

**DEPARTMENT OF TRANSPORT****No. R. 1195****17 December 2010****PUBLICATION FOR COMMENTS****CROSS BORDER ROAD TRANSPORT ACT, 1998 (ACT NO. 4 OF 1998) AMENDMENT  
REGULATIONS, 2011**

The Minister of Transport, intends to make amendments to the Cross Border Road Transport Regulations in the Schedule in terms of Section 51 of the Cross-Border Road Transport Act, 1998 (Act No. 4 of 1998).

Interested person are invited to submit their written comments on or before the 31<sup>st</sup> January 2011 to the Director –General, Department of Transport for the attention of:

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## CROSS BORDER ROAD TRANSPORT ACT, 1998 (ACT NO. 4 OF 1998) AMENDMENT REGULATIONS, 2011

### SCHEDULE

#### Definitions

1. Regulation 1 is hereby amended by the insertion of the definition of the word “regulation” after the definition of the word “**region**”

“**regulation**” means the Cross-Border Road Transport Act regulations issued in terms of section 51 of the Cross Border Road Transport Act, 1998 (Act No. 4 of 1998).

#### Amendment of Regulation 7 of the Regulations

2. Regulation 7 is hereby amended-

(a) by the substitution of sub regulation (2) for the following sub regulation:

“(2) An application fee is payable to the Agency-

(a) for a new application-

- (i) for a cabotage permit for a period of fourteen days or three months or one year or for a fixed number of journeys, in the amount of R2000 plus R2000 for each trailer and semi-trailer;
- (ii) for a cross-border road transport in respect of any vehicle which is designed or modified solely or principally for the conveyance of less than 35 (thirty five) persons including the driver for the period of fourteen days or three months or one year or five years or for a fixed number of journeys authorizing the transport of passengers (excluding tourists) in the amount of R160 for each vehicle.
- (iii) for a cross-border road transport in respect of any vehicle which is designed or modified solely or principally for the conveyance of more than 35 (thirty five) persons including the driver for the period of

fourteen days or three months or one year or five years or for a fixed number of journeys authorizing the transport of passengers (excluding tourists) in the amount of R180 for each vehicle.

- (iv) for a cross-border road transport in respect of any vehicle which is designed or modified solely or principally for the conveyance of less than 35 (thirty five) persons including the driver for the period of fourteen days or three months or one year or five years or for a fixed number of journeys authorizing the transport of tourists in the amount of R170 for each vehicle.
- (v) for a cross-border road transport in respect of any vehicle which is designed or modified solely or principally for the conveyance of more than 35 (thirty five) persons including the driver for the period of fourteen days or three months or one year or five years or for a fixed number of journeys authorizing the transport of tourists in the amount of R190 for each vehicle.
- (vi) for a cross-border road transport in respect of any vehicle which is designed or modified solely or principally for the carriage of freight which either by itself or part of a combination of vehicles a maximum gross mass of 20 000 (twenty thousand) kg or less for the period of fourteen days or three months or one year or five years or for a fixed number of journeys authorizing the transport of freight (excluding cabotage) in the amount of R570 for each vehicle.
- (vii) for a cross-border road transport in respect of any vehicle which is designed or modified solely or principally for the carriage of freight which either by itself or part of a combination of vehicles exceeds a maximum gross mass of 20 000 (twenty thousand) kg for the period of fourteen days or three months or one year or five years or for a fixed number of journeys authorizing the transport of freight (excluding cabotage) in the amount of R760 for each vehicle.

(b) for an application for renewal-

- (i) of a permit referred to in paragraph (a)(i), in the amount of R2000 plus R2000 for each trailer and semi-trailer
- (ii) of a permit referred to in paragraph (a) (ii) in the respect of any vehicle which is designed or modified solely or principally for the conveyance of less than 35 (thirty five) persons including the driver for the period of three months or one year or five years or for a fixed number of journeys authorising the transport of passengers (excluding tourists) in the amount of R160 for each vehicle.
- (iii) of a permit referred to in paragraph (a) (iii) in the respect of any vehicle which is designed or modified solely or principally for the conveyance of more than 35 (thirty five) persons including the driver for the period of three months or one year or five years or for a fixed number of journeys authorising the transport of passengers (excluding tourists) in the amount of R180 for each vehicle.
- (iv) of a permit referred to in paragraph (a) (iv) in the respect of any vehicle which is designed or modified solely or principally for the conveyance of less than 35 (thirty five) persons including the driver for the period of three months or one year or five years or for a fixed number of journeys authorising the transport of tourists in the amount of R170 for each vehicle.
- (v) of a permit referred to in paragraph (a) (v) in the respect of any vehicle which is designed or modified solely or principally for the conveyance of more than 35 (thirty five) persons including the driver for the period of three months or one year or five years or for a fixed number of journeys authorising the transport of tourists in the amount of R190 for each vehicle.
- (vi) of a permit referred to in paragraph (a) (vi) in the respect of any vehicle which is designed or modified solely or principally for the carriage of freight which either by itself or part of a combination of vehicles a maximum gross mass of 20 000 (twenty thousand) kg or less for the period of one year or five years or for a fixed number of journeys

authorising the transport of freight (excluding cabotage) in the amount of R570 for each vehicle.

- (vii) of a permit referred to in paragraph (a) (vii) in the respect of any vehicle which is designed or modified solely or principally for the carriage of freight which either by itself or part of a combination of vehicles exceeds a maximum gross mass of 20 000 (twenty thousand) kg or less for the period of one year or five years or for a fixed number of journeys authorising the transport of freight (excluding cabotage) amount of R760 per vehicle.

- (c) for an application for postponement of an application for renewal of a permit, to the amount of R320 per vehicle per month;

- (d) for an application for a duplicate permit, to the amount of R160; and

- (e) for an application for a replacement of a vehicle or particulars pertaining to the vehicle concerned, as reflected on the permit, to the amount of R160."

**(b)** By the substitution of sub regulation (3) for the following sub regulation:

"(3) After a permit, renewal of a permit, duplicate permit, or replacement of a vehicle or particulars pertaining to the vehicle concerned, as reflected on the permit, is granted, an issuing fee is payable to the Agency-

- (a) with respect to the issuing for the first time-

- (i) of a permit referred to in sub regulation (2) (a) (i)-

- (aa) for a temporary cabotage permit for a period not exceeding of fourteen days, in the amount of R1820 plus R1820 for each trailer and semi-trailer;

- (bb) for a cabotage permit for a period not exceeding three months, in the amount of R6000 plus R6000 for each trailer and semi-trailer;

- (cc) for a cabotage permit for a period not exceeding one year, in the amount of one year, in the amount of R18000 plus R18000 for each trailer and semi-trailer;
- (ii) of a permit referred to in sub regulation (2) (a) (ii) in respect of any vehicle which is designed or modified solely or principally for the conveyance of less than 35 (thirty five) persons including the driver for the period of fourteen days or three months or one year or five years or for a fixed number of journeys authorising the transport of passengers (excluding tourists).
  - (aa) for a temporary cross-border road transport permit for a period not exceeding fourteen days, in the amount of R160 for each vehicle;
  - (bb) for a cross-border road transport permit for a period not exceeding three months, in the amount of R320 for each vehicle;
  - (cc) for a cross-border road transport permit for a period not exceeding a period of one year, in the amount of R1780 for each vehicle;
  - (dd) for a cross-border road transport permit for a period not exceeding a period of five years, in the amount of R4000 for each vehicle;
  - (ee) for a cross-border road transport permit for a period not exceeding a period of five years an annual compliance fee of R600 for each vehicle, payable annually on or before the annual anniversary date of the first issue of the permit;
- (iii) of a permit referred to in sub regulation (2)(a)(iii) in respect of any vehicle which is designed or modified solely or principally for the conveyance of more than 35 (thirty five) persons including the driver for the period of fourteen days or three months or one year or five years or

for a fixed number of journeys authorizing the transport of passengers (excluding tourists);

- (aa) for a temporary cross-border road transport permit for a period not exceeding fourteen days in the amount of R180 for each vehicle;
- (bb) for a cross-border road transport permit for a period not exceeding three months for a period of three months, in the amount of R360 for each vehicle;
- (cc) for a cross-border road transport permit for a period not exceeding one year, in the amount of R2000 for each vehicle;
- (dd) for a cross-border road transport permit for a period not exceeding a period of five years, in the amount of R4600 for each vehicle;
- (ee) for a cross-border road transport permit for a period not exceeding a period of five years an annual compliance fee of R690 for each vehicle, payable annually on or before the annual anniversary date of the first issue of the permit;

(iv) of a permit referred to in sub regulation (2)(a)(iv) in respect of any vehicle which is designed or modified solely or principally for the conveyance of less than 35 (thirty five) persons including the driver for the period of fourteen days or three months or one year or for a fixed number of journeys authorizing the transport of tourists;

- (aa) for a temporary cross-border road transport permit for a period not exceeding fourteen days in the amount of R170 for each vehicle;
- (bb) for a cross-border road transport permit for a period not exceeding three months in the amount of R530 for each vehicle;
- (cc) for a cross-border road transport permit for a period not exceeding one year in the amount of R1930 for each vehicle;

- (dd) for a cross-border road transport permit for a period not exceeding five years in the amount of R4200 for each vehicle;
  - (ee) for a cross-border road transport permit for a period not exceeding a period of five years an annual compliance fee of R630 for each vehicle, payable annually on or before the annual anniversary date of the first issue of the permit;
- (v) of a permit referred to in sub regulation (2)(a)(v) in respect of any vehicle which is designed or modified solely or principally for the conveyance of more than 35 (thirty five) persons including the driver for the period of fourteen days or three months or one year or for a fixed number of journeys authorizing the transport of tourists;
- (aa) for a temporary cross-border road transport permit for a period not exceeding fourteen days in the amount of R190 for each vehicle;
  - (bb) for a cross-border road transport permit for a period not exceeding three months in the amount of R1830 for each vehicle;
  - (cc) for a cross-border road transport permit for a period not exceeding one year in the amount of R2070 for each vehicle;
  - (dd) for a cross-border road transport permit for a period not exceeding five years in the amount of R4830 for each vehicle;
  - (ee) for a cross-border road transport permit for a period not exceeding a period of five years an annual compliance fee of R725 for each vehicle, payable annually on or before the annual anniversary date of the first issue of the permit;
- (vi) of a permit referred to in sub regulation (2)(a)(vi) in respect of any vehicle which is designed or modified solely or principally for the carriage of freight which by itself or as part of a combination of vehicles has a maximum gross mass of 20000 (twenty thousand) kg or less for



the period of fourteen days or three months or one year or five years or for a fixed number of journeys authorizing the transport of freight (excluding cabotage) -

- (aa) for a temporary cross border road transport permit not exceeding a period of fourteen days, in the amount of R750 for each vehicle;
- (bb) for a temporary cross border road transport permit not exceeding a period of three months for a period of three months, in the amount of R1420 for each vehicle;
- (cc) for a cross border road transport permit not exceeding a period of one year, in the amount of R4290 for each vehicle;
- (dd) for a cross border road transport permit not exceeding a period of five years in the amount of R6000 for each vehicle;
- (ee) for a cross-border road transport permit for a period not exceeding a period of five years an annual compliance fee of R1030 for each vehicle, payable annually on or before the annual anniversary date of the first issue of the permit;
- (vii) of a permit referred to in sub regulation (2)(a)(vii) in respect of any vehicle which is designed or modified solely or principally for the carriage of freight which either by itself or part of a combination of vehicles exceeds a maximum gross mass of 20 000 (twenty thousand) kg for the period of fourteen days or three months or one year or five years or for a fixed number of journeys authorizing the transport of freight (excluding cabotage)
  - (aa) for a temporary cross border road transport permit not exceeding a period of fourteen days, in the amount of R1000 for each vehicle;

- (bb) for a temporary cross border road transport permit not exceeding a period of three months, in the amount of R1900 for each vehicle;
  - (cc) for a cross border road transport permit for a period not exceeding one year, in the amount of R5720 for each vehicle;
  - (dd) for a cross border road transport permit for a period not exceeding five years in the amount of R8000 for each vehicle;
  - (ee) for a cross-border road transport permit for a period not exceeding a period of five years an annual compliance fee of R1370 for each vehicle, payable annually on or before the annual anniversary date of the first issue of the permit;
- (b) with respect to the issuing of renewal-
- (i) for a cabotage permit referred to in sub regulation (2) (a) (i)
    - (aa) for a period of three months in the amount of R6000 plus R6000 for each trailer and semi-trailer
    - (bb) for a period of one year in the amount of R18000 plus R18000 for each trailer and semi-trailer;
  - (ii) of a permit referred to in sub regulation (2)(a) (ii) in respect of any vehicle which is designed or modified solely or principally for the conveyance of less than 35 (thirty five) persons including the driver for the period of three months or one year or five years or for a fixed number of journeys authorizing the transport of passengers (excluding tourists);
    - (aa) for a cross-border road transport permit for a period not exceeding period of one year in the amount of R1780 for each vehicle;

- (bb) for a cross-border road transport permit for a period not exceeding a period of five years in the amount of R4000 for each vehicle;
  - (cc) for a cross-border road transport permit for a period not exceeding a period of five years an annual compliance fee of R600 for each vehicle, payable annually on or before the annual anniversary date of the first issue of the permit;
- (iii) of a permit referred to in sub regulation (2)(a) (iii) in respect of any vehicle which is designed or modified solely or principally for the conveyance of more than 35 (thirty five) persons including the driver for the period of three months or one year or for a fixed number of journeys authorizing the transport of passengers (excluding tourists);
- (aa) for a cross-border road transport permit for a period not exceeding one year in the amount of R2000 for each vehicle;
  - (bb) for a cross-border road transport permit for a period not exceeding five years in the amount of R4600 for each vehicle;
  - (cc) for a cross-border road transport permit for a period not exceeding a period of five years an annual compliance fee of R690 for each vehicle, payable annually on or before the annual anniversary date of the first issue of the permit;
- (iv) of a permit referred to in sub regulation (2)(a) (iv) in respect of any vehicle which is designed or modified solely or principally for the conveyance of less than 35 (thirty five) persons including the driver for the period of three months or one year or for a fixed number of journeys authorizing the transport of tourists;
- (aa) for a cross-border road transport permit for a period not exceeding one year in the amount of R1930 for each vehicle;
  - (bb) for a cross-border road transport permit for a period not exceeding five years in the amount of R4200 for each vehicle;

- (cc) for a cross-border road transport permit for a period not exceeding a period of five years an annual compliance fee of R630 for each vehicle, payable annually on or before the annual anniversary date of the first issue of the permit;
- (v) of a permit referred to in sub regulation (2)(a) (v) in respect of any vehicle which is designed or modified solely or principally for the conveyance of more than 35 (thirty five) persons including the driver for the period of three months or one year or for a fixed number of journeys authorizing the transport of tourists;
- (aa) for a cross-border road transport permit for a period not exceeding one year in the amount of R2070 for each vehicle;
  - (bb) for a cross-border road transport permit for a period not exceeding five years in the amount of R4830 for each vehicle;
  - (cc) for a cross-border road transport permit for a period not exceeding a period of five years an annual compliance fee of R725 for each vehicle, payable annually on or before the annual anniversary date of the first issue of the permit;
- (vi) of a permit referred to in sub regulation (2)(a)(vii) in respect of any vehicle which is designed or modified solely or principally for the carriage of freight which either by itself or part of a combination of vehicles a maximum gross mass of 20 000 (twenty thousand) kg or less for the period of one year or five years or for a fixed number of journeys authorizing the transport of freight (excluding cabotage);
- (aa) for a cross border road transport permit not exceeding a period of one year, in the amount of R4290 for each vehicle;
  - (bb) for a cross border road transport permit not exceeding a period of five years in the amount of R6000 for each vehicle;
  - (cc) for a cross-border road transport permit for a period not exceeding a period of five years an annual compliance fee of

R1030 for each vehicle, payable annually on or before the annual anniversary date of the first issue of the permit;

- (vii) of a permit referred to in sub regulation (2)(a)(vii) in respect of any vehicle which is designed or modified solely or principally for the carriage of freight which either by itself or part of a combination of vehicles exceeds a maximum gross mass of 20 000 (twenty thousand) kg for the period of one year or five years or for a fixed number of journeys authorizing the transport of freight (excluding cabotage)
  - (aa) for a cross border road transport permit not exceeding a period of one year, in the amount of R5720 for each vehicle;
  - (bb) for a cross border road transport permit not exceeding a period of five years in the amount of R8000 for each vehicle;
  - (cc) for a cross-border road transport permit for a period not exceeding a period of five years an annual compliance fee of R1370 for each vehicle, payable annually on or before the annual anniversary date of the first issue of the permit;
- (c) with respect to the issuing of a duplicate permit, in the amount of R160; and
- (d) with respect to the issuing of a replacement of a vehicle or the particulars pertaining to the vehicle concerned, as reflected on the permit, in the amount of R160.

### **Short title and commencement**

3. These Regulations are called the Cross-Border Road Transport Amendment Regulations, 2011 and shall come into operation on the day of their publication in the Gazette.