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**GOVERNMENT NOTICES • GOEWERMENTSKENNISGEWINGS**

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**DEPARTMENT OF TRANSPORT**

NO. R. 607

17 JULY 2015

**DEPARTMENT OF TRANSPORT**

NATIONAL ROAD TRAFFIC ACT, 1996 (ACT NO. 93 OF 1996)

**PUBLICATION OF THE NATIONAL ROAD TRAFFIC REGULATIONS FOR  
COMMENTS**

The Minister of Transport intends to amend the National Road Traffic Regulations, 2000, and acting in terms of section 75 (6) of the National Road Traffic Act, 1996 (Act No. 93 of 1996) herewith publish the regulations in the Schedule for comments; All interested parties who have any objections, inputs or comments to the proposed amendments are called upon to lodge their objections, inputs or comments, within four weeks from the date of publication of this Notice to:

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## SCHEDULE

### Definition

1. In this Schedule "the Regulations" means the National Road Traffic Regulations published in Government Notice No. R. 225 of 17 March 2000, as amended by Government Notice No's. R. 761 of 31 July 2000, R. 941 of 22 September 2000, R. 726 of 3 August 2001, R. 2116 of 5 October 2001, R. 779 of 4 June 2002, R. 1341 of 25 September 2003, R. 881 of 23 July 2004, R. 871 of 2 September 2005, R. 1066 of 23 November 2005, R. 1318 of 2 December 2005, R. 1319 of 2 December 2005, R. 891 of 4 September 2006, R. 964 of 29 September 2006, R. 404 of 4 May 2007 and R. 865 of 28 September 2007, R. 589 of 27 May 2009, R. 359 of 12 May 2010, R. 541 of 29 June 2011, R. 209 of 9 March 2012 R. 758 of 9 October 2013, R. 890 of 19 November 2013 and R. 846 of 31 October 2014.

### Amendment of regulation 25 of the National Road Traffic Regulations

2. Regulation 25 of the Regulations is hereby amended by the addition of the following paragraph after paragraph (h) of subregulation (1):

- “(i) the owner of which has failed to comply with the requirements of the e-Road Regulations, 2015 published under section 58(1)(dA) and (dC) of the South African National Roads Agency Limited and National Roads Act, 1998 (Act No. 7 of 1998) for the payment of tolls where the South African National Roads Agency SOC Limited has applied a mark in terms of regulation 11 of those e-Road Regulations to the effect that the owner of the vehicle has outstanding tolls in respect of the vehicle concerned.”.

### Amendment of regulation 32A of the Regulations

3. Regulation 32A of the Regulations is amended by the substitution for regulation 32A of the following regulation:

**"32A. Verification of address particulars**

(1) For the purpose of this regulation and regulation 32B a **"NaTIS user"** means a person or body of persons whose information is recorded or required to be recorded in terms of this Act on the NaTIS.

(1A) Subject to subregulation (2), a NaTIS user who wishes to—

- (a) obtain any document;
- (b) register a motor vehicle;
- (c) licence a motor vehicle or
- (d) make use of any service on the NaTIS,

shall, on or after 1 November 2015, submit proof in the manner contemplated in subregulation (4) and (5) of his or her—

- (i) full names;
- (ii) identity number; and
- (iii) residential and postal address.

(2) Notwithstanding the provisions of subregulation (1) the Minister may—

- (a) determine different dates for compliance with the provisions of subregulation (1A) in respect of different categories of NaTIS users; and
- (b) extend any date as determined in paragraph (a).

(3) A NaTIS user shall submit proof of the particulars contemplated in subregulation (1A) to the appropriate registering authority of such NaTIS user or any driving licence testing centre, as the case may be, and in the case where the information on the NaTIS does not correspond with the information provided in such proof, complete form NCP as shown in Schedule 2 and submit it together with proof to such registering authority or driving licence testing centre.

(4) A NaTIS user whose information is correct on the NaTIS and who is not required to complete form NCP as contemplated in subregulation (3) may comply with the requirements of subregulation (1A) by updating his or her details on-line by accessing the website of the Department and providing the required information by confirming the required information, and electronically submitting the documents contemplated in subregulation (5) in the manner indicated on the website.

(5) Proof that may be submitted as required in terms of subregulation (1A) must be, in the case of —

- (a) the full names, identity number and business registration number, any form of acceptable identification;
- (b) the postal and residential address, any utility account that is not older than three months: Provided that in the case where the NaTIS user is not the person in whose name the utility account is issued, the person in whose name the utility account is issued must make an affidavit or affirmation declaring that the NaTIS user resides at the address and the affidavit or affirmation must be accompanied by the utility account of the person making the affidavit; and
- (c) a NaTIS user who resides at an informal settlement or a rural area, a letter with an official date stamp that is not older than three months from the ward councillor or local tribal authority confirming the postal and residential address of such NaTIS user or an affidavit confirming proof of residential address.”.

**Insertion of regulation 32B in the Regulations**

4. The following regulation is inserted after regulation 32B of the Regulations

**“32B Method of determining the address details of NaTIS user**

(1) Despite these regulations, the Director-General may, in order to confirm the accuracy of information on the NaTIS regarding the acceptable identification, residential or postal address, email address or telephone or cell phone number of a NaTIS user as contemplated in regulation 32A, interrogate any database established and managed by–

- (a) the Department of Transport;
- (b) any agency or corporation under the control of the Minister or Department;
- (c) the Department of Home Affairs; and
- (d) a person in terms of section 68 and 70 of the National Credit Act, 2005 (Act 34 of 2005).

(2) In the case where the Director-General determines–

- (a) that the particulars of the NaTIS user as contemplated in subregulation (1) differ in any of the databases contemplated in subregulation (1);
- (b) that such particulars were recorded after the date the address on the NaTIS was recorded, he or she must request the NaTIS user by sending a notice to the contact address recorded on the NaTIS and the contact address obtained from the database contemplated in subregulation (1), of the fact that the information on NaTIS and on the

other data base differs and inform such user that he or she must update the details on such system within 21 days from the date of the notice, and that if such person fails to do so the Director-General will act in terms of paragraph (c); and

- (c) If the NaTIS user fails to comply with the requirements of the notice contemplated in subregulation (2), the Director-General may update the NaTIS with the address contemplated in subregulation (1) and such address shall be used for the delivery of all documents and notices in terms of the Act and any notice or summons in terms of the Criminal Procedure Act, 1977 (Act No. 51 of 1977), the South African National Roads Agency Limited and National Roads Act, 1998 (Act No. 7 of 1998) or the Administrative Adjudication of Road Traffic Offences Act, 1998 (Act No. 46 of 1998).”.

#### **Short title and commencement**

5. These Regulations are published for comments.