

DEPARTMENT OF TRANSPORT

NOTICE 976 OF 2022

ROAD TRAFFIC MANAGEMENT CORPORATION ACT

NOTICE OF AGREEMENT BETWEEN CHIEF EXECUTIVE OFFICER OF ROAD
TRAFFIC MANAGEMENT CORPORATION AND VARIOUS PROVINCES

The Road Traffic Management Corporation hereby and in terms of Section 31(2) of Road Traffic Management Act, 1999 (Act No. 20 of 1999), gives Notice that the Chief Executive Officer of the Road Traffic Management Corporation has entered into agreements in the Schedule hereto with the respective Provincial Departments to perform the functions as stipulated in the agreement, functions so allocated to the Members of the Executive Council in terms of the National Road Traffic Act, 1996 (Act No. 93 of 1996), or any other law relating to road traffic, on behalf of the Members of the Executive Council.


A horizontal line is drawn across the signature.

Adv. MS Msibi

Chief Executive Officer

Date: 6/04/22



Road Traffic
Management Corporation

ONLINE LICENSE RENEWAL SERVICES AGREEMENT

entered into by and between

THE ROAD TRAFFIC MANAGEMENT CORPORATION

and

**GAUTENG DEPARTMENT OF PUBLIC TRANSPORT AND ROADS
INFRASTRUCTURE**

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AGREEMENT: MOTOR VEHICLE LICENSE RENEWAL SERVICES**PREAMBLE**

WHEREAS, the Province is responsible for the testing, registration and licensing of motor vehicles in terms of the National Road Traffic Act (NRTA) and Regulations and Section 4 of the NRTA provides that the registration and licensing system of motor vehicles for each province shall be as prescribed and the Member of the Executive Council (MEC), as per the provisions of the NRTA, may prescribe baseline fees and penalties payable to the Province when a motor vehicle license is renewed;

WHEREAS Regulation 25A(1) of the Regulations provides that if a MEC concerned deems it expedient, he or she may allow for the licensing of a motor vehicle by the owner thereof through a bank's Automatic Teller Machine (ATM) or other form of electronic means;

WHEREAS the Road Traffic Management Corporation (RTMC), as the owner of the National Traffic Information System (NaTIS), has developed certain online functionalities, which functionalities includes amongst others the issuance and delivery of a motor vehicle licence disc issued online, online registration of a motor vehicle by the title holder, online notification of change of ownership by the current title holder, online booking for a learner's or driving licence test and online booking for the renewal and delivery of credit card format driving licence;

WHEREAS the COVID-19 outbreak of the pandemic led to the declaration of the lockdown and Risk Adjusted Strategy regulating and minimising movement and simultaneously promoting E-commerce platforms, with Health and Safety Protocols.

WHEREAS the Province desires the RTMC to render online motor vehicle license renewal services and collect, subject to the provisions of this Agreement, all motor vehicle license fee renewal payments and if applicable penalties, made by Motor Vehicle Owners when utilising the RTMC online services.

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AGREEMENT: MOTOR VEHICLE LICENSE RENEWAL SERVICES

NOW THEREFORE THE PARTIES agree as follows –**1. PARTIES****1.1 The Parties to this Agreement are–**

- 1.1.1 The Road Traffic Management Corporation, a statutory entity, established in terms of the Act and listed as a Schedule 3A public entity in terms of the PFMA, herein represented by Adv. M S Msibi in his capacity as Chief Executive Officer, duly authorised thereto; and
- 1.1.2 The Gauteng Department of Public Transport and Roads Infrastructure acting for and on behalf of the Gauteng Provincial Government, herein represented by Dr Darion Barclay in his/her capacity as Head of Department and duly authorised thereto.

2. DEFINITIONS AND INTERPRETATION**2.1 Definitions**

In this Agreement, the following expressions and words have the meaning assigned to them below and derivative expressions and words have a corresponding meaning, unless inconsistent with or otherwise indicated by the context–

- 2.1.1 **"Account"** means the bank account opened in the name of the RTMC to receive and manage all license renewal fee payments;
- 2.1.2 **"Act"** means the means the Road Traffic Management Corporation Act, 1999 (Act No. 20 of 1999);
- 2.1.3 **"Agreement"** means the contents of this Agreement together with the Annexures hereto;
- 2.1.3 **"Baseline Fees"** means the fees charged by the various provinces for the licensing of a motor vehicle;
- 2.1.4 **"Business Day"** means any day in the RSA which is not a Saturday, Sunday or official public holiday within the meaning of the Public Holidays Act, 1994 and all references in

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AGREEMENT: MOTOR VEHICLE LICENSE RENEWAL SERVICES

this Agreement to days shall be deemed calendar days, unless specifically stipulated as being Business Days;

- 2.1.5 **"CEO"** means the Chief Executive Officer of the RTMC appointed in terms of the Act;
- 2.1.6 **"COVID -19"**, means the Novel Coronavirus (2019 -nCov) which is an infectious disease caused by a virus, which emerged during 2019 and was declared a global pandemic by the WHO during the year 2020 that has previously not been scientifically identified in humans;
- 2.1.7 **"Confidential Information"** means all information or data of any nature, tangible or intangible, oral or in writing and in any format or medium, which by its nature or content is or ought reasonably to be identifiable as confidential and/or proprietary to the Disclosing Party's information, or which is provided or disclosed in confidence, and which the Disclosing Party or any person acting on behalf of the Disclosing Party may disclose or provide to the Receiving Party;
- 2.1.8 **"Disclosing Party"** means either of the Parties which discloses Confidential Information to the other of the Parties;
- 2.1.9 **"Effective Date"** means the date of the signature of this Agreement by the Party signing last in time
- 2.1.10 **"Head of Department"** means the public servant who is the administrative head of the Department and the accounting officer in terms of the Public Finance Management Act, 1999 (Act No. 1 of 1999).
- 2.1.11 **"MEC"** means Member of the Executive Council;
- 2.1.12 **"Month"** means a calendar Month;
- 2.1.13 **"NaTIS"** means the computerised National Traffic Information System that is used as a register that supports the NRTA and Regulations;
- 2.1.14 **"NRTA"** means the National Road Traffic Act, 1996 (Act No 93 of 1996);
- 2.1.15 **"Parties"** means RTMC and/or the Province as the context indicates, and "Party" shall mean either one of them as the context may indicate;

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