
GOVERNMENT NOTICE

DEPARTMENT OF TRANSPORT**No. 411****11 May 2015**

NATIONAL ROAD TRAFFIC ACT, 1996 (ACT NO. 93 OF 1996)

**PUBLICATION OF THE NATIONAL ROAD TRAFFIC REGULATIONS FOR
COMMENTS**

The Minister of Transport intends to amend the National Road Traffic Regulations, 2000, and acting in terms of section 75 (6) of the National Road Traffic Act, 1996 (Act No. 93 of 1996) herewith publish the regulations in the Schedule for comments; All interested parties who have any objections, inputs or comments to the proposed amendments are called upon to lodge their objections, inputs or comments, within four weeks from the date of publication of this Notice to:

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1. In this Schedule "the Regulations" means the National Road Traffic Regulations published in Government Notice No. R. 225 of 17 March 2000, as amended by

Government Notice No's. R. 761 of 31 July 2000, R. 941 of 22 September 2000, R. 726 of 3 August 2001, R. 2116 of 5 October 2001, R. 779 of 4 June 2002, R. 1341 of 25 September 2003, R. 881 of 23 July 2004, R. 871 of 2 September 2005, R. 1066 of 23 November 2005, R. 1318 of 2 December 2005, R. 1319 of 2 December 2005, R. 891 of 4 September 2006, R. 964 of 29 September 2006, R. 404 of 4 May 2007 and R. 865 of 28 September 2007, R. 589 of 27 May 2009, R. 359 of 12 May 2010, R. 541 of 29 June 2011, R. 209 of 9 March 2012 R. 758 of 9 October 2013, R. 890 of 19 November 2013 and R. 846 of 31 October 2014.

Insertion of regulation 107D in the Regulations

2. The following regulation is inserted after regulation 107C of the Regulations:

"107D. Manner and contents on which an applicant for the renewal of a driving licence card is to be evaluated

(1) An applicant for the renewal of a driving licence card shall before obtaining a new driving licence card be evaluated by an examiner for driving licences.

(2) The examiner for driving licences shall by observation, inquiry and practical test, satisfy himself or herself that the applicant—

- (a) holds a driving licence which authorises him or her to drive the class of motor vehicle to which his or her application relates;
- (b) knows and understands the road traffic signs;
- (c) has a sound knowledge of the rules of the road and the different signals which a driver of a motor vehicle is required to give when driving on a public road;

(d) is not subject to any disqualification referred to in section 15 of the Act or regulation 102; and

(3) For the purposes of subregulation (2) an applicant shall not be required to undergo a written test.”.

Amendment of regulation 247 of the Regulations

3. Regulation 247 of the Regulations is hereby amended by the substitution for regulation 247 of the following regulation:

“247. Circumstances under which persons may be carried on goods vehicle

(1) No person shall operate on a public road a goods vehicle conveying persons unless that portion of the vehicle in which such persons are being conveyed is enclosed to a height of—

- (a) at least 350 millimetres above the surface upon which such person is seated; or
- (b) at least 900 millimetres above the surface on which such person is standing,

in a manner and with a material of sufficient strength to prevent such person from falling from such vehicle when it is in motion.

(2) No person shall convey more than 5 persons in the goods compartment of a goods vehicle, the gross vehicle mass of which is less than 3 500 kilograms.

(3) The provisions of this regulation shall only apply in respect of a person conveying

persons as their employer during the scope of employment of such persons.

Provided that no person shall be conveyed in the goods compartment together with any tools or goods, except their personal effects, unless that portion in which such persons are being conveyed is separated by means of a partition, from the portion in which such goods are being conveyed.”.

Amendment of regulation 250 of the Regulations

4. Regulation 250 of the Regulations is hereby amended by the substitution for regulation 250 of the following regulation:

“250. Persons not to be carried in goods compartment for reward

No person shall on a public road convey—

- (a) school children; or
- (b) any person for reward, unless an exemption is issued to such person in terms of the provisions of the NLTA,

in the goods compartment of a motor vehicle.”.

Amendment of regulation 292 of the Regulations

5. Regulation 292 of the Regulations is hereby amended by the substitution for regulation 292 of the following regulation:

“292. General speed limit

A general speed limit of -

- (a) 40 kilometres per hour shall apply in respect of every public road or section thereof, situated within an urban area;
- (b) 80 kilometres per hour shall apply in respect of every public road or section thereof, other than a freeway, situated outside an urban area; and
- (c) 120 kilometres per hour shall apply in respect of every freeway: Provided that a speed limit of 100 kilometres per hour shall apply in cases wherein such freeway passes through a residential area.”.

Insertion of regulation 318A in the Regulations

6. The following regulation is inserted after regulation 318 of the Regulations:

“318A. Prohibition of operating on the public road of a goods vehicle the gross vehicle mass of which exceeds 9 000 kilograms at certain times

(1) No person shall operate on the public road in an urban area a goods vehicle the gross vehicle mass of which exceeds 9000 kilograms between the hours of 06h00 to 09h00 and 17h00 to 20h00 Monday to Friday except weekends and public holidays.

(2) The provisions of subregulation (1) shall not apply in case of emergencies, to the driver of a fire -fighting vehicle, a fire-fighting response vehicle, an emergency medical response vehicle, a rescue vehicle or an ambulance, who drives such vehicle in the performance of his or her duties, a traffic officer or a person appointed in terms of the South African Police Service Act, 1995 (Act No.68 of 1995), who drives a vehicle in the carrying out of his or her duties, any person driving a vehicle while responding to a

disaster as contemplated in the Disaster Management Act, 2002 (Act No. 57 of 2002) or a person who drives a vehicle while it is used in connection with the construction or maintenance of a public road or the rendering of an essential public service.”.

Short title and commencement

These Regulations are published for comments.
