

PROVINCE OF THE WESTERN CAPE

PROVINSIE WES-KAAP

IPHONDO LENTSHONA KOLONI

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Provincial Notice

Provinsiale Kennisgewing

ISaziso sePhondo

The following Provincial Notice is published for general information:

Die volgende Provinsiale Kennisgewing word vir algemene inligting gepubliseer:

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PROVINCIAL NOTICE

The following Provincial Notice is published for general information.

DR. H.C. MALILA,
DIRECTOR-GENERAL

Provincial Legislature Building,
Wale Street,
Cape Town.

PROVINSIALE KENNISGEWING

Die volgende Provinsiale Kennisgewing word vir algemene inligting gepubliseer.

DR. H.C. MALILA,
DIREKTEUR-GENERAAL

Provinsiale Wetgewer-gebou,
Waalstraat,
Kaapstad.

ISAZISO SEPHONDO

Esi saziso silandelayo sipapashelwe ukunika ulwazi ngokubanzi.

GQIR. H.C. MALILA,
MLAWULI-JIKELELE

ISakhiwo sePhondo,
Wale Street,
eKapa.

PROVINCIAL NOTICE

P.N. 65/2021

11 June 2021

DEPARTMENT OF TRANSPORT AND PUBLIC WORKS**WESTERN CAPE TOLL ROADS ACT, 1999 (ACT 11 OF 1999)****LEVYING OF TOLLS FOR CHAPMAN'S PEAK DRIVE**

I, Daylin Mitchell, Provincial Minister of Transport and Public Works, under sections 3 and 4 of the Western Cape Toll Roads Act, 1999 (Act 11 of 1999), and with effect from 1 July 2021—

- (a) levy the tolls specified in Schedule A for the categories of vehicle specified in that Schedule that are driven or used on Chapman's Peak Drive;
- (b) provide for the exemption from payment of tolls by certain drivers or users of Chapman's Peak Drive as specified in Schedule B; and
- (c) repeal Provincial Notice 41/2020, published in *Provincial Gazette* 8248 dated 11 June 2020.

D MITCHELL

PROVINCIAL MINISTER OF TRANSPORT AND PUBLIC WORKS

DATE: 4 JUNE 2021

SCHEDULE A
LEVYING AND COLLECTION OF TOLLS UNDER SECTION 3
TOLLS AND REBATES

The toll payable for the driving or use of a vehicle in a class of vehicles set out in column 1, read with column 2, of the table in this Schedule is as set out in column 3, 4, 5 or 6 of the table.

1	2	3	4		5		6		
			Discount Structure for Regular Users		Discount Structure for Regular Users with a Wild Card		Discount Structure for Motorcycle Regular Users		
Class of Vehicle	Description	Tariff	Discount Tariff	Qualification: Uses per Calendar Month	Discount Tariff	Qualification: Uses per Calendar Month	Discount Tariff	Qualification: Uses per Calendar Month	
Class 1 Light Vehicles	Motorcycles, Motor Tricycles, Motor Quadbikes, Light Motor Vehicles, Minibuses and Utility Vehicles	R54,00	R54,00	1 – 2	R44,00	1 – 2	R35,00	1 – 2	
			R44,00	3 – 4	R44,00	3 – 4	R28,00	3 – 4	
			R34,00	5 – 6	R34,00	5 – 6	R22,00	5 – 6	
			R24,00	7 – 10	R24,00	7 – 10	R14,50	7 – 10	
			R11,00	11 – 25	R11,00	11 – 25	R7,50	11 – 25	
			R20,50	26 plus	R20,50	26 plus	R13,50	26 plus	
			Minibus Taxis		R16,00	All journeys			
			Motorcycles		R35,00	All journeys			
Class 2 2 Axle Heavy Vehicles	Midibuses, Buses and Heavy Motor Vehicles with two axles	R215,00	N/A	N/A	N/A	N/A			
Class 3 3 & 4 Axle Heavy Vehicles	Buses and Heavy Motor Vehicles with three or four axles	R537,00	N/A	N/A	N/A	N/A			
Class 4 5 & More Axle Heavy Vehicles	Heavy Motor Vehicles with five or more axles and Articulated Vehicles	N/A							

- Note (1): All tolls include 15% VAT.
- Note (2): Rebates are only applicable to persons who drive or use any of the classes of vehicles, referred to in the table, on the toll road and who have registered with the Concessionaire and who maintain a minimum balance of R80,00 in their accounts. Rebates are applicable to non-commercial use only.
- Note (3): Wild Card rebates are only applicable to persons who drive or use any of the classes of vehicles, referred to in the table, on the toll road and who are in possession of a valid Wild Card as distributed by South African National Parks and CapeNature and who have registered with the Concessionaire. Wild Card holders who have not registered but who present their card at the toll plaza will not qualify for the Wild Card rebate. Wild Card rebates are applicable to non-commercial use only.
- Note (4): Minibus taxis with valid operating licences issued in terms of the National Land Transport Act, 2009 (Act 5 of 2009), are exempt from the provision requiring non-commercial use as contained in Note (2).
- Note (5): Classes of vehicles are prescribed in terms of regulation 3 of the Regulations Regarding Provincial Toll Roads, made under the Western Cape Toll Roads Act, 1999, published under Provincial Notice 115/2001 in *Provincial Gazette* 5699 dated 20 April 2001.
- Note (6): Rebates are granted in terms of section 3(3) and (4) of the Western Cape Toll Roads Act, 1999.

SCHEDULE B

EXEMPTION FROM PAYMENT OF TOLLS UNDER SECTION 4

EXEMPT DRIVERS AND USERS

A person who drives or uses any of the following vehicles on the toll road is exempted from paying toll:

- (a) South African Police Service vehicles used in the performance of a duty;
- (b) South African National Defence Force vehicles used in the performance of a duty;
- (c) Western Cape Government emergency services vehicles and traffic-police vehicles used in the performance of a duty;
- (d) City of Cape Town emergency-services vehicles and traffic-police vehicles used in the performance of a duty;
- (e) South African National Parks vehicles used in the performance of a duty;
- (f) ambulances used for an ambulance service licensed in terms of the Western Cape Ambulance Services Act, 2010 (Act 3 of 2010), used in the performance of ambulance services;
- (g) fire-fighting vehicles as defined in section 1 of the National Road Traffic Act, 1996 (Act 93 of 1996), used in the performance of fire-fighting services;
- (h) rescue vehicles as defined in section 1 of the National Road Traffic Act, 1996, used in the performance of rescuing services; and
- (i) operational and maintenance vehicles used in the performance of operational and maintenance duties on the toll road.

PROVINSIALE KENNISGEWING

P.K. 65/2021

11 Junie 2021

DEPARTEMENT VAN VERVOER EN OPENBARE WERKE**WES-KAAPSE WET OP TOLPAAIE, 1999 (WET 11 VAN 1999)****HEFFING VAN TOLGELDE VIR CHAPMANSPIEK-RYLAAN**

Ek, Daylin Mitchell, Provinsiale Minister van Vervoer en Openbare Werke, kragtens artikels 3 en 4 van die Wes-Kaapse Wet op Tolpaaie, 1999 (Wet 11 van 1999), en met ingang van 1 Julie 2021—

- (a) hef die tolgelde vermeld in Bylae A vir die kategorieë voertuie vermeld in daardie Bylae wat bestuur of gebruik word op Chapmanspiek-rylaan;
- (b) maak voorsiening vir die vrystelling van betaling van tolgelde deur sekere bestuurders of gebruikers van Chapmanspiek-rylaan soos vermeld in Bylae B; en
- (c) herroep Provinsiale Kennisgewing 41/2020, gepubliseer in *Provinsiale Koerant* 8248 van 11 Junie 2020.

D MITCHELL**PROVINSIALE MINISTER VAN VERVOER EN OPENBARE WERKE****DATUM: 4 JUNIE 2021**

BYLAE A**HEFFING EN INVORDERING VAN TOLGELDE KRAGTENS ARTIKEL 3****TOLGELDE EN KORTINGS**

Die tolgeld betaalbaar vir die bestuur of gebruik van 'n voertuig in 'n voertuigklas uiteengesit in kolom 1, saamgelees met kolom 2, van die tabel in hierdie Bylae is soos uiteengesit in kolom 3, 4, 5 of 6 van die tabel.

1	2	3	4		5		6	
			Kortingstruktuur vir Gereelde Gebruikers		Kortingstruktuur vir Gereelde Gebruikers met 'n Wild-kaart		Kortingstruktuur vir Gereelde Gebruikers met Motorfietse	
Voertuigklas	Beskrywing	Tarief	Tarief met korting	Kwalifikasie: Gebruik per kalendermaand	Tarief met korting	Kwalifikasie: Gebruik per kalendermaand	Tarief met korting	Kwalifikasie: Gebruik per kalendermaand
Klas 1 Ligte Voertuie	Motorfietse, Driewiel- motorfietse, Vierwielmotor- fietse, Ligte Motorvoertuie, Minibusse en Nutsvoertuie	R54,00	R54,00	1 – 2	R44,00	1 – 2	R35,00	1 – 2
			R44,00	3 – 4	R44,00	3 – 4	R28,00	3 – 4
			R34,00	5 – 6	R34,00	5 – 6	R22,00	5 – 6
			R24,00	7 – 10	R24,00	7 – 10	R14,50	7 – 10
			R11,00	11 – 25	R11,00	11 – 25	R7,50	11 – 25
			R20,50	26 plus	R20,50	26 plus	R13,50	26 plus
			Minibustaxis		R16,00	Alle reise		
			Motorfietse		R35,00	Alle reise		
Klas 2 2-As- Swaarvoertuie	Midibusse, Busse en Swaar- motorvoertuie met twee asse	R215,00	NVT	NVT	NVT	NVT		
Klas 3 3- & 4-As- Swaarvoertuie	Busse en Swaar- motorvoertuie met drie of vier asse	R537,00	NVT	NVT	NVT	NVT		
Klas 4 5- & Meer As- Swaarvoertuie	Swaarmotorvoertuie met vyf of meer asse en Gelede Voertuie	NVT						

- Nota (1): Alle tolgelde sluit 15% BTW in.
- Nota (2): Kortings is slegs van toepassing op persone wat enige van die voertuigklasse, waarna in die tabel verwys word, bestuur of gebruik op die tolpad en vooraf geregistreer het by die Konsessiehouer en 'n minimum balans van R80,00 in hul rekening handhaaf. Kortings is slegs van toepassing op niekommersiële gebruik.
- Nota (3): Kortings vir *Wild*-kaarte is net van toepassing op persone wat enige van die voertuigklasse, waarna in die tabel verwys word, bestuur of gebruik op die tolpad en in besit is van 'n geldige *Wild*-kaart, soos versprei deur Suid-Afrikaanse Nasionale Parke en CapeNature en wat vooraf geregistreer het by die Konsessiehouer. *Wild*-kaarthouers wat nie vooraf geregistreer het nie, maar hul kaart by die tolhek toon, sal nie kwalifiseer vir die *Wild*-kaartkorting nie. *Wild*-kaartkorting is slegs van toepassing op niekommersiële gebruik.
- Nota (4): Minibustaxis met geldige bedryfslisensies wat ingevolge die “National Land Transport Act, 2009” (Wet 5 van 2009), uitgereik is, word vrygestel van die bepaling wat in Nota (2) vervat is wat niekommersiële gebruik vereis.
- Nota (5): Voertuigklasse word ingevolge regulasie 3 van die Regulasies Insake Provinsiale Tolpaaie voorgeskryf, wat onder die Wes-Kaapse Wet op Tolpaaie, 1999, gepubliseer onder Provinsiale Kennisgewing 115/2001 in *Provinsiale Koerant* 5699 van 20 April 2001.
- Nota (6): Kortings word ingevolge artikel 3(3) en (4) van die Wes-Kaapse Wet op Tolpaaie, 1999, toegestaan.

BYLAE B**VRYSTELLING VAN BETALING VAN TOLGELDE KRAGTENS ARTIKEL 4****VRYGESTELDE BESTUURDERS EN GEBRUIKERS**

'n Persoon wat een van die volgende voertuie op die tolpad bestuur of gebruik, word daarvan vrygestel om tolgeld te betaal:

- (a) voertuie van die Suid-Afrikaanse Polisie in die uitvoer van 'n plig;
- (b) voertuie van die Suid-Afrikaanse Nasionale Weermag in die uitvoer van 'n plig;
- (c) nooddiensvoertuie en verkeerspolisie-voertuie van die Wes-Kaapse Regering in die uitvoer van 'n plig;
- (d) nooddiensvoertuie en verkeerspolisie-voertuie van die Stad Kaapstad in die uitvoer van 'n plig;
- (e) voertuie van Suid-Afrikaanse Nasionale Parke in die uitvoer van 'n plig;
- (f) ambulans wat gebruik word vir 'n ambulansdiens wat gelisensieer is ingevolge die Wet op Wes-Kaapse Ambulansdienste, 2010 (Wet 3 van 2010), in die uitvoer van ambulansdienste;
- (g) brandbestrydingsvoertuie soos omskryf in artikel 1 van die Nasionale Padverkeerswet, 1996 (Wet 93 van 1996), wat gebruik word in die uitvoer van brandbestrydingsdienste;
- (h) reddingsvoertuie soos omskryf in artikel 1 van die Nasionale Padverkeerswet, 1996, wat gebruik word in die uitvoer van reddingsdienste; en
- (i) operasionele en instandhoudingsvoertuie wat gebruik word in die uitvoer van operasionele en instandhoudingspligte op die tolpad.

ISAZISO SEPHONDO

I.S. 65/2021

11 kweyeSilimela 2021

ISEBE LEZOTHUTHO NEMISEBENZI YOLUNTU**UMTHETHO I-WESTERN CAPE TOLL ROADS ACT, 1999 (UMTHETHO 11 KA-1999)****IMIRHUMO YENDLELA I-CHAPMAN'S PEAK DRIVE**

Mna, Daylin Mitchell, uMphathiswa wezoThutho neMisebenzi yoLuntu kwiPhondo, phantsi kwecandelo 3 nele-4 lomthetho i*Western Cape Toll Roads Act, 1999* (uMthetho 11 ka-1999), kwaye ukususela kumhla woku-1 kweyeKhala 2021—

- (a) ukuhlawula imirhumo yendlela echazwe kwiShedyuli A yeendidi zezithuthi ezichazwe kwiShedyuli eziqhutywa okanye ezisetyenziswa kwiChapman's Peak Drive;
- (b) kubonelela ngoxolelo kwiintlawulo zabaqhubi okanye zabasebenzisi abathile beChapman's Peak Drive njengoko kuchaziwe kwiShedyuli B; kunye
- (c) notshitshiso lweSaziso sePhondo 41/2020 esapapashwa kwiGazethi yePhondo 8248 yomhla we-11 kweyeSilimela 2020.

D MITCHELL**UMPHATHISWA WEPHONDO WEZOTHUTHO NEMISEBENZI YOLUNTU****UMHLA: 4 KWEYESILIMELA 2021**

ISHEDYULI A

URHAFISO NOKUQOKELELWA KWEMIRHUMO YENDLELA PHANTSI KWECANDELO 3

IINTLAWULELO ZENDLELA NEZAPHULELO

Irhafu ehlawulelwa ukuqhuba okanye ukusebenzisa isithuthi esikudidi lwezithuthi ezibekwe kwikholamu 1 efundwa kunye nekhohlamu 2 kule theyibhule ikule Shedyuli injengohlobo ebekwe ngalo kwikholamu 3, 4, 5 okanye 6 kule theyibhule.

1	2	3	4		5		6	
			ISicwangciso seSaphulelo saBasebenzisi beSiqhelo		ISicwangciso seSaphulelo saBasebenzisi beSiqhelo abaneeWild Cards		ISicwangciso seSaphulelo saBasebenzisi bezithuthuthu besiqhelo	
Udidi lwesithuthi	Ingcaciso	Ntlawulo	Isaphulelo seNtlawulo	Ilungelo losetyenziso: Usetyenziso ngenyanga	Isaphulelo seNtlawulo	Ilungelo losetyenziso: Usetyenziso ngenyanga	Isaphulelo seNtlawulo	Ilungelo losetyenziso: Usetyenziso ngenyanga
Udidi 1 IZithuthi eziLula	IZithuthi eziMavili maBini, iZithuthi eziMavili maThathu, IZithuthuthu eziMavili maNe, iZithuthi eziLula, iiBhasi eziNcinci neZithuthi zohlobo lweYuthilithi	R54,00	R54,00	1 – 2	R44,00	1 – 2	R35,00	1 – 2
			R44,00	3 – 4	R44,00	3 – 4	R28,00	3 – 4
			R34,00	5 – 6	R34,00	5 – 6	R22,00	5 – 6
			R24,00	7 – 10	R24,00	7 – 10	R14,50	7 – 10
			R11,00	11 – 25	R11,00	11 – 25	R7,50	11 – 25
			R20,50	26 nangaphezulu	R20,50	26 nangaphezulu	R13,50	26 nangaphezulu
			Iitekisi ezizibhasi ezincinci		R16,00	Iihambo zonke		
			Izithuthuthu		R35,00	Iihambo zonke		
Udidi 2 IZithuthi eziNzima ezinee-Asi ezi-2	IBhasi eziPhakathi, iiBhasi neZithuthi eziNzima ezinee-asi ezimbin	R215,00	Akusebenzi	Akusebenzi	Akusebenzi	Akusebenzi		
Udidi 3 IZithuthi eziNzima ezinee-Asi ezi-3 nezi-4	IBhasi neZithuthi eziNzima ezinee-asi ezintathu nezine	R537,00	Akusebenzi	Akusebenzi	Akusebenzi	Akusebenzi		
Udidi 4 IZithuthi eziNzima ezinee-Asi ezi-5 nanga-phezulu	IZithuthi eziNzima ezinee-asi ezintlanu okanye ngaphezulu neZithuthi eziDityanisiweyo	Akusebenzi						

- Isoloty (1): Iintlawulelo zonke zineRhafuntengo (iVAT) eyi-15%.
- Isoloty (2): Izaphulelo zilungiselelwe kuphela abantu abaqhuba okanye abasebenzisa nokuba loluphi udidi lwesithuthi kwezi zikwitheyibhile, kwindlela erhafelwayo nabasele bebhaliswe kuluhlu lwabanelungelo eligunyaziswe ngurhulumente nabahlala benemali engama-R80,00 kwii-akhawunti zabo. Izaphulelo zikho kuphela kwezo zithuthi zingasetyenziselwa kushishina.
- Isoloty (3): Izaphulelo zabaneeWild Cards zilungiselelwe kuphela abantu abaqhuba okanye abasebenzisa isithuthi esikho kulo naluphi na udidi kwezi zidwelisiweyo kule theyibhile, kwindlela erhafelwayo nabanamakhadi abizwa ngokuba ziiWild Cards ezisemthethweni ezikhutshwe yiSouth African National Parks and CapeNature nababhaliswe ngokoMthetho. Abanamakhadi iWild Cards abangabhalisanga kodwa abawavezayo amakhadi abo bakufika kwisikhululo esirhafisa indlela abasayi kusifumana bona isaphulelo seWild Card. Izaphulelo zeeWild Card zikho kwezo zithuthi zingasetyenziselwa kushishina kuphela.
- Isoloty (4): Iitekisi ezizibhasi ezincinci ezineelayisensi ezisemthethweni ezisebenzayo ezikhutshwe ngokwemiqathango yomthetho i*National Land Transport Act, 2009* (uMthetho 5 ka-2009), azibandakanyeki zona kubonelelo olufunisa usetyenziselo olungeloloshishino olukwiSoloty (2).
- Isoloty (5): Iindidi zezithuthi ezikummiselo 3 weMimiselo yeeNdlela zePhondo eziRhafelwayo eyenziwe phantsi koMthetho i*Western Cape Toll Roads Act, 1999*, eyapapashwa phantsi kweSaziso sePhondo 115/2001, esapapashwa kwiGazethi yePhondo 5699 yangomhla wama-20 kuTshazimpuzi 2001.
- Isoloty (6): Izaphulelo zinikezelwa ngokwecandelo 3(3) nelesi-(4) lomthetho i*Western Cape Toll Roads Act, 1999*.

ISHEDYULI B**UXOLELO KWINTLAWULO ZOKUSEBENZISA INDLELA PHANTSI
KWECANDELO 4****ABASEBENZISI NABAQHUBI ABAXOLELWEYO**

Umntu oqhuba okanye usebenzisa naziphi na izithuthi kwezi zilandelayo kwindlela ehlawulelwayo uyaxolelwa ekuhlawuleleni indlela:

- (a) izithuthi zeeNkonzo zamaPolisa aseMzantsi Afrika ezisetyenziselwa ukwenza umsebenzi wazo;
- (b) izithuthi zoMkhosi woKhuselo kuZwelonke woMzantsi Afrika ezisetyenziselwa ukwenza umsebenzi wazo;
- (c) izithuthi zeenkonzo zongxamiseko nezithuhti zamaPolisa weNdlela woRhulumente wePhondo leNtshona Koloni ezisetyenziselwa ukwenza umsebenzi wazo;
- (d) izithuthi zeenkonzo zongxamiseko zeSixeko saseKapa nezithuhti zamaPolisa weNdlela ezisetyenziselwa ukwenza umsebenzi wazo;
- (e) izithuthi zeSouth African National Parks ezisetyenziselwa ukwenza umsebenzi wazo;
- (f) ii-ambulensi ezisetyenziselwa inkonzo yeambulensi ilayisenisi ngoMthetho weeNkonzo ze-Ambulansi weNtshona Koloni, 2010 (uMthetho 3 ka-2010), ezisetyenziselwa ukwenza umsebenzi wazo;
- (g) izithuthi zokucim' umlilo njengoko kuchaziwe kwicandelo 1 lomthetho i*National Road Traffic Act, 1996* (uMthetho 93 ka-1996), ezisetyenziselwa ukwenza umsebenzi wokucim' umlilo;
- (h) izithuthi zohlangulo njengoko kuchaziwe kwicandelo 1 lomthetho i*National Road Traffic Act, 1996*, ezisetyenziselwa ukwenza umsebenzi weenkonzo zohlangulo; kunye
- (i) izithuthi zokusebenza nezokulungisa ezisetyenziselwa ukwenza umsebenzi wokusebenza nokulungisa kwindlela ehlawulelwayo.