

Government Gazette
Staatskoerant

REPUBLIC OF SOUTH AFRICA
REPUBLIEK VAN SUID AFRIKA

Vol. 704 14 February Februarie 2024 No. 50124

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ISSN 1682-5845



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DEPARTMENT OF TRANSPORT

NOTICE 2318 OF 2024

Western Cape Government

Western Cape Provincial Regulatory Entity

NOTICE TO ALL NON-MINIBUS TAXI OPERATORS AND RELATED PARTIES

1. In terms of section 24(1) of the National Land Transport Act (Act no.5 of 2009)("**NLTA**"), the Provincial Regulatory Entity ("**PRE**") must monitor and oversee public transport in the province and receive and decide on applications relating to operating licences for intra-provincial transport. In performing these quasi-judicial functions, the PRE exercises independent discretion.

2. Section 57(5) of the NLTA stipulates that the entity granting an application for the granting, renewal, amendment or transfer of an operating licence may do so subject to ***any*** conditions **determined by it,** that are not inconsistent with the Act or with relevant provincial laws or transport plans and must do so where such conditions have been stipulated by the planning authority based on its Integrated transport plan. Regulation 22(i) of the National Land Transport Regulations (2009) requires that the conditions so imposed by the entity be specified in the operating licence.

3. As you are aware, the PRE has conducted a review of its operating licence conditions. The final conditions (the "**2023 OLC**"). were published in Government Gazette notice 49613 of 07 November 2023. The PRE established an implementation plan for the issuing of the 2023 OLC. As an operating licence holder, you may apply to the PRE to have your operating licence amended, at no cost. The application may either be lodged online or at one of the PRE offices.

4. Please be advised that on **01 March 2024**, the PRE will start accepting applications for the amendment of operating licence conditions. The PRE will use its best endeavours to dispose of the application on the same day (or for the latest the next day).

5. On the day of upliftment (collection) of the amended operating licence, the following documents must be submitted to the PRE by each operator:
   5.1. the current vehicle and file copy of the operator's operating licence; and
   5.2. if one or both has been lost, an affidavit stating that either the vehicle or file copy or both has been lost, stolen or destroyed;
   5.3. if you are not collecting your amended operating licence, personally, a signed mandate letter authorising your representative to collect in your stead must be submitted (along with the documents mentioned above). Please note that identity copies of both the operator and his/her duly authorised representative must be attached to the mandate letter.

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Western Cape Mobility Department | Head of Department

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6. The following information must be noted regarding the process to be followed under paragraph 5 above:
   6.1. **VENUE:** The PRE Offices, Tribunal Hall
   6.2. **TIME:** 09h00 – 15h00
   6.3. **RSVP:** Operators will be required to RSVP for a specific application/collection date.
7. In respect of paragraph **6.3 above**, to manage the influx of operators and to maintain good order in this very important process, the PRE has elected to only make a certain number of slots available per day for the processing and collection of amended operating licences. Therefore, operators will be required to **RSVP**.

8. For more information or to reserve a specific date (RSVP), please contact Ms Cornel Geldenhuys via email at cornel.geldenhuys@westerncape.gov.za.

Best regards



MARK LLEWELLYN SKRIKER
CHAIRPERSON – WESTERN CAPE PRE
Date: 12 February 2024

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Printed by and obtainable from the Government Printer, Bosman Street, Private Bag X85, Pretoria, 0001
Contact Centre Tel: 012-748 6200. eMail: info.egazette@gpw.gov.za
Publications: Tel: (012) 748 6053, 748 6061, 748 6065

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