

**THE PROVINCE OF
GAUTENG**



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No. 180

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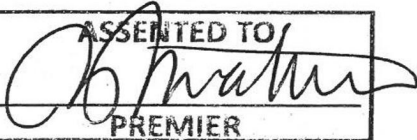
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GENERAL NOTICES • ALGEMENE KENNISGEWINGS

NOTICE 880 OF 2019

GAUTENG PROVINCIAL LEGISLATURE

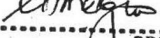
GAUTENG PROVINCIAL ROAD
TRAFFIC AMENDMENT ACT

ASSENTED TO

PREMIER

ENGLISH TEXT SIGNED BY THE PREMIER

ASSENTED TO ON: 30/04/2019

CERTIFIED CORRECT AS PASSED BY
THE GAUTENG PROVINCIAL LEGISLATURE

SIGNED 
SPEAKER

DATE: 19/03/2019

No 1, 2019

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.
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ACT

To amend the Gauteng Provincial Road Traffic Act, 1997, so as to empower the MEC to prescribe certain requirements for the operators of breakdown vehicles in relation to the towing of another vehicles on public roads; and to provide for matters incidental thereto.

BE IT ENACTED by the Provincial Legislature of the Province of Gauteng, as follows:—

Insertion of Chapter IIIA into Act

1. The following Chapter is hereby inserted in the Gauteng Provincial Road Traffic Act, 1997 (Act No. 10 of 1997) (hereinafter referred to as the "principal Act"), after Chapter III: 5

"CHAPTER IIIA**BREAKDOWN VEHICLES****Towing of vehicles**

16A. The MEC may prescribe certain requirements to be adhered to or followed by an operator of a breakdown vehicle wherever the operator tows another vehicle on a public road. 10

Substitution of heading of Chapter IV of Act

2. The following heading is hereby substituted for the heading of Chapter IV of the principal Act: 15

**"INSPECTORATE OF BREAKDOWN VEHICLE OPERATORS,
INSPECTORATE OF TESTING STATIONS AND INSPECTORATE
OF DRIVING LICENCE TESTING CENTRES".**

Insertion of section 16B into Act

3. The following section is hereby inserted in Chapter IV of the principal Act, before section 17:

Appointment of inspectorate of breakdown vehicle operators

16B. (1) The MEC may appoint a provincial inspectorate of breakdown vehicle operators as prescribed. 5
 (2) The powers and duties of the said inspectorate of breakdown vehicle operators in relation to the inspection and the operations of the breakdown vehicle operators must be prescribed.
 (3) The MEC may, in order to defray the expenditure incurred by or on behalf of the said inspectorate for the purposes of performing its functions, prescribe fees to be paid in respect of inspections carried out in terms of this section.” 10

Amendment of section 25 of Act

4. Section 25 of the principal Act is hereby amended by the substitution in subsection (1) for paragraph (b) of the following paragraph: 15
 “(b) subject to the regulations made under the National Road Traffic Act, 1996—
 (i) the stoppage and parking of vehicles on public roads; and
 (ii) the towing of vehicles on a public road by operators of breakdown vehicles.” 20

Amendment of Arrangements of Sections

5. The Arrangements of Sections in the principal Act is hereby amended—
 (a) by the insertion of the following Chapter, after Chapter III:

CHAPTER IIIA

BREAKDOWN VEHICLES 25

16A. Towing of vehicles”;

(b) by the substitution for the heading of Chapter IV of the following heading:

**INSPECTORATE OF BREAKDOWN VEHICLE OPERATORS,
 INSPECTORATE OF TESTING STATIONS AND INSPECTORATE
 OF DRIVING LICENCE TESTING CENTRES”;** and 30

(c) by the insertion in Chapter IV of the following section, before section 17:

16B. Appointment of inspectorate of breakdown operators”.

Short title and commencement

6. This Act is called the Gauteng Provincial Road Traffic Amendment Act, 2019, and comes into operation on the date determined by the Premier by proclamation in the Provincial Gazette. 35

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