasie- en lisensiëringsegelde van sekere motorvoertuie

(1) Die registrasie- en lisensiëringsegelde van 'n motorvoertuig genoem in Afdeling II van Aanhangsel 3 tot Deel Drie van Bylae 4, is soos in daardie Afdeling aangedui.

(2) Wat die kwessie van vrystelling betref ten opsigte van enige voertuig in Aanhangsel 3 tot Deel Drie van Bylae 4 vermeld, is die beslissing van die Administrateur bindend."

Wysiging van regulasie 123 van die Regulasies

3. Regulasie 123 van die Regulasies word hierby gewysig -

(a) deur subparagraaf (ii) van paragraaf (a) deur die volgende subparagraaf te vervang:

"(ii) in die geval van 'n hernuwing van enige sodanige lisensie, nie later nie as 21 dae na die in regulasie 121 vermelde toepaslike datum in elke jaar gedoen word; en"; en

(b) deur paragraaf (b) van regulasie 123 deur die volgende paragraaf te vervang:

"(b) vergesel gaan van die lisensiegeld van toepassing op die betrokke motorvoertuig soos in Afdeling II van Aanhangsel 1 of 3 tot Deel Drie van Bylae 4 bepaal, tensy sodanige eienaar vrygestel is van die betaling van sodanige geld of 'n gedeelte van sodanige geld ingevolge die bepalinge van -

- (i) regulasie 126(2);
- (ii) regulasie 135(3) of (4); of
- (iii) regulasie 147(6),

waar enige sodanige bepaling van toepassing is; en".

Wysiging van regulasie 156 van die Regulasies

4. Regulasie 156 van die Regulasies word hierby gewysig deur in paragraaf (b) van subregulasie (1) die woord "vier", waar dit voorkom, deur die woord "twaalf" te vervang.

Amendment of regulation 113 of the Regulations

2. Regulation 113 of the Regulations is hereby amended by the substitution for the regulation of the following regulation:

"Special registration and licensing fees of certain motor vehicles

(1) The registration and licensing fees of a motor vehicle referred to in Division II of Appendix 3 to Part Three of Schedule 4, shall be as indicated in that Division.

(2) On the question of exemption in respect of a vehicle referred to in Appendix 3 to Part Three of Schedule 4, the decision of the Administrator shall be final."

Amendment of regulation 123 of the Regulations

3. Regulation 123 of the Regulations is hereby amended -

(a) by the substitution for subparagraph (ii) of paragraph (a) of the following subparagraph:

"(ii) in the case of a renewal of any such licence, be made not later than 21 days after the applicable date referred to in regulation 121 of each year; and"; and

(b) by the substitution for paragraph (b) of the regulation for the following paragraph:

"(b) be accompanied by the licence fee applicable to the motor vehicle concerned as provided for in Division II of Appendix 1 or 3 to Part Three of Schedule 4 unless such owner is exempted from the payment of such fee or a portion of such fee in terms of the provisions of -

- (i) regulation 126(2);
- (ii) regulation 135(3) or (4); or
- (iii) regulation 147(6),

if any such provision is applicable; and".

Amendment of regulation 156 of the Regulations

4. Regulation 156 of the Regulations is hereby amended by the substitution in paragraph (b) of subregulation (1) for the word "four", where it occurs, of the word "twelve".

Wysiging van regulasie 157 van die Regulasies

5. Regulasie 157 van die Regulasies word hierby gewysig deur subregulasie (1) deur die volgende subregulasie te vervang:

"(1) Waar 'n tydperk ingevolge hierdie Deel voorgeskryf word waarin aansoek om die registrasie en lisensiëring van 'n motorvoertuig gedoen moet word en die eienaar versuim om aansoek binne sodanige tydperk te doen, moet hy aan die toepaslike registrasie-owerheid 'n boete op die toepaslike registrasie of lisensiegeld, of albei, betaal, bereken op een tiende van die toepaslike gelde vir elke maand of deel van 'n maand waarin die gelde onbetaald bly: Met dien verstande dat so 'n boete nie meer mag wees as die totale bedrag van die toepaslike gelde nie."

Wysiging van regulasie 180 van die Regulasies

6. Regulasie 180 van die Regulasies word hierby gewysig deur in subregulasie (1)(a) die datum "1 November 1993", waar dit voorkom, deur die datum "1 Maart 1994" te vervang.

Wysiging van regulasie 238C van die Regulasies

7. Regulasie 238C van die Regulasies word hierby gewysig deur in subregulasie (2) die datum "1 Julie 1993" deur die datum "1 September 1993" te vervang.

Wysiging van regulasie 238O van die Regulasies

8. Regulasie 238O van die Regulasies word hierby gewysig deur subregulasie (1) deur die volgende subregulasie te vervang:

"(1) Ondanks enige andersluidende bepalings in hierdie Hoofstuk vervat, is 'n motorvoertuig waarvan die eienaar -

- (a) 'n Staatsdepartement is;
- (b) 'n plaaslike-owerheid is;
- (c) 'n buitestedelike owerheid is;
- (d) 'n plaaslike of algemene raad kragtens artikel 4 van die Wet op Ontwikkelingstrust en Grond, 1936 (Wet No. 18 van 1936) is;
- (e) 'n stam-, streeks- of gebiedsowerheid soos in artikel 1 van die Wet op Swart Owerhede, 1951 (Wet No. 68 van 1951) omskryf is; of
- (f) 'n plaaslike of algemene raad kragtens die Wet op Swart Aangeleenthede, 1959 (Wet

Amendment of regulation 157 of the Regulations

5. Regulation 157 of the Regulations is hereby amended by the substitution for subregulation (1) of the following subregulation:

"(1) If a period is prescribed under this Part within which an application for the registration and licensing of a motor vehicle shall be made, and the owner fails to make such application within such period, he shall pay to the appropriate registering authority a penalty on the appropriate registration or licence fee, or both, calculated at one tenth of the appropriate fees for every month or part of a month during which the fees remain unpaid: Provided that such penalty shall not exceed the total amount of the appropriate fees."

Amendment of regulation 180 of the Regulations

6. Regulation 180 of the Regulations is hereby amended by the substitution in subregulation (1)(a) for the date "1 November 1993", where it occurs, of the date "1 March 1994".

Amendment of regulation 238C of the Regulations

7. Regulation 238C of the Regulations is hereby amended by the substitution in subregulation (2) for the date "1 July 1993" of the date "1 September 1993".

Amendment of regulation 238O of the Regulations

8. Regulation 238O of the Regulations is hereby amended by the substitution for subregulation (1) of the following subregulation:

"(1) Notwithstanding any provisions to the contrary contained in this Chapter, a motor vehicle the owner of which is -

- (a) a department of State;
- (b) a local authority;
- (c) a peri-urban authority;
- (d) a local or general council established under section 4 of the Development Trust and Land Act, 1936 (Act No. 18 of 1936);
- (e) a tribal, regional or territorial authority as defined in section 1 of the Black Authorities Act, 1951 (Act No. 68 of 1951); or
- (f) a local or general council established under the Black Affairs Act, 1959 (Act No.

No. 55 van 1959) daargestel, is,

vrygestel van die betaling van motorvoertuiglisensiegelde tot die eerste verjaardag van die aankoop van sodanige motorvoertuig, na die datum van inwerkingtreding in elke provinsie respektiewelik van hierdie regulasie: Met dien verstande dat sodanige motorvoertuig in die Oranje-Vrystaat so vrygestel is tot die eerste verjaarsdag van die aankoop van sodanige motorvoertuig na 30 Junie 1993."

Wysiging van regulasie 238Q van die Regulasies

9. Regulasie 238Q van die Regulasies word hierby gewysig deur die datum "1 November 1993" deur die datum "1 Maart 1994" te vervang.

Wysiging van regulasie 238T van die Regulasies

10. Regulasie 238T van die Regulasies word hierby gewysig deur subregulasie (1) deur die volgende subregulasie te vervang:

"(1) Ondanks die vereiste dat 'n registrasie-owerheid slegs die voorgeskrewe vorms mag gebruik, kan sodanige registrasie-owerheid, in elke provinsie respektiewelik, 'n toepaslike vorm wat in Bylae 4 aangedui word, tot op 'n datum deur die Minister by kennisgewing in die Staatskoerant bepaal, gebruik."

Wysiging van Bylae 4 van die Regulasies

11. Afdeling II van Aanhangsel 3 tot Deel Drie van Bylae 4 van die Regulasies word hierby gewysig -

- (a) deur items 1 en 10 te skrap;
- (b) deur die woorde "Deel A" as 'n opskrif voor item 2 in te voeg; en
- (c) deur die byvoeging van die volgende na item 25:

"DEEL B SPESIALE LISENSIEGELDE VIR SEKERE MOTORVOERTUIG

Nieteenstaande die bepalings van Deel A van hierdie Afdeling is die lisensiegeld met betrekking tot 'n motorvoertuig bedoel in items 2, 8, 9, 11, 12, 13 en 16 tot 25, R18,00."

Woordomskrywing van Wysigingsregulasies

12. Vir die doeleindes van regulasie 13 beteken die "Wysigingsregulasies" die regulasies, gepubliseer by Goewermentskennisgewing No. R. 3172 van 20 No-

55 of 1959),

shall be exempt from the payment of motor vehicle licence fees, until the first anniversary of the purchase of such motor vehicle after the commencement date of this regulation in each province respectively: Provided that such motor vehicle in the Orange Free State shall be so exempt until the first anniversary of the purchase of such motor vehicle after 30 June 1993."

Amendment of regulation 238Q of the Regulations

9. Regulation 238Q of the Regulations is hereby amended by the substitution for the date "1 November 1993" of the date "1 March 1994".

Amendment of regulation 238T of the Regulations

10. Regulation 238T of the Regulations is hereby amended by the substitution for subregulation (1) of the following subregulation:

"(1) Notwithstanding the requirement that a registering authority may only use the prescribed forms, such registering authority in each province respectively, may use an appropriate form as shown in Schedule 4 until a date determined by the Minister by notice in the Government Gazette."

Amendment of Schedule 4 of the Regulations

11. Division II of Appendix 3 to Part Three of Schedule 4 of the Regulations is hereby amended -

- (a) by the deletion of items 1 and 10;
- (b) by the insertion of the words "PART A" as a heading before item 2; and
- (c) by the addition after item 25 of the following:

"PART B SPECIAL LICENCE FEES FOR CERTAIN MOTOR VEHICLES

Notwithstanding the provisions of Part A of this Division the licence fee in respect of a motor vehicle referred to in items 2, 8, 9, 11, 12, 13 and 16 to 25 shall be R18,00."

Definition of Amendment Regulations

12. For the purposes of regulation 13 the "Amendment regulations" means the Regulations, published by Government Notice No. R. 3172 of 20 November

vember 1992.

Wysiging van regulasie 35 van die Wysigingsregulasies

13. Regulasie 35 van die Wysigingsregulasies word hierby gewysig deur die regulasie deur die volgende regulasie te vervang:

"35. Hierdie regulasies is die tiende wysiging van die Padverkeersregulasies, gepubliseer by Goewermentskennisgewing No. R. 910 van 26 April 1990 en tree in werking vir -

- (a) regulasies 3(a), 6, 10, 29, 30(c), 31(c), 33(a) en 34 ten aansien van Transvaal op 'n datum deur die Minister by kennisgewing in die Staatskoerant bepaal;
- (b) regulasies 3(b), 7, 10, 29, 30(c), 31(c), 33(a) en 34 ten aansien van die Kaap die Goeie Hoop, op 'n datum deur die Minister by kennisgewing in die Staatskoerant bepaal;
- (c) regulasies 3(b), 8, 10, 29, 30(c), 31(c), 33(a) en 34 ten aansien van Natal, op 'n datum deur die Minister by kennisgewing in die Staatskoerant bepaal;
- (d) regulasies 9, 10, 29, 30(c), 31(c), 33(a) en 34 ten aansien van die Oranje-Vrystaat, op 1 Januarie 1993;
- (e) regulasie 14 en Deel V van regulasie 10, op 1 Januarie 1993;
- (f) regulasie 33(b) ten aansien van elke provinsie op 'n datum soos deur die Minister by kennisgewing in die Staatskoerant bepaal; en
- (g) regulasie 30(a) en (b), regulasie 32 en die res van die regulasies, op die datum van publikasie van hierdie regulasies."

Kort titel en inwerkingtreding

14. Hierdie regulasies is die elfde wysiging van die Padverkeersregulasies, gepubliseer by Goewermentskennisgewing No. R. 910 van 26 April 1990 en tree in werking vir -

- (a) regulasies 2, 3, 4, 5 en 11, op 1 Mei 1993; en
- (b) vir die res van die regulasies op die datum van publikasie.

1992.

Amendment of regulation 35 of the Amendment Regulations

13. Regulation 35 of the Amendment Regulations is hereby amended by the substitution for the regulation of the following regulation:

"35. These regulations are the tenth amendment to the Road Traffic Regulations, published by Government Notice No. R. 910 of 26 April 1990 and shall come into operation for -

- (a) regulations 3(a), 6, 10, 29, 30(c), 31(c), 33(a) and 34 in respect of the Transvaal, on a date determined by the Minister by notice in the Government Gazette;
- (b) regulations 3(b), 7, 10, 29, 30(c), 31(c), 33(a) and 34 in respect of the Cape of Good Hope, on a date determined by the Minister by notice in the Government Gazette;
- (c) regulations 3(b), 8, 10, 29, 30(c), 31(c), 33(a) and 34 in respect of Natal, on a date determined by the Minister by notice in the Government Gazette;
- (d) regulations 9, 10, 29, 30(c), 31(c), 33(a) and 34 in respect of the Orange Free State, on 1 January 1993;
- (e) regulation 14 and Part V of regulation 10, on 1 January 1993;
- (f) regulation 33(b) in respect of each province, on a date determined by the Minister by notice in the Government Gazette; and
- (g) regulation 30(a) and (b), regulation 32, and the remainder of the regulations, on the date of publication of these regulations."

Short title and commencement

14. These regulations are the eleventh amendment of the Road Traffic Regulations published by Government Notice No. R. 910 of 26 April 1990 and shall come into operation for -

- (a) regulations 2, 3, 4, 5 and 11, on 1 May 1993; and
- (b) for the remainder of the regulations on the date of publication.

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