

REPUBLIC OF SOUTH AFRICA

**SELECT COMMITTEE AMENDMENTS
TO
ADMINISTRATIVE
ADJUDICATION OF ROAD
TRAFFIC OFFENCES
AMENDMENT BILL**

[B 4—99]

(As agreed to by the Select Committee on Public Services (National Council of Provinces))

[B 4A—99]

REPUBLIEK VAN SUID-AFRIKA

**GEKOSE KOMITEE-AMENDEMENTE
OP
WYSIGINGSWETSONTWERP
OP DIE ADMINISTRATIEWE
BEREGTING VAN
PADVERKEERSMISDRYWE**

[W 4—99]

(Soos goedgekeur deur die Gekose Komitee oor Openbare Dienste (Nasionale Raad van Provinsies))

AMENDMENTS AGREED TO

ADMINISTRATIVE ADJUDICATION OF ROAD TRAFFIC OFFENCES AMENDMENT BILL [B 4—99]

NEW CLAUSES

1. That the following be new Clauses:

Amendment of section 21 of Act 46 of 1998

2. Section 21 of the principal Act is hereby amended by the substitution for subsections (3) and (4) of the following subsections:

“(3) A warrant that has been issued under this section is regarded as process of execution for the purposes of Chapter IX of the Magistrates’ Courts Act, 1944 (Act No. 32 of 1944), which applies with the necessary changes, and in such application a reference to—

- (a) the judgment creditor or execution creditor, must be read as a reference to the agency; and
- (b) the judgment debtor or execution debtor, must be read as a reference to the infringer.

(4) Subject to the Rules of Court as defined in section 1 of the Magistrates’ Courts Act, 1944, a warrant that has been issued under this section must be executed as prescribed.”.

Substitution of section 30 of Act 46 of 1998

3. The following section is hereby substituted for section 30 of the principal Act:

“Service of documents

30. (1) Any document required to be served on an infringer in terms of this Act, must be served on the infringer personally or sent by registered mail to his or her last known address.

(2) A document which is sent by registered mail in terms of subsection (1), is regarded to have been served on the infringer on the tenth day after the date which is stamped upon the receipt issued by the post office which accepted the document for registration, unless evidence to the contrary is adduced, which may be in the form of an affidavit.”.

LONG TITLE

1. On page 2, in the second line, after “authority”;

to further regulate the execution of warrants; to make further provision for the service of documents;