
GOVERNMENT NOTICE

DEPARTMENT OF TRANSPORT

No. R. 955

28 November 2014

**THE SOUTH AFRICAN NATIONAL ROADS AGENCY LIMITED AND NATIONAL ROADS ACT,
1998**

(ACT No. 7 OF 1998):

AMENDMENT OF THE E-ROAD REGULATIONS, 2014

The Minister, after consultation with the Agency, hereby in terms of sections 58(1) (dA), (dC) (i) and (iv) of the South African National Roads Agency Limited and National Roads Act, 1998 (Act No. 7 of 1998) intends to amend the Regulations in the Schedule hereto

Interested persons are invited to submit written comments on the draft regulations within 30 days from the date of publication hereof to the Director-General, Department of Transport.

Comments may be sent to the following postal or e-mail addresses or by telefax to the following fax number:

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SCHEDULE

GENERAL EXPLANATORY NOTE:

[] : Words in bold type in square brackets indicate omissions from existing regulations.

_____ : Words underlined with a solid line indicate insertions in existing regulations.

Definitions

1. In these regulations, “the Regulations” means the e-Road Regulations published by Government Notice R. 739 of 9 October 2013.

Amendment of regulation 1 of the Regulations

2. Regulation 1 of the Regulations is amended by the insertion after the definition of “e-toll transaction” of the following definition:

“foreign user” means a user with a VLN that is not licensed in the Republic and who intends to use an e-road or has used an e-road;”.

Amendment of regulation 5 of the Regulations

3. Regulation 5 of the Regulations is amended by addition of the following sub-regulation after sub-regulation (10):

“(11) A foreign user, must comply with the provisions relating to the payment of toll in accordance with that made known in the Government Gazette that apply to toll tariffs on the GFIP toll roads and the Conditions for payment of toll published by the Agency in terms of section 27(1)(b) of the Act.”

Amendment of regulation 6 of the Regulations

4. Regulation 6 of the Regulations is amended by -

(a) the substitution for sub-regulation (3) of the following subregulation:

“(3) Where a registered user does not pay the toll payable by him, her or it, the Agency must, within [32] 60 days after the registered user has used the relevant e-road, send an invoice to the said user to the last known address of such user reflecting the amount of the toll payable and such invoice must be paid by the said user on or before the date for payment reflected on the invoice: Provided that the user is responsible to ensure that his or her correct address has been supplied to the Agency and that the VLN of the user is identifiable.”; and

(b) the substitution for sub-regulation (5) of the following sub-regulation:

“(5) If an alternate user who is not a registered user does not pay the toll contemplated in sub-regulation (4) within the time and at the place and subject to the conditions that the Agency may make known and determine, the Agency must after a period of seven days but not later than 60 days after such alternate user has used the relevant e-road and unless the user has registered, send an invoice to the said user, to the last known address of the user, reflecting the amount of the toll payable and such invoice shall be paid by the said user on or before the date for payment reflected on the invoice.”.

Amendment of regulation 10 of the Regulations

5. Regulation 10 of the Regulations is amended by the substitution for subregulation (1) of the following subregulation:

“(1) The Agency or any person appointed in terms of section 28 of the Act and instructed by the Agency must establish and keep a register to record all transactions of registered e-tag users, registered VLN users [and] 2 day-pass users and alternate users.”

Short title and commencement

5. These regulations are called the first amendment to the e-Road Regulations, 2014 and shall come into operation on the date of their publication in the *Government Gazette*.