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THE PRESIDENCY

No. 413

8 April 2009

It is hereby notified that the President has assented to the following Act, which is hereby published for general information:—

No. 5 of 2009: National Land Transport Act, 2009.



AIDS HELPLINE: 0800-123-22 Prevention is the cure

(English text signed by the President.)
(Assented to 3 April 2009.)

ACT

To provide further the process of transformation and restructuring the national land transport system initiated by the National Land Transport Transition Act, 2000 (Act No. 22 of 2000); and to provide for matters connected therewith.

BE IT ENACTED by the Parliament of the Republic of South Africa, as follows:—

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GENERAL PROVISIONS**Definitions**

1. (1) In this Act, unless the context indicates otherwise—
- “**adapted light delivery vehicle**” means a vehicle that has been designed or modified by a registered manufacturer to carry persons in accordance with the National Road Traffic Act; 25
 - “**authorised officer**” means—
 - (a) an inspector contemplated in section 86;
 - (b) a member of the South African Police Service, including a member of a municipal police service as defined in section 1 of the South African Police Service Act, 1995 (Act No. 68 of 1995); 30
 - (c) a person in the service of a provincial department or a municipality, or the Road Traffic Management Corporation established by the Road Traffic Management Corporation Act, 1999 (Act No. 20 of 1999), whose duty is to control traffic or to inspect motor vehicles or licences for motor vehicles; 35
 - (d) a road transport inspector contemplated in section 37 of the Cross-Border Act;
 - “**bus**” means a motor vehicle designed or modified to carry more than 35 persons, including the driver;
 - “**charter service**” means a public transport service operated by road involving the hire of a vehicle and a driver for a journey at a charge arranged beforehand with the operator, where— 40
 - (a) neither the operator nor the driver charges the passengers individual fares;
 - (b) the person hiring the service has the right to decide the route, date and time of travel; and
 - (c) the passengers are conveyed to a common destination, 45
 - and includes vehicles hired with drivers contemplated in section 67;
 - “**commercial service contract**” means an agreement concluded between a contracting authority and an operator in terms of section 43, and in terms of which the operator—