



GOVERNMENT GAZETTE

OF THE

REPUBLIC OF NAMIBIA

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Government Notice

MINISTRY OF WORKS AND TRANSPORT

No. 290

2008

AMENDMENT TO ROAD TRAFFIC AND TRANSPORT REGULATIONS: ROAD TRAFFIC AND TRANSPORT ACT, 1999

The Minister of Works and Transport has under section 91 of the Road Traffic and Transport Act, 1999 (Act No. 22 of 1999), made the regulations set out in the Schedule.

H.K. ANGULA

MINISTER OF WORKS AND TRANSPORT

Windhoek, 2 December 2008

SCHEDULE

1. In these regulations, "the Regulations" means the Road Traffic and Transport Regulations, 2001 promulgated under Government Notice No. 53 of 30 March 2001, as amended by Government Notices No. 97 of 29 May 2001, No. 103 of 01 July 2002, No. 161 of 26 September 2002, No. 163 of 26 September 2002, No. 205 of 28 September 2004, No. 206 of 28 September 2004, No. 32 of 1 April 2005, No. 45 of 9 May 2005, No. 183 of 20 December 2005, No. 188 of 1 November 2006, No. 104 of 4 June 2007, No. 172 of 17 September 2007, No. 2 of 2 January 2008 and No. 73 of 1 April 2008.

Amendment of regulation 116 of the Regulations

2. Regulation 116 of the Regulations is amended by -

(a) the substitution for subregulation (5) of the following subregulation (5):

“(5) If the holder of a driving licence fails to make application for the renewal of the licence before the date upon which the licence expires that licence may, subject to subregulation (6), nevertheless be renewed upon application by the holder of the licence -

(a) if such application is made within a period of 12 months following the date of expiry of the licence, upon payment of the appropriate fee prescribed in Schedule 1; or

(b) if such application is made after the expiry of the period of 12 months referred to in paragraph (a), upon -

(i) the driving testing centre concerned being satisfied by the holder of the driving licence in writing that good reasons exist for his or her failure to renew the licence before the date of its expiry and during the period referred to in paragraph (a); and

(ii) payment of the appropriate fee prescribed in Schedule 1.”; and

(b) the addition of the following subregulation after subregulation (5):

“(6) The period of grace, contemplated in terms of section 37(11), within which a person, whose licence has expired, may apply for the renewal thereof is a period of 5 years from the date of commencement of the Road Traffic and Transport Amendment Act, 2008 (Act No. 6 of 2008).”.

Amendment of regulation 124 of the Regulations

3. Regulation 124 of the Regulations is amended by the substitution of subregulation (2) of that regulation for the following subregulation (2):

“(2) An application in terms of subregulation (1) must be made on the approved form, and must -

(a) contain the result of the visual acuity and visual field test carried out in accordance with regulation 112; and

(b) be accompanied by -

(i) acceptable identification of the holder;

(ii) the appropriate fee prescribed in Schedule 1;

(iii) the photograph, documents and licence referred to in regulation 118(1);

(iv) any public driving permit held by him or her, if applicable;

- (v) in the instance of a person having been admitted to a medical facility, a medical certificate issued by the medical facility upon which is indicated the date of admittance into and date of discharge from such medical facility;
- (vi) in the instance of a person having been detained in any state institution in terms of an order issued or sentence imposed by a court of law, an official document upon which is indicated the date from which such person was detained and the date upon which such person was released from such state institution;
- (vii) in the instance of a person having been posted by the Government on a foreign mission or assignment, an official document issued by the Government indicating the date of departure from Namibia for purposes of commencement of such post and the date of return to Namibia from such post;
- (viii) in the instance of a person having been employed outside the borders of Namibia, a document issued by the employer of such person indicating the date upon which such employment commenced and the date upon which such employment ended; and
- (ix) in the instance of a person having been enrolled as a full-time student at a foreign academic institution, an official document from such academic institution indicating the date upon which such full-time studies commenced and the date upon which such full-time studies were completed or terminated.”.

Amendment of regulation 267 of the Regulations

4. Regulation 267 of the Regulations is amended by the insertion immediately after subregulation (1) of the following subregulation (1A):

“(1A) A weighbridge used to determine the mass of a motor vehicle, for the purpose of these regulations, must be verified as contemplated in SANS 10343-2003 Verification of Non-Automatic Electronic Self-Indicating Road Vehicle Mass Measuring Equipment for Use by Road Traffic Authorities.”.
