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GENERAL NOTICE

NOTICE 283 OF 2010

DEPARTMENT OF TRANSPORT

DRAFT AMENDMENT OF THE NATIONAL LAND TRANSPORT ACT (ACT NO. 5 OF 2009) REGULATIONS: REGULATIONS FOR THE FIFA SOCCER WORLD CUP 2010

The Minister of Transport is hereby publishing the above mentioned draft Amendment Regulations for public comments. Interested persons are requested to submit written comments on the draft Amendment Regulations by not later than 14th April 2010.

Comments should be posted to the Director-General Department of Transport for the attention of Mr. Hamet Patel or Muzi Simelane at:

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No. R....

Date:

DEPARTMENT OF TRANSPORT

NATIONAL LAND TRANSPORT ACT, 2009 (ACT NO. 5 OF 2009)

**DRAFT AMENDMENT OF THE NATIONAL LAND TRANSPORT
REGULATIONS FOR THE FIFA SOCCER WORLD CUP 2010**

I, S`busiso Joel Ndebele, Minister of Transport, do hereby intend to make amendments to the National Land Transport Act (Act No. 5 of 2009) Regulations for the 2010 FIFA Soccer World Cup 2010 in the Schedule in terms of sections 8 and 60, read with section 61, of the National Land Transport Act, 2009 (Act No. 5 of 2009).

SCHEDULE**GENERAL EXPLANATORY NOTE:**

[] Words in bold type in square brackets indicate omissions from the Regulations.

_____ Words underlined with a solid line indicate insertions in the Regulations.

Amendment of regulation 1 of the Regulations

1. Regulation 1 of the Regulations is hereby amended by;

(a) the insertion of the definition of the word " Regulation" after the word public institution.

"the Regulations" means the National Land Transport Regulations for the 2010 FIFA World Cup published under Government Notice No. R.1170 of 8 December 2009."

(b) the substitution for the definition of the word "host city" of the following definition:

"host city" means **[a metropolitan or local municipality in whose area an event area is situated]** and includes the City of Cape Town Metropolitan Municipality, the eThekweni Metropolitan Municipality, the City of Johannesburg Metropolitan Municipality, the City of Tshwane Metropolitan Municipality, the Nelson Mandela Bay Metropolitan Municipality, the Mangaung Local Municipality, the Mbombela Local Municipality, the City of Polokwane Local Municipality and the Rustenburg Local Municipality;"

Amendment of regulation 3 of the Regulations

2. Regulation 3 of the Regulations is hereby amended by the substitution for paragraphs (b) and (c) of sub-regulation (6) thereof of the following paragraph:

“(b) except in the case of a charter service or tourist transport service—

- (i) every other planning authority in whose area passengers will be picked up or set down; and
- (ii) any other public institution involved in operational planning for the match or Event activity in question, as decided by the PRE,”

Amendment of regulation 4 of the Regulations

3. Regulation 4 of the Regulations is hereby amended by the substitution for paragraph (a) thereof of the following paragraph:.

“(a) that the operator or a person providing the [courtesy] service is a fit and proper person to transport passengers for the Event based on the applicant’s criminal record or any records held by a public institution or association of operators.”

Insertion of regulation 5A in the Regulations

4. The following new regulation is inserted in the Regulations after regulation 5:

“5A. Use of foreign-registered vehicles for the Event

Where an operator who already holds one or more operating licences or permits for vehicles registered in the Republic wishes to bring a vehicle into the Republic temporarily to transport passengers within South Africa during the Event, and the vehicle is properly registered and licensed in a prescribed territory as defined

in the National Road Traffic Act or in a country that is a signatory to the Convention defined in that Act, that operator may obtain a temporary operating licence for such vehicle for use during the Event and will be deemed to be the owner of the vehicle for the purposes of section 64(1) of the Act for the validity period of the temporary operating licence, despite the fact that that operator does not hold a permanent operating licence for the vehicle, on application made in terms of the First 2010 Regulations and production of a written lease agreement between that operator and the owner of the vehicle."

Short title and commencement

5. These regulations are called the Amendment of the National Land Transport Regulations for the 2010 FIFA World Cup and will come into operation on the date of their publication in the *Gazette*.
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