



Government Gazette Staatskoerant

REPUBLIC OF SOUTH AFRICA
REPUBLIEK VAN SUID-AFRIKA

Regulation Gazette

No. 10053

Regulasiekoerant

Vol. 581

Pretoria, 14 November 2013

No. 37025

N.B. The Government Printing Works will not be held responsible for the quality of "Hard Copies" or "Electronic Files" submitted for publication purposes



AIDS HELPLINE: 0800-0123-22 Prevention is the cure

IMPORTANT NOTICE

The Government Printing Works will not be held responsible for faxed documents not received due to errors on the fax machine or faxes received which are unclear or incomplete. Please be advised that an "OK" slip, received from a fax machine, will not be accepted as proof that documents were received by the GPW for printing. If documents are faxed to the GPW it will be the sender's responsibility to phone and confirm that the documents were received in good order.

Furthermore the Government Printing Works will also not be held responsible for cancellations and amendments which have not been done on original documents received from clients.

CONTENTS • INHOUD

No.

Page
No. Gazette
No.**GOVERNMENT NOTICE****Transport, Department of***Government Notice*

R. 869 Administrative Adjudication of Road Traffic Offence Act (46/1998) as amended: Administrative Adjudication of Road Traffic Offences Regulations, 2013.....	3	37025
--	---	-------

GOVERNMENT NOTICE

DEPARTMENT OF TRANSPORT

No. R. 869

14 November 2013

ADMINISTRATIVE ADJUDICATION OF ROAD TRAFFIC OFFENCES ACT, 1998 (Act No. 46 of 1998) AS AMENDED

ADMINISTRATIVE ADJUDICATION OF ROAD TRAFFIC OFFENCES REGULATIONS, 2013

The Minister of Transport has in terms of section 34 of the Administrative Adjudication of Road Traffic Offences Act, 1998 (Act No. 46 of 1998), made the amendment regulations in the Schedule.



Dipuo Peters
Minister of Transport

Schedule

Arrangement of regulation amendments

CHAPTER 2

Administrative functions

2. Execution of administrative functions of the Agency

Chapter 2 regulation 2 is herewith amended as follows —

- a) The administrative functions that arises as a result of the infringement notices to be issued and served to the infringers, representations to be made by the infringers and submitted to the representation officers for consideration, courtesy letters, enforcement orders, warrants, service of notices and other administrative functions concerning the recording of information, reception and dispatch of mail, shall be performed by the Agency.

CHAPTER 5

Manner of payment

14. Payment to Agency

A new sub-regulation (13) under regulation 14 is herewith added as follows —

- (13) Payments of penalties and fees in terms of an infringement made at any national, provincial or municipal issuing authority, or at any driving licence testing centre or registering authority under the control of such issuing authority that is not the issuing authority of the original infringement notice or at any driving licence testing centre or registering authority that are not affiliated to any issuing authority; shall —
- (i) Upon receiving payment of penalties and fees, calculate and retain the collection fee as determined in terms of paragraph (c)(x) of Schedule 2 on the total amount received in terms of penalties and fees; and
 - (ii) Deposit the penalties and fees received, less the collection fee, into the AARTO bank account within a period of seven (7) days after the end of the month in which those penalties and fees were collected.

CHAPTER 8

General

A new regulation, 25A is hereby added as follows —

AARTO forms

25A All AARTO forms as shown in Schedule 1 shall be ordered by issuing authorities from the Government Printing Works.

Short title and commencement

Chapter 8 regulation 26(1) of the 2008 regulations is herewith amended as follows —

26. (1) These regulations are called the Administrative Adjudication of Road Traffic Offences Amendment Regulations, 2013, and shall, subject to sub-regulation (2) —
- a) come into operation on the day of publication in the Government Gazette; and
 - b) regulation 14(13) shall be applicable retrospectively from 1 July 2008.

Schedules

3. Categorisation of Offences

Schedule 3 – Categorisation of Offences of the 2008 regulations is herewith amended by replacing the following :

- a. against Item Number 1132 a new Charge Code 3391 and Short Charge Wording;
- b. against Item Number 1134 a new Charge Code 3392 and Short Charge Wording;
- c. against Item Number 1135 a new Charge Code 3393 and Short Charge Wording;
- d. against Item Number 1137 a new Charge Code 3394 and Short Charge Wording;
- e. against Item Number 1138 a new Charge Code 3395 and Short Charge Wording;

- f. against Item Number 1140 a new Charge Code 3396 and Short Charge Wording;
 g. against Item Number 1141 a new Charge Code 3397 and Short Charge Wording;
 and
 h. against Item Number 1143 a new Charge Code 3398 and Short Charge Wording; as shown in the table below.

1	2	3	4	5	6	7	8	9	10	11
Item Number	Charge code	Short statutory reference to National Road Traffic Act, 1996	Short charge wording - reference to National Road Traffic Act, 1996	Classification of offence, major infringement and minor infringement	Penalty	Demerit points	Penalty in Rand value : Penalty x R50	Discount in Rand Value	Penalty minus discount in Rand Value	Operator charge i.t.o section 49 of the National Road Traffic Act, 1996
1132	3391	Reg. 242(b)	Operated a combination of vehicles whilst the axle massload of any steering axle or the sum of the axle massloads of any steering axle unit was less than 11% of the sum of all axle massloads of such vehicle to wit by 00-3.9%	I	10	1	500	250	250	49(g)
1134	3392	Reg. 242(b)	Operated a combination of vehicles whilst the axle massload of any steering axle or the sum of the axle massloads of any steering axle unit was less than 11% of the sum of all axle massloads of such vehicle to wit by 08-10.9%	O	C	6	0	0	0	49(g)
1135	3393	Reg. 242(c)	Vehicle, not as in paragraph (b), with a steering axle unit, whilst the sum of the axle massloads of such steering axle unit was less than 30% of the sum of all axle massloads of such vehicle to wit minus 00-9.9%	I	10	1	500	250	250	49(g)
1137	3394	Reg. 242(c)	Vehicle, not as in paragraph (b), with a steering axle unit, whilst the sum of the axle massloads of such steering axle unit was less than 30% of the sum of all axle massloads of such vehicle to wit minus 20-29.9%	O	C	6	0	0	0	49(g)
1138	3395	Reg. 242(d)	Vehicle, not as in paragraphs (a), (b) or (c) of regulation 241, whilst the mass loads of the steering axle was less than 20 % of the sum of all axle mass loads to wit 00-6.9%	I	10	1	500	250	250	49(g)
1140	3396	Reg. 242(d)	Vehicle, not as in paragraphs (a), (b) or (c) of regulation 241, whilst the mass loads of the steering axle was less than 20 % of the sum of all axle mass loads to wit 14-19.99%	O	C	6	0	0	0	49(g)
1141	3397	Reg. 242(d)	Operated a tractor whilst the mass loads of the steering axle was less than 12% of the sum of all axle mass loads to wit <10 %	I	10	1	500	250	250	49(g)
1143	3398	Reg. 242(d)	Operated a tractor whilst the mass loads of the steering axle was less than 12% of the sum of all axle mass loads to wit 11.99-11%	O	C	6	0	0	0	49(g)

4. Operator demerit points

Schedule 4 – Operator demerit points of the 2008 regulations is hereby repealed and replaced by a new Schedule 4 – Issuing Authority Codes.

ADMINISTRATIVE ADJUDICATION OF ROAD TRAFFIC OFFENCES REGULATIONS 2013

SCHEDULE 4

Issuing Authority Codes

All issuing authorities, including —

- a) a local authority contemplated in Chapter 7 of the Constitution of the Republic of South Africa, 1996 (Act No. 108 of 1996), the Local Government Transition Act, 1993 (Act No. 209 of 1993), or any other applicable law;
- b) a provincial administration; or
- c) any other state institution declared by the Minister by regulation to be an issuing authority;

in so far as such authority, administration or state institution is responsible for road traffic, road transport, roads and cross-border road transport matters are allocated issuing authority codes in terms of this schedule in support of the AARTO process.

A list of these codes for national, provincial and local issuing authorities is provided in the tables below.

National Issuing Authorities	
Name of Issuing Authority (IA)	IA Code
Cross Border Road Transport Agency (CBRTA)	9294
National Parks Board (SANParks)	9296
Road Traffic Management Corporation (RTMC)	9297
South African National Roads Agency Limited (SANRAL)	9295
South African Police Service (SAPS)	9121

Gauteng : Provincial and Local Issuing Authorities	
Name of Issuing Authority (IA)	IA Code
Department of Community Safety	4065
Johannesburg Metropolitan Police Department (JMPD)	4468
Ekurhuleni Metropolitan Police Department (EMPD)	4028
Tshwane Metropolitan Police Department (TMPD)	4003
Emfuleni LM	9129
Kungwini LM	9122
Lesedi LM	9123
Merafong	9290
Midvaal LM	9125
Mogale City LM	9124
Nokeng Tsa Taemane LM	9127
Randfontein LM	9131
Westonaria LM	9130

KwaZulu-Natal : Provincial and Local Issuing Authorities	
Name of Issuing Authority (IA)	IA Code
Department of Transport	9063
eThekwini Municipality	9075
Abaqulusi (Vryheid) LM	9058
Dannhauser LM	9090
Edumbe (Paulpietersburg) LM	9038
Emadlangeni (Utrecht) LM	9057
Emnambithi (Ladysmith) LM	9041
Endondakusuka (Mandeni) LM	9040
Endumeni (Dundee/Glencoe) LM	9089
Hibiscus Coast (Port Shepstone) LM	9061
Hlabisa LM	9081
Imbabazane LM	9052
Ingwe Municipality (Bulwer) LM	9091
Jozini LM	9044
Kokstad LM	9043
KwaDukuza (Stanger) LM	9050
Kwasani (Underberg) LM	9082
Mbonambi (Mfolozi) LM	9042
Mpofana (Mooi River) LM	9035
Msunduzi (Pmbg) LM	9036
Mthonjaneni (Melmoth) LM	9045
Mtubatuba LM	9034
Newcastle Municipality LM	9032
Nongoma LM	9053
Nqutu LM	9055
Okhahlamba (Bergville)	9077
Pongola	9051
Richmond	9047
The Big Five False Bay	9080
Ubuhlebezwe (Ixopo)	9054
Ulundi Municipality	9046
Umdoni (Scottburgh, Park Rynie)	9049
Umhlabuyalingana	9037
Umhlathuze (Richards Bay-Empangeni)	9088
Umlalazi (Eshowe)	9086
Umngeni (Howick)	9079
Umshwati	9059
Umtshezi (Estcourt)	9085
Umuziwabantu (Harding)	9083
Umvoti (Greytown)	9074
Umzimkhulu	9056

Western Cape : Provincial and Local Issuing Authorities	
Name of Issuing Authority (IA)	IA Code
Dept of Community Safety	9006
Cape Town Traffic	9005
Cape Town Metro Police	9005
Beaufort-West	9008
Bergrivier	9025
Bitou	9024
Breede Valley	9018
Cape Aughulhas	9000
Cederberg	9004
Drakenstein	9026
George	9003
Hessequa (Riversdal)	9022
Kannaland	9021
Knysna	9001
Laingsburg	9007
Langeberg	9020
Matzikama	9016
Mosselbay	9028
Oudtshoorn	9027
Overstrand	9002
Prince Albert	9015
Saldanhabay	9023
Stellenbosch	9030
Swartland	9029
Swellendam	9019
Theewaterskloof	9014
Witzenberg	9017

Eastern Cape : Provincial and Local Issuing Authorities	
Name of Issuing Authority (IA)	IA Code
Department of Transport	9192
Nelson Mandela	9197
Amahlathi LM	9181
Blue Crane Route LM	9183
Buffalo City LM	9210
Camdeboo LM	9180
Elundini LM	9200
Emalahleni (EC) LM	9170
Engcobo LM	9211
Gariep LM	9205
Great Kei LM	9171
Ikwezi LM	9176
Inkwanca LM	9198
Intsika Yethu LM	9208
Inxuba Yethemba LM	9209
King Sabata Dalindyebo LM	9179
Kouga LM	9173
Kou-Kamma LM	9172
Lukhanji LM	9185
Makana LM	9175
Malethswai LM	9191
Matatiele LM	9199
Mbashe LM	9174
Mbizana LM	9204
Mnquma LM	9206
Ndlambe LM	9193
Ngqushwa LM	9194
Nkonkobe LM	9212
Ntabankulu LM	9195
Nxuba LM	9202
Nyadeni LM	9178
Port St Johns LM	9190
Quakeni LM	9213
Sakhisizwe LM	9207
Senque LM	9201
Sunday's River Valley LM	9182
Umzimvubu LM	9196

Free State : Provincial and Local Issuing Authorities	
Name of Issuing Authority (IA)	IA Code
Dept of Police, Roads and Transport	9112
Mangaung	9103
Mantsopa	9093
Naledi	9107
Maluti a Phofung	9094
Dihlabeng	9101
Setsoto	9117
Nketoana	9111
Phumelela	9096
Mohokare	9100
Letsemeng	9105
Kopanong	9097
Metsimaholo	9099
Moghaka	9104
Ngoathe	9102
Mafube	9106
Matjhabeng	9095
Tswelopele	9110
Tokologo	9109
Nala	9108
Masilonyana	9098

Mpumalanga : Provincial and Local Issuing Authorities	
Name of Issuing Authority (IA)	IA Code
Dept of Public Works, Roads and Transport	9223
Dept Community Safety, Security and Liaison	9298
Albert Lethuli	9228
Bushbuckridge	9235
Dipaliseng	9229
Dr Moroka	9219
Emakhazeni	9226
Emalahleni	9215
Govan Mbeki	9225
Lekwa	9214
Mbombela (mun)	9224
Mkhondo	9234
Msukaligwa	9231
Nkomazi (mun)	9220
Prixley Ka Seme	9218
Steve Tshwete LM	9233
Thaba Tshweu LM	9232
Thembisile	9230
Umjindi	9227
Victor Khanye	9222

North West : Provincial and Local Issuing Authorities	
Name of Issuing Authority (IA)	IA Code
Department of Public Safety	9270
Ditsobotla LM	9286
Kgetleng Rivier LM	9275
Madibeng LM	9291
Mafikeng LM	9284
Mamusa LM	9280
Maquassi Hills LM	9274
Moses Kotane LM	9285
Matlosana LM	9287
Naledi (NW) LM	9293
Potchefstroom LM	9282
Ramotshere Moiloa LM	9281
Rustenburg LM	9292
Tswaing LM	9288
Ventersdorp LM	9276

Limpopo : Provincial and Local Issuing Authorities	
Name of Issuing Authority (IA)	IA Code
Dept of Roads and Public Transport	9240
Aganang LM	9260
Ba-Phalaborwa LM	9254
Bela-Bela LM	9250
Blouberg LM	9238
Elias Motsoaledi (Greater Groblersdal) LM	9265
Ephraim Mogale (Greater Marble Hall) LM	9249
Fetakgomo LM	9239
Greater Giyani LM	9263
Greater Letaba LM	9257
Greater Tubatse LM	9236
Greater Tzaneen LM	9264
Lepelle-Nkumpi LM	9237
Lephalale LM	9261
Makhado LM	9259
Makhuduthamaga LM	9255
Maruleng LM	9266
Modimolle LM	9262
Mogalakwena LM	9252
Molemole LM	9241
Mookgophong LM	9256
Musina LM	9258
Mutale LM	9242
Polokwane LM	9253
Thabazimbi LM	9243
Thulamela LM	9251

Northern Cape : Provincial and Local Issuing Authorities	
Name of Issuing Authority (IA)	IA Code
Department of Safety and Liaison	9139
Emtanjeni	9144
Gamagara	9159
Gasegonjane	9161
Hantam	9149
Kai Gariep	9154
Kgatelopele	9152
Khara Hais	9137
Magareng	9136
Nama Khoi	9145
Pokwane	9155
Siyacuma	9153
Siyatamba	9160
Solplaatje	9147
Tsanstebane	9167
Ubunto	9135
Umsombumwo	9151

Printed by and obtainable from the Government Printer, Bosman Street, Private Bag X85, Pretoria, 0001
Publications: Tel: (012) 334-4508, 334-4509, 334-4510
Advertisements: Tel: (012) 334-4673, 334-4674, 334-4504
Subscriptions: Tel: (012) 334-4735, 334-4736, 334-4737
Cape Town Branch: Tel: (021) 465-7531

Gedruk deur en verkrygbaar by die Staatsdrukker, Bosmanstraat, Privaatsak X85, Pretoria, 0001
Publikasies: Tel: (012) 334-4508, 334-4509, 334-4510
Advertensies: Tel: (012) 334-4673, 334-4674, 334-4504
Subskripsies: Tel: (012) 334-4735, 334-4736, 334-4737
Kaapstad-tak: Tel: (021) 465-7531