

Government Gazette
Staatskoerant

REPUBLIC OF SOUTH AFRICA
REPUBLIEK VAN SUID AFRIKA

Vol. 723 12 September / September 2025 No. 53335

PART 1 OF 2

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government printing
Department:
Government Printing Works
REPUBLIC OF SOUTH AFRICA

HIGH ALERT: SCAM WARNING!!!

TO ALL SUPPLIERS AND SERVICE PROVIDERS OF THE GOVERNMENT PRINTING WORKS

It has come to the attention of the *GOVERNMENT PRINTING WORKS* that there are certain unscrupulous companies and individuals who are defrauding unsuspecting businesses disguised as representatives of the *Government Printing Works* (*GPW*).

The scam involves the fraudsters using the letterhead of *GPW* to send out fake tender bids to companies and requests to supply equipment and goods.

Although the contact person's name on the letter may be of an existing official, the contact details on the letter are not the same as the *Government Printing Works*'. When searching on the Internet for the address of the company that has sent the fake tender document, the address does not exist.

The banking details are in a private name and not company name. Government will never ask you to deposit any funds for any business transaction. *GPW* has alerted the relevant law enforcement authorities to investigate this scam to protect legitimate businesses as well as the name of the organisation.

Example of e-mails these fraudsters are using:

PROCUREMENT@GPW-GOV.ORG

Should you suspect that you are a victim of a scam, you must urgently contact the police and inform the *GPW*.

GPW has an official email with the domain as **@gpw.gov.za**

Government e-mails DO NOT have org in their e-mail addresses. All of these fraudsters also use the same or very similar telephone numbers. Although such number with an area code 012 looks like a landline, it is not fixed to any property.

GPW will never send you an e-mail asking you to supply equipment and goods without a purchase/order number. *GPW* does not procure goods for another level of Government. The organisation will not be liable for actions that result in companies or individuals being resultant victims of such a scam.

Government Printing Works gives businesses the opportunity to supply goods and services through RFQ / Tendering process. In order to be eligible to bid to provide goods and services, suppliers must be registered on the National Treasury's Central Supplier Database (CSD). To be registered, they must meet all current legislative requirements (e.g. have a valid tax clearance certificate and be in good standing with the South African Revenue Services - SARS).

The tender process is managed through the Supply Chain Management (SCM) system of the department. SCM is highly regulated to minimise the risk of fraud, and to meet objectives which include value for money, open and effective competition, equitability, accountability, fair dealing, transparency and an ethical approach. Relevant legislation, regulations, policies, guidelines and instructions can be found on the tender's website.

Fake Tenders

National Treasury's CSD has launched the Government Order Scam campaign to combat fraudulent requests for quotes (RFQs). Such fraudulent requests have resulted in innocent companies losing money. We work hard at preventing and fighting fraud, but criminal activity is always a risk.

How tender scams work

There are many types of tender scams. Here are some of the more frequent scenarios:

Fraudsters use what appears to be government department stationery with fictitious logos and contact details to send a fake RFQ to a company to invite it to urgently supply goods. Shortly after the company has submitted its quote, it receives notification that it has won the tender. The company delivers the goods to someone who poses as an official or at a fake site. The Department has no idea of this transaction made in its name. The company is then never paid and suffers a loss.

OR

Fraudsters use what appears to be government department stationery with fictitious logos and contact details to send a fake RFQ to Company A to invite it to urgently supply goods. Typically, the tender specification is so unique that only Company B (a fictitious company created by the fraudster) can supply the goods in question.

Shortly after Company A has submitted its quote it receives notification that it has won the tender. Company A orders the goods and pays a deposit to the fictitious Company B. Once Company B receives the money, it disappears. Company A's money is stolen in the process.

Protect yourself from being scammed

- If you are registered on the supplier databases and you receive a request to tender or quote that seems to be from a government department, contact the department to confirm that the request is legitimate. Do not use the contact details on the tender document as these might be fraudulent.
- Compare tender details with those that appear in the Tender Bulletin, available online at **www.gpwonline.co.za**
- Make sure you familiarise yourself with how government procures goods and services. Visit the tender website for more information on how to tender.
- If you are uncomfortable about the request received, consider visiting the government department and/or the place of delivery and/or the service provider from whom you will be sourcing the goods.
- In the unlikely event that you are asked for a deposit to make a bid, contact the SCM unit of the department in question to ask whether this is in fact correct.

Any incidents of corruption, fraud, theft and misuse of government property in the *Government Printing Works* can be reported to:

Supply Chain Management: Ms. Anna Marie Du Toit, Tel. (012) 748 6292.
Email: **Annamarie.DuToit@gpw.gov.za**

Marketing and Stakeholder Relations: Ms Bonakele Mbhele, at Tel. (012) 748 6193.
Email: **Bonakele.Mbhele@gpw.gov.za**

Security Services: Mr Daniel Legoabe, at tel. (012) 748 6176.
Email: **Daniel.Legoabe@gpw.gov.za**

Closing times for **ORDINARY WEEKLY** *GOVERNMENT GAZETTE* 2025

*The closing time is **15:00** sharp on the following days:*

- **24 December,** Wednesday for the issue of Friday **03 January 2025**
- **03 January,** Friday for the issue of Friday **10 January 2025**
- **10 January,** Friday for the issue of Friday **17 January 2025**
- **17 January,** Friday for the issue of Friday **24 January 2025**
- **24 January,** Friday for the issue of Friday **31 January 2025**
- **31 January,** Friday for the issue of Friday **07 February 2025**
- **07 February,** Friday for the issue of Friday **14 February 2025**
- **14 February,** Friday for the issue of Friday **21 February 2025**
- **21 February,** Friday for the issue of Friday **28 February 2025**
- **28 February,** Friday for the issue of Friday **07 March 2025**
- **07 March,** Friday for the issue of Friday **14 March 2025**
- **13 March,** Thursday for the issue of Thursday **20 March 2025**
- **20 March,** Thursday for the issue of Friday **28 March 2025**
- **28 March,** Friday for the issue of Friday **04 April 2025**
- **04 April,** Friday for the issue of Friday **11 April 2025**
- **10 April,** Thursday for the issue of Thursday **17 April 2025**
- **16 April,** Wednesday for the issue of Friday **25 April 2025**
- **23 April,** Wednesday for the issue of Friday **02 May 2025**
- **02 May,** Friday for the issue of Friday **09 May 2025**
- **09 May,** Friday for the issue of Friday **16 May 2025**
- **16 May,** Friday for the issue of Friday **23 May 2025**
- **23 May,** Friday for the issue of Friday **30 May 2025**
- **30 May,** Friday for the issue of Friday **06 June 2025**
- **06 June,** Friday for the issue of Friday **13 June 2025**
- **12 June,** Thursday for the issue of Friday **20 June 2025**
- **20 June,** Friday for the issue of Friday **27 June 2025**
- **27 June,** Friday for the issue of Friday **04 July 2025**
- **04 July,** Friday for the issue of Friday **11 July 2025**
- **11 July,** Friday for the issue of Friday **18 July 2025**
- **18 July,** Friday for the issue of Friday **25 July 2025**
- **25 July,** Friday for the issue of Friday **01 August 2025**
- **01 August,** Friday for the issue of Friday **08 August 2025**
- **08 August,** Friday for the issue of Friday **15 August 2025**
- **15 August,** Friday for the issue of Friday **22 August 2025**
- **22 August,** Friday for the issue of Friday **29 August 2025**
- **29 August,** Friday for the issue of Friday **05 September 2025**
- **05 September,** Friday for the issue of Friday **12 September 2025**
- **12 September,** Friday for the issue of Friday **19 September 2025**
- **18 September,** Thursday for the issue of Friday **26 September 2025**
- **26 September,** Friday for the issue of Friday **03 October 2025**
- **03 October,** Friday for the issue of Friday **10 October 2025**
- **10 October,** Friday for the issue of Friday **17 October 2025**
- **17 October,** Friday for the issue of Friday **24 October 2025**
- **24 October,** Friday for the issue of Friday **31 October 2025**
- **31 October,** Friday for the issue of Friday **07 November 2025**
- **07 November,** Friday for the issue of Friday **14 November 2025**
- **14 November,** Friday for the issue of Friday **21 November 2025**
- **21 November,** Friday for the issue of Friday **28 November 2025**
- **28 November,** Friday for the issue of Friday **5 December 2025**
- **05 December,** Friday for the issue of Friday **12 December 2025**
- **11 December,** Thursday for the issue of Friday **19 December 2025**
- **17 December,** Wednesday for the issue of Wednesday **24 December 2025**

LIST OF TARIFF RATES

FOR PUBLICATION OF NOTICES

COMMENCEMENT: 1 APRIL 2018

NATIONAL AND PROVINCIAL

Notice sizes for National, Provincial & Tender gazettes 1/4, 2/4, 3/4, 4/4 per page. Notices submitted will be charged at R1008.80 per full page, pro-rated based on the above categories.

Pricing for National, Provincial - Variable Priced Notices		
Notice Type	**Page Space**	**New Price (R)**
Ordinary National, Provincial	1/4 - Quarter Page	252.20
Ordinary National, Provincial	2/4 - Half Page	504.40
Ordinary National, Provincial	3/4 - Three Quarter Page	756.60
Ordinary National, Provincial	4/4 - Full Page	1008.80

EXTRA-ORDINARY

All Extra-ordinary National and Provincial gazette notices are non-standard notices and attract a variable price based on the number of pages submitted.

The pricing structure for National and Provincial notices which are submitted as **Extra ordinary submissions** will be charged at R**3026.32** per page.

GOVERNMENT PRINTING WORKS - BUSINESS RULES

The **Government Printing Works** (**GPW**) has established rules for submitting notices in line with its electronic notice processing system, which requires the use of electronic *Adobe* Forms. Please ensure that you adhere to these guidelines when completing and submitting your notice submission.

Closing Times for Acceptance of Notices

1. The *Government Gazette* and *Government Tender Bulletin* are weekly publications that are published on Fridays and the closing time for the acceptance of notices is strictly applied according to the scheduled time for each gazette.

2. Please refer to the Submission Notice Deadline schedule in the table below. This schedule is also published online on the Government Printing works website www.gpwonline.co.za

   All re-submissions will be subject to the standard cut-off times.
   All notices received after the closing time will be rejected.

Government Gazette Type	Publication Frequency	Publication Date	Submission Deadline	Cancellations Deadline
National Gazette	Weekly	Friday	Friday 15h00 for next Friday	Tuesday, 15h00 - 3 working days prior to publication
Regulation Gazette	Weekly	Friday	Friday 15h00 for next Friday	Tuesday, 15h00 - 3 working days prior to publication
Petrol Price Gazette	Monthly	Tuesday before 1st Wednesday of the month	One day before publication	1 working day prior to publication
Road Carrier Permits	Weekly	Friday	Thursday 15h00 for next Friday	3 working days prior to publication
Unclaimed Monies (Justice, Labour or Lawyers)	January / September 2 per year	Last Friday	One week before publication	3 working days prior to publication
Parliament (Acts, White Paper, Green Paper)	As required	Any day of the week	None	3 working days prior to publication
Manuals	Bi- Monthly	2nd and last Thursday of the month	One week before publication	3 working days prior to publication
State of Budget (National Treasury)	Monthly	30th or last Friday of the month	One week before publication	3 working days prior to publication
Extraordinary Gazettes	As required	Any day of the week	*Before 10h00 on publication date*	*Before 10h00 on publication date*
Legal Gazettes A, B and C	Weekly	Friday	One week before publication	Tuesday, 15h00 - 3 working days prior to publication
Tender Bulletin	Weekly	Friday	Friday 15h00 for next Friday	Tuesday, 15h00 - 3 working days prior to publication
Gauteng	Weekly	Wednesday	Two weeks before publication	3 days **after** submission deadline
Eastern Cape	Weekly	Monday	One week before publication	3 working days prior to publication
Northern Cape	Weekly	Monday	One week before publication	3 working days prior to publication
North West	Weekly	Tuesday	One week before publication	3 working days prior to publication
KwaZulu-Natal	Weekly	Thursday	One week before publication	3 working days prior to publication
Limpopo	Weekly	Friday	One week before publication	3 working days prior to publication
Mpumalanga	Weekly	Friday	One week before publication	3 working days prior to publication

GOVERNMENT PRINTING WORKS - BUSINESS RULES

Government Gazette Type	Publication Frequency	Publication Date	Submission Deadline	Cancellations Deadline
Gauteng Liquor License Gazette	Monthly	Wednesday before the First Friday of the month	Two weeks before publication	3 working days **after** submission deadline
Northern Cape Liquor License Gazette	Monthly	First Friday of the month	Two weeks before publication	3 working days **after** submission deadline
National Liquor License Gazette	Monthly	First Friday of the month	Two weeks before publication	3 working days **after** submission deadline
Mpumalanga Liquor License Gazette	Bi-Monthly	Second & Fourth Friday	One week before publication	3 working days prior to publication

EXTRAORDINARY GAZETTES

3. *Extraordinary Gazettes* can have only one publication date. If multiple publications of an *Extraordinary Gazette* are required, a separate Z95/Z95Prov *Adobe* Forms for each publication date must be submitted.

NOTICE SUBMISSION PROCESS

4. Download the latest *Adobe* form, for the relevant notice to be placed, from the **Government Printing Works** website www.gpwonline.co.za.

5. The *Adobe* form needs to be completed electronically using *Adobe Acrobat* / *Acrobat Reader*. Only electronically completed *Adobe* forms will be accepted. No printed, handwritten and/or scanned *Adobe* forms will be accepted.

6. The completed electronic *Adobe* form has to be submitted via email to submit.egazette@gpw.gov.za. The form needs to be submitted in its original electronic *Adobe* format to enable the system to extract the completed information from the form for placement in the publication.

7. Every notice submitted **must** be accompanied by an official **GPW** quotation. This must be obtained from the *eGazette* Contact Centre.

8. Each notice submission should be sent as a single email. The email **must** contain **all documentation relating to a particular notice submission**.

   8.1. Each of the following documents must be attached to the email as a separate attachment:

      8.1.1. An electronically completed *Adobe* form, specific to the type of notice that is to be placed.

         8.1.1.1. For National *Government Gazette* or *Provincial Gazette* notices, the notices must be accompanied by an electronic Z95 or Z95Prov *Adobe* form

         8.1.1.2. The notice content (body copy) **MUST** be a separate attachment.

      8.1.2. A copy of the official **Government Printing Works** quotation you received for your notice. *(Please see Quotation section below for further details)*

      8.1.3. A valid and legible Proof of Payment / Purchase Order: **Government Printing Works** account customer must include a copy of their Purchase Order**. Non-Government Printing Works** account customer needs to submit the proof of payment for the notice

      8.1.4. Where separate notice content is applicable (Z95, Z95 Prov and TForm 3, it should **also** be attached as a separate attachment. *(Please see the Copy Section below, for the specifications)*.

      8.1.5. Any additional notice information if applicable.

GOVERNMENT PRINTING WORKS - BUSINESS RULES

9. The electronic *Adobe* form will be taken as the primary source for the notice information to be published. Instructions that are on the email body or covering letter that contradicts the notice form content will not be considered. The information submitted on the electronic *Adobe* form will be published as-is.

10. To avoid duplicated publication of the same notice and double billing, Please submit your notice **ONLY ONCE.**

11. Notices brought to **GPW** by "walk-in" customers on electronic media can only be submitted in *Adobe* electronic form format. All "walk-in" customers with notices that are not on electronic *Adobe* forms will be routed to the Contact Centre where they will be assisted to complete the forms in the required format.

12. Should a customer submit a bulk submission of hard copy notices delivered by a messenger on behalf of any organisation e.g. newspaper publisher, the messenger will be referred back to the sender as the submission does not adhere to the submission rules.

QUOTATIONS

13. Quotations are valid until the next tariff change.

    13.1. ***Take note:*** **GPW**'s annual tariff increase takes place on ***1 April*** therefore any quotations issued, accepted and submitted for publication up to ***31 March*** will keep the old tariff. For notices to be published from 1 April, a quotation must be obtained from **GPW** with the new tariffs. Where a tariff increase is implemented during the year, **GPW** endeavours to provide customers with 30 days' notice of such changes.

14. Each quotation has a unique number.

15. Form Content notices must be emailed to the *eGazette* Contact Centre for a quotation.

    15.1. The *Adobe* form supplied is uploaded by the Contact Centre Agent and the system automatically calculates the cost of your notice based on the layout/format of the content supplied.

    15.2. It is critical that these *Adobe* Forms are completed correctly and adhere to the guidelines as stipulated by **GPW**.

16. **APPLICABLE ONLY TO GPW ACCOUNT HOLDERS**:

    16.1. **GPW** Account Customers must provide a valid **GPW** account number to obtain a quotation.

    16.2. Accounts for **GPW** account customers **must** be active with sufficient credit to transact with **GPW** to submit notices.

        16.2.1. If you are unsure about or need to resolve the status of your account, please contact the **GPW** Finance Department prior to submitting your notices. (If the account status is not resolved prior to submission of your notice, the notice will be failed during the process).

17. **APPLICABLE ONLY TO CASH CUSTOMERS:**

    17.1. Cash customers doing **bulk payments** must use a **single email address** in order to use the **same proof of payment** for submitting multiple notices.

18. The responsibility lies with you, the customer, to ensure that the payment made for your notice(s) to be published is sufficient to cover the cost of the notice(s).

19. Each quotation will be associated with one proof of payment / purchase order / cash receipt.

    19.1. This means that **the quotation number can only be used once to make a payment.**

GOVERNMENT PRINTING WORKS - BUSINESS RULES

COPY (SEPARATE NOTICE CONTENT DOCUMENT)

20. Where the copy is part of a separate attachment document for Z95, Z95Prov and TForm03

20.1. Copy of notices must be supplied in a separate document and may not constitute part of any covering letter, purchase order, proof of payment or other attached documents.

The content document should contain only one notice. (You may include the different translations of the same notice in the same document).

20.2. The notice should be set on an A4 page, with margins and fonts set as follows:

Page size = A4 Portrait with page margins: Top = 40mm, LH/RH = 16mm, Bottom = 40mm; Use font size: Arial or Helvetica 10pt with 11pt line spacing;

Page size = A4 Landscape with page margins: Top = 16mm, LH/RH = 40mm, Bottom = 16mm; Use font size: Arial or Helvetica 10pt with 11pt line spacing;

CANCELLATIONS

21. Cancellation of notice submissions are accepted by **GPW** according to the deadlines stated in the table above in point 2. Non-compliance to these deadlines will result in your request being failed. Please pay special attention to the different deadlines for each gazette. Please note that any notices cancelled after the cancellation deadline will be published and charged at full cost.

22. Requests for cancellation must be sent by the original sender of the notice and must accompanied by the relevant notice reference number (N-) in the email body.

AMENDMENTS TO NOTICES

23. With effect from 01 October 2015, **GPW** will not longer accept amendments to notices. The cancellation process will need to be followed according to the deadline and a new notice submitted thereafter for the next available publication date.

REJECTIONS

24. All notices not meeting the submission rules will be rejected to the customer to be corrected and resubmitted. Assistance will be available through the Contact Centre should help be required when completing the forms. (012-748 6200 or email info.egazette@gpw.gov.za). Reasons for rejections include the following:

24.1. Incorrectly completed forms and notices submitted in the wrong format, will be rejected.

24.2. Any notice submissions not on the correct *Adobe* electronic form, will be rejected.

24.3. Any notice submissions not accompanied by the proof of payment / purchase order will be rejected and the notice will not be processed.

24.4. Any submissions or re-submissions that miss the submission cut-off times will be rejected to the customer. The Notice needs to be re-submitted with a new publication date.

GOVERNMENT PRINTING WORKS - BUSINESS RULES

Approval of notices

25. Any notices other than legal notices are subject to the approval of the Government Printer, who may refuse acceptance or further publication of any notice.

26. No amendments will be accepted in respect to separate notice content that was sent with a Z95 or Z95Prov notice submissions. The copy of notice in layout format (previously known as proof-out) is only provided where requested, for Advertiser to see the notice in final Gazette layout. Should they find that the information submitted was incorrect, they should request for a notice cancellation and resubmit the corrected notice, subject to standard submission deadlines. The cancellation is also subject to the stages in the publishing process, i.e. If cancellation is received when production (printing process) has commenced, then the notice cannot be cancelled.

Government Printer Indemnified Against Liability

27. The Government Printer will assume no liability in respect of—

27.1. any delay in the publication of a notice or publication of such notice on any date other than that stipulated by the advertiser;

27.2. erroneous classification of a notice, or the placement of such notice in any section or under any heading other than the section or heading stipulated by the advertiser;

27.3. any editing, revision, omission, typographical errors or errors resulting from faint or indistinct copy.

Liability of advertiser

28. Advertisers will be held liable for any compensation and costs arising from any action which may be instituted against the Government Printer in consequence of the publication of any notice.

Customer inquiries

Many of our customers request immediate feedback/confirmation of notice placement in the gazette from our Contact Centre once they have submitted their notice – While **GPW** deems it one of their highest priorities and responsibilities to provide customers with this requested feedback and the best service at all times, we are only able to do so once we have started processing your notice submission.
GPW has a 2-working day turnaround time for processing notices received according to the business rules and deadline submissions.
Please keep this in mind when making inquiries about your notice submission at the Contact Centre.

29. Requests for information, quotations and inquiries must be sent to the Contact Centre ONLY.

30. Requests for Quotations (RFQs) should be received by the Contact Centre at least **2 working days** before the submission deadline for that specific publication.

GOVERNMENT PRINTING WORKS - BUSINESS RULES

PAYMENT OF COST

31. The Request for Quotation for placement of the notice should be sent to the Gazette Contact Centre as indicated above, prior to submission of notice for advertising.

32. Payment should then be made, or Purchase Order prepared based on the received quotation, prior to the submission of the notice for advertising as these documents i.e. proof of payment or Purchase order will be required as part of the notice submission, as indicated earlier.

33. Every proof of payment must have a valid **GPW** quotation number as a reference on the proof of payment document.

34. Where there is any doubt about the cost of publication of a notice, and in the case of copy, an enquiry, accompanied by the relevant copy, should be addressed to the Gazette Contact Centre, **Government Printing Works**, Private Bag X85, Pretoria, 0001 email: info.egazette@gpw.gov.za before publication.

35. Overpayment resulting from miscalculation on the part of the advertiser of the cost of publication of a notice will not be refunded, unless the advertiser furnishes adequate reasons why such miscalculation occurred. In the event of underpayments, the difference will be recovered from the advertiser, and future notice(s) will not be published until such time as the full cost of such publication has been duly paid in cash or electronic funds transfer into the **Government Printing Works** banking account.

36. In the event of a notice being cancelled, a refund will be made only if no cost regarding the placing of the notice has been incurred by the **Government Printing Works**.

37. The **Government Printing Works** reserves the right to levy an additional charge in cases where notices, the cost of which has been calculated in accordance with the List of Fixed Tariff Rates, are subsequently found to be excessively lengthy or to contain overmuch or complicated tabulation.

PROOF OF PUBLICATION

38. Copies of any of the *Government Gazette* or *Provincial Gazette* can be downloaded from the **Government Printing Works** website www.gpwonline.co.za free of charge, should a proof of publication be required.

39. Printed copies may be ordered from the Publications department at the ruling price. The **Government Printing Works** will assume no liability for any failure to post or for any delay in despatching of such *Government Gazette*(s)

GOVERNMENT PRINTING WORKS CONTACT INFORMATION

Physical Address:	**Postal Address:**	**GPW Banking Details:**
Government Printing Works	Private Bag X85	**Bank:** ABSA Bosman Street
149 Bosman Street	Pretoria	**Account No.:** 405 7114 016
Pretoria	0001	**Branch Code:** 632-005

For Gazette and Notice submissions: Gazette Submissions:	**E-mail:** submit.egazette@gpw.gov.za
For queries and quotations, contact: Gazette Contact Centre:	**E-mail:** info.egazette@gpw.gov.za
	Tel: 012-748 6200
Contact person for subscribers: Mrs M. Toka:	**E-mail:** subscriptions@gpw.gov.za
	Tel: 012-748-6066 / 6060 / 6058
	Fax: 012-323-9574

GOVERNMENT NOTICES • GOEWERMENTSKENNISGEWINGS

DEPARTMENT OF AGRICULTURE, LAND REFORM AND RURAL DEVELOPMENT

NO. 6598 **12 September 2025**

GENERAL NOTICE IN TERMS OF RESTITUTION OF LAND RIGHTS ACT, 1994 [ACT 22 OF 1994] AS AMENDED

Notice is hereby given in terms of **Section 11[1] of the Restitution of the Land Rights Act 1994 [Act 22 of 1994] as amended,** that a land claim for **Restitution of Land Rights** has been lodged by **Mr. Waai Johannes Mahlangu ID NO. 000101 5478 08 2** on behalf **of Mahlangu Family** on the following property mentioned hereunder situated under **Emakhazeni Local Municipality, Nkangala District, Mpumalanga Province: KRP 5085**

CURRENT PARTICULARS OF THE PROPERTIES
WINTERSHOEK 390 JS

Description of property	Owner of Property	Title Deed Number	Extent of Property	Bonds	Bond Holder	Other Endorsements
Remaining Extent of Portion 3	Van Wyk Petrus Christiaan [3107285019089]	T23345/2003	633.1332 ha	None	None	K4128/1990RM K645/1968S

The Regional Land Claims Commissioner, Mpumalanga Province will investigate all the claims in terms of the provisions of the Act, any party interested in the above-mentioned property is hereby invited to submit within **60 [sixty days]** from the date of publication of this notice to submit any comments, or further information to:

COMMISSIONER FOR RESTITUTION OF LAND RIGHTS
PRIVATE BAG X 7201
WITBANK
1035

CHECKED BY : MR. L.H MAPHUTHA
THE REGIONAL LAND CLAIMS COMMISSIONER
MPUMALANGA PROVINCE
DATE: 2025/08/26

DEPARTMENT OF AGRICULTURE, LAND REFORM AND RURAL DEVELOPMENT

NO. 6599 **12 September 2025**

GENERAL NOTICE IN TERMS OF RESTITUTION OF LAND RIGHTS ACT, 1994 [ACT 22 OF 1994] AS AMENDED

Notice is hereby given in terms of **Section 11A[4] of the Restitution of the Land Rights Act 1994 [Act 22 of 1994] as amended,** that a land claim for **Restitution of Land Rights** has been lodged by the late **Mr. David Masukwana Masuku, ID No: 580515 5641 08 4** on behalf of the Masuku family on the following property mentioned hereunder situated under Govern Mbeki Local Municipality in Mpumalanga Province: **KRP 2083. This notice intends to amend Government Gazette No: 29857 with Notice 557 of 2007 which previously gazetted Portion 3 and 4 Rolspruit 127 IS instead of Portion 0 (Remaining Extent) of the farm Rolspruit 127 IS in terms of the Restitution of Land Rights.**

ROLSPRUIT 127 IS

Description of property	Owner of Property	Title Deed Number	Extent of Property	Bonds	Bond Holder	Other Endorsements
Portion 0 (Remaining Extent) of the farm Rolspruit 127 IS	SOPHIA ELIZABETH WILHEMINA CLAASENS	T918562/1995	717.3618 hectares	None	None	K3124/1996RM K3311/1997RM

The Regional Land Claims Commissioner, Mpumalanga Province will investigate all the claims in terms of the provisions of the Act, any party interested in the above-mentioned property is hereby invited to submit within **30 [thirty days]** from the date of publication of this notice to submit any comments, or further information to:

Commissioner for Restitution of Land Rights
30 Samora Machel Drive
Nelspruit, 1200
Tel No: 013 756 6000
Fax No: 013 752 3859

MR L.H. MAPHUTHA
REGIONAL LAND CLAIMS COMMISSIONER
DATE: 2025/07/31

DEPARTMENT OF AGRICULTURE, LAND REFORM AND RURAL DEVELOPMENT

NO. 6600 **12 September 2025**

Notice is hereby given in terms of **Section 11[1] of the Restitution of the Land Rights Act 1994 [Act 22 of 1994] as amended,** that a land claim for **Restitution of Land Rights** has been lodged by **Mr. Mahlangu Swartbooi Fanie. ID No: 670606 5407 08 8, Mr. Mahlangu Gau Jan. ID No: 380815 5311 08 0 and Mahlangu Frekie Johannes. ID No: 500106 5405 08 9** on behalf **of Mahlangu Family** on the following property mentioned hereunder situated under **Emakhazeni Local Municipality, Nkangala District, Mpumalanga Province: KRP 955, 1403 and 1408**

CURRENT PARTICULARS OF THE PROPERTY

GENERAALSDRAAI 423 JS

Description of property	Owner of Property	Title Deed Number	Extent of Property	Bonds	Bond Holder	Other Endorsements
The Remaining Extent of Portion 5	Impokoma Communal Property Association [CPA 2014/1389]	T14333/2014	430.0884 ha	None	None	None

The Regional Land Claims Commissioner, Mpumalanga Province will investigate all the claims in terms of the provisions of the Act, any party interested in the above-mentioned property is hereby invited to submit within **60 [Sixty days]** from the date of publication of this notice to submit any comments, or further information to:

Commissioner for Restitution of Land Rights
Private Bag X 7201
Witbank
1035

MR. L.H MAPHUTHA
THE REGIONAL LAND CLAIMS COMMISSIONER
MPUMALANGA PROVINCE
DATE: 2025/08/26

DEPARTMENT OF AGRICULTURE, LAND REFORM AND RURAL DEVELOPMENT

NO. 6601 **12 September 2025**

Notice is hereby given in terms of **Section 11[1] of the Restitution of the Land Rights Act 1994 [Act 22 of 1994] as amended,** that a land claim for **Restitution of Land Rights** has been lodged by **Mr. Petros Dick Matshika. ID NO.640602 5286 08 2** on behalf **of Matshika Family** on the following property mentioned hereunder situated under **Emakhazeni Local Municipality, Nkangala District, Mpumalanga Province: KRP 942**

GENERAALSDRAAI 423 JS

Description of property	Owner of Property	Title Deed Number	Extent of Property	Bonds	Bond Holder	Other Endorsements
Portion 21	Umsimbithi Mining PTY LTD	T11816/2012	281.7027 ha	None	None	VA877/2016

The Regional Land Claims Commissioner, Mpumalanga Province will investigate all the claims in terms of the provisions of the Act, any party interested in the above-mentioned property is hereby invited to submit within **60 [sixty days]** from the date of publication of this notice to submit any comments, or further information to:

Commissioner for Restitution of Land Rights
Private Bag X 11330
Nelspruit
1200
30 Samora Machel Drive
Nelspruit
TEL NO: 013 756 6000
FAX NO: 013 752 3859

CHECKED BY: MR. L.H MAPHUTHA
THE REGIONAL LAND CLAIMS COMMISSIONER
MPUMALANGA PROVINCE
DATE: 2025/08/26

AMENDING GOVERNMENT NOTICE NO: 1088 OF 2009 IN THE GOVERNMENT GAZETTE NO: 32483 DATED 14 AUGUST 2009, IN RESPECT OF MTITIYELA SOLOMON NTULI LAND CLAIM REFERENCE Z 0019

AMENDMENT NOTICE INTERMS OF SECTION 11A [4] OF THE RESTITUTION OF LAND RIGHTS ACT 1994 [ACT 22 OF 1994] AS AMENDED.

Notice is hereby given in terms of **Section 11A [4] of the Restitution of the Land Rights Act 1994 [Act 22 of 1994] as amended,** that the office of the **Regional Land Claims Commissioner** is amending the said gazette due to the error when capturing property description on the said gazette notice. The correct description is **Remaining Extent of the farm Hartebeesfontein 441 JR**. The property mentioned hereunder is in the Thembisile Local Municipality, Nkangala District, Mpumalanga Province:

CURRENT PARTICULARS OF THE PROPERTY
HARTEBEESFONTEIN 441 JR

Description of property	Owner of Property	Title Deed Number	Extent of Property	Bonds	Bond Holder	Other Endorsements
Remaining Extent of the farm Hartebeesfontein 441 JR	National Government of the Republic of South Africa	T9046/1985	924.3507ha (Extent under claim is 46.8554Ha)	None	None	None

The Regional Land Claims Commissioner, Mpumalanga Province will investigate all the land claims in terms of the provisions of the Act, any party interested in the above-mentioned property is hereby invited to submit within **30 [thirty days]** from the date of the publication of this notice any comments, or further information to:

Commissioner for Restitution of Land Rights
Private Bag X7201
Witbank
1035

MR. L.H. MAPHUTHA
REGIONAL LAND CLAIMS COMMISSIONER
MPUMALANGA PROVINCE
DATE: 2025/05/28

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DEPARTMENT OF AGRICULTURE, LAND REFORM AND RURAL DEVELOPMENT

NO. 6603 **12 September 2025**

GENERAL NOTICE IN TERMS OF RESTITUTION OF LAND RIGHTS ACT, 1994 [ACT 22 OF 1994] AS AMENDED

Notice is hereby given in terms of **Section 11[1] of the Restitution of the Land Rights Act 1994 [Act 22 of 1994] as amended,** that a land claim for **Restitution of Land Rights** has been lodged by **Mr. Maveni Swartbooi Mahlangu ID NO.540411 5486 08 5** on behalf **of Mahlangu Family** on the following property mentioned hereunder situated under **Emakhazeni Local Municipality, Nkangala District, Mpumalanga Province: KRP 533 and 502**

NELGRIF 389 JS

Description of property	Owner of Property	Title Deed Number	Extent of Property	Bonds	Bond Holder	Other Endorsements
Portion 0 of the farm Nelgrif	Henko Trust	T53227/2004	261.4151 ha	None	None	1-1961/2016C

The Regional Land Claims Commissioner, Mpumalanga Province will investigate all the claims in terms of the provisions of the Act, any party interested in the above-mentioned property is hereby invited to submit within **60 [Sixty days]** from the date of publication of this notice to submit any comments, or further information to:

Commissioner for Restitution of Land Rights
Private Bag X 11330
Nelspruit
1200
30 Samora Machel Drive
Nelspruit
TEL NO: 013 756 6000
FAX NO: 013 752 3859

MR. L.H MAPHUTHA
THE REGIONAL LAND CLAIMS COMMISSIONER
MPUMALANGA PROVINCE
DATE: 2025/08/26

DEPARTMENT OF AGRICULTURE, LAND REFORM AND RURAL DEVELOPMENT

NO. 6604 **12 September 2025**

GENERAL NOTICE IN TERMS OF RESTITUTION OF LAND RIGHTS ACT, 1994 [ACT 22 OF 1994] AS AMENDED

Notice is hereby given in terms of **Section 11[1] of the Restitution of the Land Rights Act 1994 [Act 22 of 1994] as amended,** that a land claim for **Restitution of Land Rights** has been lodged by **Mr. Ngosabo Koos Sikosana ID NO.460714 5460 083** on behalf **of Sikosana Family** on the following property mentioned hereunder situated under **Emakhazeni Local Municipality, Nkangala District, Mpumalanga Province: KRP 2352**

GENERAALSDRAAI 423 JS

Description of property	Owner of Property	Title Deed Number	Extent of Property	Bonds	Bond Holder	Other Endorsements
The Remaining Extent of Portion 1	National Government of the Republic of South Africa	T2372/2015	281.7027 ha	None	None	K560/1969RM K5610/1993S

The Regional Land Claims Commissioner, Mpumalanga Province will investigate all the claims in terms of the provisions of the Act, any party interested in the above-mentioned property is hereby invited to submit within **60 [sixty days]** from the date of publication of this notice to submit any comments, or further information to:

Commissioner for Restitution of Land Rights
Private Bag X7201
Witbank
1035

CHECKED BY: MR. L.H MAPHUTHA
THE REGIONAL LAND CLAIMS COMMISSIONER
MPUMALANGA PROVINCE
DATE: 2025/08/26

DEPARTMENT OF AGRICULTURE, LAND REFORM AND RURAL DEVELOPMENT

NO. 6605 **12 September 2025**

GENERAL NOTICE IN TERMS OF THE RESTITUTION OF LAND RIGHTS ACT, 1994 (ACT NO. 22 OF 1994), AS AMENDED

Notice is hereby given in terms of section 11(1) of the Restitution of Land Rights Act, 1994 (Act No. 22 of 1994) as amended, that a claim for Restitution of Land Rights has been lodged by Kgosi Ramphelane Wilson Nkadimeng III on the properties situated within Sekhukhune District: Limpopo.

Kgosi Ramphelane Wilson Nkadimeng III lodged the land claim on the farms mentioned in the table below on the 08th December 1998.

PROPERTY	CURRENT OWNER	TITLE DEED	EXTENT	BONDS AND RESTRICTIVE CONDITIONS
Korenvelden 812 KS	No Data	800DUM	3752.4667	None
Goedgemeend 815 KS	National Government of Republic of South Africa	T11235/2017PTA T304/1894PTA	800.0000DUM	K1315/2000RMPTA LEBOWA MINERAL TRUST
Avontuur 814 KS	National Government of Republic of South Africa	T28917/2015PTA	3233.4083	None
Remaining Extent of Duizendannex 816 KS	National Government of Republic of South Africa	T887/1887PTA	9286.0000	K6466/2000RMPTA LEBOWA MINERAL TRUST VA4979/1999PTA NATIONAL GOVERNMENT OF REPUBLIC OF SOUTH AFRICA
Portion 8 of Duizendannex 816 KS	DEPOWAY PTY LTD	T6061/2021	1.6410	B2684/2021 INVESTEC BANK LTD

Take further notice that the Office of the Regional Land Claims Commissioner: Limpopo is in a process of settling this land claim. Any party that has an interest in the above-mentioned property is hereby invited to submit in writing within **14** days of publication of this notice, any comment, and/ or objection to this land claim to the Office of the Regional Land Claims Commissioner: Limpopo at the address set out below under reference number **KRP NO's: 2542**

Office of the Regional Land Claims
Commissioner: Limpopo
Private Bag x 9552
POLOKWANE
0700

Submissions may also be delivered to:
61 Biccard Street
Corner Grobler & Biccard Streets
POLOKWANE
0700

L.H MAPHUTHA
REGIONAL LAND CLAIMS COMMISSIONER: LIMPOPO
DATE: 2022/02/19

DEPARTMENT OF AGRICULTURE, LAND REFORM AND RURAL DEVELOPMENT

NO. 6606 **12 September 2025**

GENERAL NOTICE IN TERMS OF THE RESTITUTION OF LAND RIGHTS ACT, 1994 (ACT NO. 22 OF 1994), AS AMENDED.

Notice is hereby given in terms of Section 11(1) of the Restitution of Land Rights Act No. 22 of 1994, as amended, that land claims for Restitution of Land Rights have been lodged on the following farms, Strydkraal 537 KS; R/E, R/E of Ptns 1 & 2, Ptns 4 & 5 of Mooiplaats 516 KS, Wintersveld 417 KS, Zwartkoppies 413 KS, Zwitzerland 473 KS, Jagdlust 418 KS, Umkoanesstad 419 KS, Indie 474 KS, Dal Josaphat 461 KS, Middelin 538 KS, Schoonoord 462 KS, Diamand 442 KS, Zeekoegat 421 KS, Haakdoornhoek 409 KS, Rostock 410 KS, Hoerarоep 515 KS, Eerste Recht 502 KS, Government Ground 503 KS, Middelpunt 420 KS and Jobskop 411 KS.

These land claims were lodged by the late Chief Nkwane Aubrey Phasha on behalf of Baroka Ba Nkwana community. The claimant submitted separate claim forms for each property. The land claims were registered under one reference number as KRP **2550**. The dates for lodgement of these land claims falls within the prescribed period for lodgement of land claims as laid down in Section 2(1)(e) of the Restitution of Land Rights Act, 1994 (Act No 22, as amended.

These land claims were researched in phases. The land claim in respect of the farms Hoerarоep 515 KS and Middlepunt 420 KS was published under **Gazette No.28575 under Notice number 368 on the 3rd of March 2006.** The farm Strydkraal 537 KS; R/E, R/E of Ptns 1 & 2 and Ptns 4 & 5 of Mooiplaats 516 KS were researched, approved as compliant with Section 2(1) of the Restitution of Land Rights Act No. 22 of 1994 and published in the Government **Gazette No. 42496, under Notice No. 821 of 2019 on the 31st of May 2019.** The land claims on the farms Zwartkoppies 413 KS, Jagdlust 418 KS, Umkoanesstad 419 KS, Zwitzerland 473 KS and Indie 474 KS were researched, approved as compliant with Restitution Act and published under **Gazette, No. 43613 under Notice No. 880 on the 14th of August 2020.**

The purpose of this notice is to publish the below mentioned land claims also lodged by Chief Nkwane Aubrey Phasha on the farms Dal Josaphat 416 KS, Middelin 538 KS, Schoonoord 462 KS, G & G Government Grond 503 KS, Eerste Recht 502 KS, Haakdoornhoek 409 KS, Zeekoegat 421 KS, Rostock 410 KS, Diamand 422 KS, Jobskop 411 KS. These land claims were investigated and approved as compliant with Section 2(1) of the Restitution of Land Rights Act. All these farms are situated in Sekhukhune District Municipality of Limpopo Province.

The table below indicates the current description of these properties.

Farm Name	Owners	Title Deed	Extent	Bonds/ Endorsements	Holder
Dal Josaphat 461 KS	Maisela Frank	T4570/1961PTA	1365.8530 H	K5326/1992RMPTA	National Housing Board
				K7106/1992RMPTA	EVRAZ HIGHVELD STEEL & VANADIUM LTD
				Released Area	-
Middelin 538 KS	National Government of the Republic of South Africa	T3160/1895PTA	2531.9086 H	K1838/2000RPTA	Lebowa Mineral Trust
Schoonoord 462 KS	National Government of the Republic of South Africa	T10095/1953	2212.3051 H	I-2915/2014CPTA	-
				I-992/2014CPTA	-
				K255/1984RMPTA	-
				K3947/1984RMPTA	Lebowa Platinum Mines LTD
				K6544/1992MPTA	-
				K912/1926SPTA	-
				Lebowa	-
				Released Area	-
Diamand 422 KS	National Government of the Republic of South Africa	T680/1940PTA T72950/2006PTA	2238.6520 H	I-12922/2012CPTA	-
				K1201/1978RMPTA	Steele Aletta Sophia
				K1219/1977RMPTA	Reston Annie Laurie

				K159/197[illegible]PTA	Breytenbach Helena Cathrina
				K1578/1982RMPTA	Steele Johannes Marthinus Stephanus
				K1609/1976RMPTA	Lebowa Platinum Mines LTD
				K1573/1975SPTA	Steele Hendrina Christina Alida
				K1754/1975SPTA	-
				K1872/1977RMPTA	Lebowa Platinum Mines LTD
				K2222/1978RMPTA	Lebowa Platinum Mines LTD
				K2256/1975RMPTA	Lebowa Platinum Mines LTD
				K2302/1976RMPTA	Lebowa Platinum Mines LTD
				K2432/1976RMPTA	Lebowa Platinum Mines LTD
				K2489/1975RMPTA	Lebowa Platinum Mines LTD
				K2490/1975RMPTA	Lebowa Platinum Mines LTD
				K2491/1975RMPTA	Lebowa Platinum Mines LTD
				K2650/1975RMPTA	Lebowa Platinum Mines LTD
				K2864/1978RMPTA	Lebowa Platinum Mines LTD
				K2871/1975RMPTA	Lebowa Platinum Mines LTD
				K3165/1975RMPTA	Lebowa Platinum Mines LTD
				K3192/1975RMPTA	Lebowa Platinum Mines LTD
				K3194/1975RMPTA	Lebowa Platinum Mines LTD
				K3193/1975RMPTA	Lebowa Platinum Mines LTD
				K325/1976RMPTA	Lebowa Platinum Mines LTD
				K3278/1975RMPTA	Lebowa Platinum Mines LTD
				K3279/1975RMPTA	Lebowa Platinum Mines LTD
				K3280/1975RMPTA	Lebowa Platinum Mines LTD
				K3281/1975RMPTA	Lebowa Platinum Mines LTD
				K3282/1975RMPTA	Lebowa Platinum Mines LTD
				K3283/1975RMPTA	Lebowa Platinum Mines LTD
				K324/1976RMPTA	Lebowa Platinum Mines LTD
				K3277/1975RMPTA	Lebowa Platinum Mines LTD
				K3455/1976RMPTA	Lebowa Platinum Mines LTD
				K3554/1975RMPTA	Lebowa Platinum Mines LTD
				K4158/2006SPTA	-
				K4291/2015SPTA	-
				K459/1976RMPTA	Lebowa Platinum Mines LTD
				K5845/2008LPTA	Lebowa Platinum Mines LTD
				K644/1976RMPTA	Lebowa Platinum Mines LTD
				K646/1976RMPTA	Lebowa Platinum Mines LTD
				K645/1976RMPTA	Lebowa Platinum Mines LTD
				VA1206/2022	Lebowa Platinum Mines LTD
				VA2927/91-K2222/78RMPTA	-
Zeekoegat 421 KS	National Government of the	T5310/1941PTA	2127.6897 H	VA20992/2000PTA	Lebowa Platinum Mines LTD
				I-12922/2012CPTA	-

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	Republic of South Africa	T131240/2000PTA		K2180/200..PTA	RICHTRAU NO 177 PTY LTD
				K3523/1999RMPTA	THUNGELA OPERATIONS PTY LTD
				K4947/2008SPTA	-
				VA28931/2000PTA	SUID-AFRIKAANSE ONTWIKKELINGSTRUST
				LEBOWA	-
				Released Area	-
Haakdoornhoek 409 KS	National Government of the Republic of South Africa	T12047/1940PTA	7814.784 H	K1415/2000RMPTA	Lebowa Mineral Trust
				Lebowa	-
Rostock 410 KS	National Government of the Republic of South Africa	T493/1940PTA T10540/2012PTA	1621.7891 H	K1300/2000RMPTA	Lebowa Mineral Trust
				Lebowa	-
Eerste Recht 502 KS	National Government of the Republic of South Africa	T7982/1911PTA T68479/2012PTA	2544.9921 H	I-12922/2012CPTA	-
				I-5815/2003LGPTA	-
				K1254/2000RMPTA	Lebowa Mineral Trust
				K4519/2012SPTA	-
				Lebowa	-
				K506/2021S	-
				K505/2021L	TOTALENERGIES MARKETING SOUTH AFRICA PTY LTD
				K6032/2016LPTA	TOTALENERGIES MARKETING SOUTH AFRICA PTY LTD
				K6033/2016SPTA	-
				VA193/2014PTA	ABSA BANK LTD
G & G Government Grond 503 KS	National Government of the Republic of South Africa	T26672/1988PTA T13467/2013PTA	2497.847 H	K1331/2000RMPTA	Lebowa Mineral Trust
				Lebowa	-
Jobskop 411 KS	National Government of the Republic of South Africa	T27228/1959PTA T10540/2012PTA	1957.9451 H	I-12922/2012CPTA	-
				K2449/1992RMPTA	IMERYS REFRACTORY MINERALS SA PTY LTD
				K302/1950RMPTA	-

The below table indicate the overlapping claims on some of the properties claimed by Baroka Ba Nkwana and their status.

Farm Name	Overlapping claimants	Status of the overlapping claims
Schoonoord 462 KS	Kingdom of Sekhukhune (KRP 2585)	Rule 3 approved on 20 March 2019. Published under Gazette, No. 43613, under Notice No. 880 on the 14th of August 2022
Eerste Recht 502 KS	Tau Mankotsane (KRP 6917)	Research approved and not Gazetted.
Rostock 410 KS	Atok Zonal (KRP 11144)	Research report approved and published under Amended Gazetted No. 30116, Notice No.933.on the 3rd August 2007.
	Modupsane (KRP 9359)	Rule 3 approved and published under Gazette No. 42203, Notice No.82 on the 1st of February 2019

Therefore, the Office of the Regional Land Claims Commissioner: Limpopo wishes to make it known to the public that the farms mentioned above are affected by the land claim lodged by the late Chief Nkwana Aubrey Phasha. Any party that has an interest in the above-mentioned properties is hereby invited to submit in writing within **30 (thirty)** days

of publication of this notice, any comment, and/ or objection to this land claim to the Office of the Regional Land Claims Commissioner: Limpopo at the addresses set out below under reference number **KRP 2550.**

Take further notice, that a meeting of all interested parties will be convened upon publication of this notice, for the purpose of information sharing and outlining of the Restitution process.

The Office of the Regional Land Claims Commissioner
Private Bag X 9552
Polokwane
0700

or

Submissions may also be delivered to:
13th Floor, 50-58
Nedbank Building
Landros MareStreet
POLOKWANE
0700

MR. LEBJANE MAPHUTHA
REGIONAL LAND CLAIMS COMMISSIONER (Acting)
DATE: 22/8/25

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DEPARTMENT OF EMPLOYMENT AND LABOUR

NO. 6607 **12 September 2025**

NOTICE IN TERMS OF SECTION 62(7) OF THE LABOUR RELATIONS ACT, 66 OF 1995.

PLEASE TAKE NOTICE THAT: -

The Building Industry Bargaining Council (Cape of Good Hope) ("BIBC") has applied to the Commission for Conciliation, Mediation and Arbitration in terms of section 62(1) of the Labour Relations Act 66 of 1995, as amended (LRA), for demarcation to the effect that the operations of the business entity, Alucon Aluminium and Glass CC, fall within the scope of registration of the BIBC.

The parties to the dispute, as cited, are as follows:

The Building Industry Bargaining Council (Cape of Good Hope)	APPLICANT
Alucon Aluminium and Glass CC	RESPONDING
The Metal And Engineering Industries Bargaining Council	INTERESTED PARTY

Alucon Aluminium and Glass CC specialises in manufacturing and installing aluminium and glass fixtures for buildings and structures, including doors and windows. The company is registered and complies with all relevant standards set by the Metal and Engineering Industries Bargaining Council (MEIBC).

According to the BIBC, all business entities, including national companies and their employees involved in the manufacturing and installation of aluminium and glass fixtures within its jurisdiction, are required to register and comply with all relevant standards set by the BIBC.

The CCMA believes that the question is of substantial importance and hereby invites written representation by interested persons.

Written representations may be made within 21 calendar days of the date of publication of this notice and should be directed to the CCMA, Western Cape - Cape Town, CCMA House, 78 Darling Street, Cape Town, 8001, or Private Bag X9167, Cape Town, 8000 and marked WECT 13073-25. Representations may also be e-mailed to ctn@ccma.org.za.

The CCMA Western Cape may be contacted for any enquiries at telephone number 021 469-0111.

DEPARTMENT OF FORESTRY, FISHERIES AND THE ENVIRONMENT

NO. 6608 **12 September 2025**

NATIONAL ENVIRONMENTAL MANAGEMENT ACT, 1998 (ACT NO. 107 OF 1998)

NOTICE OF THE INTENTION TO ADOPT THE GENERIC ENVIRONMENTAL MANAGEMENT PROGRAMME FOR THE KRUGER NATIONAL PARK AS AN ENVIRONMENTAL MANAGEMENT INSTRUMENT FOR THE PURPOSE OF EXCLUDING IDENTIFIED ACTIVITIES

I, Dion Travers George, Minister of Forestry, Fisheries and the Environment, hereby give notice of the intention to adopt the *Generic Environmental Management Programme for the Kruger National Park 2025, revision 0* as an environmental management instrument in terms of the Regulations Laying Down the Procedure for the Adoption of Environmental Management Instruments, 2019, and based on compliance with this instrument, in terms of section 24(2)(e) of the National Environmental Management Act, 1998 (Act No. 107 of 1998), to exclude the South African National Parks (SANParks), subject to certain conditions, from the requirement to obtain environmental authorisation for identified activities as set out in the Schedule.

The adoption of the generic environmental management programme as an environmental management instrument and the exclusion of identified activities from the environmental authorisation requirement are intended to facilitate and simplify the implementation of maintenance, upgrading, expansion and new developments, within the identified use zones, within the Kruger National Park. The exclusion of the identified activities will speed up implementation and ease the cost of doing business, whilst still providing requirements and measures to protect the environment.

This exclusion does not exclude SANParks from complying with any other applicable and relevant legislation when undertaking identified activities within the Kruger National Park.

Members of the public are invited to submit written comments or input, within 30 days from the date of the publication of this Notice in the Government *Gazette*, or the notice in the newspaper, whichever occurs last, to any of the following addresses:

By post to: Department of Forestry, Fisheries and the Environment
The Director-General
Attention: Mr Simon Moganetsi
Private Bag X447
PRETORIA
0001

By hand at: Reception, Environment House, 473 Steve Biko Road, Arcadia, Pretoria.

By e-mail: smoganetsi@dffe.gov.za.

A hard copy of any document associated with this Notice may be requested from Ms M Masondo at tel: 012 399 9277, email: mmasondo@dffe.gov.za or collected at Environment House, 473 Steve Biko Road, Arcadia, Pretoria. The Generic Environmental Management Programme can be downloaded from the Department's website at https://www.dffe.gov.za/projectprogrammes/environmental_management_instruments and the Government Notice can be downloaded from the Department's website at https://www.dffe.gov.za/legislation/gazetted_notices.

This Notice contains a revised version of the documents contained in Government Notice No. 5234 published on 27 September 2024 in Government *Gazette* No. 51307 for public comment and reflects the incorporation of amendments made based on the second call for public comment.

Any enquiries in connection with the Notice can be directed to Mr Simon Moganetsi by phone at 012 399 9309 or by e-mail at smoganetsi@dffe.gov.za.

Comments or input received after the closing date may be disregarded.

The Department of Forestry, Fisheries and the Environment complies with the Protection of Personal Information Act, 2013 (Act No. 4 of 2013). Comments received and responses thereto are collated into a comments and responses report which will be made available to the public as part of the consultation process. If a commenting party has any objection to his or her name, or the name of the represented company/ organisation, being made publicly available in the comments and responses report, such objection should be highlighted in bold as part of the comments submitted in response to this Government Notice.



DR D T GEORGE
MINISTER OF FORESTRY, FISHERIES AND THE ENVIRONMENT

SCHEDULE

1. Introduction

Section 24(2)(e) of the National Environmental Management Act, 1998 (Act No. 107 of 1998) (the Act) enables the Minister responsible for environmental affairs to exclude activities identified in terms of sections 24(2)(a) and 24(2)(b) of the Act from the requirement to obtain environmental authorisation based on an environmental management instrument adopted in the prescribed manner.

The Department of Forestry, Fisheries and the Environment has prepared a *Generic Environmental Management Programme for the Kruger National Park 2025, revision 0* (the Generic EMPr). The Generic EMPr stipulates measures to avoid, manage and mitigate the environmental impacts and risks associated with the implementation of identified activities contained in paragraph 2.1.

The Generic EMPr has been prepared based on-

- the determination of environmental sensitivities, associated with the various *use zones* within the Kruger National Park, which have been determined by research undertaken over several years, the findings of which have been incorporated into the preparation of zoning plans for the Kruger National Park in 2008, 2011 and 2017. This research considered the biophysical, heritage and scenic resources, the regional context and the Kruger National Park's current and planned infrastructure and tourism products and needs;
- a number of site specific environmental impact assessments conducted since 1997[1], which have identified management and mitigation measures associated with environmental impacts for identified activities associated with projects undertaken in the park; and
- the expertise of the Kruger National Park's scientists and technical staff who are familiar with the environment of the park and the mandate of the South African National Parks (SANParks), which is to conserve and protect the biodiversity and environmental resources within the park.

The Generic EMPr is intended to be adopted as an environmental management instrument in terms of the Regulations Laying Down the Procedures to be Followed for the Adoption of Environmental Management Instruments, read with section 24(5)(bA) of the Act, for the purposes of excluding SANParks from the requirement to obtain an environmental authorisation for implementing activities identified in terms of sections 24(2)(a) and (b) of the Act, as contemplated in paragraph 2.1, read with Appendix 5, when undertaken within the Kruger National Park, subject to the limitations contained in paragraph 2.2 and the conditions contained in paragraph 3.

2. Scope of the Exclusion

This exclusion applies to identified activities as follows:

2.1 Identified activities, contemplated in Appendix 5, implemented as projects[2] for–

[1] A list of EIAs is available on the SANParks website at https://www.sanparks.org.

[2] Project, as defined in the Generic Environmental Management Programme, means the implementation of any identified activity or a combination of identified activities that are excluded in terms of paragraph 2.1, read with Appendix 5, of this Exclusion Notice, which are given a project name and is recorded in the project register as contemplated in paragraph 4.1 of the Generic Environmental Management Programme.

2.1.1 maintenance of civil and electrical infrastructure[3], staff accommodation, contractors' yards, office facilities, fencing, firebreaks, tourist accommodation or amenities[4], security, anti-poaching facilities or ecological infrastructure[5];

2.1.2 development of civil and electrical infrastructure, staff accommodation, contractors' yards, office facilities, fencing, firebreaks, tourist accommodation or amenities, security or anti-poaching facilities; and

2.1.3 expansion and upgrades to civil and electrical infrastructure, staff accommodation, contractors' yards, office facilities, fencing, firebreaks, tourist accommodation or amenities, security or anti-poaching facilities.

2.2 The following limits and prohibitions are set for each project:

2.2.1 Clearance of indigenous vegetation-

2.2.1.1 may not be undertaken in the wilderness and remote "use zones"; and

2.2.1.2 of up to and including 3 hectares may be undertaken in the primitive, low intensity leisure and high intensity leisure "use zones", but excluding associated linear infrastructure;

2.2.2 Over and above the 3 hectares limit per project in paragraph 2.2.1.2, for the purposes of the development of a solar facility, additional clearance of indigenous vegetation of up to and including 1.5 hectares in the primitive "use zone" and up to and including 3 hectares in the low intensity leisure zone, is permitted;

2.2.3 Tourist accommodation-

2.2.3.1 may not be developed in the wilderness and remote "use zones";

2.2.3.2 of up to and including 15 people may be developed in the primitive use zone;

2.2.3.3 of up to and including 30 people may be developed in the low intensity leisure and high intensity leisure "use zones";

2.2.3.4 may be expanded to accommodate up to, and including, an additional 15 people in the primitive "use zone"; and

2.2.3.5 may be expanded to accommodate up to, and including, an additional 30 people in the low intensity leisure or high intensity leisure "use zones".

2.3 Notwithstanding any limits or thresholds provided for in the Park Management Plan, any developments that exceed the limits in paragraph 2.2 will require an environmental authorisation prior to commencement.

3. Conditions of Exclusion

3.1 The following conditions will be applicable to projects contemplated in paragraphs 2.1.1 to 2.1.3, read with Appendix 5:

3.1.1 Projects must be located in the appropriate "use zones" contemplated in the Kruger National Park Management Plan, included as Appendix 1 – 4;

---

[3] The civil and electrical infrastructure that fall within the scope of the exclusion are roads, parking areas, culverts, drifts, pipelines, tracks, bridges, air strips, electricity generation by means of solar and diesel generators, dams, weirs, water holes and water impoundments, sewage and water facilities, electricity substations, powerlines, cables, telecommunication towers, erosion controls and includes the excavation of gravel, sand or stone for the maintenance, expansion or development of such infrastructure.

[4] Amenities includes bomas, picnic sites, bird hides, trails, trail camps, event sites, boardwalks, lookout and view points.

[5] Ecological infrastructure means naturally functioning ecosystems that provide valuable services to people, including water and climate regulation, soil formation, and disaster risk reduction.

3.1.2 Projects must be given a name and a number and be included in the register to be kept and updated by SANParks. All the excluded identified activities triggered by a project must also be included in the register;

3.1.3 Prior to the commencement of any identified activity a site sensitivity confirmation of the proposed project site must be undertaken by means of a walkthrough by the relevant Kruger National Park specialists[6] as well as representatives from the Conservation Management and the Technical Services departments of the Kruger National Park, as appropriate, to identify any areas that are unsuitable for projects, which must be cordoned off during construction and any species of conservation concern that must either be taken to the Kruger National Park nursery or relocated to other suitable areas in the park in consultation with the relevant experts in the park; and

3.1.4 SANParks must conduct quarterly audits and prepare quarterly audit reports to be submitted with the annual audit report contemplated in paragraph 3.4, read with paragraph 3.5.

3.2 Projects undertaken within the Kruger National Park must comply with the requirements of the Generic EMPr, which requirements are binding.

3.3 SANParks must conduct an annual environmental audit to monitor compliance of all projects undertaken, with-

3.3.1 paragraph 2 of the exclusion;

3.3.2 paragraph 3.1 of the exclusion; and

3.3.3 the requirements of the Generic EMPr.

3.4 The audit contemplated in paragraph 3.3 must culminate in an annual audit report which is due every 12 months from the coming into effect of this exclusion.

3.5 The annual audit report must be submitted to the compliance monitoring unit within the national department responsible for environmental affairs, and uploaded to the website of SANParks, within 2 months of completion.

3.6 Failure to comply with the Generic EMPr or the conditions contained in paragraphs 3.1.2 – 3.1.4 in this Schedule constitutes an offence in terms of section 49A(1)(c) and 49A(1)(d) of the Act.

3.7 An application for environmental authorisation for identified activities and project types contemplated in paragraph 2.1, read with Appendix 5, of this exclusion, submitted in terms of the EIA Regulations which is pending on the date of the coming into effect of this Notice, must be finalised in accordance with the procedures of the EIA Regulations, or may be withdrawn.

3.8 An environmental authorisation issued for identified activities and project types contemplated in paragraph 2.1, read with Appendix 5, of this exclusion remains valid and is subject to the requirements of the EIA Regulations.

[6] The specialist would be determined based on the sensitivity of the areas and could include specialists qualified in the fields of ecology, biodiversity, heritage, animal or plant species as relevant.

APPENDIX 1: Kruger National Park – Nxanatseni North

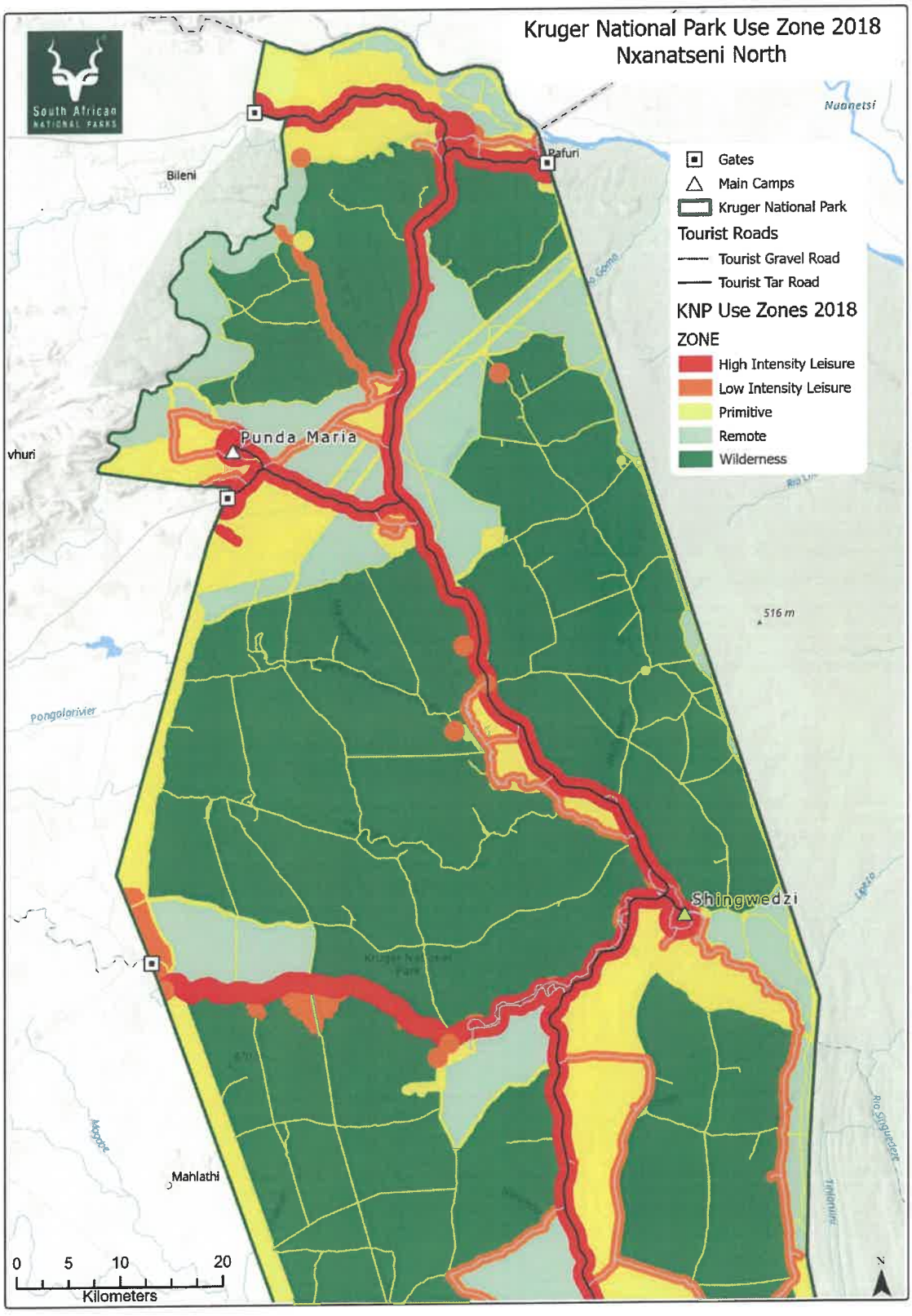


Figure 1: Kruger National Park - Use Zone Nxanatseni North

APPENDIX 2: Kruger National Park – Nxanatseni South

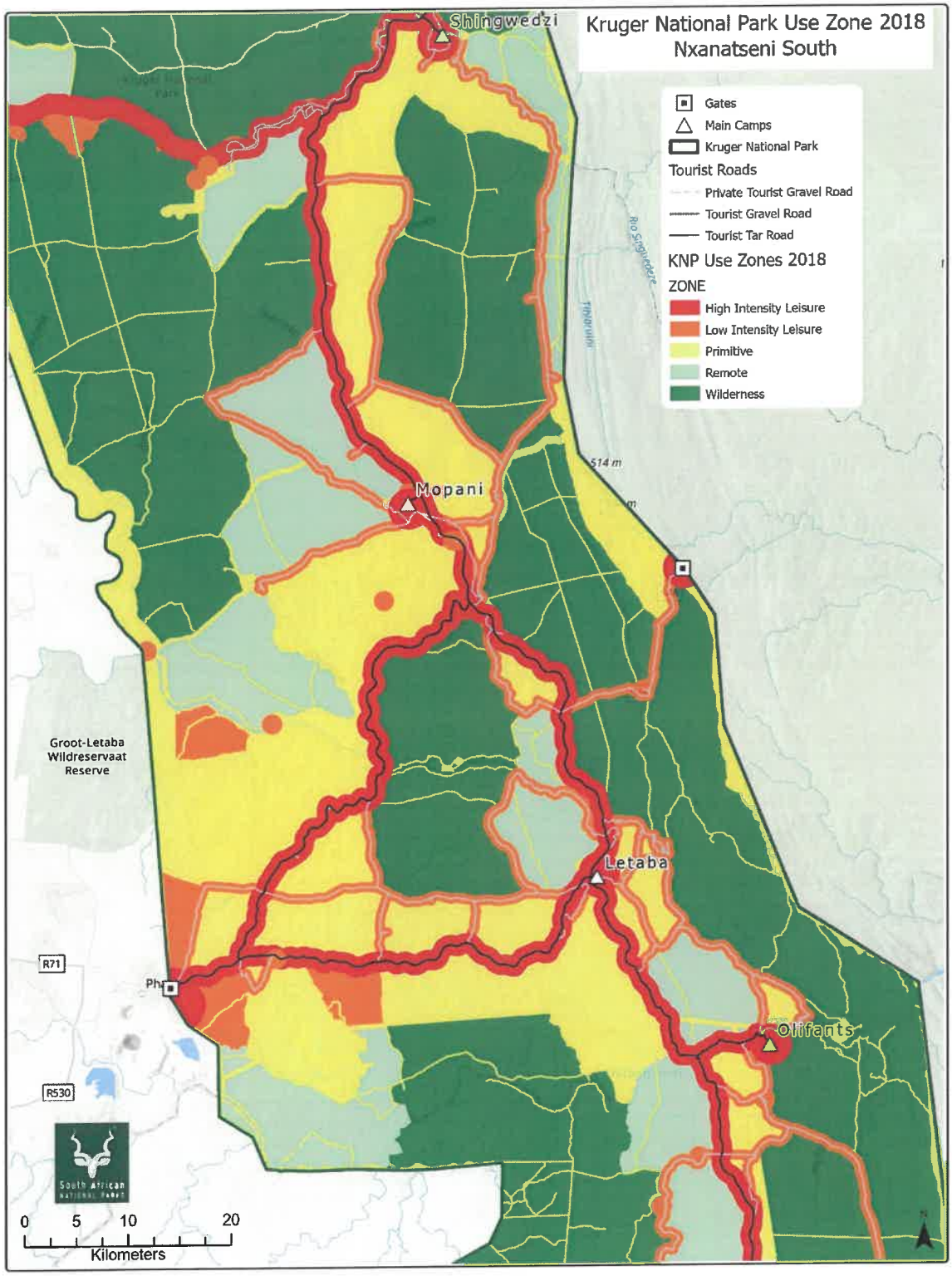


Figure 2: Kruger National Park - Nxanatseni South

APPENDIX 3: Kruger Park Use Zones – Marula North

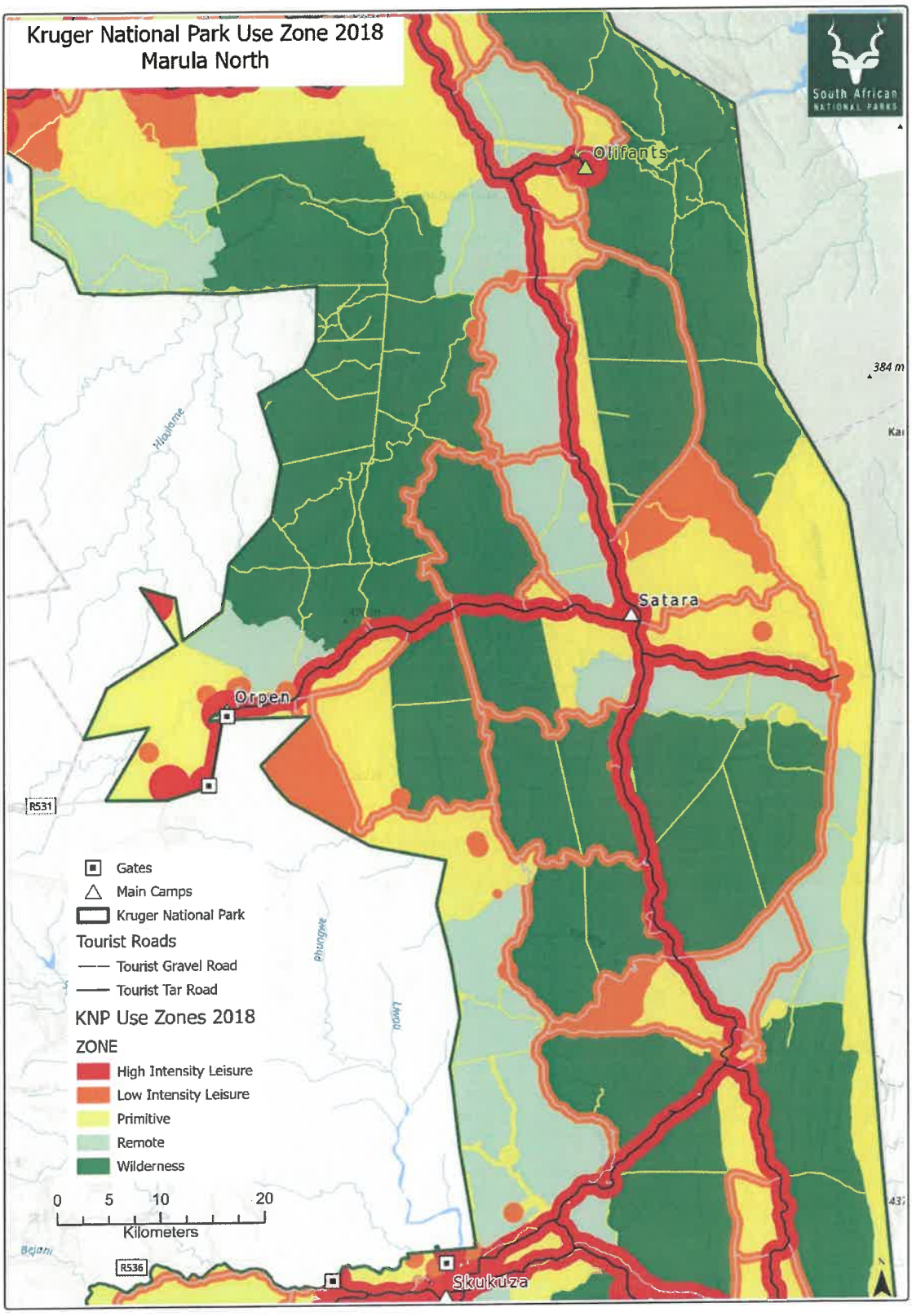


Figure 3: Kruger National Park - Marula North

APPENDIX 4: Kruger National Park Use Zones – Marula South

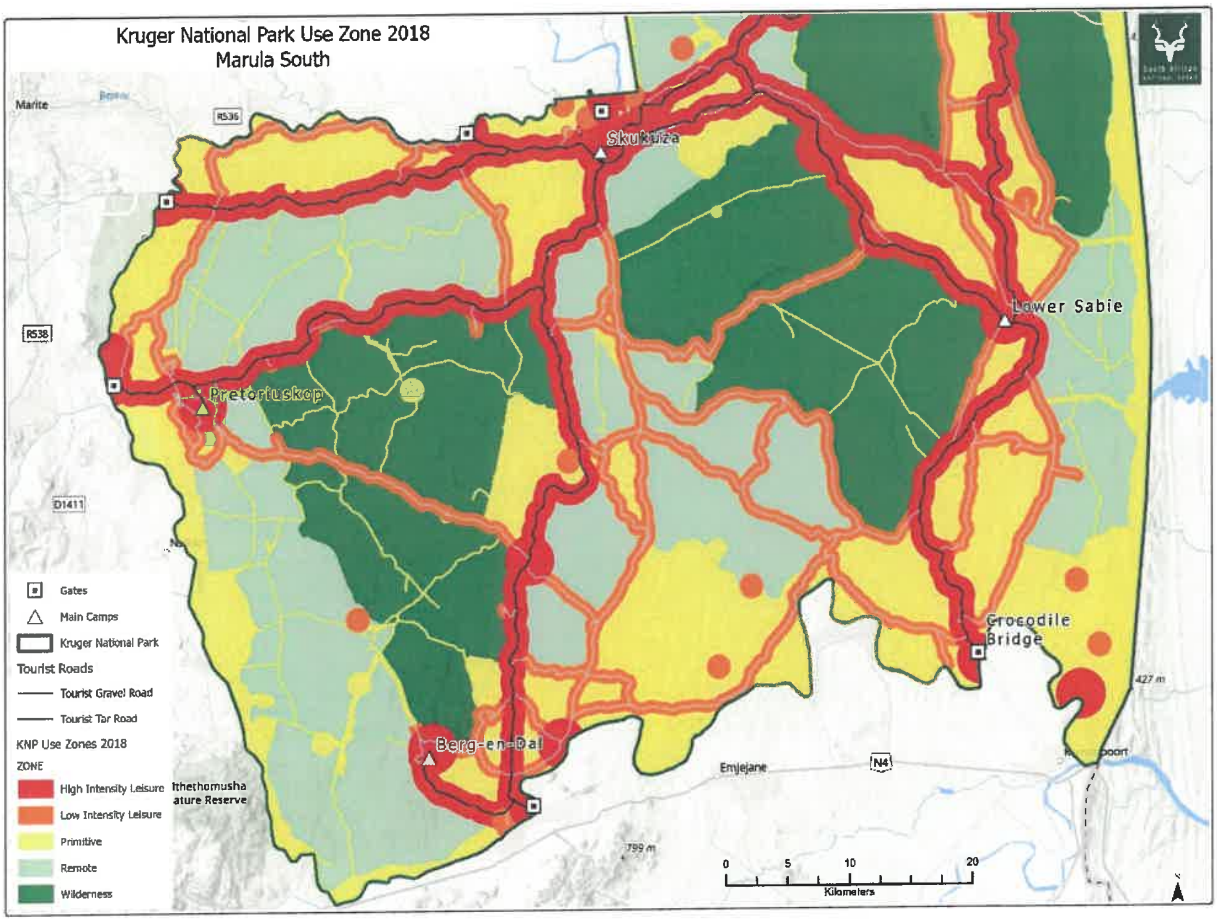


Figure 4: Kruger National Park - Marula South

Appendix 5: Identified activities to be excluded in the Kruger National Park

The following identified activities published in the Environmental Impact Assessment Regulations Listing Notices, 2014 (as amended) are excluded from the requirement to obtain environmental authorisation:

Identified activities are excluded for:	**Identified activities – Listing Notice 1**	**Identified activities activity – Listing Notice 3**
Maintenance	19, 21E, 27, 67.	12, 26.
Development of infrastructure, facilities and amenities	1, 2, 9, 10, 11, 12, 13, 19, 21E, 24, 25, 27, 67.	2, 3, 4, 5, 6, 7, 10, 11, 12, 14, 15, 26.
Expansion and upgrades to facilities, infrastructure and amenities	21E, 24, 27, 36, 37, 45, 46, 47, 48, 50, 56, 57, 67.	12, 15, 16, 17, 18, 19, 21, 22, 23, 26.
Closure of facilities, structures or infrastructure with an operational component	31.	

DEPARTMENT OF HEALTH

NO. 6609 **12 September 2025**

HEALTH PROFESSIONS ACT, 1974 (ACT NO.56 OF 1974)

REGULATIONS RELATING TO THE CONSTITUTION OF THE PROFESSIONAL BOARD FOR EMERGENCY CARE PRACTITIONERS

The Minister of Health has, in terms of section 15 of the Health Professions Act, 1974 (Act No. 56 of 1974), and on the recommendation of the Health Professions Council of South Africa, made the regulations in the Schedule.

DR PAKISHE AARON MOTSOALEDI, MP
MINISTER OF HEALTH
DATE: 10/8/2025

SCHEDULE

Definitions

1. In these regulations, any expression to which a meaning has been assigned in the Act shall bear such meaning, unless the context indicates otherwise -

"board" means the Professional Board for Emergency Care practitioners established in terms of Section 15 of the Act;

"designated groups" means black people, women and persons with disabilities who, for purposes of these regulations, shall be protected and advanced in the following order of the levels of disadvantage of the past, which must be taken into consideration in the appointment process:

(a) women,

(b) men of African, Asian or Coloured descent, and

(c) disabled persons, irrespective of descent.

"Republic" means the Republic of South Africa; and

"**the Act"** means the Health Professions Act, 1974 (Act No. 56 of 1974)

Constitution of the board

2. The board shall consist of the following 21 members who permanently reside in the Republic and appointed by the Minister on the basis of nominations by persons who permanently reside in the Republic:

a) four paramedics, of whom at least two shall be from designated groups and at least one shall be a woman, whose names appear in the register of paramedics;

b) one ambulance emergency assistant, whose name appears in the register of ambulance emergency assistants;

c) one emergency care assistant, whose name appears in the register of emergency care assistants;

d) one basic ambulance assistant, whose name appears in the register of basic ambulance assistants;

e) one emergency care technician whose name appears in the register of emergency care technicians;

f) seven emergency care practitioners, of whom at least three shall be from designated groups and at least two shall be a woman, whose names appear in the register of emergency care practitioners;

g) one person registered with the board, and recommended by Universities South Africa to represent educational institutions;

h) one person representing the Department of Health; and

i) four community representatives, of whom at least two shall be from designated groups and at least one shall be a woman.

Repeal

3. The regulations relating to the Constitution of a Professional Board for Emergency Care Practitioners Published under Government Notice R.3259 in Government Gazette No. 48358 of 24 March 2023 are hereby repealed.

Short tittle

4. These Regulations are called the Regulations relating to the Constitution of the Professional Board for Emergency Care Practitioners, 2025

NḒIVHADZO YA MUVHUSO

MUHASHO WA MUTAKALO

MULAYO WA MISHUMONGUDWA YA MUTAKALO, 1974 (MULAYO WA VHU 56 WA 1974)

NDANGULO DZA MALUGANA NA U VHUMBIWA HA BODO YA PHUROFESHINAḼA YA VHASHUMI VHA NDONDOLO YA SHISHI, 2025

Minisiṱa wa Mutakalo, u ya nga khethekanyo ya 15 ya Mulayo wa Mishumongudwa ya Mutakalo wa 1974 (Mulayo wa vhu 56 wa 1974), na nga themendelo ya Khoro ya Mishumongudwa ya Mutakalo ya Afrika Tshipembe, vho ita ndangulo kha Sheduḽu.

DOKOTELA PAKISHE AARON MOTSOALEDI, MURAḌO WA PHALAMENNDE (MP)
MINISIṰA WA MUTAKALO
DATUMU: 10/9/2025

SHEDULḼU

Ṱhalutshedzo

1. Kha ndangulo idzi, ipfhi ḽiṅwe na ḽiṅwe ḽe ḽa ṋewa ṱhalutshedzo kha Mulayo ḽi ḓo vha na ṱhalutshedzo yeneyo, nga nnḓa ha musi nyimele yo sumbedza nga iṅwe nḓila.

"bodo" zwi amba Bodo ya Phurofeshinaḽa ya vhashumi vha Ndondolo ya Shishi yo thomiwaho u ya nga Khethekanyo ya 15 ya Mulayo;

"zwigwada zwo tiwaho" zwi amba vharema, vhafumakadzi na vhathu vha re na vhuholefhali vhane, u itela ndivho dza ndangulo idzi, zwi ḓo tsireledzwa na u bveledziswa nga nḓila i tevhelaho ya zwiimo zwa u khethululwa zwiḽa kale, zwine zwa tea u dzhielwa nṱha kha maitele a u thola:

(a) vhafumakadzi,

(b) vhanna vha lushaka lwa Afrika, Asia kana Makhaḽadi, na

(c) vhaholefhali, hu sa londwi lushaka.

"Riphabuḽiki" zwi amba Riphabuḽiki ya Afrika Tshipembe; na

"**Mulayo"** zwi amba Mulayo wa Mishumongudwa ya Mutakalo, 1974 (Mulayo wa vhu 56 wa 1974)

U vhumbwa ha bodo

2. Bodo i ḓo vhumbwa nga miraḓo i tevhelaho ya 21 ine ya dzula kha Riphabuḽiki lwa tshoṱhe nahone yo tholwaho nga Minisiṱa o ḓisendeka kha u ṋangwa nga vhathu vhane vha dzula kha Riphabuḽiki lwa tshoṱhe:

a) vhashumi vha pharamediki vhaṋa, vhane khavho vha siho fhasi ha vhavhili vha fanela u vha vha tshi bva kha zwigwada zwo tiwaho nahone vha siho fhasi ha muthihi vha fanela u vha vhafumakadzi, vhane madzina avho a wanala kha redzhisiṱara ya vhashumi vha pharamediki;

b) muthusi wa shishi wa ambuḽentsini muthihi, ane dzina ḽawe ḽa vha hone kha redzhisiṱara ya vhathusi vha shishi vha ambuḽentsini;

c) muthusi wa ndondolo ya shishi muthihi, ane dzina ḽawe ḽa vha hone kha redzhisiṱara ya vhathusi vha ndondolo ya shishi;

d) muthusitheo wa ambuḽentsini muthihi, ane dzina ḽawe ḽa vha hone kha redzhisiṱara ya vhathusitheo vha ambuḽentsini;

e) thekinishiene wa ndondolo ya shishi muthihi ane dzina ḽawe ḽa vha hone kha redzhisiṱara ya dzithekinishiene dza ndondolo ya shishi;

f) vhashumi vha ndondolo ya shishi vha sumbe, vhane khavho vha siho fhasi ha vhararu vha fanela u vha vha tshi bva kha zwigwada zwo tiwaho nahone vhane vha sa vhe fhasi ha vhavhili vha fanela u vha vhafumakadzi, vhane madzina avho a vha hone kha redzhisiṱara ya vhashumi vha ndondolo ya shishi;

g) muthu muthihi o ḓiṅwalisaho kha bodo, nahone o themendelwaho nga Yunivesithi dza Afrika Tshipembe uri a imele zwiimiswa zwa pfhunzo;

h) muthu muthihi o imelaho Muhasho wa zwa Mutakalo; na

i) vhaimeleli vha tshitshavha vhaṋa, vhane khavho vhane vha sa vhe fhasi ha vhavhili vha tea u vha vha tshi bva kha zwigwada zwo tiwaho nahone vhane vha sa vhe fhasi ha muthihi vha tea u vha vhafumakadzi.

Pheliso

3. Ndangulo dza malugana na u Vhumbiwa ha Bodo ya Phurofeshinaḽa ya Vhashumi vha Ndondolo ya Shishi dzo aṋadzwaho fhasi ha Nḓivhadzo ya Muvhuso ya R.3259 kha Gurannḓa ya Muvhuso ya vhu 48358 ya dzi 24 Ṱhafamuhwe 2023 dzi khou fheliswa.

Dzina ḽipfhufhi

4. Ndangulo idzi dzi vhidzwa u pfhi Ndangulo dza malugana na u Vhumbiwa ha Bodo ya Phurofeshinaḽa ya Vhashumi vha Ndondolo ya Shishi, 2025

SATISO HULUMENDE

LITIKO LETEMPHILO

UMTSETFO WEMISEBENTI YETEMPHILO, 1974 (UMTSETFO NOMBOLO 56 WANGA-1974)

IMITSETFOSIMISO LECONDZENE NEKWAKHIWA KWEBHODI YEBUNGCWETI YETISEBENTI TEKUNAKEKELWA NGALOKUPHUTFUMAKO

INdvuna Yetemphilo, ngekulandzela sigaba 15 seMtsetfo Wetemisebenti Yetemphilo, 1974 (uMtsetfo No. 56 wanga-1974), nangekuncoma kweMkhandlu Wetemisebenti Yetemphilo eNingizimu Afrika, yente imitsetfomgomo kuleShejuli.

DOKOTELA PAKISHE AARON MOTSOALEDI, MP
INDVUNA YETEMPHILO
LUSUKU: 10/8/2025

ISHEJULI

Tinchazelo

1. Kulemitsetfomgomo, nobe nguyiphi inchazelo leniketwe inchazelo kuloMtsetfo itawuba naleso sinchazelo, ngaphandle uma ingcikitsi isho ngalenye indlela -

"ibhodi" kusho iBhodi Yebugcweti Betisebenti Tekunakekelwa Kwetimo Letiphutfumako leyakhiwe ngekulandzela Sigaba 15 seMtsetfo;

"Emacembu labekiwe" kusho bantfu labamnyama, bafati kanye nebantfu labakhubatekile, ngekwemigomo yalemitsetfosimiso, labavikelwa futsi batfutfukiswe ngalokulandzelako ngekulandzelana kwetigaba tekungakhoni kusebenta esikhatsini lesengcile, lokumele kucatjangwe kulenchubo yekubekwa esikhundleni:

(a) labasikati,

(b) emadvodza lachamuka e-Afrika, e-Asia nobe Bacalatje, futsi

(c) bantfu labakhubatekile, kungakakhatsaleki kutsi bachamuka kuphi.

"lRiphabhulikhi" kusho lRiphabhulikhi yaseNingizimu Afrika; futsi

"**loMtsetfo**" kusho uMtsetfo weMisebenti Yetemphilo, 1974 (uMtsetfo No. 56 wanga-1974)

Kubunjwa kwelibhodi

2. LeliKhomishani libunjwe ngalamalunga langema-21 lalandzelako lahlala eRiphabhulikhi futsi lakhetfwa yiNdvuna ngekulandzela ticelo tebantfu labahlala eRiphabhulikhi:

a) tisebenti tetimo letiphutfumako letine, lokungenani lamabili awo kufanele abe ngemacembu labekiwe futsi lokungenani linye kufanele kube ngumuntfu lomsikati, emagama akhe lavela eluhlwini lwemalunga betimo letiphutfumao;

b) munye losita nge-ambulensi, ligama lakhe lelikhona ebhukwini lebasita nge-ambulensi;

c) munye umnakekeli wetemphilo, ligama lakhe lelikhona eluhlwini lwebasiti betemphilo;

d) sisebenti lesisisekelo sekusita labagulako, leligama laso livela eluhlwini lwebasebenti labasisekelo sekusita labagulako;

e) sisebenti sinye sekunakekela lesiphutfumako leligama laso livela eluhlwini lwetisebenti tekunakekela lesiphutfumako;

f) bodokotela labasikhombisa labasebenta ngelusito loluphutfumako, lokungenani labatsatfu babo labatawube basuka kumacembu labekiwe kantsi lokungenani lababili babo batawube ngulabasikati, emagama abo labatawube abhaliswe eluhlwini lwebodokotela labasebenta ngelusito loluphutfumako;

g) umuntfu munye lobhaliswe ebhodini, futsi lonconywe yiNyuvesi yaseNingizimu Afrika kutsi amelele tikhungo temfundvo;

h) umuntfu munye lomele Litiko Letemphilo; kanye

i) bameleli bemphakatsi labane, lokungenani lababili babo labatawuba ngemacembu lakhetsiwe futsi lokungenani munye wabo kutawuba ngumuntfu lomsikati.

Kucitfwa

3. Lemitsetfomgomo lephatselene nekusungulwa kweBhodi yeBungcweti yeBodokotela labaSebentela Tinsita Letiphutfumako, leshicilelwe ngaphasi kweSatiso saHulumende R.3259 kuGazethi yaHulumende Nombolo 48358 ngamhlaka 24 Indlovulenkhulu 2023, iyacitfwa.

Sihloko lesifishane

4. Lemitsetfomgomo ibitwa ngekutsi yiMitsetfomgomo lecondzene neMtsetfosisekelo weBhodi yeTemisebenti yeBodokotela labaSebente Ngalokuphutfumako, 2025

DEPARTMENT OF SPORTS, ARTS AND CULTURE

NO. 6610 **12 September 2025**

sport, arts & culture
Department:
Sport, Arts and Culture
REPUBLIC OF SOUTH AFRICA

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Email: info@dsac.gov.za | Tel: 012 441 3000 | Fax: 012 441 3699

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DEPARTMENT OF SPORT, ARTS AND CULTURE, SOUTH AFRICA

NOTICE

NOTICE IN TERMS OF SECTION 12(1) OF THE USE OF OFFICIAL LANGUAGES ACT, 2012 (ACT NO. 12 OF 2012), AND REGULATIONS PUBLISHED ON THE 28TH OF FEBRUARY 2014 IN THE GOVERNMENT GAZETTE UNDER NOTICE NO, 10140: NOTICE OF EXEMPTION OF THE SAFETY AND SECURITY SECTOR EDUCATION AND TRAINING AUTHORITY

In terms of section 12(1) of the Use of Official Languages Act, 2012 (Act No. 12 of 2012) ("the Act"), and Regulation 9 of the Regulations published on the 28th of February 2014 in the Government Notice No. 10140 (to be referred hereinafter as "the Regulations"), I hereby—

(i) exempt in part the Safety and Security Sector Education and Training Authority from the application of section 7 of the Act;

(ii) require the Safety and Security Sector Education and Training Authority in accordance with section 12(4) of the Act to assign a senior official of the Marketing and Communications Department to perform the functions of a language unit;

(iii) and adopt a language policy within three months of being exempted to establish a language unit.

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In terms of regulation 9 of the Regulations, I may at any time review an exemption granted in terms of the Act and may—

(a) withdraw the exemption;

(b) amend or remove any condition to which the exemption is subject or add the conditions that may be necessary;

(c) amend the scope of the exemption; or

(d) take any other step in regard to the exemption.

Given under my Hand at Pretoria on this 24th day of July 2025.

MR GAYTON MCKENZIE, MP

MINISTER OF SPORT, ARTS AND CULTURE

DATE: 24 JULY 2025



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DEPARTMENT OF TRADE, INDUSTRY AND COMPETITION

NO. 6611 **12 September 2025**

CO-OPERATIVES THAT HAVE BEEN REMOVED FROM THE REGISTER

1. **LM HANABE GENERAL SERVICES PRIMARY CO-OPERATIVE LIMITED (2013/018825/24)**
2. **KGWERANO GAME RESORT (2011/003744/24)**
3. **PHELI MULTI-PURPOSE CO-OPERATIVE LIMITED (2013/002375/24)**
4. **SCHOOL DESK FURNITURE MANUFACTURE AND PROJECTS PRIMARY CO-OPERATIVE LIMITED (2018/003627/24)**
5. **APEXIUMCOOP (2025/000722/24)**
6. **BOTTOM OF PYRAMID AGRICULTURAL PRIMARY (2010/005982/24)**
7. **SATNEST TRADING AND PROJECTS (2010/003241/24)**
8. **BATHOBOTLHE PRIMARY CO-OPERATIVE LIMITED (2015/002411/24)**
9. **EMBO AGRICULTURAL CO-OPERATIVE LIMITED (2014/000462/24)**
10. **JANC CLOTHING PRIMARY WORKER CO-OPERATIVE LIMITED (2019/002878/24)**
11. **MONTIRHO YA VULAVULA PROJECTS ENTERPRISES CO-OPERATIVE LIMITED (2013/017755/24)**
12. **KALANE SERVICES AND MULTI-PURPOSE CO-OPERATIVE LIMITED (2013/016100/24)**
13. **MASIPHAKAMENI FARMING AND AGRICULTURAL (2009/004037/24)**
14. **MATSA AGRICULTURAL PRIMARY CO-OPERATIVE LIMITED (2018/011574/24)**
15. **WOMEN IN ONE PURPOSE CO-OPERATIVE LIMITED (2013/007259/24)**
16. **TLHATLOGANG MILLING CO-OPERATIVE LIMITED (2014/021655/24)**
17. **SEBENZA FINANCIAL CO-OPERATIVE INSTITUTION LIMITED (2009/000088/24)**
18. **RCP HEALTH AND BEAUTY CO-OPERATIVE LIMITED (2013/013357/24)**
19. **MIPFA AGRICULTURAL PRIMARY CO-OPERATIVE LIMITED (2009/000192/24**
20. **NGQESHE GENERAL TRADING AND CONSTRUCTION CO-OPERATIVE LIMITED (2012/011093/24)**
21. **DITSHIDZENI PRIMARY CO-OPERATIVE LIMITED (2018/008926/24)**
22. **KEEP SMILING CATERERS CO-OPERATIVE LIMITED (2013/013288/24)**
23. **ARK DEVELOPMENT AND MARKETING (2024/005236/24)**
24. **LUBUMBANO BRICKS PRIMARY CO-OPERATIVE LIMITED (2015/012770/24)**
25. **MATAMELA BAKERY CO-OPERATIVE LIMITED (2013/003500/24)**
26. **ABOZIPHE PRIMARY CO-OPERATIVE LIMITED (2019/007952/24)**
27. **INTSALI PRIMARY CO-OPERATIVE LIMITED (2018/007293/24)**
28. **AMAPHEPHETHE AMAHLE PRIMARY CO-OPERATIVE LIMITED (2013/006543/24)**
29. **LIPHENDULE CRAFTERS CO-OPERATIVE LIMITED (2012/009211/24)**
30. **HAKUNA MATATA AGRICULTURAL CO-OPERATIVE LIMITED (2014/013064/24)**

Notice is hereby given that the names of the abovementioned co-operatives have been removed from the register in terms of the provisions of section 71A of the Co-operatives Amendment Act, No 6 of 2013.
Any objections to this procedure, which interested persons may wish to raise, must together with the reasons therefore, be lodged with this office before the expiration of the period of thirty days.

REGISTRAR OF CO-OPERATIVES
Office of the Registrar of Co-operatives
Dti Campus
77 Meintjies Street
Pretoria
0002

Private Bag X237
Pretoria
0001

DEPARTMENT OF TRANSPORT

NO. 6612 **12 September 2025**

CONVENTION ON THE INTERNATIONAL RECOGNITION OF RIGHTS IN AIRCRAFT ACT, 1993 (ACT No. 59 OF 1993)

PROPOSED SIXTH AMENDMENT OF THE MORTGAGING OF AIRCRAFT REGULATIONS, 2025

The Minister of Transport intends to amend the Mortgaging of Aircraft Regulations, 1997 in terms of section 14 (3) and (4) of the Convention on International Recognition of Rights in Aircraft Act, 1993 (Act No. 59 of 1993), and hereby invites all interested persons to submit written comments on the proposed Regulations within 45 days of publication hereof to:

THE DIRECTOR OF CIVIL AVIATION

Attention: Ms. J. Jantjies:

By Post:	Private Bag x73 Halfway House 1685
By Hand delivery:	The SACAA 12 Byls Bridge Boulevard Building No 2, Byls Bridge Office Park Centurion
By Email to:	or JantjiesJ@caa.co.za OR rdsecretariat@caa.co.za

Ms. B. Creecy, MP
Minister of Transport
Date: 30/8/2025

SCHEDULE

CONVENTION ON THE INTERNATIONAL RECOGNITION OF RIGHTS IN AIRCRAFT ACT, 1993 (ACT No. 59 OF 1993)

PROPOSED SIXTH AMENDMENT OF THE MORTGAGING OF AIRCRAFT REGULATIONS, 2025

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.

Interpretation

1. In this Schedule "the Regulations" means the Mortgaging of Aircraft Regulations, 1997, published by Government Notice No. R. 1739 dated 24 December 1997, as amended.

Substitution of Regulation 8 of the Regulations

2. Regulation 8 is hereby amended, as follows:

"8. Fees

The following fees shall be payable when application is made for:

(a) The recording of a mortgage in the register of aircraft mortgages	**[2255.00]** 2359.00
(b) A notification of the discharge of a mortgage	**[2255.00]** 2359.00
(c) A transfer of mortgages by deed of cession	**[2255.00]** 2359.00
(d) A declaration of transmission of rights in a mortgage	**[2255.00]** 2359.00
(e) A certificate of mortgage	**[1680.00]** 1757.00

Note:
The process and fees for obtaining access to the register of aircraft mortgages and copies thereof is stipulated in the SACAA Access to Information Manual that is obtainable under the Promotion of Access to Information Act, 2000 (Act No. 2 of 2000) ("PAIA") and privacy tab on the South African Civil Aviation website.

Short Title and Commencement

3. This Amendment is called the Sixth Amendment of the Mortgaging of Aircraft Regulations, 2025 and shall come into operation 30 days after the date of promulgation in the Government Gazette.".

MOTIVATION

The Mortgaging of Aircraft Regulations provides for the process of registering, transferring and discharging of aircraft mortgages and the fees connected therewith. The Regulations were last amended in June 2024 for the financial year period 2023/2024. This proposal of Sixth Amendment Regulations seeks to implement the CPI increase at the rate of 4.6% applicable to the 2025/2026 financial year. These rates are based on the CPI increases the Minister approved for user fees in terms of the Civil Aviation Act of 2009.

GENERAL NOTICES • ALGEMENE KENNISGEWINGS

DEPARTMENT OF TRADE, INDUSTRY AND COMPETITION

NOTICE 3485 OF 2025

COMPETITION TRIBUNAL
NOTIFICATION OF DECISION TO APPROVE MERGER

The Competition Tribunal gives notice in terms of rules 34(b)(ii) and 35(5)(b)(ii) of the "Rules for the conduct of proceedings in the Competition Tribunal" as published in Government Gazette No. 22025 of 01 February 2001 that it approved the following mergers:

Case No.	Acquiring Firm	Target Firm	Date of Order	Decision
LM053Jul25	Cell C Ltd	Comm Equipment Company (Pty) Ltd	19/08/2025	Approved
LM032May25	Langeberg Foods (Pty) Ltd	Langeberg and Ashton Food, Division of Tiger Consumer Brands Ltd	20/08/2025	Approved Subject to Conditions
LM022May25	Actom (Pty) Ltd	The Business of SGB-Smit Power Matla (Pty) Ltd (in business rescue)	26/08/2025	Approved Subject to Conditions
LM066Jul25	Penalten Investments (Pty) Ltd	Accelerate Property Fund Ltd	27/08/2025	Approved Subject to Conditions
LM012Apr25	Pepkor Trading (Pty) Ltd	retail brands and businesses	27/08/2025	Approved Subject to Conditions

The Chairperson Competition Tribunal

DEPARTMENT OF TRADE, INDUSTRY AND COMPETITION

NOTICE 3486 OF 2025

INTERNATIONAL TRADE ADMINISTRATION COMMISSION OF SOUTH AFRICA

GUIDELINES, RULES, AND CONDITIONS PERTAINING TO PERMITS ISSUED UNDER REBATE ITEM 460.06/1511.90.90/01.08 FOR REBATE ON PALM OIL, NOT FRACTIONATED, REFINED, BLEACHED AND DEODORISED, BUT NOT CHEMICALLY MODIFIED, CLASSIFIABLE IN TARIFF SUBHEADING 1511.90.90, FOR USE IN THE MANUFACTURE OF SOAP AND ORGANIC SURFACE-ACTIVE PRODUCTS AND PREPARATIONS, IN THE FORM OF BARS, CAKES, MOULDED PIECES OR SHAPES, CLASSIFIABLE IN TARIFF SUBHEADING 3401.1, IN SUCH QUANTITIES, AT SUCH TIMES AND SUBJECT TO SUCH CONDITIONS AS THE INTERNATIONAL TRADE ADMINISTRATION COMMISSION MAY ALLOW BY SPECIFIC PERMIT, PROVIDED THAT THE GOODS ARE NOT AVAILABLE IN THE SACU.

Note: In terms of section 26 (4) of the International Trade Administration Act, 71 of 2002, the Commission may, inter alia, require an applicant to provide additional information in respect of the application. The conditions attached to and the information requested below reflects the minimum requirements, which ITAC would apply to evaluate an application under this rebate provision.

1. APPLICATION PROCEDURE

1.1 Applications for permits must be addressed to the International Trade Administration Commission (ITAC), Private Bag X 753, Pretoria, or delivered by hand to the DTI Campus, (Block E), 77 Meintjies Street, Sunnyside, Pretoria, 0002 or sent electronically via e-mail to Mrs K. Legodi at e-mail: klegodi@itac.org.za.

PLEASE NOTE THAT THE USE OF AN INCORRECT EMAIL ADDRESS OR THE FORWARDING OF THE SAME EMAIL MULTIPLE TIMES TO THE ABOVE ADDRESS MAY DELAY THE PROCESSING OF AN APPLICATION.

1.2 Applicants must provide ITAC with the required information as per the relevant Excel application spreadsheet (**Annexure A)** within the stipulated timeframe for submitting application.

1.3 The Applicant is informed that information that may constitute 'Personal Information' as defined by the Protection of Personal Information Act 4 of 2013 ("POPIA") may be collected and stored by ITAC. Should it be necessary, including but not limited to, in circumstances wherein the application is dependent on a 'recommendation' by a select industry stakeholder or another state department or public entity, the Applicant also acknowledges that such information may be shared with third parties. Please refer to our External Privacy Notice (located on ITAC's official website) for more information on how your information is collected, processed and shared.

1.4 Applications must be made well in advance of the shipment of the goods, as rebate permits will not be issued retrospectively. At least fourteen (14) days should be allowed for the processing of applications and the issue of permits.

1.5 Each rebate permit issued defines the period during which the goods concerned can be cleared with rebate of duty, and the period shall be for a calendar year starting from the date on which the permit was issued, or a shorter period as requested by the Applicant, or as decided upon by ITAC.

1.6 An application will be regarded as deficient if, amongst others, the following is found:

(a) The application is not submitted in the correct format.
(b) The application has not complied with the guidelines, rules, and conditions as set out in this document.
(c) The requisite information and supporting documents are not submitted; and
(d) The application contains conflicting or incorrect information.

1.7 Should an application be found to be deficient, it may not undergo further processing until the deficiencies have been addressed and the application is accepted as properly documented within the stipulated timeframe for submitting applications.

1.8 Applicants who submit deficient applications must re-submit properly documented application forms within the stipulated timeframe for submitting

applications. This will replace the deficient application. Failure to submit the amended properly documented application form within the stipulated timeframe for submitting applications, will result in the application being considered withdrawn and will not be processed further.

1.9 A properly documented application means an application that contains all required information and for which all supporting documents referred to in paragraph 2.5 have been provided.

1.10 Should an application be rejected, the applicant will be informed in writing of the decision and the reasons thereof.

2. GENERAL CONDITIONS

2.1 Applicants must comply with the provisions of the Customs and Excise Act, the ITA Act and all other South African legislation relating to the importation of goods into the Republic of South Africa, relevant to the transaction.

2.2 Notwithstanding anything to the contrary herein, permits are issued at the discretion of the ITAC and an application for a permit does not assure approval thereof. In exercising discretion, ITAC shall have regard to the ITA Act and other applicable legislation, as well as these Guidelines and the facts relating to each application.

2.3 In accordance with the provisions of rebate item **460.06/1511.90.90/01.08,** permits will be issued in such quantities, at such times and subject to such conditions as the International Trade Administration Commission may allow by specific permit may allow by specific permit, provided that the goods are not available in the SACU market.

2.4 In terms of section 26 (4) of the ITA Act, ITAC may, *inter alia*, require an applicant to provide additional information in respect of the application. The conditions attached to, and the information requested below, reflect the minimum requirements which ITAC would apply to evaluate an application under this rebate provision.

2.5 Applicant must submit the following supporting documents together with a completed application form:

(a) Proof that the applicant is registered with SARS as an importer under the rebate provision concerned.
(b) The current SARS electronic access PIN (to allow ITAC to verify full tax compliance status);
(c) The applicant must provide their Companies and Intellectual Property Commission (CIPC) registration document as proof of registration.
(d) The applicant must provide a formal letter on the applicant's business letter head confirming that it complies with labour laws, regulations and agreements gazetted by the Minister of Labour.
(e) Completed Excel application spreadsheet (see Annexure A); and
(f) Where there are local manufacturer(s) of refined, bleached and deodorised palm oil, applications must be accompanied by written evidence of engagements, such as letters or emails, with the said local manufacturer(s). The applicant can request the manufacturers to respond within 14 days of the request.

i. In cases where the local manufacturer(s) cannot supply the requested quantity, applicants must obtain a confirmation letter from the manufacturer explicitly stating their inability to supply. This original confirmation letter must be submitted as part of the application package.

ii. If a local manufacturer unreasonably refuses or fails to provide the required confirmation letter, ITAC will intervene by issuing a formal letter to the manufacturer. This letter will inform them of the application and request confirmation of their production capability and capacity. The manufacturer will be given a 7-day period to respond. Any response provided within this timeframe will be considered during ITAC's decision-making process.

iii. Should the manufacturer fail to respond within the stipulated 7-day period, or if the response and other available information indicate that the manufacturer is reasonably unable to supply the required quality and quantity of palm oil, ITAC reserves the right to issue a permit. This decision may be made notwithstanding the absence of a confirmation letter from the manufacturer.

2.6 Rebate permit may not be transferred in any manner by the holder thereof, to any other person, or be used to the benefit of any person, not named in the permits.

2.7 Any request for an amendment of a rebate permit must be forwarded to ITAC for consideration. Amendments will only be considered in the following instances:

a) Error by ITAC on permit.
b) Error by applicant regarding product description or tariff subheading. This will only be processed if request is accompanied by a confirmation from SARS in this regard.

Note: No amendments of the statistical unit (quantity or value), which was applied for, will be considered – a new application has to be submitted in such instances together with the original previous permit.

2.8 Should, for instance, the permit holder misplaces a permit, the permit holder will be required to submit a request in writing for re-issuing of a replacement permit. The request must clearly set out the circumstances giving rise to the situation and must show good cause or reasons why a replacement permit should be issued.

3. NON-COMPLIANCE

3.1. Where non-compliance is detected, appropriate action will be taken against the relevant party in terms of the ITA Act and/or the Customs and Excise Act. This action may include (without limitation) criminal charges and the withdrawal of the permit(s) concerned.

3.2. If the conditions of rebate item **460.06/1511.90.90/01.08** are not complied with, the permit holder will, upon detection of such contravention, be issued with a compliance notice to show good cause. The applicant must submit evidence within seven (7) days of receipt of the compliance notice why ITAC should not make any adverse finding/s on the prima facie evidence of non-compliance with the above conditions. Thereafter the matter will be considered by ITAC and if ITAC determines that a contravention of any of these permit conditions has occurred, the permit may be varied, amended or revoked/rescinded.

3.3. Should non-compliance with any applicable legislation be detected by ITAC at any time, ITAC will take such non-compliance by a permit holder or related party who facilitates such conduct into account in considering whether to revoke/rescind a permit issued in terms of Rebate Item **460.06/1511.90.90/01.08**. In terms of section 54(1)(b) of the International Trade Administration Act, Act 71 of 2002, it is an offence to fail to comply with a condition stated in a permit and any person found guilty of such an offence is liable to a fine not exceeding R500 000,00 or to imprisonment for a period not exceeding ten years or to both such fine and imprisonment.

3.4. By accepting this permit, the person/entity and its Directors and persons exercising management control over it, to which this permit is issued, irrevocably binds himself/herself/itself/ jointly and severally, to the conditions contained herein as well as any legislative requirements and/or obligations contained in the relevant guidelines, rules and conditions associated with the rebate items concerned.

DEPARTMENT OF TRANSPORT

NOTICE 3487 OF 2025

NATIONAL LAND TRANSPORT ACT, 2009 (ACT No. 5 OF 2009)

SECOND NATIONAL LAND TRANSPORT REGULATIONS, 2025

The Minister of Transport has made the regulations in the Schedule in terms of section 8(1)*(a)* of the National Land Transport Act, 2009 (Act. No.5 of 2009), after consultation with the MECs.

MS. BD CREECY, MP
MINISTER OF TRANSPORT
DATE : 31/03/2025

SCHEDULE

ARRANGEMENT OF REGULATIONS

1. Definitions

CHAPTER 1: REGULATIONS ON CONTRACTING FOR PUBLIC TRANSPORT SERVICES

2. Definitions for Chapter 1
3. Requirements for contracts
4. Operational and business plans
5. Transition from existing contracting arrangements
6. General requirements
7. Requirements for tenderers
8. Assistance by provinces
9. Transitional provisions
10. Repeal of previous regulations on contracting for public transport services

CHAPTER 2: REGULATIONS ON ELECTRONIC-HAILING SERVICES

11. Definitions for Chapter 2
12. Application of Chapter 2
13. Requirements for e-hailing services
14. Conversion of operating licences for e-hailing services issued prior to date of commencement of section 66A of the Act
15. Requirements for e-hailing applications (apps) and e-hailing platform providers
16. Minimum specifications for an e-hailing platform

17. Minimum requirements for an e-hailing platform administrative function
18. E-hailing service agreements
19. Minimum safety requirements for e-hailing services
20. Requirements for e-hailing platform provider to grant access to its infrastructure and services
21. Suspension or cancellation of access to e-hailing platform
22. Use of more than one e-hailing platform provider
23. Minimum requirements for regulatory entity to grant e-hailing operating licence
24. Minimum requirements for electronic equipment used for e-hailing services
25. E-receipt for passengers
26. Marking and branding of motor vehicles used for e-hailing services
27. Notices by regulatory entity and planning authority to e-hailing platform providers
28. Transitional and final arrangements

CHAPTER 3: REGULATIONS ON CONVERSION OF PERMITS AND INDEFINITE PERIOD OPERATING LICENCES TO OPERATING LICENCES REQUIRED BY THE ACT

29. Definitions for Chapter 3
30. Application of Chapter 3
31. Conversion of permits and operating licences to definite period operating licences
32. Legalisation of qualifying persons who do not hold permits or operating licences

CHAPTER 4: MORATORIUM ON APPLICATIONS FOR OPERATING LICENCES FOR NON-CONTRACTED SERVICES

33. Imposition of moratorium on applications for operating licences for non-contracted services
34. Effect of moratorium on pending applications for operating licences
35. Invitation for applications for operating licences during a moratorium under special circumstances

CHAPTER 5: GENERAL PROVISIONS

36. Rationalising services
37. Offences and penalties
38. Amendment of National Land Transport Regulations, 2009
39. Short title and commencement

Definitions

1. In these regulations, unless the context indicates otherwise, any word or expression to which a meaning has been assigned in the Act, has the same meaning, and the following words and expressions have the meanings assigned to them:

"ITP" means an integrated transport plan contemplated in section 36 of the Act;

"Minimum Requirements" means the Minimum Requirements for the Preparation of Integrated Transport Plans, 2016 made in terms of the Act and published under Notice 881 in *Government Gazette* 40174 of 29 July 2016;

"National Land Transport Regulations, 2009" means the National Land Transport Regulations, 2009 made in terms of the Act and published under Notice R.1208 in *Government Gazette* 32821 of 17 December 2009 as amended by Notice R.366 in *Government Gazette* 33185 of 14 May 2010 and by Notice 2670 in *Government Gazette* 51003 of 2 August 2024, and

"the Act" or **"this Act"** means the National Land Transport Act, 2009 (Act No. 5 of 2009).

CHAPTER 1: REGULATIONS ON CONTRACTING FOR PUBLIC TRANSPORT SERVICES

Definitions for Chapter 1

2. In this Chapter, unless the context indicates otherwise, any word or expression to which a meaning has been assigned in the Act or in regulation 1, has the same meaning, and the following words and expressions have the meanings assigned to them:

"affected operator" as contemplated in section 41(2) of the Act means an operator who–

(a) holds valid operating licences or permits to provide the affected services;
(b) has been providing those services for at least 180 days prior to the date of a notice published in terms of regulation 3(2)*(a)*; and
(c) in the case of a contract contemplated in section 41(1) of the Act provides services on a route or routes or in the area that will be affected by the proposed negotiated contract and who picks up or sets down passengers on that route or routes in the area concerned and is not merely traversing the route or area;

"appropriate" in section 41(2) of the Act means that operators who are not affected operators must be excluded from the negotiations contemplated in section 41(2) of the Act as contemplated in that section;

"cross-boundary service" means a public transport service or network of services that crosses the boundary of the area of jurisdiction of one municipality into that of another municipality or municipalities;

"DORA" means the Division of Revenue Act contemplated in section 214(1) of the Constitution for the financial year in question;

"Grant Framework" means the Grant Framework published for the financial year in question in terms of DORA;

"MFMA" means the Local Government: Municipal Finance Management Act, 2003 (Act. No. 56 of 2003), and

"IGRFA" means the Intergovernmental Relations Framework Act, 2005 (Act No. 13 of 2005).

Requirements for contracts

3. (1) Before entering into a contract in terms of section 41 or 42 of the Act the contracting authority must–

(a) in the case of a municipality, develop and finalise its ITP and obtain approval thereof as required by section 36 of the Act read with the Minimum Requirements where it has not already done so and, where relevant, update the ITP in the manner required by the Minimum Requirements, subject to section 93(4) of the Act; provided that when that section is applied the municipality must at least have–
  (i) designed a network of contracted and non-contracted services and prepared a contracted services plan in the manner that is required for the public transport plan component of the ITP, or
  (ii) conducted surveys to determine the public transport needs for the municipality or the portion of the municipality sought to be covered by the proposed contract;
(b) make provision for the incorporation of the requirements and conditions promulgated in the grant framework or frameworks provided for the funding of the proposed services published in terms of the relevant DORA;
(c) prepare an operational and business plan as contemplated in the Grant Framework that complies with regulation 4;
(d) conduct surveys on the route or routes or area or areas in question to compile a list, insofar as possible, of affected operators, and a list of their representatives, and
(e) consult with the committees contemplated in the relevant Grant Frameworks as well as the Intermodal Planning Committee established for the relevant municipality or municipalities in terms of section 15 of the Act and any relevant Land Transport Advisory Boards established in terms of section 16 of the Act.

(2) Before entering into a negotiated contract in terms of section 41 of the Act, the contracting authority must, in addition to taking the steps listed in sub-regulation (1)–

(a) publish a notice in one or more newspapers circulating in the area or areas where the proposed services will be provided inviting affected operators to register with the contracting authority by a date stated in the notice;

(b) after having conducted surveys of all relevant operators operating on the relevant routes or in the relevant area or areas as contemplated in sub-regulation 1*(d)*, compile and keep a register of affected operators with their contact details and, where applicable, the contact details of their representatives, and

(c) ensure that the representatives referred to in paragraph *(b)* are authorised in writing by the operator concerned by submission of a special power of attorney.

(3) For the purposes of sub-regulation (2)*(b)*, in the case where an operator holds an operating licence authorizing a number of routes, the contracting authority may have regard to the routes applied for by the operator when he, she or it applied to the regulatory entity for the operating licence and specific routes authorized in such operating licence, in determining whether the operator is an affected operator.

(4) The contracting authority must then negotiate with such affected operators, either individually or through their representatives, with a view to concluding an agreement with the operators that may include offering them one or more of the following:

(a) Alternative services to those that will be provided in terms of the contract as contemplated in section 39(1) of the Act;

(b) shares or loan accounts in the operating company or companies or entity or entities that will be established or appointed to provide the services in terms of the contract with a view to promoting the economic empowerment of small business or persons previously disadvantaged by unfair discrimination;

(c) shares or loan accounts in a company or companies or other entity established in the course of restructuring a parastatal or municipal transport operators, or

(d) compensation or another appropriate inducement.

(5) The contracting authority may address a written offer to an operator or operators contemplated in sub-regulation (2)*(b)* stating a date for acceptance of the offer, which notice must be delivered to the operator or his, her or its representative authorised in terms of sub-regulation (2)*(c)* at the physical or email address registered in terms of that sub-regulation.

(6) Where an operator to whom an offer has been addressed in terms of sub-regulation (5) fails to accept the offer or to reply to the notice by the date stated for acceptance, the operator will be deemed to have rejected the offer and the contracting authority will not be obliged to negotiate with that operator any further, and the contracting authority must request the regulatory entity not to renew the relevant operating licence or licences held by that operator authorising the proposed contracted services.

(7) Where an operator accepts an offer contemplated in sub-regulation (5), the agreement contemplated in that sub-regulation must include an undertaking by such operator to submit the operating licences or permits held by that operator authorising services on the route or routes that will be operated in terms of the proposed contract, for cancellation, amendment or conversion, as the case may be, to remove authorisation for any services that will compete with the services to be provided in terms of the contract.

(8) Where an operator contemplated in sub-regulation (7) continues operating public transport services on a route or routes in violation of an undertaking given under that sub-section or is otherwise in breach of an agreement contemplated in sub-regulation (4), the operator will forfeit any benefit granted to that operator in terms of sub-regulation (4) after affording the operator a reasonable opportunity to provide reasons why the benefits should not be forfeited and if such reasons are not acceptable to the contracting authority, and the provisions of this sub-regulation must be included as a condition in such agreement.

(9) Any benefit accruing to an operator in terms of an agreement contemplated in sub-regulation (4) may not be paid or transferred to the operator until that operator has complied with sub-regulation (7), subject to sub-regulation (8).

(10) Before entering into a commercial services contract in terms of section 43 of the Act, the contracting authority must take the steps listed in paragraphs *(a), (c)* and *(e)* of sub-regulation (1).

Operational and business plans

4. The operational and business plans contemplated in regulation 3(1)*(c)* must at least deal with−

(a) the need and desirability for the contract which is necessary or advisable to address the needs of passengers and employers in the relevant area or on the relevant routes and reasons why existing passenger transport services are inadequate;
(b) a reference to the transport needs assessment of the relevant ITP or ITPs and how it provides for or gives rise to the need for the contract;
(c) the estimated financial implications of the proposed contract for the contracting authority specifically and for the fiscus generally and in the case of a negotiated

contract or subsidised service contract how the contract will provide value for money in terms of the dispensing of subsidies;

(d) as regards the financial implications of the proposed contract, a multi-year financial operational plan, approved by the municipal council in the case of a municipality, covering the full duration of the contract for each phase funded in terms of the relevant Grant Framework and including operating and maintenance costs and universal design access plans;

(e) verified data on operator revenue and profitability;

(f) how the contract will promote fiscally and financially sustainable public transport services by estimating fare revenue and other expected revenue, and setting it off against expected expenditure;

(g) in the case of a negotiated contract, a short description of the negotiation process and the parties with whom negotiations were conducted;

(h) in the case of interprovincial services, a description of engagements with and agreements between the contracting authority, the province and other relevant province or provinces and the other municipality or municipalities;

(i) in the case of intra-provincial cross-boundary services, a description of engagements with and agreements between the contracting authority, the province and the other relevant municipality or municipalities, and

(j) the arrangements made or to be made for supervision and monitoring of the services that will be provided in terms of the contract.

Transition from existing contracting arrangements

5. (1) As required by section 42(1) of the Act a contracting authority must commence with the activities contemplated in regulation 3(1) to put in place a new contract not later than two years before the anticipated expiry of a contract where the relevant ITP or ITPs show that passengers on the relevant routes or in the relevant area or areas still require contracted services.

(2) Where an adequate ITP or ITPs is or are not available for the purpose contemplated in sub-regulation (1) the contracting authority must use all other information available to it for the purposes of designing the contract or contracts as contemplated in section 93(4) of the Act subject to the proviso to regulation 3(1)*(a)*.

(3) The contracting authority must synchronize arrangements between the old and new contract and the new contract must be phased in so that there is no break in services to the relevant passengers, and with due regard to section 197 of the Labour Relations Act, 1995 (Act No. 66 of 1995) and other applicable labour legislation.

(4) The contracting authority must advise passengers by means of one or more public meetings or by leaflets distributed or left at terminals, bus stops and other facilities, or by notices in local newspapers or other appropriate means, of the new

operator and of any changed circumstances applicable to the new contract or the changeover to the new contract.

General requirements

6. (1) In negotiating or concluding contracts in terms of the Act the contracting authority must consider–

(a) subject to section 41(1) of the Act, in the case of a municipality, the procurement provisions of the MFMA and the supply chain management policy of the municipality contemplated in section 111 of that Act, and in the case of a province the procurement provisions of the Public Finance Management Act, 1999 (Act No. 1 of 1999) and the Treasury Regulations made in terms of that Act, as well as the Preferential Procurement Policy Framework Act, 2000 (Act No. 5 of 2000) or legislation replacing that Act;
(b) any requirements and model tender and contract documents prescribed or provided in terms of section 42(6) of the Act;
(c) the Regulations Relating to Integrated Fare Systems, 2011 promulgated under Notice R.511 in *Government Gazette* 34363 of 17 June 2011;
(d) universal design and access requirements and standards published by the Department, or by the Minister in terms of section 8(1)*(y)* of the Act, and those published in terms of the National Building Regulations and Building Standards Act, 1977 (Act No. 103 of 1977), and generally ensure that there is provision for the needs of targeted categories of passengers;
(e) relevant policies to promote non-motorised transport and accessible transport regarding both public transport operations and infrastructure;
(f) the need to prevent, minimise or reduce the impact of transport on the environment in terms of an environmental strategy by means including the promotion of environmental friendly public transport and non-motorised transport, combatting climate change and reducing greenhouse gas emissions and considering energy efficiency and emission standards, and possibly mandatory specifications for average fleet emissions;
(g) integration between different modes and services;
(h) the need to promote the economic empowerment of small business and persons previously disadvantaged by unfair discrimination and to prevent the rise or continued existence of monopolies created by previous unfair legislation or practices;
(i) section 197 of the Labour Relations Act, 1995 (Act No. 66 of 1995) and other applicable labour legislation during the transition from one contract to another, where relevant, and
(j) where the proposed operator has provided services in terms of a previous contract with the contracting authority or any other organ of state, the past performance of the operator in performing that previous contract.

(2) Contracting authorities must ensure that provision is made for adequate electronic or physical monitoring of the services being provided in terms of contracts involving subsidies in the manner specified in the model tender and contract documents and any requirements prescribed or provided in terms of section 42(6) of the Act, and in compliance with any Grant Conditions.

(3) Stopgap contracts contemplated in section 41A of the Act must be used only in exceptional circumstances where they are necessary to provide services in the interim while the contracting authority is in the process of conducting negotiations for a negotiated contract or establishing a network, as contemplated in section 41A(1)*(c)* of the Act, or where there are not yet adequate contracting arrangements in place after expiry of a previous contract, and must not be used where they are likely to delay the conclusion of appropriate negotiated or subsidised service contracts, and may not be renewed.

(4) Where services will be provided in the areas of jurisdiction of more than one municipality in terms of the contract, the municipalities must–

(a) conclude a written agreement between them providing at least for the financial arrangements applicable to the proposed contract between them and taking into account the provisions of the IGRFA, and
(b) where appropriate approach the relevant province or provinces for assistance as contemplated in regulation 8.

(5) Where a proposed contract will impose financial obligations on a municipality beyond the three years covered in its annual budget the municipality must comply with section 33 of the MFMA.

(6) As section 41(1) of the Act provides that a negotiated contract may be concluded once only, a contracting authority may not conclude more than one negotiated contract in terms of that subsection, i.e. by concluding contracts in terms of more than one of the paragraphs *(a)*, *(b)* or *(c)* thereof.

(7) In the case of a contract contemplated in section 41(1)*(c)* of the Act, national or provincial parastatal transport entities must comply with section 54 of the Public Finance Management Act, 1999 (Act No. 1 of 1999), as well as other legislation applicable to the restructuring of parastatal entities, and municipal entities must comply with legislation applicable to their restructuring, before concluding the contract.

Requirements for tenderers

7. (1) The tender and contract documents contemplated in section 42(6) of the Act must include that to qualify as a tenderer for a subsidised service contract, an operator and, where appropriate, any person or entity exercising

ownership control over an operator, or performing services on behalf of, or in the capacity as agent of, an operator must comply with the following requirements:

(a) Must conduct public transport operations according to business principles with financial ringfencing, and

(b) must have his, her or its tax affairs in order and be able to furnish a valid tax clearance certificate or PIN (personal identification number) issued by the South African Revenue Services.

(2) For the purposes of sub-regulation (1)*(a)*, an operator is financially ringfenced if—

(a) the business of the operator's undertaking is conducted separately from that of another entity or undertaking or any other organisation;

(*b*) the operator keeps separate accounting records, in accordance with generally accepted accounting practice and procedures, of its assets, liabilities, income, expenditure, profits and losses;

(*c*) the operator's undertaking is financially sustainable in terms of its financial statements, and

(*d*) the operator has no unfair advantage as regards access to financial or other support or resources from any organ of state as defined in section 239 of the Constitution, unless such advantage is part of a scheme which applies generally, approved by the contracting authority, to protect or advance public transport operators disadvantaged by unfair discrimination or to assist small businesses; provided that any advantage emanating from a subsidised service contract is not deemed to be an unfair advantage for the purposes of this sub-regulation.

(3) For the duration of a subsidised service contract, an operator and any person or entity exercising ownership control over an operator or performing services on behalf of or in the capacity as agent of an operator, must where appropriate—

(a) keep separate record, in accordance with generally accepted accounting practices and procedures, of his or her or its financial position, performance, flow of funds and change in financial position;

(b) undergo an annual audit by a person registered in terms of the Auditing Profession Act, 2005 (Act No. 26 of 2005);

(c) comply with the requirements of sub-regulation (1), and

(d) not enjoy an unfair advantage emanating from an organ of state, subject to the proviso to sub-regulation (2)*(d)*.

(4) For the purpose of this regulation—

(a) "ownership control" means control by one person or entity over another as contemplated in section 2 of the Companies Act, 2008 (Act No. 71 of 2008), and

(b) "unfair advantage" means, but is not limited to—

(i) the receipt by an operator of any direct or indirect benefit, including funds, resources, donations, grants, consideration or other advantage, whether financial or otherwise, which is not available on the same terms and conditions to all other potential operators;

(ii) the direct or indirect guarantee or honouring of any of the obligations of the operator, including the arrangement or facilitation thereof;

(iii) the direct or indirect provision of a loan bearing no interest, or interest at a substantially lower rate than would be available commercially to a similar operator under similar conditions, or a loan in respect of which interest payments are deferred for a period of more than six months, including the arrangement or facilitation of the granting of any such loan, or

(iv) allowing an operator to make use, or failing to prevent an operator from making use, of any public resources, including infrastructure, property, facilities, assets, human resources, systems, expertise or intellectual property, or facilitating such action, which would not be available to another similar operator on the same terms and conditions.

(5) The contracting authority must consider the fitness of the tenderer as an operator based, among other things, on the latter's record of convictions for criminal offences of a type considered to be relevant by that authority.

Assistance by provinces

8. (1) A province may assist a municipality or more than one municipality with the conclusion of a contract or may conclude a contract as agent of a municipality or on behalf of the municipality or municipalities as contemplated by section 238(b) of the Constitution, or for the joint exercise or performance of their respective powers or functions as contemplated in section 12(1) of the Act.

(2) In such a case the province and municipality or municipalities, as the case may be, must conclude a written agreement setting out the roles and obligations of the parties, taking into account the provisions of the IGRFA and including, but not limited to–

(a) the financial arrangements applicable to the proposed contract or contracts;

(b) measures that will be undertaken by the province to build capacity and resources into the municipality or municipalities as contemplated by section 154(1) of the Constitution and section 11(1)*(b)*(v) and (vi) of the Act, and

(c) an undertaking by the municipality or municipalities that they commit to availing resources to be capacitated in building municipal capacity or agree to take over resources that may be sourced and trained by the province for that purpose.

(3) The contract or contracts must be provided for in the ITPs of the relevant municipalities and must assist in providing and integrating public transport services to the communities of the municipalities as required by the Act and the Minimum Requirements.

(4) Before signature of the proposed contract, it must be submitted to the Department and National Treasury for their comments, and the contracting authority must consider any comments received from them as may be appropriate.

(5) The municipality must obtain a resolution from its municipal council approving the proposed contract before signature of the contract.

Transitional provisions

9. (1) A contract concluded before the date of coming into operation of these regulations remains valid until it expires or until cancelled or terminated, despite the provisions of these regulations.

(2) Negotiations conducted with operators by a contracting authority before the date of coming into operation of these regulations remain valid including all actions taken by a contracting authority in preparation for formal contract negotiations.

Repeal of previous regulations on contracting for public transport services

10. The National Land Transport Regulations on Contracting for Public Transport Services made in terms of the Act and published under Government Notice No. R.877 in *Government Gazette* 32535 on 31 August 2009 are hereby repealed.

CHAPTER 2: REGULATIONS ON ELECTRONIC-HAILING SERVICES

Definitions for Chapter 2

11. In this Chapter of these regulations, unless the context indicates otherwise, any word or expression to which a meaning has been assigned in the Act or in regulation 1, has the same meaning, and the following words and expressions have the meanings assigned to them:

"**agreement**" or **"e-hailing service agreement"** means the agreement between an operator and the e-hailing platform provider contemplated in regulation 18;

"**app**" or **"application"** means a technology-enabled application contemplated in section 66A(1)*(a)* of the Act;

"data message" means data message as defined in the ECTA;

"ECA" means the Electronic Communications Act, 2005 (Act No. 36 of 2005);

"**ECTA"** means the Electronic Communications and Transactions Act, 2002 (Act No. 25 of 2002);

"e-hailing platform provider or **"platform provider"** means a person who provides the application or any technology that is designed or used in enabling the e-hailing public transport service to be provided, including any or all of the value chain elements listed in regulation 15;

"equipment" means equipment as defined in the Type Approval Regulations, 2013;

"identity card" means an identity card as defined in the Identification Act, 1997 (Act No. 68 of 1997);

"operator" means a person who is a holder of an operating licence that entitles operation of e-hailing services before the coming into force of section 66A of the Act, and after the coming into force of section 66A, subject to regulation 12, an e-hailing service operating licence issued in accordance with section 66A of the Act read with these regulations;

"RICA" means the Regulation of Interception of Communications and Provision of Communication-Related Information Act, 2002 (Act No.70 of 2002);

"**Type Approval Regulations, 2013**" means the Type Approval Regulations developed in terms of section 4(1) read with section 35 of the ECA promulgated under Notice 871 in *Government Gazette* 36785 of 26 August 2013, or its successor, and

"**user"** means a person who orders a ride for an e-hailing service or a person who uses a ride ordered and paid for by a third party registered as a user in an e-hailing platform.

Application of Chapter 2

12. (1) The regulations in this Chapter apply to all processes contemplated in this Chapter as well as implementation of the provisions of section 66A of the Act.

(2) Operating licences to provide e-hailing services in terms of section 66A of the Act and these regulations may be granted and issued on proper application for such licences to the appropriate regulatory entity.

(3) An application to a regulatory entity for the granting, renewal, amendment, transfer or conversion of an operating licence for an e-hailing service must be lodged by submitting the completed Form 1B attached to the National Land Transport Regulations, 2009, together with the information and documents specified in that Form and the application fee specified in the National Land Transport Regulations, 2009

Requirements for e-hailing services

13. E-hailing services may only be provided where there is an e-hailing platform provider registered with the National Public Transport Regulator and an operating licence issued for the vehicle being used for the e-hailing service.

Conversion of operating licences for e-hailing services issued prior to commencement of section 66A of the Act

14. (1) All operators providing e-hailing services in terms of operating licences issued before the coming into operation of these regulations, regardless of how those services are described in such licences, must apply for the conversion of their operating licences within 180 days of coming into effect of these regulations, to the regulatory entity that issued the licence.

(2) On receipt of the application for conversion, subject to applicable application process and compliance by the operator, the regulatory entity may issue to the operator an operating licence specific to e-hailing services in terms of regulation 23.

(3) Until the regulatory entity has replaced the old operating licence with a new e-hailing service operating licence as provided in sub-regulations (1) and (2), the operator must retain the old operating licence and only hand it over to the regulatory entity when the new operating licence is being issued or the application has been denied.

(4) The regulatory entity must communicate a decision to the applicant not later than 60 days after receipt of the application for conversion if the application

complies with the Act, this regulation and the relevant provisions of the National Land Transport Regulations, 2009.

(5) Where an application for conversion has not been submitted as required by sub-regulation (1) within the period mentioned therein, the relevant regulatory entity must cancel the operating licence.

(6) As from a date calculated as 180 days after the date of coming into operation of these regulations, no operator may operate e-hailing services using an operating licence that was issued before the date of coming into operation of these regulations, unless the operator is waiting for the decision of the regulatory entity on its application to convert as contemplated in in sub-regulation (1).

Requirements for e-hailing applications (apps) and e-hailing platform providers

15. (1) The e-hailing application and e-hailing platform provider must be registered with the National Public Transport Regulator.

(2) An e-hailing platform provider must be a natural or juristic person with valid South African citizenship or permanent residence or be incorporated in terms of South African laws.

(3) All of the equipment used or to be used by the e-hailing platform provider constituting 'equipment' as defined in Type Approval Regulations, 2013 must be type approved and proof thereof be provided to the National Public Transport Regulator as part of the application for registration, or if acquired after registration, before it is used in the provision of the e-hailing transport service.

(4) A platform provider must apply for registration with the National Public Transport Regulator by completing Form 9A attached to these regulations and providing the information required therein and paying the application fee specified in Schedule 2 to the National Land Transport Regulations, 2009.

(5) The National Public Transport Regulator must register the platform provider if the application is compliant and the platform provider complies with these Regulations and has provided acceptable details of the premises contemplated in sub-regulation (6), and must issue a registration certificate to the platform provider.

(6) An e-hailing platform provider must have physical premises in the Republic to enable operators to engage with it as well as online presence.

(7) As from a date calculated as 180 days after coming into operation of these regulations, no one may provide an e-hailing service using a platform provider that is not registered in terms of this regulation.

(8) Platform providers must renew their registration every seven years calculated from the date of registration by following a similar process to the original registration process provided for in this regulation.

Minimum specifications for e-hailing platform

16. (1) An e-hailing platform must have at least the following functionalities for the passenger:

(a) A user must be able to sign up with the e-hailing platform app.

(b) Provision for the creation of a trip request with end destination.

(c) Provision for section of a service including categories where the e-hailing platform management company provides for varying service offerings.

(d) The user must be able to check the price for the ride beforehand.

(e) The app must enable the user to view live billing as the ride is taking place.

(f) The user must be able to interact with the driver after the driver has been allocated to the user.

(g) Provision for push notifications to keep the user up- to- date with the trip request status, driver arrival time, driver and car details including live tracking of the driver's location from ride acceptance to completion.

(h) The user must be able to contact the driver through the app.

(i) The platform must enable a user to book the ride for another traveller from own account.

(j) Payment must be able to be done automatically after the ride is complete, where the rider is making electronic or card payment.

(k) The user must be able to select a payment method including adding a credit card or debit card beforehand, where it is the user choice of payment.

(l) The user must be able to review the driver when the trip is complete.

(m) Panic buttons must be provided in case of emergency which are connected to relevant private security service providers or vehicle tracking providers appointed by the operator, and are tested regularly, at least once a month to ensure that they are still functional.

(n) Panic buttons contemplated in paragraph *(m)* must be capable of being accessed and used by passengers as well as by the driver of the vehicle.

(2) The platform must have at least the following functionalities for the driver:

(a) The platform must provide for the driver profile and status which must include the following details:
(i) a photograph of the driver not older than 12 months;
(ii) details of the driver's valid driving licence;
(iii) details of the driver's professional driving permit, including expiry dates, and
(iv) the motor vehicle details including at least make, model, date of first registration in terms of the National Road Traffic Act, registration number and colour.

(b) The driver must be able to receive trip orders to accept or decline, including passenger information regarding the location and destination.

(c) The platform must provide the driver with navigation and route optimisation that offers the best trip route option.

(d) There must be driver delivery reports that provide the driver with daily, weekly, and monthly information regarding trips and earnings, where applicable.

(e) The app may also be capable of charging the user for waiting time starting from a defined parameter as additional cost on top of the base fare.

(f) The app must be able to provide the driver with a heat map that enables the driver to be aware of high demand areas.

Minimum requirements for e-hailing platform administration function

17. The e-hailing platform administration function must at least include the following:

(a) Driver and user management;
(b) Location and fares management using the latest updated maps;
(c) Booking and payment management;
(d) Vehicle management;
(e) Driver orders and payoffs management, and
(f) Customer service centre to report passenger experiences.

E-hailing service agreements

18. The arrangement between the prospective operator and the e-hailing platform provider must be reduced to writing and include at least the following:

(a) The legal names of the parties as reflected in the identity card or other identity document acceptable to the regulatory entity in the event of natural persons and names as reflected at the institution where the entity is registered in the event of a juristic person.

(b) The authorised representatives with their full details must be reflected in the event of juristic persons.

(c) The jurisdiction of the agreement must be the Republic of South Africa.

(d) The agreement must be conditional upon the prospective operator obtaining the necessary operating licence for the e-hailing services.

(e) The agreement must provide that all of the electronic equipment including a mobile phone to be used by the driver must be compliant with the requirements of RICA and ECA.

(f) Where the prospective operator will not be driving the vehicle personally, the agreement must provide that the prospective operator will introduce the driver to the platform and that the driver must meet all of the requirements meant to be met in terms of these regulations for a driver to provide e-hailing services.

(g) The e-hailing service agreement may be in the form of terms and conditions provided by the platform provider to the prospective operator in the form of data as defined in the ECTA.

Minimum safety requirements for e-hailing services

19. The regulatory entity receiving an application for an e-hailing operating licence must, before issuing an operating licence, be satisfied, in addition to the requirements of the Act, the National Road Traffic Act and the National Land Transport Regulations, 2009 or its successor, that−

(a) the applicant includes a Criminal Record Report issued by the South African Police Service regarding the driver of the vehicle, reflecting that he or she does not have criminal record in South Africa that will make him or her not eligible to convey passengers for reward in South Africa;
(b) the driver has signed a declaration stating that there are no pending criminal investigations against him or her in South Africa or in another country that may result in conviction for an offence by a court of law, where such offence could have a bearing on the provision by the driver of public transport services;
(c) the driver holds a relevant driving licence and professional driving permit as required by the National Road Traffic Act;
(d) the motor vehicle is fitted with a panic button as required by regulation 16(1)(m), and
(e) the motor vehicle is marked with the information contemplated in regulation 26(1).

Requirements for the e-hailing platform provider to grant access to use of its infrastructure and services

20. The e-hailing platform provider may only grant access to use of its infrastructure and services if the−

(a) mobile device owner is registered in the system as part of the agreement referred to in regulation 18;

(b) operator or driver declares in writing that the mobile device to be used is compliant with RICA and ECA and it belongs to the registered driver or operator contracted to the e-hailing platform provider;

(c) passenger is in possession of a mobile device that will be used by him or her to hail the service with the device that is compliant with RICA and ECA and such passenger has registered with the platform provider by including his or her identity number or passport number as well as residential address, and

(d) operator is the holder of an operating licence issued by the regulatory entity for the e-hailing service as required by the Act and these regulations.

Suspension or cancellation of access to e-hailing platform

21. (1) The e-hailing platform provider may suspend or cancel access to the e-hailing platform of the operator and the operator's driver as soon as it becomes aware of non-compliance with the access conditions, provided it first gives notice of its intention to suspend or cancel such access, giving reasons for the intended suspension or cancellation and calling the operator to show cause why access should not be suspended or cancelled within 48 hours of such notice.

(2) Such platform provider must give notice of such suspension or cancellation and the reasons to the regulatory entity that issued the operating licence to the operator as soon as possible, but not later than 48 hours after such suspension or cancellation by data message.

(3) Where the operator has been suspended or cancelled by all e-hailing platforms, that operator must notify the regulatory entity that issued the operating licence and cease to operate until access has been restored and must hand in the operating licence to the regulatory entity within 48 hours of the suspension or cancellation until access has been restored.

Use of more than one e-hailing platform provider

22. (1) An operator may have agreements with more than one registered e-hailing platform provider at the same time.

(2) On registering with a new e-hailing platform provider, the operator must notify the regulatory entity that issued the e-hailing operating licence in writing within 48 hours of so registering.

Minimum requirements for regulatory entity to grant e-hailing service operating licence

23. (1) An applicant applying for an e-hailing operating licence must complete Form 1B attached to the National Land Transport Regulations, 2009 and pay the application fee specified in those Regulations.

(2) In addition to any other documents that may be required in terms of the National Land Transport Regulations, 2009, the applicant must also submit a copy of the agreement signed or terms and conditions accepted by the applicant with the e-hailing platform provider, which complies with the requirements listed in regulation 18.

Minimum requirements for electronic equipment used for e-hailing services

24. No equipment may be used in providing the e-hailing service by the e-hailing platform provider, operator, driver or user unless−

(a) it is type approved in terms of the Type Approval Regulations, 2013, where required;
(b) it is used in compliance with RICA, and
(c) it is registered to the e-hailing platform provider, operator, driver and user, and
(d) the registration for RICA is compliant with section 39 of RICA.

E-receipt for passengers

25. (1) The operator must issue every passenger using and paying for an e-hailing service with an electronic receipt.

(2) The electronic receipt must reflect at least the following details:

(a) The name and business address of the operator;
(b) The operating licence number issued for the motor vehicle conveying the user;
(c) The e-hailing platform provider used for the service;
(d) The start and end points plus amount paid for the ride;
(e) The date and time the receipt was issued corresponding with the time of the ride by the user;
(f) The name of the driver, and
(g) The make, model and registration number of the motor vehicle used for the ride.

(3) For the purposes of this regulation, issuing includes any form of electronic communication accessible to the passenger or ride organiser through which the electronic receipt may be received.

(4) An operator who fails to issue an electronic receipt in terms of this regulation commits an offence.

Marking and branding of motor vehicles used for e-hailing services

26. (1) A motor vehicle used for e-hailing services must be marked with full details of the operator, including name and business address on both sides of the front doors at all times while providing the services.

(2) The contact telephone or mobile phone number of the operator or management company, if the operations are managed through a management company, must be included in the details.

(3) The contact telephone or mobile phone number written on the motor vehicle must be in working order at all times when the service is provided.

(4) Subject to this regulation, the motor vehicle may be branded according to the operator's requirements.

(5) Notwithstanding the provisions of section 50(2) of the Act, a motor vehicle used for e-hailing services may not be branded for other services while it is being used for e-hailing services.

Notices by regulatory entity and planning authority to e-hailing platform provider

27. (1) The National Public Transport Regulator, a regulatory entity or a planning authority may issue a notice to an e-hailing platform provider under the following circumstances:

(a) Requesting records pertaining to any operator licensed with that e-hailing platform provider and using the e-hailing platform provider concerned;

(b) Requesting any information necessary for transport planning purposes;

(c) Requesting any other information or a response arising out of any inquiry where the e-hailing platform provider is involved;

(d) In the event of any contravention of the Act or these regulations or licensing conditions pertaining to an operator licensed using the e-hailing platform provider, or

(e) Any other matter that the National Public Transport Regulator, a regulatory entity or a planning authority considers relevant for the purposes of its powers and functions in terms of the Act.

(2) An e-hailing platform provider who fails to provide the information required in terms of sub-regulation (1) commits an offence.

Transitional and final arrangements

28. (1) Any operating licence issued for e-hailing service before the coming into operation of these regulations remains valid subject to regulation 14.

(2) An application for an operating licence for an e-hailing service that is before a regulatory entity on coming into effect of these regulations must be finalised in accordance with these regulations.

(3) An operator using an e-hailing platform that is not registered with the National Public Transport Regulator will not be granted and issued with e-hailing services operating licence.

(4) An e-hailing platform provider that is also an operator is subject to all of the provisions of the Act and these regulations applying to operators.

CHAPTER 3: REGULATIONS ON CONVERSION OF PERMITS AND INDEFINITE PERIOD OPERATING LICENCES TO OPERATING LICENCES REQUIRED BY THE ACT

Definitions for Chapter 3

29. In this Chapter, unless the context indicates otherwise, any word or expression to which a meaning has been assigned in the Act or in regulation 1, has the same meaning, and the following expression has the meaning assigned to it:

"operating licence for conversion" means an operating licence contemplated in section 47(1) of the Act that was issued in terms of the Transition Act for an indefinite period or a period exceeding seven years.

Application of Chapter 3

30. This Chapter applies to all holders of permits and operating licences for conversion, and to persons operating vehicles conveying passengers for reward without operating licences, where they are required to hold operating licences in terms of the Act.

Conversion of permits and operating licences to definite period operating licences

31. (1) As required by section 47 of the Act, all holders of permits and operating licences for conversion must apply for conversion of such permits and operating licences to definite period operating licences, and must do so within 24 months of coming into operation of these regulations.

(2) An application for conversion must be made to the relevant regulatory entity by completing the form prescribed in the National Land Transport Regulations, 2009.

(3) The applicant for conversion must have been providing the services authorised by the permit or operating licence for conversion continuously for 180 days as required in terms of section 47(3) of the Act.

(4) The applicant must provide proof of having operated continuously as required by sub-regulation (3) to the satisfaction of the regulatory entity, as contemplated in sub-regulation (5).

(5) The manner of proving continuous operation for 180 days will be at the discretion of the regulatory entity to which the application is made and may include evidence provided by rank marshals, driver employment records and vehicle service records, bank statements showing regular money deposits, association records or any other records that may, when collectively viewed, suggest sufficient proof that the services have been operated as required to qualify for conversion: Provided that the foregoing is not intended to be exhaustive and the different modes of public transport services may be able to provide proof differently based on how they operate.

(6) The permit or operating licence sought to be converted must be linked to a motor vehicle of which the holder of the operating licence is registered as the owner or operator of the vehicle in terms of the National Road Traffic Act as required by section 64(1) of the Act, and have been used to provide the services authorised by such permit or licence for the minimum duration of 180 days prior to the application for conversion.

(7) A permit or operating licence that cannot be linked to a motor vehicle as required in terms of sub-regulation (6) may not be converted to an operating licence.

Legalisation of qualifying persons who do not hold permits or operating licences

32. (1) Persons who have been operating public transport services without holding the required permit or operating licence and who qualify in terms of sub-regulation (4) may apply for operating licences to legalise the services they have been operating.

(2) The regulatory entities must issue invitations by a notice or notices in newspapers circulating in the relevant area and by placing notices at their offices and at appropriate public transport ranks or terminals as well as on the website of the relevant entity, for persons who have been operating without permits or operating licences to apply for the required licences as special applications in terms of this regulation.

(3) The invitations contemplated in sub-regulation (2) must be for a period of not more than 90 days for applicants to submit applications for operating licences.

(4) Applicants for legalisation in terms of this regulation must provide proof to the regulatory entity that they have been providing the relevant public transport services for not less than 180 days prior to the application including details of the motor vehicle or vehicles that have been used to provide the services and of which they are registered as the owner or operator in terms of the National Road Traffic Act.

(5) The information contemplated in regulation 31(5) may be provided as proof that the applicant has been operating as required by sub-regulation (4).

(6) The application must be processed terms of the Act and the National Land Transport Regulations, 2009 for the type of service applied for and the Department may issue practice notes or guidelines to guide regulatory entities in this regard.

(7) In the case of a minibus taxi-type service, application for legalisation may only be made if the applicant is a member of an association that was provisionally or fully registered in terms of the Transition Act or provincial legislation, and only for routes that were so registered.

(8) In considering applications for operating licences in terms of this regulation, the regulatory entity may take into account the fact that a similar application by the applicant was previously refused by any regulatory entity or was blocked in any way in the past in terms of the special procedures for legalisation contemplated in section 41 of the Transition Act, or any similar process provided in provincial legislation.

CHAPTER 4: MORATORIUM ON APPLICATIONS FOR OPERATING LICENCES FOR NON-CONTRACTED SERVICES

Imposition of moratorium on applications for operating licences for non-contracted services

33. (1) The planning authority intending to impose a moratorium on applications for operating licences or the issuing of operating licences in terms of section 39(1)(*b)* read with section 55(3) of the Act must−

(a) conduct a survey on the route or routes or corridor or area targeted for the moratorium, which must include a list of all operators and vehicles operating on the route or routes or corridor or area providing non-contracted public transport services, including details of operating licences authorising such services, a list of vehicles operating such services without operating licences, the names of associations of which the operators are members as well as any other relevant information that the planning authority may consider in compliance with the Act: Provided that such a survey is not necessary if the planning authority has a current ITP that already contains the required information;
(b) compile a list of operators that are lawfully operating on the route or routes or in the corridor or area;
(c) consult with operators contemplated in paragraph *(b)* and their representatives, the MEC and the regulatory entity responsible for issuing operating licences to them;
(d) comply with all of the local government legislation regarding public consultation, to the extent required in arriving at and taking a decision to declare a moratorium;
(e) request the assistance of the MEC or the Minister where it has identified the need for a moratorium but does not have the relevant ITP or funds to conduct a survey in terms of paragraph *(a)*, and
(f) after consultation in terms of paragraph *(c)* make a decision that must be communicated to all the consulted stakeholders by written correspondence or through a notice in the *Gazette*.

(2) The planning authorities in a province may enter into an agreement with the province in terms of section 12(1) of the Act to provide for the provincial declaration of moratoria.

(3) Where the province takes responsibility to declare a moratorium as contemplated in sub-regulation (2), the surveys and consultation processes may be conducted by the province on behalf of the planning authorities who are parties to the section 12(1) agreement.

(4) The moratorium must be declared for a definite period of not more than two years at a time.

(5) The declared moratorium may be extended once for a period not exceeding one year without following the processes provided for in sub-regulation (1)*(a)* and *(c)*, whereafter such processes must be conducted for further extension of the moratorium.

Effect of moratorium on pending applications for operating licences

34. Where a moratorium is imposed in terms of this Chapter, applications for operating licences pending before the regulatory entity on the date of commencement of the moratorium must be processed by the regulatory entity, and if the application is granted the relevant operating licence must be issued despite the moratorium.

Invitation for applications for operating licences during a moratorium under special circumstances

35. Despite the existence of a moratorium, the planning authority may invite applications for operating licences where new developments or other changed circumstances require public transport services during the course of the moratorium.

CHAPTER 5: GENERAL PROVISIONS

Rationalising services

36. In rationalising services on a route in terms of section 39 of the Act the planning authority must–

(a) conduct a survey on the route to compile a list, insofar as possible, of operators providing services on the route, and a list of the associations that represent those operators, if this information is not available from the relevant ITP or ITPs;

(b) identify and make a list of organisations representing passengers being conveyed on the route, including those representing targeted categories of passengers;

(c) consult with the operators, associations and organisations identified and listed under paragraphs *(a)* and *(b)* on the proposed rationalisation;

(d) liaise with and, where appropriate, conclude an agreement with law enforcement authorities in terms of section 85(2) of the Act to identify and prosecute operators using the route without the required operating licences or permits, or contrary to the conditions of those licences or permits, and to take steps in consultation with the relevant regulatory entity to ensure that the operators either obtain the necessary licences or cease operating on the route, and

(e) where appropriate direct the regulatory entity to impose a moratorium on new applications for operating licences on the relevant route in terms of section 55(3) of the Act.

Offences and penalties

37. (1) An operator who–

(a) contravenes regulation 14(6);

(b) fails to notify the regulatory entity when access to the platform provider has been suspended or cancelled in terms of regulation 21(3), or

(c) fails to issue an electronic receipt for e-hailing services that complies with regulation 25,

commits an offence.

(2) A platform provider who fails to comply with a request under regulation 27 commits an offence.

(3) Any person who contravenes regulation 15(7) commits an offence.

(4) A person who commits an offence contemplated in sub-regulation (1), (2) or (3) is liable on conviction to a fine not exceeding R100 000.

38. Amendment of National Land Transport Regulations, 2009

The National Land Transport Regulations, 2009 are hereby amended by–

(a) adding the following sub-regulations in regulation 30 after sub-regulation (5):

"(6) The particulars of an application for accreditation published in terms of section 81(2A) of the Act must include–

(a) the name and business address or addresses, and if applicable, the trading name or names, of the applicant;

(b) particulars of the motor vehicles of the applicant for which simultaneous application is being made for operating licences in terms of sub-regulation (7), and

(c) a description of the tourist transport services provided or proposing to be provided by the applicant as specified in the application for accreditation.

(7) An application for accreditation in terms of sub-regulation (1) must include applications for operating licences for the motor vehicles used or to be used by the applicant for providing the relevant tourist transport services where such licences have not already been obtained."

(b) renumbering the third paragraph of sub-regulation 34A(1) as paragraph *(c)* and replacing the words "Form 5AA" in that sub-regulation with the words "Form 1A";

(c) deleting the words "as contemplated in regulation 35A(1)" in regulation 35(1);

(d) replacing the words "Form 5AA" in sub-regulation 35(2) with the words "Form 1A";

(e) replacing sub-regulation 36(1) with the following:

"(1) Where the NPTR has certified a tourist transport vehicle in terms of section 84 of the Act and regulation 35 for an operator that has been accredited in terms of section 81 of the Act, such accredited operator must apply for an operating licence for that vehicle to operate tourist transport as contemplated in regulation 35, by completing Form 1A **[5AA]** in Schedule 1, and where the operator has previously been accredited, such an application shall not be required to be published in terms of section 59 of the Act."

(f) deleting Form 5AA as well as the reference to it in the List of Forms;

(g) replacing Forms 1A and 1B with the attached forms;

(h) inserting the attached Form 9A as a new form;

Short title and commencement

39. These regulations are called the Second National Land Transport Regulations, 2025 and come into operation on the date of their publication in the *Gazette*.

FORM 1A PAGE 1

DEPARTMENT OF TRANSPORT

National Public Transport Regulator

NATIONAL LAND TRANSPORT ACT 2009, (ACT NO. 5 OF 2009)

APPLICATION FOR THE GRANTING, RENEWAL, AMENDMENT, TRANSFER OR CONVERSION OF AN OPERATING LICENCE OR PERMIT

SECTION A (Compulsory for all application types)

TYPE OF APPLICATION

This application is for:

Application type:		Compulsory sections to be completed by applicant:
1) **New operating licence**	☐	A, B, C, F, G, H, K, L
2) **Transfer of an operating licence or permit**	☐	A, B, C, D, F, G, H, K, L
3) **Amendment of an operating licence or permit for:**		
a) Additional authority	☐	
b) Amendment of route or area	☐	
c) Change of particulars	☐	
e) Amendment of timetables, tariffs or other conditions	☐	
f) Replace existing vehicle	☐	
g) OL for recapitalised vehicle	☐	
4) Renewal of an operating licence or permit	☐	A, B, C, D, F, G, H, K, L
5) Conversion of a permit or operating licence to a definite-period operating licence	☐	A, B, C, D, F, G, H, K, L

SECTION B (Compulsory for all application types)

PARTICULARS OF APPLICANT

Name of company, partnership corporation or other legal entity, or surname in the case of sole proprietor

First names, if sole proprietor (not more than 3)

FORM 1A PAGE 2

Type of identification*

RSA identity document		Temporary identity certificate	
Passport		Foreign identity document	
Founding statement		Certificate of Incorporation	
Letter of Authority		Partnership Agreement	

*Attach a certified copy

Identity no./passport no./ business registration number

Trade name (if applicable)

Type of business

Postal address and code

Postal Code

Street address (if different from postal address) *Domicillium citandi et executandi*

Postal Code

Telephone number(s) Code

Code

Facsimile number (if any) Code

E-mail address (if any)

Income tax registration number

[Attach original Tax Clearance Certificate]

FORM 1A PAGE 3

SECTION C (Compulsory for all application types)

PARTICULARS OF PERSON RESPONSIBLE FOR A JURISTIC PERSON

In the case of a company, partnership, close corporation or other juristic person, particulars of the person responsible to represent it must be given:

Surname

First names (not more than 3)

Identity number

Type of identification

RSA identity number	Passport
Other (specify)	

Telephone number Code

Cell number

SECTION D (Compulsory for application types 2,3,4 and 5)

PARTICULARS OF EXISTING OPERATING LICENCE OR PERMIT (in the case of an application for renewal, amendment, transfer or conversion)

Operating licence number/permit number

REGULATORY ENTITY which issued the operating licence/permit

Date of issue / / Expiry date / /
Y Y Y Y M M D D Y Y Y Y M M D D

Attach a certified copy of operating licence or permit. A permit must first be converted to an operating licence before it may be renewed, amended or transferred. The original permit must be handed in upon upliftment of operating licence

SECTION E (Compulsory for application types 2)

PARTICULARS OF PERSON OR ENTITY TO WHICH THE OPERATING LICENCE IS TO BE TRANSFERRED (in the case of an application for transfer)

Name of company, partnership corporation or other legal entity, or surname in the case of sole proprietor

First names, if sole proprietor (not more than 3)

Type of identification

*Attach a certified copy

RSA identity document		Temporary identity certificate	
Passport		Foreign identity document	
Founding statement		Certificate of incorporation	
Letters of Authority (trust)		Partnership Agreement	

Identity no./passport no./ business registration number

Trade name (if applicable)

Type of business

FORM 1A PAGE 4

Postal address and code

Postal Code

Street address (if different from postal address)
Domicillium citandi et executandi

Postal Code

Telephone number(s) Code

Code

Facsimile number (if any) Code

E-mail address (if any)

Income tax registration number

**Attach original Tax Clearance Certificate/SARS Tax Compliance Status PIN letter*

**Include written consent of transferor*

SECTION F (Compulsory for all application types)

TYPE OF PUBLIC TRANSPORT SERVICE

[Tick type of service: it may be necessary to tick more than one]

Type of service

*Please attach a certified copy of the contract between the operator and school or other educational institution or letter of authorisation from the principal or authorised administrative officer.

Scheduled bus service		Minibus-taxi-type service	
Staff service		Charter service	
Courtesy vehicle		Metered taxi service	
Scholar transport service		e-Hailing service	
Tourist transport service		Other services	

*Attach certified copies of the professional driving permits of all the drivers to be used for this service.

Other type of service (describe)

Number of passengers that will be carried

FORM 1A PAGE 5

In the case of a long-distance service, state why passengers cannot use existing transport services	

and motivate why the proposed service is necessary (supporting documents may be attached).

In the case of a renewal, amendment, transfer or conversion, have the services been provided continuously for a period of 180 days prior to the date of application?

YES	NO

If NO, give reasons	

*Any recommendations or documentation in support of this application may be attached.

SECTION G

PARTICULARS OF ROUTES (Not applicable for Charter Services, Metered Taxis, Tourist transport and e-hailing services)*

Describe the FIRST route in detail:

Departure point	
Destination	
Route description (State street names or road numbers and each point where passengers are picked up or set down, and, where applicable, beacons or land marks for each city, town, village or settlement: vague route descriptions will not be accepted	

Describe the SECOND route in detail (Complete for application of additional service)

Departure point	
Destination	

FORM 1A PAGE 6

Route description (State Street names or road numbers and each point where passengers are picked up or set down, and, where applicable, beacons or land marks for each city, town, village or settlement: vague route descriptions will not be accepted).	

[If there are more routes, they must be described on a separate sheet of paper]

In the case of Metered Taxis, tourist transport and e-hailing service please describe the area which will be served:	

**Tourist transport services may or may not have particulars of routes depending on application details.*

SECTION H (Compulsory for all application types)

AUTHORISED RANKS AND TERMINALS

State the authorised ranks and terminals used or to be used	

SECTION I

PARTICULARS OF CONTRACT (in the case of a contracted service)

A certified copy of the contract is to be attached. (Note: Only contracts with National, Provincial or local sphere of government)

Type of contract	Subsidised Service Contract	Negotiated Contract	Commercial Contract

Contract reference number

Names of parties to The contract 1

2

FORM 1A PAGE 7

Addresses of parties to the contract 1

Postal Code

2

Postal Code

Name of sub-contractor (if applicable)

Duration of contract *from* Y Y Y Y / M M / D D *to* Y Y Y Y / M M / D D

SECTION J

TIMETABLES (In the case of a scheduled service)

The applicable (current) timetables are attached as Annexure. YES NO

SECTION K (Compulsory for all application types)

DECLARATION

I the undersigned (full name) ..... certify that the information furnished in this application form is true and correct. I accept that if information supplied in this application is found to be false, the application will be rejected, and I may be disqualified from making an application for an operating licence in the future.

....
Signature Date

.....
Name of person

Name of legal entity (if applicable)

SECTION L (Compulsory for all application types)

VEHICLES DETAILS

For a new application please indicate the type of vehicle/s that you intend to purchase (if no vehicle is owned at present):

*Please note that operating licences are granted per vehicle. Therefore, the applicant is required to pay the fee for each vehicle listed in this application. If applications are made for more than three (3) vehicles please attach a separate page containing the details below:

Number of vehicles to be purchased:

FORM 1A PAGE 8

Type:	No.	Seating capacity				
Motor car						
Minibus						
Midibus						
Bus						
Other						

Vehicle 1:

Vehicle registration number

Vehicle identification number (VIN)

Type of vehicle

Year of manufacture

Make of vehicle

Number of passengers to be carried

Number of kilometres travelled Already purchased? YES NO

Vehicle 2:

Vehicle registration number

Vehicle identification number (VIN)

Type of vehicle

Year of manufacture

Make of vehicle

Number of passengers to be carried

Number of kilometres travelled Already purchased? YES NO

Vehicle 3:

Vehicle registration number

Vehicle identification number (VIN)

Type of vehicle

Year of manufacture

Make of vehicle

FORM 1A PAGE 9

Number of passengers to be carried

Number of kilometres travelled

Already purchased | YES | NO |

SECTION M- FOR OFFICE USE ONLY

OTHER CONDITIONS IMPOSED BY THE REGULATORY ENTITY (if applicable)

This operating licence is issued subject to the following conditions

*Or attach conditions imposed as a schedule

Date of issue Y Y Y Y / M M / D D

.....

Signature of designated official of Regulatory Entity

OPERATING LICENCE PARTICULARS

Operating licence 1

Operating Licence number

Valid from Y Y Y Y / M M / D D *to* Y Y Y Y / M M / D D

Captured application details on OLAS Y Y Y Y / M M / D D

Date submitted to Publications Y Y Y Y / M M / D D

Date referred to PREs and Planning Authority Y Y Y Y / M M / D D

Operating Licence 2:
Operating Licence number

Valid from Y Y Y Y / M M / D D *to* Y Y Y Y / M M / D D

Captured application details on OLAS Y Y Y Y / M M / D D

FORM 1A PAGE 10

Date submitted to Publications Y Y Y Y / M M / D D

Date referred to PREs and Planning Authority Y Y Y Y / M M / D D

Operating Licence 3:

Operating Licence number

Valid from Y Y Y Y / M M / D D *to* Y Y Y Y / M M / D D

Captured application details on OLAS Y Y Y Y / M M / D D

Date submitted to Publications Y Y Y Y / M M / D D

Date referred to PREs and Planning Authority Y Y Y Y / M M / D D

*In the case of more operating licences, provide the same particulars on a separate sheet as an attachment.

FOR OFFICE USE ONLY

Date Application received Y Y Y Y / M M / D D

Captured application details on OLAS Y Y Y Y / M M / D D

Reference number

Receipt number

Amount paid R

Date submitted to Publications Y Y Y Y / M M / D D

Date referred to PREs and planning Authority Y Y Y Y / M M / D D

Valid from Y Y Y Y / M M / D D *to* Y Y Y Y / M M / D D

Official's name

Y Y Y Y / M M / D D

FORM 1A PAGE 11

CHECKLIST		
A certified copy of one of the following:	RSA Identity Document	
	Passport	
	Temporary RSA identity Document	
	Foreign Identity Document	
	Partnership Agreement	
	Board Resolution/ Founding agreement	
Valid Tax Clearance Certificate/SARS Tax Compliance Status PIN		
Valid vehicle licence and registration		
Has signed a statement to the effect that he or she or it, will comply with labour laws in respect of drivers and other staff, as well as sectoral determinations of the Department of Employment and Labour.		
Copies of operating licences or permits of vehicles operated (if applicable).		
Letter or document of recommendation in support of the application (if any).		

FORM 1B PAGE 1

PROVINCIAL LOGO

****** PROVINCIAL REGULATORY ENTITY

NATIONAL LAND TRANSPORT ACT 2009, (ACT NO. 5 OF 2009)

APPLICATION FOR THE GRANTING, RENEWAL, AMENDMENT, TRANSFER OR CONVERSION OF AN OPERATING LICENCE OR PERMIT

SECTION A (Compulsory for all application types)

TYPE OF APPLICATION

This application is for:

Application type:		Compulsory sections to be completed by applicant:
1) **New operating licence**	☐	A, B, C, F, G, H, K, L
2) **Transfer of an operating licence or permit**	☐	A, B, C, D, E, F, G, H, K, L
		A, B, C, D, F, G, H, K, L
3) **Amendment of an operating licence or permit for:**		
d) Additional authority	☐	
e) Amendment of route or area	☐	
f) Change of particulars	☐	
h) Amendment of timetables, tariffs or other conditions	☐	
i) Replace existing vehicle	☐	
j) OL for recapitalised vehicle	☐	
4) Renewal of an operating licence or permit	☐	A, B, C, D, F, G, H, K, L
5) Conversion of a permit or operating licence to a definite-period operating licence	☐	A, B, C, D, F, G, H, K, L

SECTION B (Compulsory for all application types)

PARTICULARS OF APPLICANT

Name of company, partnership corporation or other legal entity, or surname in the case of sole proprietor

First names, if sole proprietor (not more than 3)

Type of identification

*Attach a certified copy

RSA identity document		Temporary identity certificate	
Passport		Foreign identity document	
Founding statement		Certificate of Incorporation	
Letter of Authority		Partnership Agreement	

FORM 1B PAGE 2

Identity no./passport no./ business registration number

Trade name (if applicable)

Type of business

Postal address and code

Postal Code

Street address (if different from postal address) *Domicillium citandi et executandi*

Postal Code

Telephone number(s) Code

Code

Facsimile number (if any) Code

E-mail address (if any)

Income tax registration number
[Attach original Tax Clearance Certificate]

SECTION C (Compulsory for all application types)

PARTICULARS OF PERSON RESPONSIBLE FOR A JURISTIC PERSON

In the case of a company, partnership, close corporation or other juristic person, particulars of the person responsible to represent it must be given:

Surname

First names (not more than 3)

Identity number

Type of identification

RSA identity number	Passport
Other (specify)	

Telephone number Code

Cell number

SECTION D (Compulsory for application types 2,3,4 and 5)

PARTICULARS OF EXISTING OPERATING LICENCE OR PERMIT (in the case of an application for renewal, amendment, transfer or conversion)

Operating licence number/permit number

REGULATORY ENTITY which issued the operating licence/permit

Date of issue Y Y Y Y / M M / D D Expiry date Y Y Y Y / M M / D D

Attach a certified copy of operating licence or permit. A permit must first be converted to an operating licence before it may be renewed, amended or transferred. The original permit must be handed in upon upliftment of operating licence

FORM 1B PAGE 3

SECTION E (Compulsory for all application types)

PARTICULARS OF APPLICANT

Name of company, partnership corporation or other legal entity, or surname in the case of sole proprietor

First names, if sole proprietor (not more than 3)

Type of identification

*Attach a certified copy

RSA identity document		Temporary identity certificate	
Passport		Foreign identity document	
Founding statement		Certificate of incorporation	
Letters of Authority (trust)		Partnership Agreement	

Identity no./passport no./ business registration number

Trade name (if applicable)

Type of business

Postal address and code

Postal Code

Street address (if different from postal address) *Domicillium citandi et executandi*

Postal Code

Telephone number(s) Code

Code

Facsimile number (if any) Code

E-mail address (if any)

Income tax registration number

**Attach original Tax Clearance Certificate/SARS Tax Compliance Status PIN letter*

**Include written consent of transferor*

FORM 1B PAGE 4

SECTION F (Compulsory for all application types)

TYPE OF PUBLIC TRANSPORT SERVICE

[Tick type of service: it may be necessary to tick more than one]

Type of service				
*Please attach a certified copy of the contract between the	Scheduled bus service		Minibus-taxi-type service	
	Staff service		Charter service	
	Courtesy vehicle		Metered taxi service	
	Scholar transport service		e-Hailing service	
	Tourist transport service		Other services	

operator and school or other educational institution or letter of authorisation from the principal or authorised administrative officer.

*Attach certified copies of the professional driving permits of all the drivers to be used for this service.

Other type of service (describe)	
Number of passengers that will be carried	

In the case of a long-distance service, state why passengers cannot use existing transport services	

and motivate why the proposed service is necessary (supporting documents may be attached).

In the case of a renewal, amendment, transfer or conversion, have the services been provided continuously for a period of 180 days prior to the date of application?

YES	NO

If NO, give reasons	

*Any recommendations or documentation in support of this application may be attached.

FORM 1B PAGE 5

SECTION G

PARTICULARS OF ROUTES (Not applicable for Charter Services, Metered Taxis, Tourist transport and e-hailing services) *

Describe the FIRST route in detail:

Departure point	
Destination	
Route description (State Street names or road numbers and each point where passengers are picked up or set down, and, where applicable, beacons or land marks for each city, town, village or settlement: vague route descriptions will not be accepted	

Describe the SECOND route in detail (Complete for application of additional service)

Departure point	
Destination	
Route description (State street names or road numbers and each point where passengers are picked up or set down, and, where applicable, beacons or land marks for each city, town, village or settlement: vague route descriptions will not be accepted).	

[If there are more routes, they must be described on a separate sheet of paper]

In the case of Metered Taxis, tourist transport and e-hailing service please describe the area which will be served:	

**Tourist transport services may or may not have particulars of routes depending on application details.*

FORM 1B PAGE 6

SECTION H (Compulsory for all application types)

AUTHORISED RANKS AND TERMINALS

State the authorised ranks and terminals used or to be used

SECTION I

PARTICULARS OF CONTRACT (in the case of a contracted service)

A certified copy of the contract is to be attached. (Note: Only contracts with National, Provincial or local sphere of government)

Type of contract: Subsidised Service Contract | Negotiated Contract | Commercial Contract

Contract reference number

Names of parties to The contract 1

2

Addresses of parties to the contract 1 (Postal Code)

2 (Postal Code)

Name of sub-contractor (if applicable)

Duration of contract *from* Y Y Y Y / M M / D D *to* Y Y Y Y / M M / D D

SECTION J

TIMETABLES (In the case of a scheduled service)

The applicable (current) timetables are attached as Annexure. YES | NO

SECTION K (Compulsory for all application types)

DECLARATION

I the undersigned (full name) ..... certify that the information furnished in this application form is true and correct. I accept that if information supplied in this application is found to be false, the application will be rejected and I may be disqualified from making an application for an operating licence in the future.

FORM 1B PAGE 7

....
Signature Date

.....
Name of person

Name of legal entity (if applicable)

SECTION L (Compulsory for all application types)

VEHICLES DETAILS

For a new application please indicate the type of vehicle/s that you intend to purchase (if no vehicle is owned at present):

*Please note that operating licences are granted per vehicle. Therefore, the applicant is required to pay the fee for each vehicle listed in this application. If applications are made for more than three (3) vehicles please attach a separate page containing the details below:

Number of vehicles to be purchased:

Type:	No.	Seating capacity				
Motor car						
Minibus						
Midibus						
Bus						
Other						

Vehicle 1:

Vehicle registration number

Vehicle identification number (VIN)

Type of vehicle

Year of manufacture

Make of vehicle

Number of passengers to be carried

Number of kilometres travelled Already purchased? YES NO

Vehicle 2:

Vehicle registration number

FORM 1B PAGE 8

Vehicle identification number (VIN)

Type of vehicle

Year of manufacture

Make of vehicle

Number of passengers to be carried

Number of kilometres travelled Already purchased? YES NO

Vehicle 3:

Vehicle registration number

Vehicle identification number (VIN)

Type of vehicle

Year of manufacture

Make of vehicle

Number of passengers to be carried

Number of kilometres travelled Already purchased YES NO

SECTION M- FOR OFFICE USE ONLY

OTHER CONDITIONS IMPOSED BY THE REGULATORY ENTITY (if applicable)

This operating licence is issued subject to the following conditions

*Or attach conditions imposed as a schedule

Date of issue / / Y Y Y Y M M D D

.....

Signature of designated official of Regulatory Entity

FORM 1B PAGE 9

OPERATING LICENCE PARTICULARS

Operating licence 1

Operating Licence number

Valid from Y Y Y Y / M M / D D *to* Y Y Y Y / M M / D D

Captured application details on OLAS Y Y Y Y / M M / D D

Date submitted to Publications Y Y Y Y / M M / D D

Date referred to PREs and Planning Authority Y Y Y Y / M M / D D

Operating Licence 2:

Operating Licence number

Valid from Y Y Y Y / M M / D D *to* Y Y Y Y / M M / D D

Captured application details on OLAS Y Y Y Y / M M / D D

Date submitted to Publications Y Y Y Y / M M / D D

Date referred to PREs and Planning Authority Y Y Y Y / M M / D D

Operating Licence 3:

Operating Licence number

Valid from Y Y Y Y / M M / D D *to* Y Y Y Y / M M / D D

Captured application details on OLAS Y Y Y Y / M M / D D

Date submitted to Publications Y Y Y Y / M M / D D

Date referred to PREs and Planning Authority Y Y Y Y / M M / D D

FORM 1B PAGE 10

*In the case of more operating licences, provide the same particulars on a separate sheet as an attachment.

FOR OFFICE USE ONLY

Date Application received Y Y Y Y / M M / D D

Captured application details on OLAS Y Y Y Y / M M / D D

Reference number

Receipt number

Amount paid R

Date submitted to Publications Y Y Y Y / M M / D D

Date referred to PREs and planning Authority Y Y Y Y / M M / D D

Valid from Y Y Y Y / M M / D D *to* Y Y Y Y / M M / D D

Official's name

Y Y Y Y / M M / D D

FORM 1B PAGE 11

CHECKLIST		
A certified copy of one of the following:	RSA Identity Document	
	Passport	
	Temporary RSA identity Document	
	Foreign Identity Document	
	Partnership Agreement	
	Board Resolution/ Founding agreement	
Valid Tax Clearance Certificate/SARS Tax Compliance Status PIN		
Valid vehicle licence and registration		
Has signed a statement to the effect that he or she or it, will comply with labour laws in respect of drivers and other staff, as well as sectoral determinations of the Department of Employment and Labour.		
Copies of operating licences or permits of vehicles operated (if applicable).		
Letter or document of recommendation in support of the application (if any).		

FORM 9A PAGE 1

NATIONAL PUBLIC TRANSPORT REGULATOR

NATIONAL LAND TRANSPORT ACT, 2009 (ACT NO. 5 OF 2009)

APPLICATION FOR REGISTRATION OR RENEWAL OF E-HAILING PLATFORM PROVIDER

Please tick the appropriate box:

Application for registration ☐ Application to amend conditions of registration ☐

Application for renewal of registration ☐

SECTION A

APPLICATION FOR REGISTRATION OR RENEWAL OF E-HAILING PLATFORM PROVIDER **

Name of company, partnership, corporation or other legal entity, or surname in the case of sole proprietor

First names, if sole proprietor (not more than 3)

Type of identification *(Attach a certified copy)

RSA identity document		Temporary identification certificate	
Passport		Foreign identity document	
Founding statement		Certificate of incorporation	
Letters of Authority (trust)		Partnership Agreement	

Identity no./passport no. / business registration number

Trade name (if applicable)

Type of business

Postal address and code

Postal Code

FORM 9A PAGE 2

Street address (if different from postal address)
Domicillium citandi et executandi

Postal Code

Telephone number (s) Code

Code

Facsimile number (if any) Code

E-mail address (if any)

Income tax registration number

[Attach original Tax Clearance Certificate or SARS Tax Compliance Status PIN letter]

*any recommendations or documentation is support of this application may be attached.
** delete the part that is not applicable to the application.

SECTION B

PARTICULARS OF THE CONTACT PERSON BETWEEN THE E-HAILING PLATFORM PROVIDER AND THE NPTR

In the case of a company, partnership, close corporation or other juristic person, particulars of the person responsible to represent it must be given:

Surname

First names (not more than 3

Identity number

Type of identification

RSA identity number	Passport
Other (specify)	

Telephone number Code

Cell number Code

SECTION C

PARTICULARS OF EQUIPMENT REQUIRING TYPE APPROVAL AND TYPE APPROVAL CERTIFICATES

*There be must a list of equipment on a separate page and attach the approval certificate for each item.

SECTION D

CHANGE OF CONDITIONS

In the case of an application to amend conditions of registration, describe the conditions to be amended and the reasons thereof:

SECTION E

DECLARATION

I the undersigned (full name) ..... certify that the information furnished in this application form is true and correct. I accept that the information supplied in this application is found to be false, the application will be rejected and I may be disqualified from making an application for in the future.

....

Signature Date

.....

Name of person

Name of legal entity (if applicable)

SECTION F- FOR OFFICIAL USE ONLY

OTHER CONDITIONS IMPOSED BY THE NPTR (if applicable)

This operating licence is issued subject to the following conditions

*or attach conditions on a separate sheet

FORM 9A PAGE 4

Date of issue Y Y Y Y M M D D

.....
Signature of designated official of the Regulatory Entity

FOR OFFICE USE ONLY

Date of Application received Y Y Y Y M M D D

Reference number

Amount paid R

Official's name

Date Y Y Y Y M M D D

REGISTRATION CERTIFICATE PARTICULARS

Registration Certificate number

Date of Application received Y Y Y Y M M D D

Captured Application details Y Y Y Y M M D D

Reference number

Amount paid R

Valid from Y Y Y Y M M D D Valid to Y Y Y Y M M D D

Official's name

Date Y Y Y Y M M D D

CHECKLIST		TICK
A certified copy of one of the following:	RSA Identity Document	
	Passport	
	Temporary RSA identity Document	
	Foreign Identity Document	
	Partnership Agreement	
	Founding agreement	
	Certificate of Incorporation	
	Letters of Authority (trust)	
Valid Tax Clearance Certificate/ SARS Tax Compliance Status PIN letter		
Proof of address in South Africa not older than 3 months		
Full copy of registration documents of the legal entity type/ Partnership agreement		
Letter or document of recommendation in support of the application (if any).		

UMNYANGO WEZOKUTHUTHA

UMTHETHO KAZWELONKE WEZOKUTHUTHA EZIHAMBA PHANSI, WEZI-2009

(UMTHETHO 5 WEZI-2009)

IMITHETHONQUBO YESIBILI KAZWELONKE YEZOKUTHUTHA EZIHAMBA PHANSI, YEZI-2025

UNgqongqoshe Wezokuthutha wenze imithetho kwiSheduli ngokwesigaba 8(1) *(a)* soMthetho Kazwelonke Wezokuthutha Ezihamba Phansi, wezi-2009 (uMthetho 5 wezi-2009), ngemuva kokubonisana noNgqongqoshe Bezifundazwe.

NKSZ. BD CREECY, ILUNGU LEPHALAMENDE
UNGQONGQOSHE WEZOKUTHUTHA
USUKU:

ISHEDULI

UKUHLELWA KWEMITHETHO

1. Izincazelo

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4. Izinhlelo zokusebenza nezamabhizinisi
5. Ushintsho ezivumelwaneni ezikhona
6. Izimfuneko ezijwayelekile
7. Izimfuneko zabafakela amathenda
8. Usizo lwezifundazwe
9. Imihlinzeko yesikhashana
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13. Izimfuneko zokuthutha nge-*e-hailing*

14. Ukuguqulwa kwamalayisense okuthutha e-e-hailing akhishwe ngaphambi kokuqala ukusebenza kwesigaba 66A soMthetho
15. Izimfuneko zezisetshenziswa ze-*e-hailing* (ama-*app*) kanye nabahlinzeki benkundla ye-*e-hailing*
16. Izinto ezincane okumele inkundla ye-*e-hailing* ibe nazo
17. Izimfuneko ezincane zomsebenzi wokuphatha inkundla ye-*e-hailing*
18. Izivumelwano zemisebenzi yokuthutha ye-*e-hailing*
19. Izimfuneko zokuphepha ezincane zemisebenzi yokuthutha ye-*e-hailing*
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21. Ukumiswa noma ukukhanselwa kokufinyelela enkundleni ye-*e-hailing*
22. Ukusetshenziswa kwabahlinzeki benkundla ye-*e-hailing* abangaphezu koyedwa
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25. Irisidi ye-Elekhroniki yabagibeli
26. Ukumaka kanye nokufaka uphawu lwezimoto ezisetshenziselwa imisebenzi yokuthutha ye-*e-hailing*
27. Izaziso zesigungu sokulawulwa kwezokuthutha kanye nesiphathimandla sokuhlela eziya kumhlinzeki wenkundla ye-e-hailing
28. Amalungiselelo esikhashana nawokugcina

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32. Ukugunyazwa kwabantu abafanelekile abangenawo amaphemithi noma amalayisense okuthutha

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33. Ukuphoqelela ukumiswa kwezicelo zamalayisense okuthutha emisebenzi yokuthutha engenasivumelwano
34. Umthelela wokumiswa kwezicelo ezisalindile zamalayisense okuthutha
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37. Amacala nezijeziso
38. Ukuchitshiyelwa Kwemithetho Kazwelonke Yezokuthutha Ezihamba Phansi, Yezi-2009
39. Isihloko esifushane kanye nokuqalisa

Izincazelo

1. Kule mithethonqubo, ngaphandle uma ingqikithi isho okuhlukile, noma yiliphi igama noma isisho esinikezwe incazelo eMthethweni, sinencazelo efanayo, futhi la magama nezisho ezilandelayo zinezincazelo ezinikezwe zona:

"I-ITP" ichaza uhlelo lokuhlanganiswa kwezinto zokuthutha oluhlongozwe esigabeni 36 soMthetho;

"Izimfuneko Ezincane" zisho Izimfuneko Ezincane Zokulungiswa Kwezinhlelo Zokuthutha Ezididiyelwe, zowezi-2016 ezenziwe ngokoMthetho futhi zashicilelwa ngaphansi kweSaziso 881 *kuGazethi Kahulumeni* 40174 yamhla zingama-29 kuNtulikazi wezi-2016;

"Imithetho Kazwelonke Yezokuthutha Ezihamba Phansi, Yezi-2009" ichaza iMithethonqubo Kazwelonke Yezokuthutha Ezihamba Phansi, Yezi-2009 eyenziwe ngokoMthetho futhi yanyatheliswa ngaphansi kweSaziso R.1208 *kwiGazethi Kahulumeni* 32821 yangomhla ziyi-17 kuZibandlela wezi-2009 njengoba ichitshiyelwe yiSaziso R.366 kuGazethi *kaHulumeni 33185 yangomhla ziyi-14 kuNhlaba kanye neSaziso 2670 kuGazethi kaHulumeni* 51003 yangomhla zi-2 kuNcwaba wezi-2024, kanye

"uMthetho" noma **"lo Mthetho"** kusho uMthetho Kazwelonke Wezokuthutha ezihamba Phansi, wezi-2009 (uMthetho 5 wezi-2009).

ISAHLUKO 1: IMITHETHO YOKUNGENA ESIVUMELWANENI SOKUTHUTHA UMPHAKATHI

Izincazelo zeSahluko 1

2. Kulesi Sahluko, ngaphandle uma ingqikithi ikhombisa okuhlukile, noma yiliphi igama noma isisho esinikezwe incazelo eMthethweni noma kumthethonqubo 1, sinencazelo efanayo, futhi la magama nezisho ezilandelayo zinezincazelo ezinikezwe zona:

"umninimoto othintekile" njengoba kuhlongozwe esigabeni 41(2) soMthetho kushiwo umninimoto-

(a) onamalayisense okuthutha asebenzayo noma amaphemithi okuthutha kulo msebenzi wokuthutha othintekayo;
(b) obelokhu enza lowo msebenzi wokuthutha okungenani izinsuku eziyi-180 ngaphambi kosuku lwesaziso esishicilelwe ngokomthethonqubo 3(2) *(a)* ; futhi
(c) endabeni yesivumelwano esihlongozwe esigabeni 41(1) soMthetho owenza umsebenzi wokuthutha kumzila noma emizileni noma endaweni ezothintwa yisivumelwano esihlongozwayo okuxoxiswana ngaso futhi ogibelisa noma

owehlisa abagibeli kulowo mzila noma emizileni endaweni ethintekayo futhi akathuthi kulowo mzila noma indawo;

"okufanele" esigabeni 41(2) soMthetho kusho ukuthi abaninizimoto abangathintekanga kumele bakhishwe ezingxoxweni ezihlongozwe esigabeni 41(2) soMthetho njengoba kuhlongozwe kuleso sigaba;

"umsebenzi wokuthutha onqamula imingcele" kushiwo umsebenzi wezokuthutha umphakathi noma inethiwekhi yemisebenzi yezokuthutha eyeqa umngcele wendawo enegunya lokuphatha likamasipala othile ukuya kweyomunye umasipala noma omasipala;

"i-DORA" ichaza uMthetho Wokuhlukaniswa Kwemali Engenayo ohlongozwe esigabeni 214(1) soMthethosisekelo wonyaka wezimali okukhulunywa ngawo;

"Uhlaka Lwezibonelelo" kushiwo uHlaka Lwezibonelelo Ezishicilelwe kulo nyaka wezimali okukhulunywa ngawo ngokwe-DORA;

"i-MFMA" ichaza i-*Local Government: Municipal Finance Management Act* 56 wezi-2003, kanye

"IGRFA" ichaza i-*Intergovernmental Relations Framework Act* 13 wezi-2005.

Izimfuneko zezivumelwano

3. (1) Ngaphambi kokungena esivumalwaneni ngokwesigaba 41 noma 42 soMthetho isiphathimandla sokungenisa kusivumelwano kufanele-

(a) esimweni sikamasipala, sithuthukise futhi siqedele i-ITP yawo futhi sithole ukugunyazwa kwalokho njengoba kudingwa isigaba 36 soMthetho esifundwe nezimfuneko Ezincane lapho besingakenzi, nalapho kufanele khona, sibuyekeze i-ITP ngendlela edingwa yiZimfuneko Ezincane, ngokulawulwa yisigaba 93(4) soMthetho; inqobo nje uma leso sigaba sisetshenziswa umasipala kumele okungenani abe -
   (i) uklame inethiwekhi yemisebenzi yokuthutha enesivumelwano kanye nengenaso isivumelwano ezinenkontileka nezingezona izinkontileka futhi walungisa uhlelo lwemisebenzi yezokuthutha enesivumelwano ngendlela edingekayo engxenyeni yohlelo lwezokuthutha zomphakathi lwe-ITP, noma
   (ii) wenze ucwaningo ukuze kutholwe izidingo zezithuthi zomphakathi zikamasipala noma ingxenye kamasipala efuna ukufakwa ngaphansi kwesivumelwano esihlongozwayo;

(b) sihlinzekele ukufakwa kwezimfuneko kanye nemibandela emenyezelwe ohlakeni lwezibonelelo noma izinhlaka ezihlinzekiwe zokuxhasa ngezimali imisebenzi ehlongozwayo eshicilelwe ngokwe-DORA efanele;

(c) silungise uhlelo lokusebenza kanye nebhizinisi njengoba kuhlongozwe oHlakeni Lwezibonelelo ezihambisana nomthethonqubo 4;
(d) senze ucwaningo kumzila noma emizileni noma endaweni noma ezindaweni okukhulunywa ngazo ukuze kuhlanganiswe uhlu, ngangokunokwenzeka, lwabaninizimoto abathintekayo, kanye nohlu lwabameleli babo, futhi
(e) sibonisane namakomidi ahlongozwe oHlakeni Lwezibonelelo ezifanele kanjalo neKomidi Elihlelayo Phakathi Kwezinto Zokuthutha Ezingafani elisungulelwe umasipala noma omasipala abathintekayo ngokwesigaba 15 soMthetho kanye nanoma yimaphi amaBhodi Aluleka Ngezokuthutha Ezihamba Phansi asungulwe ngokwesigaba 16 soMthetho.

(2) Ngaphambi kokungena esivumelwaneni okuxoxiswene ngaso ngokwesigaba 41 soMthetho, isiphathimandla esingenisa esivumelwaneni kufanele, ngaphezu kokuthatha izinyathelo ezisohlwini lomthethonqubo (1)−

(a) sishicilele isaziso ephephandabeni elilodwa noma amaningi azungeza endaweni noma ezindaweni lapho imisebenzi yokuthutha ehlongozwayo izohlinzekwa khona esimema abaninizimoto abathintekayo ukuba babhalise kusiphathimandla esingenisa esivumelwaneni ngosuku olushiwo esazisweni;
(b) ngemuva kokwenza ucwaningo lwabo bonke abaninizimoto abathintekayo abasebenza emizileni efanele noma endaweni noma ezindaweni ezifanele njengoba kuhlongozwe esigatshaneni somthetho 1 *(d)* , sihlanganise futhi sigcine irejista yabaninizimoto abathintekayo nemininingwane yabo yokuxhumana kanye, nalapho kufanele khona, imininingwane yokuxhumana yabameleli babo, futhi
(c) siqinisekise ukuthi abameleli okukhulunywe ngabo endimeni *(b)* bagunyazwe ngokubhaliwe ngumninimoto othintekayo ngokuhambisa amandla akhethekile ommeli.

(3)Ngezinjongo zomthethonqubo (2) *(b)* , esimweni lapho umninimoto enelayisensi yokuthutha egunyaza imizila eminingana, isiphathimandla esingene esivumelwaneni singase sibheke imizila efakwe umninimoto lapho sifaka isicelo esigungwini sokulawula izinto zokuthutha selayisensi yokuthutha nemizila ethile egunyaziwe kuleyo layisensi yokuthutha, ekutholeni ukuthi umninimoto uyathinteka yini.

(4) Isiphathimandla esingene esivumelwaneni kufanele-ke sixoxisane nalabo banini-zimoto abathintekayo, ngabodwana noma ngabameleli babo , ngenhloso yokuphothula isivumelwano nabanini-moto esingase sihlanganise ukubanikeza okukodwa noma ngaphezulu kwalokhu okulandelayo:

(a) Eminye imisebenzi yokuthutha kuleyo ezohlinzekwa ngokwesivumelwano njengoba kuhlongozwe esigabeni 39(1) soMthetho;

(b) amasheya noma ama-akhawunti emalimboleko enkampanini ethuthayo noma ezinkampanini noma ezinkampanini ezizosungulwa noma ezizoqokwa ukuthi zenze imisebenzi yokuthutha ngokwesivumelwano ngenhloso yokuthuthukisa amandla ezomnotho okuthuthukisa amabhizinisi amancane noma abantu ababencishwe amathuba ngaphambilini ngenxa yobandlululo olungafanele;

(c) amasheya noma ama-akhawunti emalimboleko enkampanini noma ezinkampanini noma kwenye inkampane esungulwe ngesikhathi kwakhiwa kabusha abaninizimoto bezithuthi zikamasipala noma bakahulumeni, noma

(d) isinxephezelo noma enye indlela efanele.

(5) Isiphathimandla esingene esivumelwaneni singakhuluma ngesicelo esibhaliwe kumninimoto noma kubanini-zimoto abahlongozwe kwisigatshana somthethonqubo (2)*(b)* esisho usuku lokwamukela lokho okunikezwayo, leso saziso okufanele sihanjiswe kumninimoto noma kummeleli wakhe ogunyazwe ngokwesigatshana somthethonqubo (2)*(c)* ekhelini lendawo noma le-imeyili elibhaliswe ngokwalowo mthethonqubo.

(6) Lapho umninimoto okubhekiswe kuye isithembiso ngokomthethonqubo (5) ehluleka ukwamukela lokho noma ukuphendula isaziso ngosuku olubekiwe lokwamukelwa, umninimoto uyothathwa ngokuthi ukwenqabile lokho okunikezwayo futhi isiphathimandla esingene esivumelwaneni ngeke siphinde siphoqeleke ukuthi sixoxisane nalowo mnini-moto, futhi isiphathimandla esingene esivumelwaneni kufanele sicele isigungu esilawula izinto zokuthutha ukuthi singayivuseleli ilayisensi yokuthutha noma amalayisensi alowo mnini-moto egunyaza imsebenzi yokuthutha esesivumelwaneni .

(7) Lapho umninimoto amukela okuhlongozwe kwisigatshana somthethonqubo (5), isivumelwano esihlongozwe kulowo mthethonqubo kumele sifake isibophezelo salowo mnini-moto sokuhambisa amalayisensi okuthutha noma amaphemithi alowo mninini-moto agunyaza umzila noma imizila ezosetshenziswa ngokwemibandela yesivumelwano esihlongozwayo, ukukhanselwa, ukuchitshiyelwa noma ukuguqulwa, kuye ngokuthi yikuphi, ukuze kususwe ukugunyazwa kwanoma yimiphi imisebenzi yokuthutha ezobangisana nemisebenzi ezohlinzekwa ngokwemibandela yesivumelwano.

.

(8) Lapho umninimoto ohlongozwe esigatsheneni somthethonqubo (7) eqhubeka nokuthutha umphakathi kumzila noma emizileni ephula isifungo esinikezwe ngaphansi kwalesi sigatshana noma ephule isivumelwano esihlongozwe kwisigatshana somthethonqubo (4), umninimoto uyolahlekelwa yinoma yimiphi imihlomulo enikezwe lowo mnini-moto ngokomthethonqubo (4) ngemuva kokunikeza umninimoto ithuba elizwakalayo lokunikeza izizathu zokuthi kungani kungafanele aphucwe imihlomulo futhi uma lezo zizathu zingamukeleki kusiphathimandla esingene

esivumelwaneni, futhi imihlinzeko yalo mthethonqubo omncane kufanele ifakwe njengombandela kuleso sivumelwano.

(9) Noma yimuphi umhlomulo otholwa umqhubi ngokwesivumelwano esihlongozwe esigatsheneni somthethonqubo (4) angeke ukhokhelwe noma udluliselwe kumninimoto kuze kube lowo mnini-moto uhambisana nomthethonqubo (7), kuncike kumtheshwananqubo (8).

(10) Ngaphambi kokungena esivumelwaneni sohlobo lohwebo ngokwesigaba 43 soMthetho, isiphathimandla esingena esivumelwaneni kufanele sithathe izinyathelo ezisohlwini lwendima *(a), (c)* kanye no *(e)* yesigatshana somthethonqubo (1).

Izinhlelo zokusebenza nezamabhizinisi

4. Izinhlelo zokusebenza nezamabhizinisi ezihlongozwe kumthethonqubo wesi-3(1) *(c)* kumele okungenani zibhekane -

(a) isidingo nokufiseleka kwesivumelwano okudingekayo noma okutusekayo ukuthi sibhekane nezidingo zabagibeli nabaqashi endaweni efanele noma emizileni efanele kanye nezizathu zokuthi kungani izinsiza zokuthutha abagibeli zingenele;
(b) ireferensi yokuhlolwa kwezidingo zokuthutha ze-ITP noma ama-ITP afanelekile nokuthi ihlinzekela noma iveza kanjani isidingo sesivumelwano;
(c) izilinganiso zezezimali zesivumelwano esihlongozwayo sesiphathimandla esingene esivumelwaneni ngokukhethekile kanye nezezimali ngokuvamile futhi esimweni sesivumelwano okuxoxiswene ngaso noma isivumelwano sokuthutha esinoxhaso ukuthi isivumelwano sizohlinzeka kanjani ngenani lemali ngokwemibandela yokukhishwa koxhaso;
(d) mayelana nemithelela yezezimali yesivumelwano esihlongozwayo, uhlelo lokusebenza lwezimali lweminyaka eminingi, oluvunywe umkhandlu kamasipala esimweni sikamasipala, oluhlanganisa isikhathi esigcwele sesivumelwano sesigaba ngasinye esixhaswe ngemali ngokoHlaka Lwezibonelelo ezithintekayo futhi okuhlanganisa izindleko zokusebenza nokulondoloza kanye nezinhlelo zokufinyelela kumklamo wendawo yonke;
(e) idatha eqinisekisiwe yemali engenayo yomnini-moto kanye nenzuzo;
(f) ukuthi isivumelwano sizothuthukisa kanjani imisebenzi yokuthutha umphakathi ngokwezezimali ngokulinganisa imali yokugibela kanye nenye imali engenayo elindelekile , bese ilinganisa ngokubheka izindleko ezilindelekile;
(g) esimeni sesivumelwano okuxoxiswene ngaso, incazelo emfushane yenqubo yezingxoxo kanye nezinhlangothi okuxoxiswene nazo;
(h) esimeni sokuthutha okuphakathi kwezifundazwe, incazelo yokuxoxisana nezivumelwano phakathi kwesiphathimandla esingene esivumelwaneni, nesifundazwe kanye nezinye izifundazwe ezithintekayo noma izifundazwe kanye nomunye umasipala noma omasipala;

(i) esimeni sokuthutha okwenzeka phakathi kwesifundazwe okuwela imingcele yesifundazwe, incazelo yokuxoxisana nezivumelwano phakathi kwesiphathimandla esingene esivumelwaneni, nesifundazwe kanye nomunye umasipala noma omasipala abathintekayo, kanye

(j) amalungiselelo enziwe noma azokwenziwa ukuze kugadwe futhi kuqashwe imisebenzi ezohlinzekwa ngokwemibandela yesivumelwano.

Ushintsho ezivumelwaneni ezikhona

5. (1) Njengoba kudingwa isigaba 42(1) soMthetho isiphathimandla esingene esivumelwaneni kufanele siqale ngemisebenzi ehlongozwe kumthethonqubo 3(1) ukuze senze isivumelwano esisha ingakapheli iminyaka emibili ngaphambi kokuphelelwa yisikhathi kwesivumelwano lapho i-ITP ethintekayo noma ama-ITP ekhombisa ukuthi abagibeli emizileni ethintekayo noma endaweni noma ezindaweni ezithintekayo basadinga imisebenzi yokuthutha enesivumelwano.

(2) Lapho i-ITP noma ama-ITP anele engekho ngenhloso ehlongozwe esigatshaneni somthethonqubo (1) isiphathimandla esingene esivumelwaneni kufanele sisebenzise yonke eminye imininingwane etholakala kuso ngenjongo yokwakha isivumelwano noma izivumelwano njengoba kuhlongozwe esigabeni 93(4) soMthetho kuncike esimisweni somthethonqubo 3(1)*(a)*.

(3) Isiphathimandla esingene esivumelwaneni kufanele sivumelanise izinhlelo phakathi kwesivumelwano esidala nesisha, futhi isivumelwano esisha kufanele sifakwe kancane ukuze kungabikho ukuphazanyiswa kwemisebenzi yokuthutha kubagibeli abathintekayo, futhi ngokuhambisana nesigaba 197 soMthetho Wobudlelwane Kwezabasebenzi, we-1995 (uMthetho 66 we-1995) kanye neminye imithetho yezabasebenzi esebenzayo.

(4) Isiphathimandla esingene esivumelwaneni kufanele seluleke abagibeli ngomhlangano womphakathi owodwa noma eminingi noma ngamapheshana asakazwe noma ashiywe ezikhumulweni, ezitobhini zamabhasi nakwezinye izindawo, noma ngezaziso emaphephandabeni endawo noma ezinye izindlela ezifanele, ngomnini-moto omusha nanoma yiziphi izimo ezishintshile ezisebenza esivumelwaneni esisha noma ekushintsheleni esivumelwaneni esisha.

Izimfuneko ezijwayelekile

6. (1) Ekuxoxisaneni noma ekuphothuleni izivumelwano ngokoMthetho isiphathimandla esingene esivumelwaneni kufanele sicabangele- -

(a) ngokweyame esigabeni 41(1) soMthetho, esimweni sikamasipala, imihlinzeko yokuthengwa kwempahla ye-MFMA kanye nenqubomgomo yokuphathwa

kokuhlinzekwa kwempahla kamasipala ehlongozwe esigabeni 111 salowo Mthetho, futhi esimweni sesifundazwe imihlinzeko yokuthengwa kwempahla yoMthetho Wokuphathwa Kwezimali Zikahulumeni, we-1999 UMthetho 1 we-1999) kanye neMithethonqubo kaMgcinimafa eyenziwe ngokwalowo Mthetho, kanye ne-*Preferential Procurement Policy Framework Act* 5 ka-2000 noma umthetho othatha indawo yalowo Mthetho;noma yiziphi izidingo noma umthetho othatha indawo yalowo Mthetho;

(b) noma yiziphi izimfuneko kanye nezincwadi zamathenda kanye nemibhalo yesivumelwano enqunyiwe noma ehlinzekwe ngokwesigaba 42(6) soMthetho;

(c) lMithethonqubo Ehlobene Nezinhlelo Zezimali Zokugibela Ezihlanganiswe Ndawonye, yezi-2011 emenyezelwe ngaphansi kweSaziso R.511 *kuGazethi Kahulumeni* 34363 yangomhla ziyi-17 kuNhlangulana 2011;

(d) umklamo kanye nezidingo zokufinyelela kanye nemigomo eshicilelwe nguMnyango, noma uNgqongqoshe ngokwesigaba 8(1) *(y)* soMthetho, kanye naleyo eshicilelwe ngokwe-*National Building Regulations and Building Standards Act* 103 ka-1977, futhi ngokuvamile aqinisekise ukuthi kukhona ukuhlinzekwa kwezidingo zezinhlobo zabagibeli abahlosiwe;

(e) izinqubomgomo ezifanele zokuthuthukisa ezokuthutha okungezona izimoto kanye nezokuthutha ezifinyeleleka kalula mayelana nokusebenza kwezithuthi zomphakathi nengqalasizinda;

(f) isidingo sokuvimbela, ukunciphisa noma ukunciphisa umthelela wezokuthutha endaweni ezungezile ngokwesu lemvelo ngendlela ehlanganisa ukugqugquzelwa kwezithuthi zomphakathi ezingalimazi imvelo nezokuthutha okungezona izimoto, ukulwa nokuguquguquka kwesimo sezulu kanye nokunciphisa ukukhishwa kwamagesi abamba ukushisa nokucutshungulwa kwemigomo yokonga ukagesi kanye nokukhishwa kwemfucumfucu, kanye nemibandela engaba yimpoqo mayelana nokungcolisa okumaphakathi;

(g) ukuhlanganiswa phakathi kwezinto zokuthutha ezingafani nemisebenzi yokuthutha engafani;

(h) isidingo sokuthuthukisa ukufukulwa kwezomnotho kwamabhizinisi amancane kanye nabantu ababencishwe amathuba phambilini ngenxa yobandlululo olungafanele kanye nokuvimbela ukwanda noma ukuqhubeka nokuba khona kodlame oludalwe yimithetho engalungile noma izinqubo zangaphambilini;

(i) isigaba 197 soMthetho Wezobudlelwano Kwezabasebenzi, we-1995 (uMthetho 66 we-1995) kanye neminye imithetho yezabasebenzi esebenzayo ngesikhathi soshintsho lusuka kwesinye isivumelwano kuya kwesinye, lapho kufanele, futhi

(j) lapho umninimoto ohlongozwayo ehlinzeke ngemisebenzi yokuthutha ngokwesivumelwano sangaphambilini nesiphathimandla esingene esivumelwaneni nanoma iyiphi enye inhlangano yombuso, ukusebenza okwedlule komnini-moto ekusebenzeni ngokwaleso sivumelwano esedlule.

(2) lziphathimandla ezingene esivumelwaneni kufanele ziqinisekise ukuthi kwenziwa ukuhlinzekelwa kokuqapha okwenele kwe-elekthronikhi noma mathupha kwemisebenzi ehlinzekwayo ngokwesivumelwano esibandakanya uxhaso ngendlela

echazwe ezincwadini zamathenda nezivumelwano eziyisibonelo kanye nanoma yiziphi izimfuneko ezinqunyiwe noma ezihlinzekwe ngokwesigaba 42(6) soMthetho, futhi ngokuhambisana nanoma yimiphi Imibandela Yezibonelelo.

(3) Izivumelwano zesikhashana ezihlongozwe esigabeni 41A soMthetho kumele zisetshenziswe kuphela ezimeni ezihlukile lapho kunesidingo khona ukuze kuhlinzekwe ngemisebenzi yokuthutha ngenkathi isiphathimandla esingene esivumelwaneni siphezu kwezingxoxo zesivumelwano okuxoxiswana ngaso noma ukusungula inethiwekhi, njengoba kuhlongozwe esigabeni 41A(1) *(c)* soMthetho, noma lapho kungakapheli khona isivumelwano ngemuva kokuphelelwa yisikhathi kwesivumelwano esedlule, futhi kumele singasetshenziswa lapho kunamathuba amaningi okuthi kubanjezelwe ukuphothulwa kwezivumelwano zemisebenzi yokuthutha okunoxhaso, futhi singavuselelwa.

(4) Lapho imisebenzi yokuthutha izohlinzekwa ezindaweni ezingaphansi komasipala abangaphezulu koyedwa ngokwesivumelwano, omasipala kumele-

(a) baphethe isivumelwano esibhaliwe phakathi kwabo esihlinzeka okungenani ngamalungiselelo ezezimali asebenza esivumelwaneni esihlongozwayo phakathi kwabo futhi kucatshangelwa imihlinzeko ye-IGRFA, futhi
(b) lapho kufanele baxhumane nesifundazwe noma izifundazwe ezifanele ukuze bathole usizo njengoba kuhlongozwe kumthethonqubo 8.

(5) Lapho isivumelwano esihlongozwayo sizobeka izibopho zezimali kumasipala ngaphezu kweminyaka emithathu ehlanganiswe esabelweni sezimali sawo sonyaka, umasipala kufanele uhambisane nesigaba 33 se-MFMA.

(6) Njengoba isigaba 41(1) soMthetho sihlinzekela ukuthi isivumelwano okuxoxiswene ngaso singaphothulwa kanye kuphela, isiphathimandla esingena esivumelwaneni angeke siphothule isivumelwano esingaphezu kwesisodwa okuxoxiswene ngaso ngokwaleso sigatshana, okungukuthi; ngokuphothula izivumelwano ngokungaphezu kweyodwa yalezi zindima *(a)* , *(b)* noma *(c)*.

(7) Esimeni sesivumelwano esihlongozwe esigabeni 41(1)*(c)* soMthetho, izinhlaka zokuthutha zikazwelonke noma zesifundazwe kufanele zihambisane nesigaba 54 soMthetho Wokuphathwa Kwezimali Zikahulumeni, we-1999 (uMthetho 1 we-1999), kanye neminye imithetho esebenza ekwakhiweni kabusha kwabaninizimoto abancike kuhulumeni, futhi othuthela umasipala kufanele athobele umthetho osebenza ekuhlelweni kabusha kwawo, ngaphambi kokuphothula isivumelwano.

Izimfuneko zabafakela amathenda

7. (1) Ithenda nezivumelwano eziyisibonelo ehlongozwe esigabeni 42(6) soMthetho kufanele ifake ukuthi ukuze ufaneleke njengomfaki-thenda ukuthola isivumelwano semisebenzi yokuthutha esinoxhaso, umninimoto, futhi lapho kufanele

nanoma yimuphi umuntu noma inhlangano elawula ubunikazi kumninimoto, noma eyenza imisebenzi egameni lakhe, noma esikhundleni sakhe njenge-ejenti, umninimoto kufanele athobele lezi zimfuneko ezilandelayo:

(a) Kufanele aqhube imisebenzi yezokuthutha umphakathi ngokwemigomo yebhizinisi ngokufaka uthango lwezezimali, kanye

(b) kumele abe ngokhokhela kahle intela futhi akwazi uhlinzeka ngesitifiketi sokubamsulwa kwezezintela noma i-PIN (inombolo kamazisi yomuntu siqu) ekhishwe uPhiko Lwemalingeniso Eqoqwayo LwaseNingizimu Afrika.

(2) Ngezinhloso zesigatshana somthethonqubo (1) *(a)* , umninimoto unemingcele yezezimali uma—

(a) ibhizinisi lesithembiso somnini-moto lenziwa ngokuhlukile kunelinye ibhizinisi noma isithembiso nanoma iyiphi enye inhlangano;

(*b*) umninimoto ugcina amarekhodi ezimali ahlukene, ngokuhambisana nenqubo yokubala imali eyamukelwa ngokuvamile kanye nezinqubo, zezimpahla zakhe, izikweletu, imali engenayo, izindleko, inzuzo nokulahlekelwa;

(*c*) isithembiso somnini-moto siyasimama ngokwezezimali ngokwezitatimende zakhe zezimali, futhi

(*d*) umninimoto akananzuzo engalungile mayelana nokuthola usizo lwezezimali noma olunye usizo noma izinsiza kunoma yiluphi uhlaka lombuso njengoba kuchazwe esigabeni 239 soMthethosisekelo, ngaphandle uma lokho kusizakala kuyingxenye yohlelo olusebenza ngokujwayelekile, olugunyazwe isiphathimandla esingene esivumelwaneni, ukuvikela noma ukuthuthukisa abanikazi bezithuthi zomphakathi ababencishwe amathuba ngenxa yobandlululo olungafanele noma ukusiza amabhizinisi amancane; inqobo nje uma noma iyiphi inzuzo evela esivumelwaneni sokuthutha esinoxhaso singathathwa njengenzuzo engalungile ngezinjongo zalo mthethonqubo.

(3) Ngesikhathi sesivumelwano sokuthutha esinoxhaso, umninimoto nanoma yimuphi umuntu noma inhlangano elawula ubunikazi bomnini-moto noma owenza imisebenzi egameni noma esikhundleni sakhe njenge-ejenti yomnini-moto, kufanele lapho kufanele khona—

(a) agcine amarekhodi ahlukene, ngokuhambisana nezinqubo kanye nezinqubo zokubalwa kwezimali ezamukelwe ngokujwayelekile, ngesimo sakhe sezezimali, ukusebenza, ukuhamba kwezimali kanye noshintsho esimweni sezimali;

(b) ahlolwe minyaka yonke ngumuntu obhaliswe ngokwe-*Auditing Profession Act* 26, ka-2005;

(c) ahambisane nezidingo zesigatshana somthethonqubo (1), kanye
(d) angajabuleli inzuzo engafanele evela ohlakeni lukahulumeni , kuncike esimisweni somthethonqubo (2) *(d).*

(4) Ngenhloso yalo mthethonqubo—

(a) “ukulawula ubunikazi” kusho ukulawula komuntu oyedwa noma inhlangano phezu komunye njengoba kuhlongozwe esigabeni 2 soMthetho Wezinkampani, wezi-2008 (uMthetho 71 wezi-2008), kanye
(b) “ukuzuza okungenalo iqiniso” isho, kodwa akugcini kulokhu kuphela—
(i) ukwamukela komnini-moto kwanoma iyiphi inzuzo eqondile noma engaqondile, okuhlanganisa izimali, izinsiza, iminikelo, izibonelelo, ukucatshangelwa noma enye inzuzo, kungakhathaliseki ukuthi yezezimali noma ngenye indlela, engatholakali ngemigomo nemibandela efanayo kubo bonke abanye abaninizimoto;

(ii) isiqinisekiso esiqondile noma esingaqondile noma ukuhlonipha kwanoma yiziphi izibopho zomnini-moto, okuhlanganisa ukuhlelwa noma ukuqondisa kwakho;

(iii) umhlinzeko oqondile noma ongaqondile wemali mboleko engenanzalo, noma inzalo enenani eliphansi kakhulu kunaleso elizotholakala kwezohwebo kumqhubi ofanayo ngaphansi kwezimo ezifanayo, noma imali ebolekiwe lapho izinkokhelo zenzalo zihlehliswa isikhathi esingaphezu kwezinyanga eziyisithupha, okuhlanganisa ukuhlelwa noma ukusizakala kokunikezwa kwanoma iyiphi leyo mali , noma

(iv) ukuvumela umninimoto ukuthi asebenzise, noma ahluleke ukuvimbela umninimoto ekusebenziseni, noma yiziphi izinsiza zomphakathi, okuhlanganisa ingqalasizinda, impahla, izinsiza, izimpahla, izinsiza zabasebenzi, izinhlelo, ubuchwepheshe noma impahla yengqondo, noma ukugqugquzela leso senzo, esingeke sitholakale komunye umninimoto ofanayo ngemibandela nemibandela efanayo.

(5) Isiphathimandla esingene esivumelwaneni kufanele sicabangele ukufaneleka kofake isicelo sethenda njengomnini-moto, phakathi kwezinye izinto, erekhodini lakamuva lokugwetshwa kwamacala obugebengu ohlobo olubhekwa njengolufanele yileso siphathimandla.

Usizo lwezifundazwe

8. (1) Isifundazwe singasiza umasipala noma omasipala abangaphezu koyedwa ngokuphothula isivumelwano noma singaphothula isivumelwano njenge-ejenti kamasipala noma egameni likamasipala noma omasipala njengoba

kuhlongozwe esigabeni 238(b) soMthethosisekelo, noma ukwenza ngokuhlanganyela amandla noma imisebenzi yabo njengoba kuhlongozwe esigabeni 12(1) soMthetho.

(2) Esimeni esinjalo isifundazwe kanye nomasipala noma omasipala, kuye ngokuthi yikuphi, kumele benze isivumelwano esibhalwe phansi esibeka izindima nezibopho zezinhlangothi, kubhekwe imihlinzeko ye-IGRFA futhi kubandakanya, kodwa kungagcini nje -

(a) ezinhlelweni zezimali ezisebenza esivumelwaneni esihlongozwayo noma izivumelwano;
(b) ezinyathelweni ezizothathwa yisifundazwe ukwakha amandla kanye nezinsiza kumasipala noma komasipala njengoba kuhlongozwe esigabeni 154(1) soMthethosisekelo kanye nesigaba 11(1) *(b)* (v) no (vi) soMthetho, kanye
(c) ezibophezelweni zikamasipala noma zomasipala abazibophezela ekutholeni izinsiza ukuze banikwe amandla ekwakheni amandla kamasipala noma bavume ukuthatha izinsiza ezingatholakala futhi ziqeqeshelwe leyo nhloso yisifundazwe.

(3) Isivumelwano noma izivumelwano kufanele zihlinzekwe kuma-ITP omasipala abathintekayo futhi kufanele zisize ekuhlinzekeni nasekuhlanganiseni imisebenzi yokuthutha umphakathi emiphakathini yomasipala njengoba kudingwa uMthetho kanye Nezimfuneko Ezincane.

(4) Ngaphambi kokusayinwa kwesivumelwano esihlongozwayo, kufanele sihanjiswe eMnyangweni kanye nakuMgcinimafa Kazwelonke ukuze baphawule, futhi isiphathimandla esingene esivumelwaneni kufanele sicubungule noma yikuphi ukuphawula okutholwe kubo ngendlela ekufaneleke ngayo.

(5) Umasipala kumele athole isinqumo emkhandlwini kamasipala wawo esigunyaza isivumelwano esihlongozwayo ngaphambi kokusayinwa kwesivumelweano.

Imihlinzeko yesikhashana

9. (1) Isivumelwano esiqedwe ngaphambi kosuku lokuqala ukusebenza kwale mithethonqubo sihlala sisebenza size siphelelwe yisikhathi noma size sikhanselwe noma siqedwe, naphezu kwemihlinzeko yale mithethonqubo.

(2) Izingxoxo ezabanjwa nabaninizimoto yisiphathimandla esingene esivumelwaneni ngaphambi kosuku lokuqala ukusebenza kwale mithetho zihlala zisebenza kuhlanganisa zonke izinyathelo ezithathwe yisiphathimandla esingene esivumelwaneni ukulungiselela izingxoxo zesivumelwano ezisemthethweni.

Ukuchithwa kwemithethonqubo yangaphambilini yokungena esivumelwaneni sokuthutha umphakathi

10. Imithetho Kazwelonke Yezokuthutha Ezihamba Phansi mayelana Nokungena Esivumelwaneni Sokuthutha Umphakathi eyenziwe ngokoMthetho futhi yashicilelwa ngaphansi kweSaziso Sikahulumeni R.877 kuGazethi kaHulumeni 32535 yangomhla zingama-31 kuNcwaba wezi-2009, ngalokhu iyachithwa.

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ISAHLUKO 2: IMITHETHO YEMISEBENZI YOKUTHUTHA YE-ELECTRONIC-HAILING

Izincazelo zeSahluko 2

11. Kulesi Sahluko sale mithethonqubo, ngaphandle uma ingqikithi isho okuhlukile, noma yiliphi igama noma inkulumo incazelo enikezwe yona eMthethweni noma kumthethonqubo 1, inencazelo efanayo, futhi la magama nezisho ezilandelayo zinezincazelo ezinikezwe zona:

" **isivumelwano** " noma **"isivumelwano somsebenzi wokuthutha we-e-hailing"** sisho isivumelwano phakathi komnini-moto kanye nomhlinzeki wenkundla ye-e-hailing esihlongozwe kumthethonqubo 18;

" **i-app**" noma **"isisetshenziswa"** ichaza isisetshenziswa esihlongozwe esigabeni 66A(1) *(a)* soMthetho;

"umlayezo wedatha" kusho umlayezo wedatha njengoba uchazwe ku-ECTA;

"ECA" kushiwo uMthetho Wezokuxhumana Ngobuchwepheshe, wezi-2005 (uMthetho 36 wezi-2005);

"**i-ECTA"** ichaza i-*Electronic Communications and Transactions Act* 25, ka-2002;

"umhlinzeki wenkundla ye-e-hailing noma **"umhlinzeki wenkundla"** kushiwo umuntu ohlinzeka ngesisetshenziswa noma inanoma yibuphi ubuchwepheshe obuklanywe noma obusetshenziswa ukuze kuhlinzekwe ngomsebenzi wokuthutha umphakathi nge-e-hailing, okuhlanganisa nanoma yiziphi noma zonke izici ezisohlwini lomthethonqubo 15;

"impahla" kushiwo okokusebenza njengoba kuchazwe kuma-*Type Approval Regulations*, ka-2013;

"umazisi" kushiwo umazisi njengoba uchazwe ku-*Identification Act* 68, ka-1997;

"umninimoto" kushiwo umuntu onelayisensi yokuthutha egunyaza ukuthutha nge-e-hailing ngaphambi kokuqala ukusebenza kwesigaba 66A soMthetho, nangemva kokusebenza kwesigaba 66A, kuncike kumthethonqubo 12, ilayisensi yokuthutha nge-e-hailing ekhishwe ngokuhambisana nesigaba 66A soMthetho ofundwa nale mithethonqubo;

"i-RICA" ichaza i-*Regulation of Interception of Communications and Provision of Communication-Related Information Act* 70, ka-2002;

"ama-***Type Approval Regulations*, 2013** " kusho ama-*Type Approval Regulations* akhiwe ngokwesigaba 4(1) afundwa nesigaba 35 se-ECA esimenyezelwe ngaphansi kweSaziso 871 *kuGazethi Kahulumeni* 36785 yamhla zingama-26 kuNcwaba wezi-2013, noma owalandela esikhundleni sawo, futhi

“ **umsebenzisi”** kushiwo umuntu ofaka isicelo sohambo ku-e-hailing noma umuntu ogibela imoto ye-e-hailing ebe efakelwe omunye umuntu isicelo sohambo obhalisile ku-e-hailing.

Ukusetshenziswa kweSahluko 2

12. (1) Imithethonqubo kulesi Sahluko iyasebenza kuzo zonke izinqubo ezihlongozwe kulesi Sahluko kanye nokuqaliswa kokusebenza kwemihlinzeko yesigaba 66A soMthetho.

(2) Amalayisense okuthutha nge-e-hailing ngokwesigaba 66A soMthetho kanye nale mithethonqubo anganikezwa futhi akhishwe ngesicelo esifanele salawo malayisensi esigungwini sokulawulwa kwezokuthutha esifanele.

(3) Isicelo esigungwini sokulawulwa kwezokuthutha sokunikezwa, ukuvuselela, ukuchitshiyelwa, ukudlulisela noma ukuguqulwa kwelayisensi yokuthutha ye-e-hailing kumele sifakwe ngokuletha iFomu 1B eligcwalisiwe elihambisana neMithetho Kazwelonke Yezokuthutha Ezihamba Phansi, yezi-2009, kanye nolwazi kanye namadokhumenti abalulwe kulelo Fomu kanye nemali yokufaka isicelo ebalulwe kuMithetho Kazwelonke Yezokuthutha Ezihamba Phansi, yezi-2009.

Izimfuneko zokuthutha nge-e-hailing

13. Ukuthutha nge-e-hailing kunganikezwa kuphela lapho kunomhlinzeki wenkundla ye-e-hailing obhaliswe neSigungu Sokulawulwa Kwezinto Zokuthutha Umphakathi kuZwelonke

kanye nelayisensi yokuthutha ekhishelwe imoto esetshenziselwa ukuthutha nge-e-hailing.

Ukuguqulwa kwamalayisense okuthutha e-e-hailing akhishwe ngaphambi kokuqala ukusebenza kwesigaba 66A soMthetho.

14. (1) Bonke abaninizimoto abathutha nge-e-hailing ngokwamalayisensi okuthutha akhishwe ngaphambi kokuqala ukusebenza kwale mithethonqubo, kungakhathalekile ukuthi leyo misebenzi yokuthutha ichazwa kanjani kulawo malayisensi, kufanele bafake izicelo zokuguqulwa kwamalayisensi abo okuthutha zingakapheli izinsuku eziyi-180 le mithethonqubo iqale ukusebenza, esigungwini sokulawulwa kwezokuthutha.

(2) Ekutholeni isicelo sokuguqulwa, kuncike ohlelweni olusebenzayo lwesicelo kanye nokuthobela komnini-moto, isigungu sokulawulwa kwezokuthutha singanikeza umninimoto ilayisensi yokuthutha eqondene nemisebenzi yokuthutha ye-e-hailing ngokomthethonqubo 23.

(3) Kuze kube isigungu sokulawulwa kwezokuthutha sikhipha ilayisense endala yokuthutha ngelayisense entsha yokuthutha ye-e-hailing njengoba kuhlinzekwe emitheshwaneninqubo (1) kanye no-(2), umninimoto kufanele agcine ilayisense yokuthutha endala futhi ayinikeze kuphela uhlaka olulawulayo lapho kukhishwa ilayisense entsha yokuthutha noma isicelo sinqatshiwe.

(4) Isigungu sokulawulwa kwezokuthutha kufanele sikhulume ngesinqumo kumfakisicelo zingakedluli izinsuku ezingama-60 ngemuva kokuthola isicelo sokuguqulwa uma isicelo sihambisana noMthetho, lo mthethonqubo kanye nemihlinzeko efanele yeMithetho Kazwelonke Yezokuthutha Ezihamba Phansi, yezi-2009.

(5) Lapho isicelo sokuguqulwa singahanjiswanga njengoba kudingwa esigatshaneni somthethonqubo (1) phakathi nesikhathi esishiwo lapho, isigungu sokulawulwa kwezokuthutha esifanele kufanele siyikhansele ilayisensi yokuthutha.

(6) Kusukela ngosuku olubalwe njengezinsuku eziyi-180 ngemuva kosuku lokuqala ukusebenza kwale mithethonqubo, akekho umninimoto ongathutha nge-e-hailing esebenzisa ilayisense yokuthutha eyakhishwa ngaphambi kosuku lokuqala ukusebenza kwale mithethonqubo, ngaphandle uma umninimoto elindele isinqumo sesigungu sokulawulwa kwezokuthutha ngesicelo sayo sokuguqula njengoba kuhlongozwe esigatshaneni somthethonqubo (1).

Izimfuneko zezisetshenziswa ze-e-hailing (ama-app) kanye nabahlinzeki benkundla ye-e-hailing

15. (1) I-*app* ye-e-*hailing* kanye nomhlinzeki wenkundla ye-e-hailing kumele kubhaliswe Esigungwini Sokulawulwa Kwezinto Zokuthutha Umphakathi kuZwelonke.

(2) Umhlinzeki wenkundla ye-e-hailing kufanele kube ngumuntu ngokwemvelo noma inkampani oyisakhamuzi saseNingizimu Afrika esisemthethweni noma oyisihlali esisemthethweni noma ahlanganiswe ngokwemithetho yaseNingizimu Afrika.

(3) Zonke izinto zokusebenza ezisetshenziswa noma ezizosetshenziswa umhlinzeki wenkundla ye-e-hailing ezihlanganisa 'izinto zokusebenza' njengoba kuchazwe ama-*Type Approval Regulations* ka-2013, iSigungu Sokulawulwa Kwezinto Zokuthutha Umphakathi kuZwelonke njengengxenye yesicelo sokubhaliswa, noma uma zitholwe ngemva kokubhaliswa, ngaphambi kokuba zisetshenziswe ekuhlinzekweni komsebenzi wokuthutha nge-e-hailing.

(4) Umhlinzeki wenkundla kufanele afake isicelo sokubhaliswa esiGungwini Sokulawulwa Kwezinto Zokuthutha Umphakathi kuZwelonke ngokugcwalisa Ifomu 9A elihambisana nale mithethonqubo futhi anikeze ulwazi oludingekayo lapho futhi

akhokhe imali yokufaka isicelo eshiwo kuSheduli 2 yeMithetho Kazwelonke Yezokuthutha Ezihamba Phansi, yezi-2009.

(5) Isigungu Sokulawulwa Kwezinto Zokuthutha Umphakathi kuZwelonke kufanele sibhalise umhlinzeki wenkundla uma isicelo sihambisana futhi umhlinzeki wenkundla ethobela le Mithethonqubo futhi enikeze imininingwane eyamukelekayo yezakhiwo ezihlongozwe esigatshaneni somthethonqubo (6), futhi kufanele sikhiphe isitifiketi sokubhalisa kumhlinzeki wenkundla.

(6) Umhlinzeki wenkundla ye-e-hailing kufanele abe nezindawo ezibonakalayo eRiphabhulikhi ukuze abaninizimoto bakwazi ukuxhumana nayo kanye nokuba khona ku-inthanethi.

(7) Kusukela osukwini olubalwe njengezinsuku eziyi-180 ngemuva kokuqala ukusebenza kwale mithetho, akekho ongahlinzeka ngomsebenzi wokuthutha nge-e-hailing esebenzisa umhlinzeki wenkundla ongabhalisiwe ngokwalo mthethonqubo.

(8) Abahlinzeki benkundla kufanele bavuselele ukubhaliswa kwabo njalo eminyakeni eyisikhombisa ebalwa kusukela ngosuku lokubhalisa ngokulandela inqubo efanayo nenqubo yokubhalisa yokuqala ehlinzekwe kulo mthethonqubo.

Izinto ezincane okumele inkundla ye-*e-hailing* ibe nazo

16. (1) Inkundla ye-e-hailing kufanele okungenani ibe nalokhu okulandelayo okusebenzayo kumgibeli:

(a) Umsebenzisi kufanele akwazi ukubhalisa nge-app ye-e-hailing.

(b) Ukuhlinzekela ukukwazi ukufaka isicelo sohambo kuvele indawo aya kuyo.

(c) Ukuhlinzeka ngendawo la khona inkampani elawula inkundla ye-e-hailing ikwazi ukunikeza umsebenzisi amasevisi ahlukahlukene angakhetha kuwo.

(d) Umsebenzisi kufanele akwazi ukubona imali yokugibela engakaluqinisekisi uhambo.

(e) I-app kufanele ivumele umsebenzisi ukuthi abuke imali bukhoma ngeskhathi uhambo luqhubeka.

(f) Umsebenzisi kufanele akwazi ukuxhumana nomshayeli ngemva kokuthi umshayeli esenikezwe umsebenzisi.

(g) Ukunikezwa kwezaziso zohlelo lokusebenza ukuze kugcinwe umsebenzisi enolwazi mayelana nesimo sesicelo sohambo, isikhathi sokufika komshayeli, imininingwane yomshayeli nemoto okuhlanganisa nokulandelelwa bukhoma kwendawo yomshayeli kusukela ekwamukeleni uhambo kuye ekupheleni.

(h) Umsebenzisi kufanele akwazi ukuxhumana nomshayeli nge-app.

(i) Inkundla kufanele ivumele umsebenzisi ukuthi akwazi ukufakela omunye umuntu isicelo sohambo nge-akhawunti yakhe.

(j) Inkokhelo kufanele ikwazi ukwenziwa ngokuzenzakalelayo ngemva kokuphela kohambo, uma umgibeli ekhokha nge-elekhronikhi noma ngekhadi.

(k) Umsebenzisi kufanele akwazi ukukhetha indlela yokukhokha okuhlanganisa nokwengeza ikhadi lesikweletu noma ikhadi ledebhithi lungakaqali uhambo, lapho kuyisinqumo somsebenzisi ukukhokha ngaleyo ndlela.

(l) Umsebenzisi kufanele akwazi ukuphawula ngomshayeli uma uhambo seluphelile.

(m) Izinkinobho zokwethuka kufanele zinikezwe esimweni esiphuthumayo ezixhunywe kubahlinzeki besevisi yezokuphepha abazimele noma abahlinzeki bokulandelela imoto abaqokwe umninimoto, futhi zihlolwa njalo, okungenani kanye ngenyanga ukuze kuqinisekiswe ukuthi zisasebenza.

(n) Izinkinobho zokwethuka ezihlongozwe endimeni *(m)* kumele zikwazi ukufinyeleleka futhi zisetshenziswe abagibeli kanye nomshayeli wemoto.

(2) Inkundla kumele okungenani ibe nale misebenzi elandelayo yomshayeli:

(a) Inkundla kufanele ihlinzeke ngephrofayili yomshayeli kanye nesimo okufanele sifake imininingwane elandelayo:
(i) isithombe somshayeli esingekho ngaphezu kwezinyanga eziyi-12;
(ii) imininingwane yelayisensi yokushayela esemthethweni;
(iii) imininingwane ye-PDrP, kuhlanganisa nezinsuku zokuphelelwa yisikhathi, kanye
(iv) imininingwane yemoto kubandakanya okungenani ukwakheka, imodeli, usuku lokubhaliswa kokuqala ngokoMthetho Kazwelonke Wezokuthutha Emgwaqeni, inombolo yokubhalisa kanye nombala.

(b) Umshayeli kufanele akwazi ukuthola izicelo zohambo ukuze amukele noma anqabe, okuhlanganisa ulwazi lomgibeli mayelana nendawo asuka kuyona nendawo aya kuyona.

(c) Inkundla kufanele inikeze umshayeli izindlela ezihlelekile neziphephile ukwenza lube ngcono kakhulu uhambo lomshayeli.

(d) Kumelwe kube nemibiko yomshayeli enikeza umshayeli ulwazi lwansuku zonke, lwangeviki, nolwanyanga zonke olumayelana nohambo nemali etholwayo, lapho kufanele khona.

(e) I-app kufanele futhi ikwazi ukukhokhisa umsebenzisi isikhathi sokulinda kusukela kupharamitha echaziwe njengezindleko ezengeziwe phezu kwesisekelo semali yokugibela.

(f) I-app kumele ikwazi ukunikeza umshayeli imephu yokushisa eyenza umshayeli aqaphele izindawo ezidingeka kakhulu.

Izimfuneko ezincane zomsebenzi wokuphatha inkundla ye-*e-hailing*

17. Umsebenzi wokuphatha inkundla ye-e-hailing kumele okungenani ube nalokhu okulandelayo:

(a) Ukuphathwa komshayeli kanye nabasebenzisi;
(b) Ukuphathwa kwendawo nemali yokugibela kusetshenziswa amamephu abuyekeziwe akamuva;
(c) Ukuphathwa kokubhuka nokukhokha;
(d) Ukuphathwa kwezimoto;
(e) Ama-oda omshayeli kanye nokuphathwa kwezinkokhelo, kanye
(f) Isikhungo sesevisi yamakhasimende ukubika ngokuphatheka kwabagibeli.

Izivumelwano zemisebenzi yokuthutha ye-*e-hailing*

18. Ukuhlelwa phakathi kwalowo ozoba umninimoto kanye nomhlinzeki wenkundla ye-e-hailing kumele kubhalwe phansi futhi kufake okungenani lokhu okulandelayo:

(a) Amagama asemthethweni ezinhlangothi njengoba eboniswe kumazisi noma komunye umazisi owamukelekayo esigungwini sokulawulwa kwezokuthutha uma kwenzeka kungabantu bemvelo, namagama aboniswe esikhungweni lapho isikhungu sibhaliswe khona, uma kwenzeka kuyinkampani.

(b) Abameleli abagunyaziwe nemininingwane yabo egcwele kufanele bavezwe uma kuyisimo senkampani.

(c) Igunya lesivumelwano kumele libe yiRiphabhulikhi yaseNingizimu Afrika.

(d) Isivumelwano kufanele sibe nemibandela lapho lowo ozoba umninimoto ethola ilayisense yokuthutha edingekayo yemisebenzi yokuthutha nge e-e-hailing.

(e) Isivumelwano kufanele sihlinzekele ukuthi zonke izinto zikagesi okuhlanganisa neselula ezosetshenziswa umshayeli kufanele ihambisane nezimfuneko ze-RICA kanye ne-ECA.

(f) Lapho lowo ozoba umninimoto engeke ashayele yena mathupha imoto, isivumelwano kufanele sihlinzeke ngokuthi lowo ozoba umninimoto uzokwethula umshayeli enkundleni nokuthi umshayeli kufanele ahlangabezane nazo zonke

izimfuneko okumele zigcinwe ngokwale mithethonqubo ukuze umshayeli akwazi ukuthutha nge-e-hailing.

(g) Isivumelwano semisebenzi yokuthutha ye-e-hailing singaba ngendlela yemigomo nemibandela ehlinzekwe umhlinzeki wenkundla kumuntu ozoba umninimoto ngendlela yedatha njengoba ichazwe ku-ECTA.

Izimfuneko zokuphepha ezincane zemisebenza yokuthutha ye-e-hailing

19. Isigungu sokulawulwa kwezokuthutha esithola isicelo selayisense yokuthutha nge-e-hailing kumele, ngaphambi kokukhipha ilayisense yokuthutha, saneliseke, ngaphezu kwezimfuneko zoMthetho, uMthetho Kazwelonke Wezokuthutha Emgwaqeni kanye neMithethonqubo Kazwelonke Yezokuthutha Ezihamba Phansi, yezi-2009 noma ozongena esikhundleni saso, ukuthi-

(a) umfakisicelo uhlanganisa uMbiko Werekhodi Lobugebengu okhishwe uMbutho Wamaphoyisa aseNingizimu Afrika mayelana nomshayeli wemoto, obonisa ukuthi akanalo irekhodi lobugebengu eNingizimu Afrika elizomenza angakufanelekeli ukuthutha abagibeli ukuze bathole umvuzo eNingizimu Afrika;
(b) umshayeli usayine isifungo esisho ukuthi alukho uphenyo lobugebengu olusalindile olubhekiswe kuye eNingizimu Afrika noma kwelinye izwe olungaholela ekutheni agwetshwele icala yinkantolo yomthetho, lapho lelo cala lingaba nomthelela wokuthi umshayeli angakwazi ukwenza imisebenzi yokuthutha umphakathi;
(c) umshayeli unelayisensi yokushayela efanelekile kanye nephemithi yokushayela yobungcweti (PrDP) njengoba kudingwa nguMthetho Kazwelonke Wezokuthutha Emgwaqeni;
(d) imoto ifakwe inkinobho yokwethuka njengoba kudingwa umthethonqubo 16(1)(m), futhi
(e) imoto imakwe ngolwazi oluhlongozwe kumthethonqubo 26(1).

Izimfuneko zomhlinzeki wenkundla ye-e-hailing ukuze anikeze ukufinyelela ekusebenziseni ingqalasizinda yayo kanye nezinsizakalo

20. Umhlinzeki wenkundla ye-e-hailing anganikeza kuphela ukufinyelela ekusebenziseni ingqalasizinda kanye nezinsizakalo uma -

(a) umnikazi wedivayisi ephathwayo ubhaliswe ohlelweni njengengxenye yesivumelwano okukhulunywe ngaso kumthethonqubo 18;

(b) umninimoto noma umshayeli ubhala phansi ukuthi idivayisi ephathwayo ezosetshenziswa ithobela i-RICA kanye ne-ECA futhi ingeyomshayeli obhalisiwe noma umninimoto ongene esivumelwaneni nomhlinzeki wenkundla ye-e-hailing;

(c) umgibeli unocingo oluphathwayo oluzosetshenziswa nguye ukuze adumise isevisi ngocingo oluthobela i-RICA kanye ne-ECA futhi lowo mgibeli ubhalise nomnikezeli wenkundla ngokufaka inombolo yakhe kamazisi noma inombolo yepasipoti kanye nekheli lapho uhlala khona, futhi

(d) umninimoto ungumnikazi welayisensi yokuthutha ekhishwe yisigungu sokulawulwa kwezokuthutha semisebenzi yokuthutha ye-e-hailing njengoba kudingwa uMthetho kanye nale mithethonqubo.

Ukumiswa noma ukukhanselwa kokufinyelela enkundleni ye-*e-hailing*

21. (1) Umhlinzeki wenkundla ye-e-hailing angamisa noma akhansele ukufinyelela enkundleni ye-e-hailing komnini-moto kanye nomshayeli kamnini-moto ngokushesha nje lapho eqaphela ukungahambisani kwabo nemibandela yokufinyelela, inqobo nje uma eqala ngokunikeza isaziso senhloso yakhe yokumisa noma ukukhansela lokho kufinyelela, enikeza izizathu zokumiswa noma ukukhansela okuhlosiwe futhi ebiza umninimoto ukuba abonise isizathu sokuthi kungani ukufinyelela kungafanele kumiswe noma kuhoxiswe.

(2) Lowo mhlinzeki wenkundla kufanele anikeze isaziso salokho kumiswa noma ukwesulwa kanye nezizathu esigungwini sokulawulwa kwezokuthutha esanikeza umninimoto ilayisensi yokuthutha ngokushesha okukhulu, kodwa kungakapheli amahora angama-48 ngemva kwalokho kumiswa noma ukukhanselwa ngomlayezo wedatha.

(3) Lapho umninimoto emisiwe noma ekhanselwe yizo zonke izinkundla ze-e-hailing, lowo mnini-moto kufanele azise isigungu sokulawulwa kwezokuthutha ekhiphe ilayisense yokuthutha futhi ayeke ukusebenza kuze kube yilapho sekubuyisiwe ukufinyelela futhi kufanele anikeze ilayisense yokuthutha esigungwini sokulawulwa kwezokuthutha kungakapheli amahora angama-48 ngemuva kokumiswa noma ukukhanselwa kuze kube yilapho ukufinyelela sekubuyisiwe.

Ukusetshenziswa kwabahlinzeki benkundla ye-e-hailing abangaphezu koyedwa

22. (1) Umninimoto angaba nezivumelwano nabahlinzeki benkundla ye-e-hailing abangaphezu koyedwa ngesikhathi esisodwa.

(2) Lapho ebhalisa nomhlinzeki omusha wenkundla ye-e-hailing, umninimoto kufanele azise isigungu sokulawulwa kwezokuthutha esikhiphe ilayisense yokuthutha ye-e-hailing ngokubhala engakapheli amahora angama-48 ebhalisiwe.

Izimfuneko ezincane zesigungu sokulawulwa kwezomthetho ukuze sinikeze ilayisense yokuthutha ye-*e-hailing*

23. (1) Umfakisicelo ofaka isicelo selayisensi yokuthutha ye-e-hailing kumele agcwalise Ifomu 1B elihambisana neMithetho Kazwelonke Yezokuthutha Ezihamba Phansi, yezi-2009 futhi akhokhe imali yokufaka isicelo eshiwo kuleyo Mithetho.

(2) Ngaphezu kwanoma yimiphi eminye imibhalo engadingeka ngokweMithetho Kazwelonke Yezokuthutha Ezihamba Phansi, yezi-2009, umfakisicelo kufanele futhi alethe ikhophi yesivumelwano esayiniwe noma imigomo nemibandela eyamukelwe ngumfakisicelo kumhlinzeki wenkundla ye-e-hailing, ehambisana nezidingo ezisohlwini lomthetho 18.

Izimfuneko ezincane zezinto zikagesi ezisetshenziselwa imisebenzi yokuthutha ye-e-hailing

24. Akukho mshini ongasetshenziswa ekuhlinzekeni imisebenzi yokuthutha ye-e-hailing ngumhlinzeki wenkunga ye-e-hailing, umninimoto, umshayeli noma umsebenzisi ngaphandle uma-

(a) iwuhlobo olugunyazwe ngokwama-*Type Approval Regulations*, ka-2013, lapho kudingeka khona;
(b) isetshenziswa ngokuhambisana ne-RICA, futhi
(c) ibhaliswe kumhlinzeki wenkundla ye-e-hailing, umninimoto, umshayeli nomsebenzisi, futhi
(d) ukubhaliswa kwe-RICA kuhambisana nesigaba 39 se-RICA.

Irisidi ye-Elekhronikhi yabagibeli

25. (1) Umninimoto kufanele anikeze irisidi ye-elekthronikhi wonke umgibeli osebenzisa imisebenzi yokuthutha ye-e-hailing.

(2) Irisidi ye-elekthronikhi kufanele ibonise okungenani imininingwane elandelayo:

(a) Igama nekheli lebhizinisi lomnini-moto;
(b) Inombolo yelayisensi yokuthutha ekhishelwe imoto ehambisa umsebenzisi;
(c) Umhlinzeki wenkundla ye-e-hailing esetshenziselwa isevisi;
(d) Indawo yokusuka neyokuphela kanye nenani elikhokhelwe uhambo;
(e) Usuku nesikhathi irisidi ekhishwe ngaso esihambisana nesikhathi sokugibela somsebenzisi;
(f) Igama lomshayeli, kanye
(g) Nokwakhiwa, imodeli kanye nenombolo yokubhalisa yemoto esetshenziselwa uhambo.

(3) Ngezinhloso zalo mthetho, ukukhishwa kuhlanganisa noma yiluphi uhlobo lokuxhumana nge-elekthronikhi olufinyeleleka kumgibeli noma umhleli wokugibela lapho irisidi ye-elekthronikhi ingatholwa.

(4) Umninimoto owehluleka ukukhipha irisidi ye-elekthronikhi ngokwalo mthetho wenza icala.

Ukumaka kanye nokufaka uphawu lwezimoto ezisetshenziselwa imisebenzi yokuthutha ye-e-hailing

26. (1) Imoto esetshenziselwa imisebenzi yokuthutha ye-e-hailing kufanele imakwe ngemininingwane ephelele yomnini-moto, okuhlanganisa igama nekheli lebhizinisi nhlangothi zombili zezicabha zangaphambili ngaso sonke isikhathi ngenkathi ihlinzeka ngemisebenzi yokuthutha.

(2) inombolo yocingo noma yeselula yomnini-moto noma inkampani yokuphatha, uma imisebenzi iphethwe ngenkampani yokuphatha, kufanele ifakwe emininingwaneni.

(3) inombolo yocingo noma yeselula ebhalwe emotweni kufanele isebenze ngaso sonke isikhathi uma kunikezwa isevisi.

(4) Ngokuya ngokwalo mthetho, imoto ingafakwa uphawu ngokwezidingo zomnini-moto.

(5) Naphezu kwemihlinzeko yesigaba 50(2) soMthetho, imoto esetshenziselwa ukuthutha nge-e-hailing angeke ifakwe uphawu lweminye imisebenzi ngenkathi isetshenziselwa imisebenzi yokuthutha ye-e-hailing.

Izaziso zesigungu sokulawulwa kwezokuthutha kanye nesiphathimandla sokuhlela eziya kumhlinzeki wenkundla ye-e-hailing

27. (1) Isigungu Sokulawulwa Kwezinto Zokuthutha Umphakathi kuZwelonke, isigungu sesifundazwe noma isiphathimandla esihlelayo singakhipha isaziso kumhlinzeki wenkundla ye-e-hailing ngaphansi kwalezi zimo ezilandelayo:

(a) Ukucela amarekhodi aphathelene nanoma yimuphi umninimoto onelayisensi nalowo mhlinzeki wenkundla ye-e-hailing nokusebenzisa umhlinzeki wenkundla ye-e-hailing othintekayo;

(b) Ukucela noma yiluphi ulwazi oludingekayo ngezinhloso zokuhlela ezokuthutha;

(c) Ukucela noma yiluphi olunye ulwazi noma impendulo evela kunoma yimuphi umbuzo lapho umhlinzeki wenkundla ye-e-hailing ebandakanyeka;

(d) Esimeni lapho kukhona ukwephulwa koMthetho noma le mithethonqubo noma izimo zelayisensi eziphathelene nomnini-moto onelayisensi esebenzisa umhlinzeki wenkundla ye-e-hailing, noma

(e) Noma yiluphi olunye udaba iSigungu Sokulawulwa Kwezinto Zokuthutha Umphakathi kuZwelonke, isigungu sesifundazwe noma isiphathimandla esihlelayo esilubona lufanelekile ngokwezinhloso zamandla nemisebenzi yaso ngokoMthetho.

(2) Umhlinzeki wenkundla ye-e-hailing owehluleka ukuhlinzeka ngolwazi oludingekayo ngokomthethonqubo (1) wenza icala.

Amalungiselelo esikhashana nawokugcina

28. (1) Noma iyiphi ilayisense yokuthutha ekhishelwe ukuthutha nge-e-hailing ngaphambi kokuqala ukusebenza kwale mithethonqubo ihlala isebenza ngokuhambisana nomthethonqubo 14.

(2) Isicelo selayisensi yokuthutha nge-e-hailing esiphambi kwesigungu sokulawulwa kwezokuthutha lapho iqala ukusebenza le mithethonqubo kufanele siphothulwe ngokuhambisana nale mithethonqubo.

(3) Umninimoto osebenzisa inkundla ye-e-hailing engabhalisiwe Esigungwini Sokulawulwa Kwezinto Zokuthutha Umphakathi kuZwelonke ngeke anikezwe ilayisensi yokuthutha nge-e-hailing.

(4) Umhlinzeki wenkundla ye-e-hailing ophinde abe ngumninimoto ungaphansi kwayo yonke imihlinzekho yoMthetho kanye nale mithethonqubo esebenza kubanini-zimoto.

ISAHLUKO 3: IMITHETHO YOKUGUQULWA KWAMAPHEMITHI KANYE NAMALAYISENSI OKUTHUTHA ANGENAMKHAWULO ABE AMALAYISENSI ADINGWA UMTHETHO.

Izincazelo zeSahluko 3

29. Kulesi Sahluko, ngaphandle uma ingqikithi isho okuhlukile, noma yiliphi igama noma isisho esinikezwe incazelo eMthethweni noma kumthethonqubo 1, sinencazelo efanayo, futhi le nkulumo elandelayo inencazelo enikezwe yona:

“ilayisensi yokuthutha eguqulwayo” kushiwo ilayisense yokuthutha ehlongozwe esigabeni 47(1) soMthetho eyakhishwa ngokwe-*Transition Act* isikhathi esingenamkhawulo noma isikhathi esingaphezu kweminyaka eyisikhombisa.

Ukusetshenziswa kweSahluko 3

30. Lesi Sahluko sisebenza kubo bonke abanikazi bamaphemithi namalayisense okuthutha okufanele aguqulwe, nakubantu abaqhuba izimoto ezihambisa abagibeli ukuze bathole umvuzo ngaphandle kwamalayisensi okuthutha, lapho kudingeka khona ukuthi babe namalayisense okuthutha ngokoMthetho.

C ukuguqulwa kwamaphemithi namalayisense okuthutha abe amalayisense okuthutha esikhathi esinqunyiwe

31. (1) Njengoba kudingwa isigaba 47 soMthetho, bonke abanikazi bamaphemithi namalayisense okuthutha aguqulwayo kufanele bafake izicelo zokuguqulwa kwalawo maphemithi namalayisense okuthutha abe amalayisensi okuthutha esikhathi esinqunyiwe, futhi kufanele bakwenze lokho zingakapheli izinyanga ezingama-24 iqalile ukusebenza le mithethonqubo.

(2) Isicelo sokuguqulwa kufanele senziwe esigungwini sokulawulwa kwezokuthutha esifanele ngokugcwalisa ifomu elibekwe kuMthetho Kazwelonke Yezokuthutha Ezihamba Phansi, yezi-2009.

(3) Umfakisicelo sokuguqulwa kumele ngabe ubehlinzeka ngemisebenzi yokuthutha egunyazwe yiphemithi noma ilayisense yokuthutha yokuguqulwa, ngokuqhubekayo izinsuku eziyi-180 njengoba kudingwa ngokwesigaba 47(3) soMthetho.

(4) Umfakisicelo kumele ahlinzeke ngobufakazi bokuthi usebenze ngokuqhubekayo njengoba kudingwa esigatshaneni somthethonqubo (3) ngendlela egculisa isigungu sokulawulwa kwezokuthutha, njengoba kuhlongozwe esigatshaneni somthethonqubo (5).

(5) Indlela yokuqinisekisa ukusebenza okuqhubekayo kwezinsuku eziyi-180 izoba ngokubona kwesigungu sokulawulwa kwezokuthutha okwenziwa kuso isicelo futhi ingabandakanya ubufakazi obuhlinzekwe abaphathi bamarenki, amarekhodi okuqashwa kwabashayeli kanye namarekhodi esevisi yemoto, izitatimende zasebhange ezibonisa imali efakwa njalo, amarekhodi enhlangano nanoma yimaphi amanye amarekhodi asebenzayo, okungenzeka, uma ebhekwa ehlangene, aphakamise ubufakazi obanele bokuthi ukuguqulwa kuyadingeka: lokhu okungenhla akuhloselwe ukuba kuphelele futhi izindlela ezahlukene zemisebenzi yokuthutha umphakathi ingakwazi ukunikeza ubufakazi obuhlukile ngokusekelwe endleleni ezisebenza ngayo.

(6) Iphemithi noma ilayisense yokuthutha efunwa ukuguqulwa kumele ixhumaniseke nemoto okuyo umnikazi welayisensi yokuthutha ubhaliswe njengomnikazi noma njengomini-moto ngokoMthetho Kazwelonke Wokuhamba

Kwezimoto Emgwaqeni njengoba kudingwa esigabeni 64(1) soMthetho, futhi usetshenziselwe ukuhlinzeka ngemisebenzi egunyazwe yileyo phemithi noma ilayisense isikhathi esincane esiyizinsuku eziyi-180 ngaphambi kokufakwa kwesicelo sokuguqulwa.

(7) Iphemithi noma ilayisense yokuthutha engakwazi ukuxhumaniseka nemoto njengoba kudingekile ngokomthethonqubo (6) angeke iguqulwe ibe yilayisensi yokuthutha.

Ukugunyazwa kwabantu abafanelekile abangenawo amaphemithi noma amalayisense okuthutha

32. (1) Abantu abakade benza imisebenzi yokuthutha umphakathi bengenawo amaphemithi adingekayo noma ilayisense yokuthutha futhi abafaneleka ngokwesigatshana somthethonqubo (4) bangafaka izicelo zamalayisense okuthutha ukuze bathuthe ngokusemthethweni.

(2) Izigungu zokulawulwa kwezokuthutha kufanele zikhiphe izimemo ngesaziso noma izaziso emaphephandabeni azungeza endaweni efanele nangokubeka izaziso emahhovisi azo nasemarenki ezithuthi zomphakathi ezifanele noma ezikhumulweni kanye nakusizindalwazi sesigungu esifanele, kubantu abebesebenza ngaphandle kwamaphemithi noma amalayisensi okuthutha ukuze bafake izicelo zamalayisensi adingekayo njengezicelo ezikhethekile ngokwalo mthethonqubo.

(3) Izimemo ezihlongozwe esigatshaneni somthethonqubo (2) kufanele zibe ezesikhathi esingeqile ezinsukwini ezingama-90 ukuze abafakizicelo bafake izicelo zamalayisense okuthutha.

(4) Abafakizicelo zokuba semthethweni ngokwalo mthethonqubo kumele banikeze ubufakazi esigungwini sokulawulwa kwezokuthutha ukuthi bebehlinzeka ngemisebenzi yezokuthutha umphakathi efanelekile isikhathi esingekho ngaphansi kwezinsuku eziyi-180 ngaphambi kokufakwa kwesicelo okuhlanganisa nemininingwane yemoto noma yezimoto ezike zasetshenziswa ukuhlinzeka ngemisebenzi yokuthutha futhi ababhaliswe njengomnikazi noma umninimoto ngokoMthetho Kazwelonke Wezokuthutha Emgwaqeni.

(5) Imininingwane ehlongozwe kumthethonqubo 31(5) ingahlinzekwa njengobufakazi bokuthi umfakisicelo ubesebenza njengoba kudingwa esigatshaneni somthethonqubo (4).

(6) Isicelo kumele sicutshungulwe ngokwemibandela yoMthetho kanye neMithetho Kazwelonke Yezokuthutha Ezihamba Phansi, yezi-2009 mayelana nohlobo lomsebenzi wokuthutha isicelo esimayelana nawo futhi uMnyango ungakhipha amanothi okuzijwayeza noma imihlahlandlela ukuqondisa izinhlaka ezilawulayo mayelana nalokhu.

(7) Esimeni sohlobo lokuthutha ngetekisi, isicelo sokugunyazwa singenziwa kuphela uma umfakisicelo eyilungu lenhlangano eyayibhaliswe okwesikhashana noma ngokugcwele ngokwe-*Transition Act* noma umthetho wesifundazwe, futhi okwemizila ebhaliswe kanjalo kuphela.

(8) Lapho kucutshungulwa izicelo zamalayisense okuthutha ngokwalo mthethonqubo, isigungu sokulawulwa kwezokuthutha singacabangela iqiniso lokuthi isicelo esifanayo somfakisicelo sike sanqatshwa ngaphambilini yinoma yisiphi isigungu sokulawulwa kwezokuthutha noma savinjwa nganoma iyiphi indlela esikhathini esidlule ngokwezinqubo ezikhethekile zokwenza kube semthethweni ezihlongozwe esigabeni 41 se-*Transition Act*, noma nanoma iyiphi inqubo efanayo ehlinzekwe kumthetho wesifundazwe.

ISAHLUKO 4: UKUMISWA KWEZICELO ZAMALAYISENSI OKUTHUTHA EMISEBENZI YOKUTHUTHA ENGENASIVUMELWANO

Ukuphoqelela ukumiswa kwezicelo zamalayisense okuthutha emisebenzi yokuthutha engenasivumelwano

33. (1) Isiphathimandla esihlelayo esihlose ukunquma ukumiswa kwezicelo zamalayisensi okuthutha noma ukukhishwa kwamalayisensi okuthutha ngokwesigaba 39(1)(*b)* esifundwa nesigaba 55(3) soMthetho kufanele-

(a) senze ucwaningo kumzila noma emizileni noma emhubheni noma endaweni okuhloswe ukuthi kumiswe kuyo, okumele ihlanganise uhlu lwabo bonke abaninizimoto nezimoto ezisebenza emzileni noma emizileni noma emhubheni noma endaweni ehlinzeka ngemisebenzi yokuthutha umphakathi engenasivumelwano, okuhlanganisa imininingwane yamalayisensi okuthutha agunyaza leyo misebenzi yokuthutha, uhlu lwezimoto elenza leyo misebenzi yokuthutha ngaphandle kwamalayisensi okuthutha, amagama ezinhlangano abanini-moto abangamalungu azo kanye nanoma yiluphi olunye ulwazi olubalulekile isiphathimandla esihlelayo esingase silucabange ngokuhambisana noMthetho: Kuncike ekutheni ucwaningo olunjalo ayidingeki uma isiphathimandla esihlelayo sine-ITP yamanje esivele iqukethe ulwazi oludingekayo;

(b) sihlanganise uhlu lwabasebenzisi abasebenza ngokusemthethweni emzileni noma emizileni noma emhubheni noma endaweni;

(c) sithintane nabanini-moto abahlongozwe endimeni *(b)* nabameleli babo, u-MEC kanye nesigungu sokulawulwa kwezokuthutha esinesibopho sokubanikeza amalayisensi okuthutha;

(d) sithobele yonke imithetho yohulumeni wasekhaya mayelana nokubonisana nomphakathi, ngezinga elidingekayo ekufikeni nasekuthatheni isinqumo sokumemezela ukumiswa;

(e) sicele usizo luka-MEC noma uNgqongqoshe lapho sibone khona isidingo sokumisa okwesikhashana kodwa singenayo i-ITP efanele noma izimali zokwenza ucwaningo ngokwendima *(a)* , kanye

(f) ngemva kokubonisana ngokwendima *(c)* senze isinqumo okufanele sidluliselwe kubo bonke ababambiqhaza okuxoxiswene nabo ngencwadi ebhaliwe noma ngesaziso kuGazethi.

(2) Iziphathimandla ezihlelayo esifundazweni zingangena esivumelwaneni nesifundazwe ngokwesigaba 12(1) soMthetho ukuze kuhlinzekelwe isimemezelo sesifundazwe sokumiswa.

(3) Lapho isifundazwe sithatha isibopho sokumemezela ukumiswa njengoba kuhlongozwe esigatshaneni somthethonqubo (2), ucwaningo nezinqubo zokubonisana zingenziwa yisifundazwe egameni leziphathimandla ezihlelayo eziyingxenye yesivumelwano sesigaba 12(1).

(4) Ukumiswa kufanele kumenyezelwe isikhathi esinqunyiwe esingeqile eminyakeni emibili ngesikhathi.

(5) Ukumiswa okumenyezelwe kunganwetshwa kanye isikhathi esingeqile onyakeni owodwa ngaphandle kokulandela izinqubo ezihlinzekwe esigatshaneni somthethonqubo (1)*(a)* no-*(c)* , ngemva kwalokho lezo zinqubo kufanele zenziwe ukuze kuqhutshekwe nokunwetshwa kokumiswa.

Umthelela wokumiswa kwezicelo ezisalindile zamalayisense okuthutha

34. Lapho ukumiswa kunqunywa ngokwalesi Sahluko, izicelo zamalayisense okuthutha ezisalindile esigungwini sokulawulwa kwezokuthutha ngosuku lokuqala lokumiswa kufanele zicutshungulwe/zenziwe yisigungu sokulawulwa kwezokuthutha, futhi uma isicelo sivunyiwe ilayisense yokuthutha efanele kufanele ikhishwe ngaphezu kokumiswa okukhona.

Isimemo sezicelo zamalayisense okuthutha ngesikhathi sokumiswa ngaphansi kwezimo ezikhethekile

35. Naphezu kokuba khona kwesimiso sokumisa, isiphathimandla esihlelayo singamema izicelo zamalayisense okuthutha lapho ukuthuthukiswa okusha noma ezinye izimo ezishintshile zidinga imisebenzi yokuthutha umphakathi ngesikhathi sokumiswa.

ISAHLUKO 5: IMIHLINZEKO EJWAYELEKILE

Ukuphungula imisebenzi yokuthutha

36. **E**kuphunguleni imisebenzi yokuthutha emzileni ngokwesigaba 39 soMthetho isiphathimandla esihlelayo kufanele-

(a) eenze ucwaningo emzileni ukuze sihlanganise uhlu, ngangokunokwenzeka, lwabaninizimoto abahlinzeka ngemisebenzi yokuthutha emzileni, kanye nohlu lwezinhlangano ezimele labo banini-zimoto, uma lolu lwazi lungatholakali ku-ITP noma kuma-ITP afanele;

(b) sithole futhi senze uhlu lwezinhlangano ezimele abagibeli abahanjiswayo emzileni, kuhlanganisa nalezo ezimele izinhlobo zabagibeli abaphokophelwe;

(c) sixhumane nabaninizimoto, izinhlangano ezihlonziwe futhi ezisohlwini ngaphansi kwezigaba *(a)* kanye *no-(b)* ngokuphungulwa okuhlongozwayo;

(d) sixhumane futhi, lapho kufaneleka, senze isivumelwano neziphathimandla zokugcinwa komthetho ngokwesigaba 85(2) soMthetho ukuze sihlonze futhi

sishushise abaninizimoto abasebenzisa umzila ngaphandle kwamalayisensi okuthutha adingekayo noma amaphemithi, noma ngokungahambisani nemibandela yalawo malayisensi noma amaphemithi, futhi sithathe izinyathelo ngokubonisana nesigungu sokulawulwa kwezokuthutha ukuqinisekisa ukuthi abaninizimoto bayawathola amalayisense okuthutha adingekayo emzileni noma emzileni noma bayayeka ukusebenza emizileni.

(e) lapho kufaneleke khona siyale isigungu sokulawulwa kwezokuthutha ukuba simise izicelo ezintsha zamalayisensi okuthutha emzileni ofanele ngokwesigaba 55(3) soMthetho.

Amacala nezijeziso

37. (1) Umninimoto−

(a) ophula umthethonqubo 14(6);

(b) ohluleka ukwazisa isigungu sokulawulwa kwezokuthutha lapho ukufinyelela kumhlinzeki wenkundla kumisiwe noma kukhanseliwe ngokomthethonqubo 21(3), noma

(c) ohluleka ukukhipha irisidi ye-elekthronikhi yemisebenzi yokuthutha ye-e-hailing ehambisana nomthethonqubo 25, wenza icala.

(2) Umhlinzeki wenkundla owehluleka ukuthobela isicelo ngaphansi komthethonqubo 27 wenza icala.

(3) Noma yimuphi umuntu owephula umthethonqubo 15(7) wenza icala.

(4) Umuntu owenza icala elihlongozwe esigatshaneni somthethonqubo (1), (2) noma (3) uma etholakala enecala uyohlawuliswa inhlawulo engeqile ku-R100 000.

38. Ukuchitshiyelwa Kwemithetho Kazwelonke Yezokuthutha Ezihamba Phansi, yezi-2009

Ngakho-ke Imithetho Kazwelonke Yezokuthutha Ezihamba Phansi, yezi-2009 ichitshiyelwa -

(a) ngokwengeza le mithethonqubo emincane elandelayo kumthethonqubo 30 ngemuva komtheshwananqubo (5):

"(6) Imininingwane yesicelo sokugunyazwa esishicilelwe ngokwesigaba 81(2A) soMthetho kufanele ifake-—

(a) igama nekheli lebhizinisi noma amakheli, futhi uma likhona, igama lokuhweba noma amagama, komfakisicelo;

(b) imininingwane yezimoto zomfakisicelo efakelwa isicelo kanye kanye samalayisensi okuthutha ngokomthethonqubo (7), kanye

(c) nencazelo yemisebenzi yokuthutha izivakashi ehlinzekiwe noma ehlongozwa ukuba ihlinzekwe ngumfakisicelo njengoba kucacisiwe esicelweni sokugunyazwa.

(7) Isicelo sokugunyazwa ngokwesigatshana somthethonqubo (1) kumele sihlanganise nezicelo zamalayisense okuthutha ezimoto ezisetshenziswayo noma ezizosetshenziswa umfakisicelo ukuhlinzeka ngemisebenzi yokuthutha izivakashi efanele lapho lawo malayisensi engakatholakali."

(b) ngokubhala kabusha isigaba sesithathu sesigatshana somthethonqubo 34A(1) njengendima *(c)* bese sifaka amagama athi “Ifomu 5AA” kuleso sigatshana somthetho igama elithi “Ifomu 1A”;

(c) ngokususa amagama athi “njengoba kuhlongozwe kumthethonqubo 35A(1)” kumthethonqubo 35(1);

(d) ngokufaka esikhundleni samagama “Ifomu 5AA” esigatshaneni somthethonqubo 35(2) amagama athi “Ifomu 1A”;

(e) ngokufaka esikhundleni somtheshwananqubo 36(1) lokhu okulandelayo:

(1) Lapho i-NPTR iphasise imoto yokuthutha izivakashi ngokwesigaba 84 soMthetho kanye nomthethonqubo 35 yomnini-moto ogunyazwe ngokwesigaba 81 soMthetho, lowo mnini-moto ogunyaziwe kufanele afake isicelo selayisensi yokuthutha yaleyo moto ukuze ithuthe izivakashi njengoba kuhlongozwe kumthethonqubo 35, ngokugcwalisa iFomu 1A. **[5AA]** kuSheduli 1, futhi lapho umninimoto eke wagunyazwa ngaphambilini, leso sicelo ngeke kudingeke ukuthi sishicilelwe ngokwesigaba 59 soMthetho .”

(f) ngokususa Ifomu 5AA kanye nereferensi yalo Ohlwini Lwamafomu;

(g) ngokushintsha amafomu 1A no-1B kufakwe amafomu anamathiselwe;

(h) ngokufaka iFomu 9A elinamathiselwe njengefomu elisha;

Isihloko esifushane kanye nokuqalisa

39. Le mithethonqubo ibizwa ngeMithetho Yesibili Kazwelonke Yezokuthutha Ezihamba Phansi, yezi-2025 futhi izoqala ukusebenza ngosuku eyashicilelwa ngalo kuGazethi.

IFOMU 1A IKHASI 1

UMNYANGO WEZOKUTHUTHA

Isigungu Sokulawulwa Kwezinto Zokuthutha Umphakathi kuZwelonke

UMNYANGO WEZOKUTHUTHA EZIHAMBA PHANSI WEZI- 2009, (UMTHETHO 5 WEZI- 2009)

ISICELO SOKUNIKEZWA, SOKUVUSELELWA, SOKUCHIBIYELA, SOKUDLULISELA EGAMENI LOMUNYE NOMA SOKUGUQULWA SELAYISENSI YOKUTHUTHA NOMA IPHEMITHI.

ISIQEPHU A (Siyimpoqo kuzo zonke izinhlobo zezicelo)

UHLOBO LWESICELO

Lesi sicelo yisecelo se-:

Uhlobo lwesicelo:		Iziqephu eziyimpoqo okufanele zigcwaliswe ngumfakisicelo:
1) **Ilayisensi yokuthutha entsha**	☐	A, B, C, F, G, H, K, L
2) **Ukudlulisela egameni lomunye ilayisensi yokuthutha noma iphemithi**	☐	A, B, C, D, F, G, H, K, L
3) **Ukuchitshiyelwa kwelayisensi yokuthutha noma iphemithi:**		
a) Igunya elengeziwe	☐	
b) Ukuchitshiyelwa komzila noma indawo	☐	
c) Ukushintsha kwemininingwane	☐	
e) Ukuchitshiyelwa kwamathayimithebula, imithelo noma eminye imibandela		
f) Ukushintsha imoto ekhona	☐	
g) I-OL yemoto eyenziwe kabusha	☐ ☐ ☐	
4) Ukuvuselelwa kwelayisensi yokuthutha noma iphemithi		A, B, C, D, F, G, H, K, L
5) Ukuguqulwa kwephemithi noma kwelayisensi yokuthutha ibe ngeyesikhathi esinqunyiwe	☐	A, B, C, D, F, G, H, K, L

ISIQEPHU B (Siyimpoqo kuzo zonke izinhlobo zezicelo)

IMININGWANE YOMFAKISICELO

Igama lenkampani, lebhizinisi lobambiswano noma enye inhlangano esemthethweni, noma isibongo uma kungumnikazi oyedwa	
Amagama okuqala, uma kungumnikazi oyedwa (hhayi ngaphezulu kuka-3)	

IFOMU 1A Ikhasi 2

Uhlobo lokwaziwa*

*Namathisela ikhophi eqinisekisiwe

Umazisi waseNingizimu Afrika		Umazisi wesikhashana	
Iphasiphothi		Umazisi wangaphandle	
Isitatimende sokusungula		Isitifiketi senkampani	
Incwadi yeGunya		Isivumelwano Sobambiswano	

Inombolo kamazisi/ Inombolo yephasiphothi inombolo yokubhaliswa kwebhizinisi

Igama lokuhweba (uma likhona)

Uhlobo lwebhizinisi

Ikheli leposi nekhodi

Ikhodi yeposi

Ikheli lomgwaqo (uma lihlukile ekhelini leposi)
Ikheli lendawo yokuhlala

Ikhodi yeposi

Izinombolo zocingo Ikhodi

Ikhodi

Inombolo yefeksi (uma ikhona) Ikhodi

Ikheli le-imeyili (uma likhona)

Inombolo yokubhalisa yentela yemalingeniso
[Namathise isitifiketi soqobo sokubamsulwa kwezentela]

ISIQEPHU C (Siyimpoqo kuzo zonke izinhlobo zezicelo)

IMININGWANE YOMUNTU OPHETHE INKAMPANI ESEMTHETHWENI

Esimeni senkampani, ubambiswano, i-*close corporation* noma enye inkampani esemthethweni, imininingwane yomuntu onesibopho sokuyimela kufanele inikezwe:

Isibongo

Amagama okuqala (angabi ngaphezu kuka-3)

Inombolo kamazisi

Uhlobo lokwaziwa

Umazisi waseNingizimu Afrika	Iphasiphothi
Okunye (cacisa)	

Inombolo yocingo Ikhodi

IFOMU 1A Ikhasi 3

Inombolo yeselula

ISIQEPHU D (Siyimpoqo ezicelweni 2,3,4 kanye no- 5)

IMININGWANE YELAYISENSI EKHONA YOKUTHUTHA NOMA YEPHEMITHI (esimeni sesicelo sokuvuselela, sokuchitshiyelwa, sokudlulisela egameni lomunye noma sokuguqulwa)

Inombolo yelayisensi yokuthutha/yephemithi

ISIGUNGU SOKULAWULWA KWEZOKUTHUTHA esikhiphe ilayisensi yokuthutha/iphemithi

Usuku lokukhipha (Y Y Y Y / M M / D D)

Usuku ephelelwa ngayo isikhathi (Y Y Y Y / M M / D D)

Namathisela ikhophi eqinisekisiwe yelayisense yokuthutha noma yephemithi. Iphemithi kufanele iqale iguqulwe ibe ilayisense yokuthutha ngaphambi kokuba ivuselelwe, ichitshiyelwe noma idluliselwe egameni lomunye. Iphemithi yoqobo kufanele ilethwe lapho kunyuswa ilayisense yokuthutha

ISIQEPHU E (Kuyimpoqo ezinhlotsheni zesicelo 2)

IMININGWANE YOMUNTU NOMA YENHLANGANO OKUFANELE KUDLULISELELWE KUYO ILAYISENSI YOKUTHUTHA (esimeni sesicelo sokudluliselwa)

Igama lenkampani, lebhizinisi lobambiswano noma enye inhlangano esemthethweni, noma isibongo uma kungumnikazi oyedwa

Amagama okuqala, uma kungumnikazi oyedwa (hhayi ngaphezulu kuka-3)

Uhlobo lokwaziwa

*Namathisela ikhophi eqinisekisiwe

Umazisi waseNingizimu Afrika		Umazisi wesikhashana	
Iphasiphothi		Umazisi wangaphandle	
Isitatimende sokusungula		Isitifiketi senkampani	
Izincwadi zeGunya (ithrasti)		Isivumelwano Sobambiswano	

Inombolo kamazisi/ Inombolo yephasiphothi inombolo yokubhaliswa kwebhizinisi

Igama lokuhweba (uma likhona)

Uhlobo lwebhizinisi

Ikheli leposi nekhodi

Ikhodi yeposi

Ikheli lomgwaqo (uma lihlukile ekhelini leposi)
Ikheli lendawo yokuhlala

Ikhodi yeposi

Izinombolo zocingo

Ikhodi

IFOMU 1A IKHASI 4

Inombolo yefeksi (uma ikhona) | | | | | | | | | | | | Ikhodi | | | | | |

Ikheli le-imeyili (uma likhona)

Inombolo yokubhalisa yentela | | | | | | | | | | | | | | | | | | | | | | yemalingeniso

** Namathise isitifiketi soqobo sokubamsulwa kwezentela]/ Iletha Phini yeSimo Sentobelontela yakwa-SARS*

** Faka imvume ebhaliwe yomdluliseli*

ISIQEPHU F (Siyimpoqo kuzo zonke izinhlobo zezicelo)

UHLOBO LOMSEBENZI WEZOKUTHUTHA UMPHAKATHI

[Thikha uhlobo lwesevisi: kungase kudingeke ukuthi uthikhe ngaphezu kokukodwa]

Uhlobo lomsebenzi * Sicela unamathisele ikhophi				
	Umsebenzi webhasi ohleliwe		Umsebenzi wetekisi	
	Umsebenzi wokuthutha abasebenzi		Umsebenzi we-*charter*	
	Imoto yekhethesi		Umsebenzi we-*metered taxi*	
	Umsebenzi wokuthutha abafundi		Umsebenzi we-*e-Hailing*	
	Umsebenzi wokuthutha izivakashi		Eminye imisebenzi	

eqinisekisiwe yesivumelwano phakathi komnini-moto nesikole noma esinye isikhungo semfundo noma incwadi yokugunyaza evela kuthishanhloko noma isikhulu esiphethe esigunyaziwe.
*Attach certified copies of the professional driving permits of all the drivers to be used for this service.

Olunye uhlobo lomsebenzi (chaza)

Inani labagibeli abazothwalwa

Esimeni sokuthutha kwebanga elide, chaza ukuthi kungani abagibeli bengakwazi ukusebenzisa imisebenzi yokuthutha ekhona futhi ukhuthaze ukuthi kungani isevisi ehlongozwayo idingeka (imibhalo esekelayo inganamathiselwa).

Esimeni sokuvuselela, sokuchitshiyelwa, sokudluliswa noma sokuguqulwa, ingabe imisebenzi ihlinzekwe ngokuqhubekayo isikhathi esiyizinsuku eziyi-180 lokufaka isicelo? YEBO | CHA ngaphambi kosuku

Uma uthi CHA, nikeza izizathu

* Noma yiziphi izincomo noma imibhalo esekela lesi sicelo ingananyathiselwa.

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ISIQEPHU G

IMININGWANE YEMIZILA (Ayisebenzi Kumisebenzi ye-*Charter*, kuma-*Metered Taxi*, kwezokuthutha izivakashi kanye nemisebenzi ye-e-hailing)*

Chaza umzila WOKUQALA kabanzi:

Indawo yokusuka

Indawo okuyiwa kuyo

Incazelo yomzila (Amagama emigwaqo yesifunda noma izinombolo zomgwaqo kanye nendawo ngayinye lapho abagibeli bethathwa noma behliswa khona, futhi, lapho kufanele, amabhikhoni noma amalendi makhi edolobha ngalinye, ithawini, idolobhana noma indawo yokuhlala: izincazelo zomzila ezingacacile ngeke zamukelwe.

Chaza umzila WESIBILI kabanzi (Gcwalisa ukufaka isicelo somsebenzi owengeziwe)

Indawo yokusuka

Indawo okuyiwa kuyo

Incazelo yomzila (Amagama emigwaqo yesifunda noma izinombolo zomgwaqo kanye nendawo ngayinye lapho abagibeli bethathwa noma behliswa khona, futhi, lapho kufanele, amabhikhoni noma amalendi makhi edolobha ngalinye, ithawini, idolobhana noma indawo yokuhlala: izincazelo zomzila ezingacacile ngeke zamukelwe).

[Uma kunemizila eminingi, kufanele ichazwe ephepheni elihlukile]

Esimeni sama-Metered Taxi, ezokuthutha izivakashi kanye nemisebenzi ye-e-hailing sicela uchaze indawo okuzosetshenzwa kuyo:

* *Imisebenzi yokuthutha izivakashi ingaba noma ingangabi nayo imininingwane yemizila kuye ngemininingwane yesicelo.*

IFOMU 1A IKHASI 6

ISIQEPHU H (Siyimpoqo kuzo zonke izinhlobo zezicelo)

AMARENKI KANYE NAMATHEMINALI AGUNYAZIWE

Yisho amarenki kanye namatheminali agunyaziwe asetshenzisiwe noma azosetshenziswa	

ISIQEPHU I

IMININGWANE YESIVUMELWANO (esimeni somsebenzi wokuthutha wesivumelwano)

Ikhophi eqinisekisiwe yesivumelwano izonanyathiselwa. (Qaphela: Izivumelwano nohulumeni kaZwelonke, wesiFundazwe noma wendawo kuphela)

Uhlobo lwesivumelwano	Isivumelwano somsebenzi wokuthutha esinoxhaso	Isivumelwano okuxoxiswene ngaso	Isivumelwano sohlobo lohwebo

Inombolo yereferensi yesivumelwano

Amagama abantu abasesivumelwaneni
1
2

Amakheli abantu abasesivumelwaneni
1 Ikhodi yeposi
2 Ikhodi yeposi

Igama le-*sub-contractor* (uma likhona)

Isikhathi sesivumelwano *kusuka* Y Y Y Y / M M / D D *kuya* Y Y Y Y / M M / D D

ISIQEPHU J

AMATHAYIMUTHEBULA (Esimeni semisebenzi yokuthutha enezikhathi ezihleliwe)

Amathayimuthebula asebenzayo (amanje) anamathiselwe YEBO CHA njengeSithasiselo.

IFOMU 1A IKHASI 7

ISIQEPHU K (Siyimpoqo kuzo zonke izinhlobo zezicelo)

ISIFUNGO

Mina osayine ngezansi (igama eliphelele) …….. ngiyaqinisekisa ukuthi imininingwane enikezwe kuleli fomu lesicelo iyiqiniso futhi ilungile. Ngiyakwamukela ukuthi uma ulwazi oluhlinzekwe kulesi sicelo lutholakala lungamanga, isicelo sizonqatshwa futhi ngingase ngihoxiswe ekwenzeni isicelo selayisensi yokuthutha esikhathini esizayo.

…… ……..
Isiginesha Usuku

……
Igama lomuntu

Igama lenkampani esemthethweni (uma likhona)

ISIQEPHU L (Siyimpoqo kuzo zonke izinhlobo zezicelo)

IMININGWANE YEMOTO

Uma kuyisicelo esisha sicela ubonise uhlobo lwemoto/izimoto ohlose ukuzithenga (uma kungekho moto okungeyakho njengamanje):

* Sicela uqaphele ukuthi amalayisense okuthutha anikezwa imoto ngayinye. Ngakho-ke, umfakisicelo kudingeka akhokhe imali yemoto ngayinye esohlwini lwalesi sicelo. Uma izicelo zenzelwe izimoto ezingaphezu kwezintathu (3) sicela unamathisele ikhasi elihlukile eliqukethe imininingwane engezansi:

Inani lezimoto ezizothengwa:

Uhlobo:	Inani	Ilayisha abantu abangaki				
Imoto						
Ibhasi elincane						
Ibhasi elikhulu (midibus)						
Ibhasi						
Olunye uhlobo						

Imoto 1:

Inombolo yokubhaliswa yemoto

Inombolo yokwaziwa yemoto number (VIN)

IFOMU 1A IKHASI 8

Uhlobo lwemoto

Unyaka wokukhiqizwa kwemoto

Imekhi yemoto

Inani labagibeli abazothwalwa

Inani lamakhilomitha ahanjiwe Usuyithengile imoto? YEBO CHA

Imoto 2:

Inombolo yokubhaliswa yemoto

Inombolo yokwaziwa yemoto number (VIN)

Uhlobo lwemoto

Unyaka wokukhiqizwa kwemoto

Imekhi yemoto

Inani labagibeli abazothwalwa

Inani lamakhilomitha ahanjiwe Usuyithengile imoto? YEBO CHA

Imoto 3:

Inombolo yokubhaliswa yemoto

Inombolo yokwaziwa yemoto number (VIN)

Uhlobo lwemoto

Unyaka wokukhiqizwa kwemoto

Imekhi yemoto

Inani labagibeli abazothwalwa

Inani lamakhilomitha ahanjiwe Usuyithengile imoto? YEBO CHA

IFOMU 1A IKHASI 9

ISIQEPHU M- OKWEHHOVISI KUPHELA

EMINYE IMIBANDLELA EBEKWE YISIGUNGU SOKULAWULWA KWEZOKUTHUTHA (uma ikhona)

Le layisensi yokuthutha ikhishwa ngaphansi kwemibandela elandelayo	
* Noma namathisela imibandela ebekwe njengesheduli	

Usuku eyakhishwa ngalo ☐☐☐☐ / ☐☐ / ☐☐ (Y Y Y Y / M M / D D)

……

Isiginesha yesikhulu esiqokiwe sesiGungu Sokulawulwa Kwezokuthutha

IMININGWANE YELAYISENSI YOKUTHUTHA

Ilayisensi yokuthutha 1

Inombolo yelayisensi yokuthutha ☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐

Isebenza kusuka ☐☐☐☐ / ☐☐ / ☐☐ (Y Y Y Y / M M / D D) *kuya* ☐☐☐☐ / ☐☐ / ☐☐ (Y Y Y Y / M M / D D)

Imininingwane yesicelo efakwe ku- ☐☐☐☐☐ / ☐☐ / ☐☐ (Y Y Y Y / M M / D D) OLAS

Usuku ehanjiswe ngayo ukuthi ☐☐☐☐ / ☐☐ / ☐☐ (Y Y Y Y / M M / D D) ishicilelwe

Usuku olushiwo kuma-PRE ☐☐☐☐ / ☐☐ / ☐☐ (Y Y Y Y / M M / D D) nakuSiphathimandla Esihlelayo

Ilayisensi yokuthutha 2:

Inombolo yelayisensi yokuthutha ☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐

Isebenza kusuka ☐☐☐☐ / ☐☐ / ☐☐ (Y Y Y Y / M M / D D) *kuya* ☐☐☐☐ / ☐☐ / ☐☐ (Y Y Y Y / M M / D D)

Imininingwane yesicelo efakwe ku- ☐☐☐☐ / ☐☐ / ☐☐ (Y Y Y Y / M M / D D) OLAS

Usuku ehanjiswe ngayo ukuthi ☐☐☐☐ / ☐☐ / ☐☐ (Y Y Y Y / M M / D D) ishicilelwe

Usuku olushiwo kuma-PRE ☐☐☐☐ / ☐☐ / ☐☐ (Y Y Y Y / M M / D D) nakuSiphathimandla Esihlelayo

IFOMU 1A IKHASI 10

Ilayisensi yokuthutha 3:

Inombolo yelayisensi yokuthutha

Isebenza kusuka Y Y Y Y / M M / D D *kuya* Y Y Y Y / M M / D D

Imininingwane yesicelo efakiwe ku- Y Y Y Y / M M / D D OLAS

Usuku ehanjiswe ngayo ukuthi Y Y Y Y / M M / D D ishicilelwe

Usuku olushiwo kuma-PRE Y Y Y Y / M M / D D nakuSiphathimandla Esihlelayo

*Esimeni samalayisense okuthutha engeziwe, hlinzeka ngemininingwane efanayo eshidini elihlukile ulinamathisele.

OKWEHHOVISI KUPHELA

Usuku okwamukelwe ngalo isicelo Y Y Y Y / M M / D D

Imininingwane yesicelo efakwe ku- Y Y Y Y / M M / D D OLAS

Inombolo yereferensi

Inombolo yerisidi

Imali ekhokhiwe R

Usuku ehanjiswe ngayo ukuthi Y Y Y Y / M M / D D ishicilelwe

Usuku olushiwo kuma-PRE Y Y Y Y / M M / D D nakuSiphathimandla Esihlelayo

Isebenza kusuka Y Y Y Y / M M / D D *kuya* Y Y Y Y / M M / D D

Igama lesikhulu Y Y Y Y / M M / D D

IFOMU 1A IKHASI 11

UHLU LOKUHLOLA		
Ikhophi eqinisekisiwe yokukodwa kulokhu okulandelayo:	Umazisi waseNingizimu Afrika	
	Iphasiphothi	
	Umazisi wesikhashana waseNingizimu Afrika	
	Umazisi wangaphandle	
	Isivumelwano Sobambiswano	
	Izinyathelo ezishicilelwe zebhodi/ Isivumelwano sokusungula	
Isitifiketi soqobo sokubamsulwa kwezentela]/ Iphini yeSimo Sentobelontela yakwa-SARS		
Ilayisensi yemoto esemthethweni kanye nokubhaliswa		
Usayine isitatimende sokuthi uzohambisana nemithetho yezabasebenzi maqondana nabashayeli nabanye abasebenzi, kanye nezinqumo zomkhakha woMnyango Wezokuqashwa Nezabasebenzi.		
Amakhophi amalayisense okuthutha noma amaphemithi ezimoto ezithuthayo (uma zikhona).		
Incwadi noma idokhumenti yokuncoma esekela isicelo (uma ikhona).		

IFOMU 1B IKHASI 1

ILOGO YESIFUNDAZWE

******** ISIGUNGU SESIFUNDAZWE**

UMTHETHO KAZWELONKE WEZOKUTHUTHA EZIHAMBA PHANSI, WEZI-2009 (UMTHETHO5 WEZI- 2009)

ISICELO SOKUNIKEZWA, SOKUVUSELELWA, SOKUCHIBIYELA, SOKUDLULISELA EGAMENI LOMUNYE NOMA SOKUGUQULWA SELAYISENSI YOKUTHUTHA NOMA IPHEMITHI

ISIQEPHU A (Siyimpoqo kuzo zonke izinhlobo zezicelo)

UHLOBO LWESICELO

Lesi sicelo yisecelo se:

Uhlobo lwesicelo:		Iziqephu eziyimpoqo okufanele zigcwaliswe ngumfakisicelo:
1) **Ilayisensi yokuthutha entsha**	☐	A, B, C, F, G, H, K, L
2) **Ukudlulisela egameni lomunye ilayisensi yokuthutha noma iphemithi**	☐	A, B, C, D, E, F, G, H, K, L A, B, C, D, F, G, H, K, L
3) **Ukuchitshiyelwa kwelayisensi yokuthutha noma iphemithi:**		
d) Igunya elengeziwe	☐	
e) Ukuchitshiyelwa komzila noma indawo	☐	
f) Ukushintshwa kwemininingwane	☐	
h) Ukuchitshiyelwa kwamathayimuthebula, imithe[illegible]a eminye imibandela	☐	
i) Ukushintsha imoto ekhona	☐	
j) I-OL yemoto eyenziwe kabusha	☐	
4) Ukuvuselelwa kwelayisensi yokuthutha noma iphemith	☐	A, B, C, D, F, G, H, K, L
5) Ukuguqulwa kwephemithi noma kwelayisensi yokuthutha ibe ngeyesikhathi esinqunyiwe	☐	A, B, C, D, F, G, H, K, L

ISIQEPHU B (Siyimpoqo kuzo zonke izinhlobo zezicelo)

IMININGWANE YOMFAKISICELO

Igama lenkampani, lebhizinisi lobambiswano noma enye inhlangano esemthethweni, noma isibongo uma kungumnikazi oyedwa

Amagama okuqala, uma kungumnikazi oyedwa (hhayi ngaphezulu kuka-3)

Uhlobo lokwaziwa

*Namathisela ikhophi eqinisekisiwe

Umazisi waseNingizimu Afrika		Umazisi wesikhashana	
Iphasiphothi		Umazisi wangaphandle	
Isitatimende sokusungula		Isitifiketi senkampani	
Incwadi yeGunya		Isivumelwano Sobambiswano	

IFOMU 1B IKHASI 2

Inombolo kamazisi/Inombolo yephasiphothi Inombolo yokubhaliswa kwebhizinisi

Igama lokuhweba (uma likhona)

Uhlobo lwebhizinisi

Ikheli leposi nekhodi

Ikheli leposi

Ikheli lomgwaqo (uma lihlukile ekhelini leposi) *Ikheli lendawo yokuhlala*

Ikheli leposi

Izinombolo zocingo

Ikhodi

Ikhodi

Inombolo yefeksi (uma ikhona)

Ikhodi

Ikheli le-imeyili (uma likhona)

Inombolo yokubhalisa yentela [Namathise isitifiketi soqobo kwezentela]

yemalingeniso sokubamsulwa

ISIQEPHU C (Siyimpoqo kuzo zonke izinhlobo zezicelo)

IMININGWANE YOMUNTU OPHETHE INKAMPANI ESEMTHETHWENI

Esimeni senkampani, ubambiswano, i-*close corporation* noma enye inkampani esemthethweni, imininingwane yomuntu onesibopho sokuyimela kufanele inikezwe:

Isibongo

Amagama okuqala (angabi ngaphezu kuka-3)

Inombolo kamazisi

Uhlobo lokwaziwa

Umazisi waseNingizimu Afrika	Iphasiphothi
Okunye (cacisa)	

Inombolo yocingo

Ikhodi

Inombolo yeselula

ISIQEPHU D (Siyimpoqo ezicelweni 2,3,4 kanye no- 5)

IMININGWANE YELAYISENSI EKHONA YOKUTHUTHA NOMA YEPHEMITHI (esimeni sesicelo sokuvuselela, sokuchitshiyelwa, sokudlulisela egameni lomunye noma sokuguqulwa)

Inombolo yelayisensi yokuthutha/yephemithi

ISIGUNGU SOKULAWULWA KWEZOKUTHUTHA esikhiphe ilayisensi yokuthutha/iphemithi

IFOMU 1B IKHASI 3

Usuku lokukhipha Y Y Y Y / M M / D D Usuku ephelelwa ngayo isikhathi Y Y Y Y / M M / D D

Namathisela ikhophi eqinisekisiwe yelayisense yokuthutha noma yephemithi. Iphemithi kufanele iqale iguqulwe ibe ilayisense yokuthutha ngaphambi kokuba ivuselelwe, ichitshiyelwe noma idluliselwe egameni lomunye. Iphemithi yoqobo kufanele ilethwe lapho kunyuswa ilayisense yokuthutha

ISIQEPHU E (Siyimpoqo kuzo zonke izinhlobo zezicelo)

IMININGWANE YOMFAKISICELO

Igama lenkampani, lebhizinisi lobambiswano noma enye inhlangano esemthethweni, noma isibongo uma kungumnikazi oyedwa

Amagama okuqala, uma kungumnikazi oyedwa (hhayi ngaphezulu kuka-3)

Uhlobo lokwaziwa

*Namathisela ikhophi eqinisekisiwe

Umazisi waseNingizimu Afrika		Umazisi wesikhashana	
Iphasiphothi		Umazisi wangaphandle	
Isitatimende sokusungula		Isitifiketi senkampani	
Izincwadi zeGunya (ithrasti)		Isivumelwano Sobambiswano	

Inombolo kamazisi/ Inombolo yephasiphothi inombolo yokubhaliswa kwebhizinisi

Igama lokuhweba (uma likhona)

Uhlobo lwebhizinisi

Ikheli leposi nekhodi

Ikhodi yeposi

Ikheli lomgwaqo (uma lihlukile ekhelini leposi)
Ikheli lendawo yokuhlala

Ikhodi yeposi

Izinombolo zocingo Ikhodi

Ikhodi

Inombolo yefeksi (uma ikhona) Ikhodi

Ikheli le-imeyili (uma likhona)

Inombolo yokubhalisa yentela yemalingeniso

** Namathise isitifiketi soqobo sokubamsulwa kwezentela]/ Iletha Phini yeSimo Sentobelontela yakwa-SARS*

** Faka imvume ebhaliwe yomdluliseli*

IFOMU 1B IKHASI 4

ISIQEPHU F (Siyimpoqo kuzo zonke izinhlobo zezicelo)

UHLOBO LOMSEBENZI WEZOKUTHUTHA UMPHAKATHI

[Thikha uhlobo lwesevisi: kungase kudingeke ukuthi uthikhe ngaphezu kokukodwa]

Uhlobo lomsebenzi

Umsebenzi webhasi ohleliwe		Umsebenzi wetekisi	
Umsebenzi wokuthutha abasebenzi		Umsebenzi we-*charter*	
Imoto yekhethesi		Umsebenzi ye-metered taxi	
Umsebenzi wokuthutha abafundi		Umsebenzi we e-Hailing	
Umsebenzi wokuthutha izivakashi		Eminye imisebenzi	

* Sicela unamathisele ikhophi eqinisekisiwe yesivumelwano phakathi komnini-moto nesikole noma esinye isikhungo semfundo noma incwadi yokugunyaza evela kuthishanhloko noma isikhulu esiphethe esigunyaziwe.
*Namathisela amakhophi aqinisekisiwe amaphemithi okushayela (PrDP) abo bonke abashayeli abazokwenza le misebenzi yokuthutha.

Olunye uhlobo lomsebenzi (chaza)	

Inani labagibeli abazothwalwa

Esimeni sokuthutha kwebanga elide, chaza ukuthi kungani abagibeli bengakwazi

ukusebenzisa imisebenzi yokuthutha ekhona futhi ukhuthaze ukuthi kungani isevisi ehlongozwayo idingeka (imibhalo esekelayo inganamathiselwa).
Esimeni sokuvuselela, sokuchitshiyelwa, sokudluliswa noma sokuguqulwa, ingabe imisebenzi ihlinzekwe ngokuqhubekayo isikhathi esiyizinsuku eziyi-180 lokufaka isicelo?

YEBO	CHA

ngaphambi kosuku

Uma uthi CHA, nikeza izizathu

* Noma yiziphi izincomo noma imibhalo esekela lesi sicelo ingananyathiselwa.

IFOMU 1B IKHASI 5

ISIQEPHU G

IMININGWANE YEMIZILA (Ayisebenzi Kumisebenzi ye-*Charter*, kuma-*Metered Taxi*, kwezokuthutha izivakashi kanye nemisebenzi ye-e-hailing)*

Chaza umzila WOKUQALA kabanzi:

Indawo yokusuka

Indawo okuyiwa kuyo

Incazelo yomzila (Amagama emigwaqo yesifunda noma izinombolo zomgwaqo kanye nendawo ngayinye lapho abagibeli bethathwa noma behliswa khona, futhi, lapho kufanele, amabhikhoni noma amalendi makhi edolobha ngalinye, ithawini, idolobhana noma indawo yokuhlala: izincazelo zomzila ezingacacile ngeke zamukelwe.

Chaza umzila WESIBILI kabanzi (Gcwalisa ukufaka isicelo somsebenzi owengeziwe)

Indawo yokusuka

Indawo okuyiwa kuyo

Incazelo yomzila (Amagama emigwaqo yesifunda noma izinombolo zomgwaqo kanye nendawo ngayinye lapho abagibeli bethathwa noma behliswa khona, futhi, lapho kufanele, amabhikhoni noma amalendi makhi edolobha ngalinye, ithawini, idolobhana noma indawo yokuhlala: izincazelo zomzila ezingacacile ngeke zamukelwe).

[Uma kunemizila eminingi, kufanele ichazwe ephepheni elihlukile]

Esimeni sama-*Metered Taxi*, ezokuthutha izivakashi kanye nemisebenzi ye-*e-hailing* sicela uchaze indawo okuzosetshenzwa kuyo:

* *Imisebenzi yokuthutha izivakashi ingaba noma ingangabi nayo imininingwane yemizila kuye ngemininingwane yesicelo.*

IFOMU 1B IKHASI 6

ISIQEPHU H (Siyimpoqo kuzo zonke izinhlobo zezicelo)

AMARENKI KANYE NAMATHEMINALI AGUNYAZIWE

Yisho amarenki kanye namatheminali agunyaziwe asetshenzisiwe noma azosetshenziswa

ISIQEPHU I

IMININGWANE YESIVUMELWANO (esimeni somsebenzi wokuthutha wesivumelwano)

Ikhophi eqinisekisiwe yesivumelwano izonanyathiselwa. (Qaphela: Izivumelwano nohulumeni kaZwelonke, wesiFundazwe noma wendawo kuphela)

Uhlobo lwesivumelwano: Isivumelwano somsebenzi wokuthutha esinoxhaso | Isivumelwano okuxoxiswene ngaso | Isivumelwano sohlobo lohwebo

Inombolo yereferensi yesivumelwano

Amagama abantu abasesivumelwaneni
1
2

Amakheli abantu abasesivumelwaneni
1 Ikhodi yeposi
2 Ikhodi yeposi

Igama le-*sub-contractor* (uma likhona)

Isikhathi sesivumelwano *kusuka* Y Y Y Y / M M / D D *kuya* Y Y Y Y / M M / D D

ISIQEPHU J

AMATHAYIMUTHEBULA (Esimeni semisebenzi yokuthutha enezikhathi ezihleliwe)

Amathayimuthebula asebenzayo (amanje) anamathiselwe YEBO | CHA njengeSithasiselo.

IFOMU 1B IKHASI 7

ISIQEPHU K (Siyimpoqo kuzo zonke izinhlobo zezicelo)

ISIFUNGO

Mina osayine ngezansi (igama eliphelele) ……..
ngiyaqinisekisa ukuthi imininingwane enikezwe kuleli fomu lesicelo iyiqiniso futhi ilungile. Ngiyakwamukela ukuthi uma ulwazi oluhlinzekwe kulesi sicelo lutholakala lungamanga, isicelo sizonqatshwa futhi ngingase ngihoxiswe ekwenzeni isicelo selayisensi yokuthutha esikhathini esizayo.

…… ……..
Isiginesha Usuku

……
Igama lomuntu

Igama lenkampani esemthethweni (uma likhona)

ISIQEPHU L (Siyimpoqo kuzo zonke izinhlobo zezicelo)

IMININGWANE YEMOTO

Uma kuyisicelo esisha sicela ubonise uhlobo lwemoto/izimoto ohlose ukuzithenga (uma kungekho moto okungeyakho njengamanje):

* Sicela uqaphele ukuthi amalayisense okuthutha anikezwa imoto ngayinye. Ngakho-ke, umfakisicelo kudingeka akhokhe imali yemoto ngayinye esohlwini lwalesi sicelo. Uma izicelo zenzelwe izimoto ezingaphezu kwezintathu (3) sicela unamathisele ikhasi elihlukile eliqukethe imininingwane engezansi:

Inani lezimoto ezizothengwa:

Uhlobo:	Inani	Ilayisha abantu abangaki				
Imoto						
Ibhasi elincane						
Ibhasi elikhulu (midibus)						
Ibhasi						
Olunye uhlobo						

Imoto 1:

Inombolo yokubhaliswa yemoto

Inombolo yokwaziwa yemoto number (VIN)

Uhlobo lwemoto

IFOMU 1B IKHASI 8

Unyaka wokukhiqizwa kwemoto

Imekhi yemoto

Inani labagibeli abazothwalwa

Inani lamakhilomitha ahanjiwe Usuyithengile imoto? YEBO CHA

Imoto 2:

Inombolo yokubhaliswa yemoto

Inombolo yokwaziwa yemoto number (VIN)

Uhlobo lwemoto

Unyaka wokukhiqizwa kwemoto

Imekhi yemoto

Inani labagibeli abazothwalwa

Inani lamakhilomitha ahanjiwe Usuyithengile imoto? YEBO CHA

Imoto 3:

Inombolo yokubhaliswa yemoto

Inombolo yokwaziwa yemoto number (VIN)

Uhlobo lwemoto

Unyaka wokukhiqizwa kwemoto

Imekhi yemoto

Inani labagibeli abazothwalwa

Inani lamakhilomitha ahanjiwe Usuyithengile imoto? YEBO CHA

IFOMU 1B IKHASI 9

ISIQEPHU M- OKWEHHOVISI KUPHELA

EMINYE IMIBANDLELA EBEKWE YISIGUNGU SOKULAWULWA KWEZOKUTHUTHA (uma ikhona)

Le layisensi yokuthutha ikhishwa ngaphansi kwemibandela elandelayo	
* Noma namathisela imibandela ebekwe njengesheduli	

Usuku eyakhishwa ngalo ☐☐☐☐ / ☐☐ / ☐☐ (Y Y Y Y / M M / D D)

……

Isiginesha yesikhulu esiqokiwe sesiGungu Sokulawulwa Kwezokuthutha

IMININGWANE YELAYISENSI YOKUTHUTHA

Ilayisensi yokuthutha 1

Inombolo yelayisensi yokuthutha ☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐

Isebenza kusuka ☐☐☐☐ / ☐☐ / ☐☐ (Y Y Y Y / M M / D D) *kuya* ☐☐☐☐ / ☐☐ / ☐☐ (Y Y Y Y / M M / D D)

Imininingwane yesicelo efakwe ku- ☐☐☐☐☐ / ☐☐ / ☐☐ (Y Y Y Y / M M / D D) OLAS

Usuku ehanjiswe ngayo ukuthi ☐☐☐☐ / ☐☐ / ☐☐ (Y Y Y Y / M M / D D) ishicilelwe

Usuku olushiwo kuma-PRE ☐☐☐☐ / ☐☐ / ☐☐ (Y Y Y Y / M M / D D) nakuSiphathimandla Esihlelayo

Ilayisensi yokuthutha 2:

Inombolo yelayisensi yokuthutha ☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐

Isebenza kusuka ☐☐☐☐ / ☐☐ / ☐☐ (Y Y Y Y / M M / D D) *kuya* ☐☐☐☐ / ☐☐ / ☐☐ (Y Y Y Y / M M / D D)

Imininingwane yesicelo efakwe ku- ☐☐☐☐ / ☐☐ / ☐☐ (Y Y Y Y / M M / D D) OLAS

Usuku ehanjiswe ngayo ukuthi ☐☐☐☐ / ☐☐ / ☐☐ (Y Y Y Y / M M / D D) ishicilelwe

Usuku olushiwo kuma-PRE ☐☐☐☐ / ☐☐ / ☐☐ (Y Y Y Y / M M / D D) nakuSiphathimandla Esihlelayo

IFOMU 1B IKHASI 10

Ilayisensi yokuthutha 3:

Inombolo yelayisensi yokuthutha

Isebenza kusuka Y Y Y Y / M M / D D *kuya* Y Y Y Y / M M / D D

Imininingwane yesicelo efakiwe ku-OLAS Y Y Y Y / M M / D D

Usuku ehanjiswe ngayo ukuthi Y Y Y Y / M M / D D ishicilelwe

Usuku olushiwo kuma-PRE Y Y Y Y / M M / D D nakuSiphathimandla Esihlelayo

*Esimeni samalayisense okuthutha engeziwe, hlinzeka ngemininingwane efanayo eshidini elihlukile ulinamathisele.

OKWEHOVISI KUPHELA

Usuku okwamukelwe ngalo isicelo Y Y Y Y / M M / D D

Imininingwane yesicelo efakwe ku-OLAS Y Y Y Y / M M / D D

Inombolo yereferensi

Inombolo yerisidi

Imali ekhokhiwe R

Usuku ehanjiswe ngayo ukuthi Y Y Y Y / M M / D D ishicilelwe

Usuku olushiwo kuma-PRE Y Y Y Y / M M / D D nakuSiphathimandla Esihlelayo

Isebenza kusuka Y Y Y Y / M M / D D *kuya* Y Y Y Y / M M / D D

Igama lesikhulu Y Y Y Y / M M / D D

UHLU LOKUHLOLA		
Ikhophi eqinisekisiwe yokukodwa kulokhu okulandelayo:	Umazisi waseNingizimu Afrika	
	Iphasiphothi	
	Umazisi wesikhashana waseNingizimu Afrika	
	Umazisi wangaphandle	
	Isivumelwano Sobambiswano	
	Izinyathelo ezishicilelwe zebhodi/ Isivumelwano sokusungula	
Isitifiketi soqobo sokubamsulwa kwezentela]/ Iphini yeSimo Sentobelontela yakwa-SARS		
Ilayisensi yemoto esemthethweni kanye nokubhaliswa		

Usayine isitatimende sokuthi uzohambisana nemithetho yezabasebenzi maqondana nabashayeli nabanye abasebenzi, kanye nezinqumo zomkhakha woMnyango Wezokuqashwa Nezabasebenzi.	
Amakhophi amalayisense okuthutha noma amaphemithi ezimoto ezithuthayo (uma zikhona).	
Incwadi noma idokhumenti yokuncoma esekela isicelo (uma ikhona).	

IFOMU 9A IKHASI 1

ISIGUNGU SOKULAWULWA KWEZINTO ZOKUTHUTHA UMPHAKATHI KUZWELONKE

UMNYANGO WEZOKUTHUTHA EZIHAMBA PHANSI WEZI- 2009, (UMTHETHO 5 WEZI- 2009)

ISICELO SOKUBHALISA NOMA SOKUVUSELELA KOMHLINZEKI WENKUNDLA YE-*E-HAILING*

Sicela uthikhe ibhokisi elifanele:

Isicelo sokubhalisa ☐ Isicelo sokuchibiyela imibandela yokubhalisa ☐

Isicelo sokuvuselela ukubhalisa ☐

ISIQEPHU A

ISICELO SOKUBHALISA NOMA SOKUVUSELELA KOMHLINZEKI WENKUNDLA YE-E-HAILING **

Igama lenkampani, lebhizinisi

Iobambiswano noma enye inhlangano esemthethweni, noma isibongo uma kungumnikazi oyedwa

Amagama okuqala, uma kungumnikazi oyedwa (hhayi ngaphezulu kuka-3)

Uhlobo lokwaziwa

*(Namathisela ikhophi eqinisekisiwe)

Umazisi waseNingizimu Afrika	☐	Umazisi wesikhashana	☐
Iphasiphothi	☐	Umazisi wangaphandle	☐
Isitatimende sokusungula	☐	Isitifiketi senkampani	☐
Izincwadi zeGunya (ithrasti)	☐	Isivumelwano Sobambiswano	☐

Inombolo kamazisi/ Inombolo yephasiphothi inombolo yokubhaliswa kwebhizinisi

Igama lokuhweba (uma likhona)

Uhlobo lwebhizinisi

Ikheli leposi nekhodi

Ikhodi yeposi

IFOMU 9A IKHASI 2

Ikheli lomgwaqo (uma lihlukile ekhelini leposi) *Ikheli lendawo yokuhlala*

Ikhodi yeposi

Izinombolo zocingo

Ikhodi

Ikhodi

Inombolo yefeksi (uma ikhona)

Ikhodi

Ikheli le-imeyili (uma likhona)

Inombolo yokubhalisa yentela yemalingeniso

[Namathise isitifiketi soqobo sokubamsulwa kwezentela]/ Iletha Phini yeSimo Sentobelontela yakwa-SARS]

*noma yiziphi izincomo noma imibhalo esekela lesi sicelo ingananyathiselwa.
** susa ingxenye engasebenzi kulesi sicelo.

ISIQEPHU B

IMININGWANE YOMuNTU OKUXHUMANA NAYE PHAKATHI KOMHLINZEKI WENKUNDLA YE-E-HAILING NE-NPTR

Esimeni senkampani, ubambiswano, i-*close corporation* noma enye inkampani esemthethweni, imininingwane yomuntu onesibopho sokuyimela kufanele inikezwe:

Isibongo

First names (not more than 3

Inombolo kamazisi

Uhlobo lokwaziwa

Umazisi waseNingizimu Afrika | Iphasiphothi

Okunye (Cacisa)

Inombolo yocingo

Ikhodi

Inombolo yeselula

Ikhodi

IFOMU 9A IKHASI 3

ISIQEPHU C

IMININGWANE YEMPAHLA EDINGA UKUPHASISWA KANYE NEZITIFIKETI ZOKUPHASISWA

* Kufanele kube nohlu lwempahla ekhasini elihlukile bese unamathisela isitifiketi sokugunyaza sento ngayinye.

IFOMU D

UKUSHINTSHWA KWEMIBANDELA

Esimeni sesicelo sokuchibiyela imibandela yokubhalisa, chaza imibandela okumele ichitshiyelwe kanye nezizathu zakhona

ISIQEPHU E

ISIFUNGO

Mina osayine ngezansi (igama eliphelele) …….. ngiyaqinisekisa ukuthi imininingwane enikezwe kuleli fomu lesicelo iyiqiniso futhi ilungile. Ngiyakwamukela ukuthi uma ulwazi oluhlinzekwe kulesi sicelo lutholakala lungamanga, isicelo sizonqatshwa futhi ngingase ngihoxiswe ekwenzeni isicelo selayisensi yokuthutha esikhathini esizayo.

…… ……..
Isiginesha Usuku

……..
Igama lomuntu

Igama lenkampani esemthethweni (uma ikhona)

IFOMU 9A IKHASI 4

ISIQEPHU F- OKWEHHOVISI KUPHELA

EMINYE IMIBANDELA EBEKWE YI-NPTR (uma ikhona)

Le layisensi yokuthutha ikhishwa ngaphansi kwemibandela elandelayo	
*noma namathisela imibandela ebekwe njengesheduli	

Usuku eyakhishwa ngalo [ ][ ][ ][ ] [ ][ ] [ ][ ]
Y Y Y Y M M D D

……
Isiginesha yesikhulu esiqokiwe sesiGungu Sokulawulwa Kwezokuthutha

OKWEHHOVISI KUPHELA

Usuku okwamukelwe ngalo [ ][ ][ ][ ] [ ][ ] [ ][ ] isicelo
Y Y Y Y M M D D

Inombolo yereferensi [ ]

Imali ekhokhiwe R[ ][ ][ ][ ][ ][ ][ ]

Igama lesikhulu [ ]

Usuku [ ][ ][ ][ ] [ ][ ] [ ][ ]
Y Y Y Y M M D D

IMININGWANE YESITIFIKETI SOKUBHALISWA

Inombolo yesitifiketi sokubhaliswa [ ]

Usuku okwamukelwe ngalo isicelo [ ][ ][ ][ ] [ ][ ] [ ][ ]
Y Y Y Y M M D D

IFOMU 9A IKHASI 5

Imininingwane yesicelo efakwe ku- Y Y Y Y M M D D

Inombolo yereferensi

Imali ekhokhiwe R

Isebenza kusuka Y Y Y Y M M D D kuya Y Y Y Y M M D D

Igama lesikhulu

Usuku Y Y Y Y M M D D

UHLU LOKUHLOLA		**THIKHA**
Ikhophi eqinisekisiwe yokukodwa kulokhu okulandelayo:	Umazisi waseNingizimu Afrika	
	Iphasiphothi	
	Umazisi wesikhashana waseNingizimu Afrika	
	Umazisi wangaphandle	
	Isivumelwano sobambiswano	
	Isivumelwano sokusungula	
	Isitifiketi senkampani	
	Izincwadi zegunya (ithrasti)	
Isitifiketi soqobo sokubamsulwa kwezentela]/ Iphini yeSimo Sentobelontela yakwa-SARS		
Ubufakazi bekheli eNingizimu Afrika obungekho ngaphezu kwezinyanga ezi-3		
Ikhophi egcwele yamadokhumenti okubhaliswa ohlobo lwebhizinisi elisemthethweni/isivumelwano sobambiswano		
Incwadi noma idokhumenti yokuncoma esekela isicelo (uma ikhona).		

DEPARTMENT OF TRANSPORT

NOTICE 3488 OF 2025

AIR SERVICES LICENSING COUNCIL ACT, 1990 (ACT NO. 115 OF 1990) APPLICATION FOR THE GRANT OR AMENDMENT OF DOMESTIC AIR SERVICE LICENCE

Pursuant to the provisions of section 15 (1) (b) of Act No. 115 of 1990 and Regulation 8 of the Domestic Air Regulations,1991, it is hereby notified for general information that the application detail of which appear in the appendix, will be considered by the Air Service Licensing Council. Representation in accordance with section 15 (3) of the Act No.115 of 1990 in support of, or in position, an application, should reach the Air Service Licensing Council. Department of Transport, Private Bag X 193, Pretoria, 0001 or by email to: domesticcouncil@dot.gov.za within 21 days of date of the publication thereof.

APPENDIX I (New Applications) (A)

(A) Full name and trade name of the applicant. (B) Full business or residential address of the applicant. (C) Class of license applied for. (D) Type of air service to which application applies. (E) Category of aircraft to which application applies.

Mpati Freight Cargo (Pty) Ltd t/a MFC Air Services. (B) Office T1B 3, Main Terminal Building, Frand Central Airport, Midrand, Gauteng. (C) Class I. (D) Type S1 & S2. (E) Category A2.

APPENDIX II (AMENDMENT APPLICATIONS)

(A) Full Name and trade name of the applicant. (B) Full business or residential address the applicant. (C) The Class and number of license in respect of which the amendment is sought (D) Type of air service and the amendment thereto which is being applied for (E) Category of aircraft and the amendment thereto which is being applied for. (F) Amendment referred to in section 14(2) (b) to (e).

A) **Starlite Aviation Operations (Pty) Ltd.** (B) Main Base of Operations, Hangar 123, Virginia Airport, Durban North. (C) Class II (D) Type N1 & N2. (E) Category A2, A3, A4, H1 & H2 (F) Amendment of personnel: Accountable Manager: Nicolette Papaphitos is being replaced by Bruce Fraser; Responsible Person Flight Operations: Bruce Fraser is being replaced by Gideon Grobbelaar; Responsible Person Aircraft: Theo Fredrikson is replaced by Heilet van den Berg. Nicolette Papaphotis appointed as group CEO.

A) **Starlite Aviation Operations (Pty) Ltd.** (B) Main Base of Operations, Hangar 123, Virginia Airport, Durban North. (C) Class III **(G771D).** (D) Type G2, G3, G4, G5, G7, G8, G10, G15 & G16(offshore operations, ship to shore, powerline inspection and patrol, fast-rope insertion and extraction system (FRIES) Night Vision System (NVC) Forward looking infrared(FLIR) & RPAS. (E) Category A2, A3, A4, H1 & H2 (F) Amendment of personnel: Accountable Manager: Nicolette Papaphitos is being replaced by Bruce Fraser; Responsible Person Flight Operations: Bruce Fraser is being replaced by Gideon Grobbelaar; Responsible Person Aircraft: Theo Fredrikson is replaced by Heilet van den Berg. Nicolette Papaphotis appointed as group CEO.

A) **Southern AG Aero (Pty) Ltd.** (B)Hangar 5, Stilbaai Aerodrome, Stilbaai, Western Cape. (C) Class III **(G1515D).** (D) Type G5, G8. (E) Category A4 (F) Amendment application due to addition of Category A3.

APPENDIX I (Approved New Applications)

(A) The Class and number of the license which was issued. (B) Full name and trade name of the licensee. (C) Type of air service in respect of which the license was issued. (D) Category of aircraft in respect of which the license was issued.

A) Class II, (G1588D)**. (B) Maverick Drone Services (Pty) Ltd (C)** Type N1 & N2 **(D)** Category A3 & A4

(A) Class III, (G1586D)**. (B) Super Group Holdings (Pty) Ltd**. **(C)** Type G3, G4, G7, G11, G15 & G16(UAS) **(D)** Category A4.

(A) Class II, (N909D)**. (B) Vortx Aviation Cc**. **(C)** Type N1 & N2. **(D)** Category H2.

A) Class III, (G908D)**. (B) Vortx Aviation Cc**. **(C)** Type G2, G3, G5, G10, G11 & G15. **(D)** Category H2

(A) Class II, (N1013D)**. (B) Terzin Trading 3cc T/A Simola Air**. **(C)** Type N1 & N2. **(D)** Category H2.

(A) Class III, (G1422D)**. (B)** Agizo Aerial Services (Pty) Ltd **(C)** Type G3, G4 & G16 (RPAS) **(D)** Category A4, H1 & H2.

A) Class II, (N1587D)**. (B)** Mpati Freight Cargo (Pty) Ltd t/a Mpati Freight Cargo **(C)** Type N1 & N2. **(D)** Category A2.

A) Class III, (G1592D)**. (B)** Tshedza Protective Services CC **(C)** Type G2, G3, G4 & G16 (UAS Operations). **(D)** Category A4.

A) Class III, (GN1580D)**. (B)** Lekwa Security Services **(C)** Type G3, G4 & G16 (UAS Operations). **(D)** Category A4.

A) Class III, (G1219D)**. (B)** UAV and Drone Solutions (Pty) Ltd **(C)** Type G3, G4, G5, G8 & G16 (RPAS). **(D)** Category A4 H1 & H2.

A) Class III, (G1593D)**. (B)** Mjayeli Security Services **(C)** Type G3, G4 & G16 (UAS Operations). **(D)** Category A4.

A) Class III, (G1594D)**. (B)** Baletsema (Pty) Ltd **(C)** Type G3, G4 & G16 (UAS Operations). **(D)** Category A4.

A) Class III, (G1598D)**. (B)** Ntsu Aviation Technologies (Pty) Ltd. **(C)** Type G3, G4 & G16 (UAS Operations). **(D)** Category A4.

A) Class III, (G1590D)**. (B)** Skyspec technologies (Pty) Ltd **(C)** Type G3, G4 & G16 (UAS Operations). **(D)** Category A4.

(A) Class III, (G1585D)**. (B)Phuphelihle RPAS Operations (Pty) Ltd (C)** Type G3, G4 & G16 (Inspections & Monitoring, Mapping & Surveying, Security & Survuillance). **(D)** Category A4.

A) Class III, (G1584D)**. (B) Smada Security Solutions** (Pty) Ltd **(C)** Type G3, G4 & G16(UAS). **(D)** Category A4.

APPENDIX II (Amendment Applications)

(A) Full Name and trade name of the applicant. (B) Full business or residential address the applicant. (C) The Class and number of license in respect of which the amendment is sought (D) Type of air service and the amendment thereto which is being applied for (E) Category of aircraft and the amendment thereto which is being applied for. (F) Amendment referred to in section 14(2) (b) to (e).

APPENDIX II (Approved Amendment Applications)

Arnie Air (Pty)Ltd t/a Arnie Air. (B) 34 Hurricane Road, Rand Airport, Germiston. **(C)** Class II **(D)** Type G2, G12. **(E)** Category A1. **(F)** Amendment to application: Addition for Type G16 flipping on license No: G622D.

(A) Ultimate Airways (Pty) Ltd trade name Ultimate Air. **(B)** 2nd floor, Ultimate Heliport, Waterfall Logistics Precinct, C/O Bridal Veil & R101, Midrand. **(C)** Class II. **(D)** Type N1 & N2. **(E)** Category A3 & A4. **(F)** Amendment to Responsible Person Flight Operations: J. Jankovich-Besan, Responsible person Aircraft: C.P Sherwood, Safety Officer: J.P Olivier.

(A) Ultimate Airways (Pty) Ltd trade name Ultimate Air (G1322D). (B) 2nd floor, Ultimate Heliport, Waterfall Logistics Precinct, C/O Bridal Veil & R101, Midrand. **(C)** Class III. **(D)** Type G3. **(E)** Category A3 & A4. **(F)** Amendment to Responsible Person Flight Operations: J. Jankovich-Besan, Responsible person Aircraft: C.P Sherwood, Safety Officer: J.P Olivier.

(A) Class III, (G1582D)**. (B) Precision Drone Services (Pty) Ltd t/a Precision Drone (C)** Type G2, G3, G4, G7, G8, G10, G13 & G16(RPAS, pipeline, powerline inspection, Traffic Observation, Security, Agricultural & Terrain Mapping). **(D)** Category A4.

(A) Class III, (G2303D)**. (B) Hussar Security and Defence Solutions (Pty) Ltd t/a Hussar SDS (C)** Type G2, G3, G4, G5, G6, G7, G8, G10, G13 & G16 (RPAS Pipelines Inspections, Traffic observation and Security). **(D)** Category A4, H1 & H2. **(F)** Amendment of post holders:Person responsible Aircraft: TS Kruger. UASMT: M LeRoux.

A) **Cortac (Pty) Ltd.** (B) 1 River Street, Riviera, Johannesburg. (C) **Class III** (**G1440D**) Type N1& N2; Category A3, A4, H1 & H2. **Class III (G040D**) Type G2, G3, G4, G5, G6, G7, G8, G10, G13, G15 & G16 (RPAS). Amendment to post holders: Safety Manager: Simphiwe Mathebula; Quality Manager: Simphiwe Mathebula.

(A) R.G Macdonald t/a Sport Aviation & Sport Helicopters (G916D). (B) East Pier Road, V&A Waterfront, Cape Town. **(C)** Class III. **(D)** Type G2, G3, G11, G15 & G16 (pleasure flips with non-certificated aircraft). **(E)** Category H2. **(F)** Amendment application: R. G Macdonald replacing K. Kock as Responsible Person: Flight Operations; J.H Classens replacing K. Kock as Responsible Person Aircraft; S.J Fouche replacing F. Marais as Air Safety officer.

A) R.G Macdonald t/a Sport Aviation & Sport Helicopters (N915D). (B) East Pier Road, V&A Waterfront, Cape Town. **(C)** Class II. **(D)** Type N1 & N2. **(E)** Category H2. **(F)** Amendment application: R. G Macdonald replacing K. Kock as Responsible Person: Flight Operations; J.H Classens replacing K. Kock as Responsible Person Aircraft; S.J Fouche replacing F. Marais as Air Safety officer.

(A) **Black Eagle Aviation Services CC (G1059D)**. (B) Office 18 Main terminal building, Virginia Airport, Durban North, Kwazulu Natal, 4051. (C) Class III. (D) Type G2, G3, G4, G5, G6, G7, G8, G10, G13, G14, G15 & G16 (ship shore). (E) Category A2, A3, H1 & H2. (F) Changes in post holders: Accountable Manager: Segran Govender; Responsible person Aircraft: Dillan Charl Van Niekerk. Responsible Person Operations: Tjaart Boshoff; Air Safety Manager: Demi-Lize Shandos

(A) Class III, (G1059D)**. (B) Black Eagle Aviation Services cc t/a Black Eagle Aviation Services (C)** Type G2, G3, G4, G5, G6, G7, G8, G10, G13, G14, G15 & G16. **(D)** Category A2, A3, H1 & H2. F) Changes in post holders: Accountable Manager: Segran Govender; Responsible person Aircraft: Dillan Charl Van Niekerk. Responsible Person Operations: Tjaart Boshoff; Air Safety Manager: Demi-Lize Shandos

A) **QCK Lezmin 4876 (Pty) Ltd t/a Heligistix (N1345D).** (B) Lot H82, Mkuze Road, Ngweni River Crossing, Hluhluwe. ((C) Class II. (D) Type N1 & N2. (E) Category H2. (F) Amendment of post holders: Accountable Manager: Grant Tracy; Flight Operation Manager:Chris Orton Bosman; Safety Officer: Clinton Wyness; Quality Assurance Manager: Clinton Wyness; Responsible person aircraft: Etienne Gerber. Security Manager: Etienne Gerber

A) QCK Lezmin 4876 (Pty) Ltd t/a Heligistix(G1346D). (B) Lot H82, Mkuze Road, Ngweni River Crossing, Hluhluwe. ((C) Class III. (D) Type G2, G3, G5, G10 & G15. (E) Category H2. (F) Amendment of post holders: Accountable Manager: Grant Tracy; Flight Operation Manager:Chris Orton Bosman; Safety Officer: Clinton Wyness; Quality Assurance Manager: Clinton Wyness; Responsible person aircraft: Etienne Gerber. Security Manager: Etienne Gerber

A) Maverick Air Charters (Pty) Ltd (N856D). **(B)** Hangar 10, Wonderboom Airport, Linvelt Road, Doornpoort, 0017. **(C)** Class II **(D)** Type N1 & N2. **(E)** Category A3 & A4. **(F)** Amendment of Postholders: Accountable Executive: A. Skelton; Responsible person Flight Operation: L Human; Security Manager: Z Du Bois; ASSO: M Swarts

A) CT Helicopters (Pty) Ltd (G1163D). B) Unit 03, V&A Waterfront helistop, 36 East Pier Road, V&A Waterfront. C) Class III. D) Type G2, G3, G4, G7 (notification to changes to type of air service), G8, G15 & G16 (Shipshore). E) Category H1 & H2. F) Amendment to management plan: Responsible person Flight Operations; Howard Michael Curran; Responsible Person Aircraft; Bruce Anthony Newman.

A) CT Helicopters (Pty) Ltd (N1266D). B) Unit 03, V&A Waterfront helistop, 36 East Pier Road, V&A Waterfront. C) Class II. D) Type N1 & N2. E) Category H1 & H2. F) Amendment to management plan: Responsible person Flight Operations; Howard Michael Curran; Responsible Person Aircraft; Bruce Anthony Newman.

A) Banzoflash (Pty) Ltd (G1301D). **(B)** 86 Bland Street, Mossel Bay, Western Cape. **(C)** Class III **(D)** Type G3, G4 & G16. **(E)** Category H1. **(F)** Amendment of Postholders: Accountable Manager: Stephen Murray; Responsible person Aircraft: Verona du Toit; Quality Manager: Chantal Hourihan; Safety Manager: Chantal Hourihan.

A) Class I, (S060D)**. (B) Airlink (Pty) Ltd t/a Airlink (C)** Type S1 & S2 **(D)** Category A1, A2, & A3. **F)** Amendment of Postholders: de Villers Engelbrecht replaces Rodger Foster as Chief Executive Officer; Changes to personnel: Masilo Makgopo Cabin Crew Manager

A) UAV and Drone Solutions (Pty) Ltd. (B) 2 River Road Riverview Office Park, Janel Avenue, Halfway Gardens, Midrand (C) Class III **(G1219D)** Type G3, G4, G5 & G16 (UAS) RPAS; Category A4, H1 & H2. Amendment to post holders: Responsible Person Aircraft: Jan-Bosman Marais

DEPARTMENT OF TRANSPORT
INTERNATIONAL AIR SERVICE ACT, (ACT NO.60 OF 1993)
GRANT /AMENDMENT OF INTERNATIONAL AIR SERVICE LICENSE

Pursuant to the provisions of section 17 (12) of Act No.60 of 1993 and Regulation 15 (1) and 15 (2) of the International Air Regulations,1994, it is hereby notified for general information that the applications, detail of which appear in the Schedules hereto, will be considered by the International Air Services Council (Council) representation in accordance with section 16(3) of the Act No. 60 of 1993 and regulation 25(1) of International Air Services Regulation, 1994, against or in favour of an application, should reach the Chairman of the International Air Services Council at Department of Transport, Private Bag X 193, Pretoria, 0001 or by email to: internatonalcouncil@dot.gov.za within 28 days of the publication hereof. It must be stated whether the party or parties making such representation is / are prepared to be represent or represented at the possible hearing of the application.

APPENDIX I (NEW APPLICATION)

(A) Full name, surname and trade name of the applicant. (B) Full business or residential address of the applicant. (C) Class of licence applied for. (D) Type of International Air Service to which application pertains. (E) Category or kind of aircraft to which application pertains. (F) Airport from and the airport to which flights will be undertaken. (G) Area to be served. (H) Frequency of flight.

Mpati Freight Cargo (Pty) Ltd t/a MFC Air Services. (B) Office T1B 3, Main Terminal Building, Frand Central Airport, Midrand, Gauteng. (C) Class I. (D) Type S1 & S2. (E) Category A2. (F) Lanseria International Airport- Robert Gabriel Mugabe International Airport- Victoria Falls International Airport-Lanseria International Airport. (G) . (H) Three Flights per week, two during the week and one during the weekend

ERRATUM: On the gazette (gazette no: 53210) which was published on 22 August 2025 on page 124 There was an error on the wording of aerodrome was wrongfully captured as aero drone: **Orsmond Aerial Spray (Pty) Ltd.** (B) Bethlehem Airfield, Preekstoel Road, Bethlehem, 9700. (C) Class III. (D) Type G5, G6, G8. (E) Category A3 & A4. (F) Bethlehem Airfield and any other drone aerodrome/Airfield as required by contractor for aerial work Service. (G) Worldwide. (H)

APPENDIX II (AMENDMENT APPLICATION)

(A) Full Name and trade name of the applicant. (B) Full business or residential address the applicant. (C) The Class and number of license in respect of which the amendment is sought (D) Type of air service and the amendment thereto which is being applied for (E) Category of aircraft and the amendment thereto which is being applied for. (F) Amendment referred to in section 14(2) (b) to (e).

A) **Starlite Aviation Operations (Pty) Ltd.** (B) Main Base of Operations, Hangar 123, Virginia Airport, Durban North. (C) Class II **(I/N226**) (D) Type N1 & N4. (E) Category A2, A3, A4, H1 & H2 (F) Amendment of personnel: Accountable Manager: Nicolette Papaphitos is being replaced by Bruce Fraser; Responsible Person Flight Operations: Bruce Fraser is being replaced by Gideon Grobbelaar; Responsible Person Aircraft: Theo Fredrikson is replaced by Heilet van den Berg. Nicolette Papaphotis appointed as group CEO.

A) **Starlite Aviation Operations (Pty) Ltd.** (B) Main Base of Operations, Hangar 123, Virginia Airport, Durban North. (C) Class III (D) Type G2, G3, G5, G7, G8, G10, G15 (Undersling and winching) & G16 (Ship to Shore/Offshore Operations and Fast Rope Insertion & Extraction system (FRIES), Night Vision Systems (NVS) , Forward Looking Infra- Red (FLIR). (E) Category A2, A3, A4, H1 & H2 (F) Amendment of personnel: Accountable Manager: Nicolette Papaphitos is being replaced by Bruce Fraser; Responsible Person Flight Operations: Bruce Fraser is being replaced by Gideon Grobbelaar; Responsible Person Aircraft: Theo Fredrikson is replaced by Heilet van den Berg. Nicolette Papaphotis appointed as group CEO.

APPENDIX II (Approved Applications)

A) **Terzin Trading 3 CC Trading as Simola Air** (B) Hangar 5, Convair Road, General Aviation Area, Cape Town Int Airport. (C) **Class II (I/N 462D).** (D) Type N1 & N2. (E) H1 & H2. (F) Cape Town Int Airport. (G) Africa and Indian Ocean Island.

A) **Terzin Trading 3 CC Trading as Simola Air**. (B) Hangar 5, Convair Road, General Aviation Area, Cape Town Int Airport. (C) **Class III (I/G 463).** (D) Type G2, G3, G4, G5, G8, G10, G14, G15, G16 night vision google operation and offshore. (E) H1 & H2. (F) Cape Town Int Airport. (G) Africa and Indian Ocean Island.

(A) **Southern Mapping Aviation (Pty) Ltd.** (B) Hangar H, Gate 5, Grand Central Airport, New Road, Midrand. (C) Class III (I/G 466). (D) Type G3 & G4. (E) Category A3 & A4. (F) Grand Central Airport. (G) Worldwide

(**A) Aerial Solutions Marketing (pty) Ltd t/a AG Aviation AOC**. (B) Building G Stellenbosch Agri ParkBaden, Powel Drive Lynedoch, Stellenbosch, Western Cape. C) Class III (I/G464). (D) Type: G5, G6, G8, G13. E) Category A3.

A) **Pambele Aviation (Pty) Ltd**. **(B)** 1ST Floor, terminal Building, Grand Central Airport, New Road, Midrand. (C) **Class II(I/N465).** (D) Type N1 & N4. (E) Category A2, A3 & A4. (F) Lanseria International Airport. (G).Imbonini Helistop, King Shaka International Airport(H) Africa

A) BAC Helicopters CC (B) Imboni Helistop, 4 Barbet Road, Shaka's Head, KZN. 4381. (C) Class III (I/G461). (D) Type G3, G4, G5, G7, G8, G10, G15, G16 (UASOC). (E) Category A4, H1 & H2. (F) Safety Officer: Strydom Greg. (F) Africa

A) BAC Helicopters CC (B) Imboni Helistop, 4 Barbet Road, Shaka's Head, KZN. 4381. (C) Class II (D) TypeN1 & N2. (E) Category H1 & H2. (F) Imbonini Helistop, King Shaka Int Airport. (F) Afric

APPENDIX II (Approved Applications)

A) **Ultimate Airways (Pty) Ltd trade name Ultimate Air.** (B) 2nd floor, Ultimate Heliport, Waterfall Logistics Precinct, C/O Bridal Veil & R101, Midrand. (C) Class II (I/N281). (D) Type N1 & N4. (E) Category A2, A3 & A4. (F) Grand Central Airport or any other airport/airfield required by client. (G) Worldwide. (H)Amendment to Responsible Person Flight Operations: J. Jankovich-Besan, Responsible person Aircraft: C.P Sherwood, Safety Officer: J.P Olivier.

A) Vortx Aviation cc. **(B)** 80 Forest Lane, Dunkirk Estate, Salt Rock 4390. **(C)** Class II. **(D)** Type N1 & N2. **(E)** Category H2. **(F)** Amendment of postholders: Responsible Person Aircraft: TR Roux; Air Safety Officer: K Mare; Quality Manager: K**.** Mare. **(G)** Various.

A) Vortx Aviation cc. (I/N185) (B) 80 Forest Lane, Dunkirk Estate, Salt Rock 4390. **(C)** Class III. **(D)** Type G2, G3, G5, G10, G11, G15. **(E)** Category H2. **(F)** . Amendment of postholders: Responsible Person Aircraft: TR Roux; Air Safety Officer: K Mare; Quality Manager: K. Mare. **(G)** Various.

(A) Balmoral Central Contracts S.A (Pty) Ltd. (B) Hangar 107 & 33, Southern Precinct, Lanseria International Airport, 1748. **(C) Class III(I/G257). (D)** Type N1, N2, N3 & N4**. (E)** Category A1, A2, A3, H1 & H2. **(F)** Lanseria International Airport. **(G)** Worldwide. **(H)** Amendment to Management Plan: Chief Executive Officer; C.B Munro, Responsible Person Flight operation; M.G Francis; Responsible person Aircraft; C.G Robertson; Air Safety Officer. J. Kichernbrand

A) Balmoral Central Contracts S.A (Pty) Ltd. (B) Hangar 107 & 33, Southern Precinct, Lanseria International Airport, 1748. **(C) Class II(N087). (D)** Type G7**. (E)** Category A1, A2, A3. **(F)** Lanseria International Airport. **(G)** Worldwide. **(H)** Amendment to Management Plan: Chief Executive Officer; C.B Munro, Responsible Person Flight operation; M.G Francis; Responsible person Aircraft; C.G Robertson; Air Safety Officer. J. Kichernbrand

A) Capital Air (Pty) Ltd t/a Capital Air. (B) Hangar 3H, Rand Airport, Gemiston, South Africa. (C) **Class II (I/N430)** Type N1& N2; Category H1& H2. **Class III (I/G431)** Type G2, G3, G4, G5, G10, G11, G15 & G16 (nvg). Amendment to post holders: Safety Officer: Jacques Jooste; Quality Assurance: Jacques Jooste; Responsible person Aircraft: Joao Paulo Vinagre; Aviation Security Manager: Henk Oosthuizen.

Skyhorse Aviation (Pty) Ltd. (B) Unit 1, Stand 98, Titjger Vallei Office Park, Silverlakes, Pretoria. (C) Class II (I/N260). (D) Type N1 & N4. (D) Category H2. (E) Amendment application: Changes to post holders Responsible Person Aircraft: Ryan Louw is being replaced by Gregory Clegg; Responsible person flight operations: Oliver Wright is replaced by Darius Schoultz.

Skyhorse Aviation (Pty) Ltd. (B) Unit 1, Stand 98, Titjger Vallei Office Park, Silverlakes, Pretoria. (C) Class III (I/G261). (D) Type G2, G3 (Aerial Patrol, Observation and Survey) G4, G5, G7, G8, G10, G15 (Under sling and Winching operation) G16 (Powerline Maintenance). (D) Category A3, H1 & H2. (E) Amendment application: Changes to post holders Responsible Person Aircraft: Ryan Louw is being replaced by Gregory Clegg; Responsible person flight operations: Oliver Wright is replaced by Darius Schoultz.

ALS VS Lugbespuiting(RF) (Pty) Ltd t/s ALS Lugbespuiting. (B) Plot 811, Vyfhoek, Potchefstroom South Africa. (c) **Class III(I/468).** (D) Type G5, G6, G8 & G13. (E) Category A3. (F) Main base: South Africa. (G) Southern Africa.

A) SA Red Cross Air Mercy Service Trust t/s SA Red Cross Air Mercy Service. (B) Beechcraft Road, General Aviation Section, Cape Town International Airport. (c) Class III (I/G193). Type G7 & G16. (E) Category A2, A3, H1 & H2. (E) Amendment Application: Changes in Management plan: Accountable Manager (CEO) Farhaad Haffejee; Flight Operations Manager: Francois du Toit, Person Responsible Aircraft Francois Fourie; Safety Manager Carin Abrahams.

(A) Ultimate Airways (Pty) Ltd t/a Ultimate Air. (B) 2nd Floor, Ultimate Heliport, Waterfall Logistics Precinct C/O Bridal Veil & R101 Midrand. (C) Class III **(I/G469)** (D) Type G3 & G4 (E) Category A3 (F) Amendment of Personnel: Responsible Person Flight Operations: J. Jankovich-Besan; Responsible Person Aircraft: C.P Sherwood; Air Safety Officer: J.P Olivier.

PROCLAMATION 288 OF 2025

The National Department of Human Settlements hereby publishes for public information the following Restructuring Zones in terms of the social housing Policy, the social Housing guidelines and the Social Housing Act, 2008 (Act No. 16 of 2008)

Emfuleni Municipality Restructuring Zone: Urban Development Boundary

Land Description	Name	Name
Townships	▪ Aerovaal ▪ Arcon Park ▪ Arcon Park *Ext 1, 2, 3,4, 9,10,12* ▪ Bedworthpark ▪ Bedworthpark *Ext x4, x5, x6, x7, x8* ▪ Boipatong ▪ Boipatong *(Ext 1 to 4)* ▪ Boitumelo ▪ Bonanne ▪ Bophelong ▪ Bophelong *(Extension 1 to 18)* ▪ *Bophelong x25* ▪ Cyferpan ▪ Dadaville ▪ Duncanville ▪ Duncanville *(Ext 1 & 4)* ▪ Eatonside ▪ Evaton *(Ext1 & 2)* ▪ Evaton North ▪ Evaton West ▪ Evaton West *(Ext 1, 2, 3, 4, 6, 7 & 11)* ▪ Falcon Ridge ▪ Golden Gardens ▪ Golden Gardens *Ext 2* ▪ Ironsyde ▪ Johandeo ▪ Johandeo *Ext 1 & 2* ▪ Lakeside ▪ Lakeside *(Ext 4)* ▪ Leeuhof ▪ Leeuhof *(Ext 1)* ▪ Lethabong *(Ext 1 & 2)* ▪ Lochvaal ▪ Peacehaven ▪ Phillipine ▪ Powerville	▪ Sebokeng Unit 7 ▪ Sebokeng Unit 7 *(Ext 1)* ▪ Sebokeng Unit 8 ▪ Sebokeng Unit 10 ▪ Sebokeng Unit 10 *(Ext 1 to 4)* ▪ Sebokeng Unit 11 ▪ Sebokeng Unit 12 ▪ Sebokeng Unit 12 *(Ext 1 to 3)* ▪ Sebokeng Unit 13 ▪ Sebokeng Unit 14 ▪ Sharpeville ▪ Sharpeville *(Extension 1 & 2)* ▪ Sonlandpark ▪ Sonlandpark *(Ext 4,5 & 8)* ▪ Steelpark ▪ Stretford ▪ Stretford *(Ext 1)* ▪ Three Rivers ▪ Three Rivers East ▪ Three Rivers East *Ext 1* ▪ Three Rivers *(Ext 1 & 2)* ▪ Tsepiso ▪ Tshepiso *(Ext 1 to 6)* ▪ *Unitas Park* ▪ *Unitas park Ext 3, 8, 15 & 16* ▪ Vanderbijlpark ▪ Vanderbijlpark *(CE: 1 to 6)* ▪ Vanderbijlpark *(CE7: Ext 1 to 3)* ▪ Vanderbijlpark *(CW: 1 to 6)* ▪ Vanderbijlpark *(CW5: Extension 1 & 2)* ▪ Vanderbijlpark *(CW6: Ext 1 to 3)* ▪ Vanderbijlpark (*NE: 3)*

	▪ Powerville *Ext 1* ▪ Powerville Park ▪ Powerville Park *(Ext 2, 4 ,6 & 8)* ▪ Riverspray Lifestyle Estate ▪ Riverspray Lifestyle Estate *(Ext 1 & 2)* ▪ Roshasia ▪ Roshnee ▪ Roshnee *(Ext 1)* ▪ Rust-ter-Vaal ▪ Rust-ter-Vaal (*Ext 1 to 4*) ▪ Sebokeng *(Ext 15 to 32)* ▪ Sebokeng Unit 3 ▪ Sebokeng Unit 6 ▪ Sebokeng Unit 6 *(Ext 1 to 5)*	▪ Vanderbijlpark *(NW: 7)* ▪ Vanderbijlpark *(SE: 1, 2, 3, 4, 6, 7, 8, 9,10)* ▪ Vanderbijlpark *(SW: 1, 2, 5, 6,7,8,11)* ▪ Vanderbijlpark *(SW5: Extension 1, 2, 4, 5 & 6,)* ▪ Vereeniging ▪ Vereeniging *(Extension: 1 & 2)* ▪ Vereeniging Wes ▪ Waldrift

Land Description	Name	Name
Agricultural Holdings	▪ Annaton AH ▪ Ardenwold AH ▪ Drakeville AH ▪ Dreamlands AH ▪ Ebenhaezerpark AH ▪ Ebner On Vaal AH ▪ Everett-on Vaal AH ▪ Harmoniersrus AH ▪ Houtkop AH & Ext 1 ▪ Johandeo AH ▪ Lamont Park AH ▪ Lasiandra AH ▪ Lenteland AH ▪ Linkholm AH ▪ Louisrus AH ▪ Mantevrede AH ▪ Marlbank River Estate AH ▪ Mullerstuine AH	▪ Miravaal AH ▪ Northdene AH ▪ Roods Gardens AH ▪ Rosashof AH ▪ Staalrus AH ▪ Steelvalley AH ▪ Steelview AH ▪ Stephano Park AH x1 & x2 ▪ Sylviavale AH ▪ Unitas Park AH & x1 & x2 ▪ Vaalview AH ▪ Vandermerweskroon AH ▪ Vanwaartshof AH ▪ Waterdal AH ▪ Windsor-on-Vaal AH

Land Description	Name	Name
Farm	▪ Farm Aerovaal 637-IQ	▪ Farm Northdene 589-IQ

	▪ Farm Bophelong 639-IQ ▪ Farm Cape Gate 731-IQ ▪ Farm Cyferpan 549-IQ ▪ Farm Damfontein 541-IQ ▪ Farm Driefontein 573-IQ ▪ Farm Driefontein 581-IQ ▪ Farm Driefontein 573-IQ ▪ Farm Driefontein 581-IQ ▪ Farm Driemoeg 537-IQ ▪ Farm Duncanville 598-IQ ▪ Farm Evaton North 631-IQ ▪ Farm Houtkop 594-IQ ▪ Farm Kaalplaats 577-IQ ▪ Farm Katboslaagte 532-IQ ▪ Farm Klipplaatdrift 601-IQ ▪ Farm Kookfontein 545-IQ ▪ Farm Leeuwkuil 596-IQ ▪ Farm Louisrus 586-IQ ▪ Farm Northdene 589-IQ ▪ Farm Poortjie 534-IQ ▪ Farm Quaggasfontein alias Lapdoorns 548-IQ ▪ Farm Rietkuil 552-IQ ▪ Farm Rietkuil 554-IQ ▪ Farm Rietspruit 535-IQ	▪ Farm Vanderbijlpark 550-IQ ▪ Farm steyn 597-IQ ▪ Farm Sutton`s Rest 689-IQ ▪ Farm Uitvlugt 434-IR ▪ Farm Usco 603-IQ ▪ Farm Van Wyk 584-IQ ▪ Farm Vanderbijlpark 550-IQ ▪ Farm Vanderbijlpark 567-IQ ▪ Farm Vanderbijlpark 568-IQ ▪ Farm Vanderbijlpark 592-IQ ▪ Farm Vanderbijlpark 593-IQ ▪ Farm Vanderbijlpark 625-IQ ▪ Farm Vanderbijlpark 652-IQ ▪ Farm Vanderbijlpark 745-IQ ▪ Farm Vlakfontein 546-IQ ▪ Farm Vlakfontein 579-IQ ▪ Farm Vyffontein 592-IQ ▪ Farm Vyffontein 593-IQ ▪ Farm Waldrift 599-IQ ▪ Farm Washington`s Post 600-IQ ▪ Farm Wildebeestfontein 536-IQ ▪ Farm Zandfontein 585-IQ ▪ Farm Zeekoiefontein 573-IQ ▪ Farm Zuurfontein 591-IQ

	▪ Farm Rietspruit 583-IQ ▪ Farm Sebokeng 574-IQ ▪ Farm Smaldeel 542-IQ	

PROCLAMATION 289 OF 2025

By the President of the Republic of South Africa

National Land Transport Amendment Act, 2023 (Act No. 23 of 2023)

In terms of section 56(1) of the National Land Transport Amendment Act, 2023 (Act No. 23 of 2023), I hereby determine the said Amendment Act shall come into operation on the date of publication of this Proclamation in the *Gazette*.

Given under my Hand and the Seal of the Republic of South Africa, at Pretoria, on this 30 day of June Two Thousand and Twenty-Five.

By Order of the President-in-Cabinet

Minister of Cabinet

ISIMEMEZELO

sikaMongameli weRiphabhulikhi yaseNingizimu Afrika

UMthetho Ochibiyela uMthetho kaZwelonke wezokuThutha ezihamba phansi, wezi-2023 (uMthetho 23 wezi-2023)

Ngokwesigaba sama-56(1) soMthetho Ochibiyela uMthetho kaZwelonke wezokuThutha ezihamba phansi, wezi-2023 (uMthetho 23 wezi-2023), ngalokhu nginquma ukuthi lo Mthetho Wokuchibiyela oshiwo uyoqala ukusebenza ngosuku lokushicilelwa kwalesi siMemezelo kuGazethi.

Ukhishwe ngaphansi kwesandla sami kanye nophawu lweRiphabhulikhi yaseNingizimu Afrika, e-Pitori, ngomhlaka 30 enyangeni ka- _ _ _ WeziNkulungwane Ezimbili Namashumi Amabili Nanhlanu.

Ngomyalelo kaMongameli weKhabhinethi

UNgqongqoshe weKhabhinethi

PRESIDENT 'S MINUTE NO. 152/ 2025

THE NATIONAL LAND TRANSPORT AMENDMENT ACT, 2023 (ACT NO. 23 OF 2023)

In terms of section 56(1) of the National Land Transport Amendment Act, 2023 (Act No. 23 of 2023), I hereby, by means of accompanying Proclamations in English and isiZulu determine the said Amendment Act shall come into operation on the date of publication of the Proclamation in the *Gazette*.

Given under my Hand and Seal of the Republic of South Africa, at Pretoria on this 30 day of June, Two Thousand and Twenty-Five.

PRESIDENT

MINISTER OF THE CABINET

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