

REPUBLIC OF SOUTH AFRICA

**SELECT COMMITTEE AMENDMENTS
TO**

**ADMINISTRATIVE
ADJUDICATION OF ROAD
TRAFFIC OFFENCES
AMENDMENT BILL**

[B 38B—2015]

*(As agreed to by the Select Committee on Economic and Business Development
(National Assembly))*

[B 38C—2015]

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AMENDMENTS AGREED TO

ADMINISTRATIVE ADJUDICATION OF ROAD TRAFFIC OFFENCES AMENDMENT BILL [B 38B—2015]

NEW CLAUSE

1. That the following be a new clause:

“Amendment of section 19 of Act 46 of 1998, as amended by section 10 of Act 72 of 2002

- 9.** Section 19 of the principal Act is hereby amended—
- (a) by the insertion in subsection (2)(b) of the word “or” at the end of subparagraph (i);
 - (b) by the substitution in subsection (2)(b) for the expression “; or” of a fullstop at the end of subparagraph (ii); and
 - (c) by the deletion in subsection (2)(b) of subparagraph (iii).”

CLAUSE 15

1. On page 8, in line 32, to omit “(6)(b)” and to substitute “(6)(a)”.
2. On page 9, after line 51, to insert the following subsection:

“(3) The Tribunal may, on good cause shown, condone the late filing of an appeal or review.”
3. On page 11, from line 28, to omit section 29I and to substitute the following section:

“Appeals and Reviews

- 29I.** (1) Any person affected by a decision of the Tribunal may—
- (a) apply to a Magistrate’s Court designated by the Minister in terms of the Promotion of Administrative Justice Act, 2000 (Act No. 3 of 2000), to review that decision; or
 - (b) appeal to a Magistrate’s Court against the decision of the Tribunal.
- (2) An appeal or review against the decision of the Tribunal must be lodged with the relevant Magistrate’s Court within 30 days of the decision of the Tribunal.”

CLAUSE 16

1. On page 11, from line 41, to omit paragraph (a) and to substitute the following paragraph:

“(a) by the substitution for subsection (1) of the following subsection:
“(1) Any document required to be served on an infringer in terms of this Act[,] must be served on the infringer **[personally or sent by registered mail to his or her last known address]** by—
(a) personal service;”

(b) postage; or
(c) electronic service.”; and”.