

It is important to take note of the following legality with regards to drivers licenses:

The following driver's licenses are recognised in the Republic of South Africa. The licensing laws of the Republic of South Africa require drivers of certain categories of vehicles not only to have a driving license for the category (code) of vehicle that he is driving but to be issued with a professional driving permit as well.

South African driving licenses

A South African driving license (credit card type) is valid indefinitely unless such license has been suspended or cancelled in terms of the National Road Traffic Act. It is not the driving license itself which is renewable every five years but the proof of such license, i.e. the license card. Where an insured has failed to renew his license card the onus is on the insured to prove that his driving license was still valid at the time of the accident, i.e. that the authorities haven't suspended or cancelled his driving license in the meantime. In order to produce such proof, the insured can either obtain a written statement from the licensing authorities or apply for renewal in which case his temporary license will suffice.

If the insured applied for a new license card (renewal) on or before the expiry date of his current (expired) license card, his expired license card will remain valid for a period of not more than three (3) months after the expiry date of such license card. The extension of three months only applies where the insured has the expired license card and proof of the fees paid for the new license card.

Take note: The National Road Traffic Regulations have been amended as from 25 November 2010. Refer to the changes in the under mentioned guidelines stated under the headings: "Foreign Driving Licenses", "International Driving Permits" and "Driving License Codes".

Foreign driving licenses

A driving licence authorising the driving of a motor vehicle which was issued in any other country, whilst the holder of such license was ***not permanently or ordinarily resident in the Republic of South Africa***, shall, for a period for, and subject to the conditions under which the licence was issued, deemed to be a valid licence for the purposes of Chapter IV of the Road Traffic Act **if:**

- (a)(i) such licence was issued in an official language of the Republic; or
(ii) a certificate has been issued by a competent authority, or a translation of that licence in such official language, is attached to it; **and**
- (b) such licence contains or has attached to it, a photograph and the signature of the licence holder.

Note that:

- (i) “***not permanently or ordinarily resident in the Republic***” means being outside the borders of South Africa for an uninterrupted period of more than three months.
- (ii) Where the license issued in any other country is a provisional license such license shall not authorize the driving of a motor vehicle carrying passengers and in respect of which a professional driving permit is required.

International driving permits

An international driving permit which was issued while the holder of such permit was not permanently or ordinarily resident in the Republic will be deemed to be valid in respect of that class of motor vehicle to which that permit relates. Where such permit is a provisional permit it shall not authorise the driving of a motor vehicle carrying passengers and in respect of which a professional driving permit is required.

An international driving permit shall be a valid licence for the purposes of the National Road Traffic Act for the period for, and, subject to the conditions under which the permit was issued.

Rules applicable to foreign driving licenses and international driving permits

When a holder of a foreign driving license or international driving permit:

- (a) **returns to the Republic to resume permanent residence**, such license or permit shall no longer be deemed to be a valid license for the purposes of Chapter IV of National Road Traffic Act, if it becomes invalid in the country or territory of issue; or
- (b) **obtains permission in terms of any law for permanent residence** in the Republic, such license or permit shall no longer be deemed to be a valid license for the purposes of Chapter IV of National Road Traffic Act, if it becomes invalid in the country or territory of issue, provided that the period of validity of such driving license shall not exceed a period of 5 years from the date when such holder of the license is granted permanent residence in the Republic,

Professional driving permits (PDP's)

Drivers of the following categories of vehicles must hold professional driving permits:

- (a) Goods (as opposed to passenger) vehicles, the gross vehicle mass of which exceeds 3 500 kg.
- (b) Breakdown vehicles
- (c) Buses
- (d) Minibuses
 - (i) the gross vehicle mass of which exceeds 3 500 kg or
 - (ii) which are designed or adapted for the conveyance of twelve or more persons including the driver.
- (e) Motor vehicles used for the conveyance of persons for reward.
- (f) Goods vehicles carrying dangerous goods the gross vehicle mass of which exceeds 3 500 kg or a vehicle to which standard specification SABS 1398 'Road tank vehicles for petroleum-based flammable liquids' or standard specification SABS 1518: 'Transportation of dangerous goods – design requirement for road tankers' apply.
- (g) Motor vehicles conveying twelve or more persons including the driver.

Professional driving permits are divided into three categories, namely G, P and D.

Category G permit holders are authorised to drive vehicles in (a) and (b) above, i.e. goods vehicles and breakdown vehicles.

Category P permit holders are authorised to drive vehicles in (a), (b), (c), (d), (e) and (g) above, i.e. all vehicles for which a public driving permit is required except goods vehicles carrying dangerous goods.

Category D permit holders are authorised to drive any vehicle for which a public driving permit is required.

The following persons are not required to hold professional driving permits:

- (a) Traffic officers or examiners of vehicles in the performance of their duties.
- (b) A person driving a hearse (funeral vehicle).

- (c) Persons driving motor vehicles referred to under regulation 21(1) or 21(5) of the Act which vehicles can be summarised as follows:
- Vehicles which are not used on public roads.
 - Vehicles which are used solely as stock-cars and racing cars.
 - Veteran vehicles (forty years and older) which are used for racing, motor rallies and exhibition purposes.
 - Fire-fighting vehicles.
 - Vehicles which may only be operated on a public road under an exemption in terms of the Act.
 - Vehicles, excluding tractors and caravans, which are not designed for the conveyance of persons (except the driver) or goods and which are recorded as “specially classified” in the register of motor vehicles.
- (d) A person driving a motor vehicle for which he holds a valid learner’s license with the code prescribed for that vehicle provided that he is accompanied by a person who holds a professional driving permit which authorises him to drive that vehicle.
- (e) A person driving a tractor.

Period of Validity

- A professional driving permit is deemed to be valid for a period of 21 days after its actual expiry date.
- If the holder of a professional driving permit applies for a new professional driving permit before the actual expiry date of his or her current permit, his or her current permit remains valid until such holder is notified of the result of his or her application for a new professional driving permit.
- If the holder of a professional driving permit applies for a new professional driving permit before the actual expiry date of his or her current permit but is disqualified because of medical reasons or previous convictions such as drunken driving or reckless driving, he or she may request the driving license testing centre concerned to refer his or her application to the MEC for a decision on whether or not a professional driving permit may be issued. In these cases the holder’s current professional driving permit remains valid until such holder is notified of the MEC’s decision.

Driving License Codes

Please note:

In order to determine the criteria applicable to the specific driving license code the following question needs to be answered and then acted on accordingly:

When (on what date) was the license issued?

- If on or after 1 February 2011 use information in **TABLE A**
- If before 1 February 2011 use information in appropriate column of **TABLE B**

After 1 February 2011, different licensing driving codes apply to different categories of driving licences. As of 1 February 2011 persons who obtain a code C, C1, EC or EC1 driving licence will not be allowed to drive a motor vehicle that requires a code B or code EB licence (in old terms - a person with a code 10, 11, 13 or 14 licence cannot drive a vehicle for which you need a code 08 licence). This only applies to new licences issued as from 1 February 2011. This provision does not affect those licences issued before this date (1 February 2011). Even when renewing their driving licences, current licence holders would still have the same authorisations that applied to their licences.

The different categories of driving licences indicated by the codes mentioned in the first column of the **Table A** below pertains to the classes of motor vehicles mentioned against it in the second column of the table, authorises the holder of such code to drive the motor vehicles mentioned against it in the second column and third column of **Table A**.

TABLE A

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STAATSKOERANT, 25 NOVEMBER 2010

No. 33796 5

CODE	CLASS OF MOTOR VEHICLE	AUTHORISATION
A1	A motor cycle without side-car which has an engine with a cylinder capacity not exceeding 125 cubic centimetres, or which is propelled by electrical power, but does not include— (i) any vehicle propelled by electrical power derived from storage batteries and which is pedestrian controlled; or (ii) any vehicle with a tare not exceeding 230 kilograms and specially designed and constructed, and not merely adapted, for the use of any person suffering from some physical defect or disability or a person of old age and used solely by such person.	Includes authorisation to drive— (i) (aa) a motor cycle with a side-car; (bb) a motor tricycle; which has an engine with a cylinder capacity not exceeding 125 cubic centimetres; and (ii) a vehicle having pedals and an engine or an electric motor as an integral part thereof or attached thereto and which is designed or adapted to be propelled by means of such pedals, engine or motor, or both such pedals and engine or motor.
A	A motor cycle without a side-car which has an engine with a cylinder capacity exceeding 125 cubic centimetres.	Includes authorisation to drive— (i) a motor cycle with or without a sidecar; (ii) a motor tricycle; and (iii) any other motor vehicle for which a code A1 driving licence is required.

CODE	CLASS OF MOTOR VEHICLE	AUTHORISATION
B	A motor vehicle, excluding a motor cycle, motor tricycle, tractor and a motor vehicle which is a type of mobile agricultural or industrial equipment or machinery not designed principally for the conveyance of persons or goods, being— (i) a motor vehicle, including a motor home, the tare of which does not exceed 3 500 kilograms; or (ii) a minibus, a bus or a goods vehicle, the gross vehicle mass of which does not exceed 3 500 kilograms, with or without a trailer, the gross vehicle mass of which does not exceed 750 kilograms, but does not include an articulated motor vehicle.	Includes authorisation to drive— (i) a tractor; and (ii) a motor vehicle which is a type of mobile agricultural or industrial equipment or machinery not designed principally for the conveyance of persons or goods, with or without a trailer.
C1	A motor vehicle— (i) the tare of which exceeds 3 500 kilograms but does not exceed 16 000 kilograms; or (ii) a minibus, a midibus, a bus or a goods vehicle, the gross vehicle mass of which exceeds 3 500 kilograms but does not exceed 16 000 kilograms, with or without a trailer, the gross vehicle mass of which does not exceed 750 kilograms, but does not include an articulated motor vehicle.	

CODE	CLASS OF MOTOR VEHICLE	AUTHORISATION
C	A bus or a goods vehicle, the gross vehicle mass of which exceeds 16 000 kilograms, with or without a trailer the gross vehicle mass of which does not exceed 750 kilograms, but does not include an articulated motor vehicle.	Includes authorisation to drive any motor vehicle for which a code C1 driving licence is required.
EB	An articulated motor vehicle, of which the gross combination mass of the truck-tractor does not exceed 3 500 kilograms and a combination of a motor vehicle the tare of which does not exceed 3 500 kg, with a trailer the gross vehicle mass of which exceeds 750 kilograms.	Includes authorisation to drive any motor vehicle for which a code B driving licence is required.
EC1	(i) an articulated motor vehicle, of which the gross combination mass of the truck-tractor exceeds 3 500 kilograms but does not exceed 16 000 kilograms; (ii) a combination of— (aa) a motor vehicle the tare of which exceeds 3 500 kg but does not exceed 16 000 kg; or (bb) a minibus, midibus, bus or goods vehicle, the gross vehicle mass of which exceeds 3 500 kilograms but does not exceed 16 000 kilograms, with a trailer the gross vehicle mass of which exceeds 750 kilograms.	Includes authorisation to drive any motor vehicle for which a code C1 driving licence is required.

CODE	CLASS OF MOTOR VEHICLE	AUTHORISATION
EC	(i) an articulated motor vehicle of which the gross combination mass of the truck-tractor exceeds 16 000 kilograms; (ii) a combination of a bus or goods vehicle, the gross vehicle mass of which exceeds 16 000 kilograms, with a trailer the gross vehicle mass of which exceeds 750 kilograms."	Includes authorisation to drive any motor vehicle for which a code C1, C or EC1 driving licence is required.

(b) the substitution for paragraph (b) of subregulation (4) of the following paragraph:

"(b) The holder of a driving licence of the code mentioned in the table below, which was issued-

(i) before 1 March 1998, as contemplated in section 19 or 20 of the Act (hereinafter referred to as the "old licence"), shall, subject to paragraph (bA), upon application in terms of regulation 111 or 112, respectively, be issued in terms of regulation 108 with a driving licence (hereinafter referred to as the "new licence") of the code mentioned against the old licence in the first column of the table below; or

(ii) from 1 March 1998 but before 1 February 2011 shall be authorised to drive the motor vehicles as listed in the second column of the table below.

The holder of a driving licence of the Code mentioned in **Table B** below, which was issued:

- (a) **before 1 March 1998**, (hereinafter called the old licence), shall subject to regulation 99(4)(bA), upon application in terms of regulation 111 or 112 be issued with a driving code (hereinafter referred to the new licence) of the code mentioned against the old licence in the first column of Table B
- (b) **from 1 March 1998 but before 1 February 2011** shall be authorised to drive the motor vehicles as listed in the second column of Table B.

TABLE B

LICENCE CODES	LICENCE ISSUED ON OR AFTER 01/03/1998 BUT BEFORE 01/02/2011	LICENCE ISSUED ON OR AFTER IMPLEMENTATION OF SECTION 13 OF THE TRANSPORT GENERAL AMENDMENT ACT, 1995	LICENCE ISSUED ON OR AFTER 1990/06/01 BUT BEFORE THE IMPLEMENTATION OF SECTION 13 OF THE TRANSPORT GENERAL AMENDMENT ACT, 1995	LICENCE ISSUED ON OR AFTER 1985/12/31 BUT BEFORE 1990/06/01	LICENCE ISSUED ON OR AFTER 1972/02/01 BUT BEFORE 1985/12/31	LICENCE ISSUED ON OR AFTER 1967/01/01 BUT BEFORE 1972/02/01	LICENCE ISSUED BEFORE 1967/01/01
A1	A motor cycle without side-car which has an engine with a cylinder capacity not exceeding 125 cubic centimetres, or which is propelled by electrical power, but does not include— (i) any vehicle propelled by electrical power derived from storage batteries and which is pedestrian controlled; or (ii) any vehicle with a tare not exceeding 230 kilograms and specially designed and constructed, and not merely adapted, for the use of any person suffering from some physical defect or disability or a person of old age and used solely by such person. Includes authorisation to drive— (i) (aa) a motorcycle with a side-car; (bb) a motor tricycle; (cc) a motor quadrucycle, which has an engine with a cylinder capacity not exceeding 125 cubic centimetres; and (ii) a vehicle having pedals and an engine or an electric motor as an integral part thereof or attached thereto and which is designed or adapted to be propelled by means of such pedals, engine or motor, or both such pedals and engine or motor.	Code 01: A motor cycle with or without side-car, motor tricycle or motor quadrucycle, which has an engine with a cylinder capacity not exceeding 125 cm³; or which is propelled by electrical power, or which is a vehicle as contemplated in paragraph (b) of the definition of "motor vehicle" contained in section 1 of the Act.	Code 01: A motor cycle without side-car which has an engine with a cylinder capacity not exceeding 50 cm³; or which is propelled by electrical power, or which is a vehicle as contemplated in paragraph (b) of the definition of "motor vehicle" contained in section 1 of the Act.	A motor cycle without side-car which has an engine with a cylinder capacity not exceeding 50 cm³; or which is propelled by electrical power, or which is a vehicle as contemplated in paragraph (b) of the definition of "motor vehicle" contained in section 1 of the Road Traffic Ordinance and generally known as "code 01".	Motor cycle without side-car with an engine of which the cylinder capacity does not exceed 50 cm³; and generally known as "code 01".	Motor cycle without side-car with an engine of which the cylinder capacity does not exceed 50 cm³; and generally known as "code 01".	Motor cycle without side-car with an engine of which the cylinder capacity does not exceed 50 cm³; and generally known as "code 01".

DATE: JAN 2011

LICENC E CODES	LICENCE ISSUED ON OR AFTER 01/03/1998 BUT BEFORE 01/02/2011	LICENCE ISSUED ON OR AFTER IMPLEMENTATION OF SECTION 13 OF THE TRANSPORT GENERAL AMENDMENT ACT, 1995	LICENCE ISSUED ON OR AFTER 1990/06/01 BUT BEFORE THE IMPLEMENTATION OF SECTION 13 OF THE TRANSPORT GENERAL AMENDMENT ACT, 1995	LICENCE ISSUED ON OR AFTER 1985/12/31 BUT BEFORE 1990/06/01	LICENCE ISSUED ON OR AFTER 1972/02/01 BUT BEFORE 1985/12/31	LICENCE ISSUED ON OR AFTER 1967/01/01 BUT BEFORE 1972/02/01	LICENCE ISSUED BEFORE 1967/01/01
B	A motor vehicle, excluding a motor cycle, motor tricycle, tractor and a motor vehicle which is a type of mobile agricultural or industrial equipment or machinery not designed principally for the conveyance of persons or goods, being— (i) a motor vehicle, including a motor home, the tare of which does not exceed 3 500 kilograms; or (ii) a minibus, a bus or a goods vehicle, the gross vehicle mass of which does not exceed 3 500 kilograms, with or without a trailer, the gross vehicle mass of which does not exceed 750 kilograms, but does not include an articulated motor vehicle. Includes authorisation to drive— (i) a tractor; and (ii) a motor vehicle which is a type of mobile agricultural or industrial equipment or machinery not designed principally for the conveyance of persons or goods, with or without a trailer.	(i) Code 05: A tractor; (ii) Code 06: A motor vehicle which is propelled by electrical power and is of a class as contemplated in code 07 as referred to item (iii); (iii) Code 07: A motor vehicle which is a type of mobile agricultural or industrial equipment or machinery not designed principally for the conveyance of persons or goods, the type of which is specified in the driving licence; and (iv) Code 12: A motor vehicle of a class as contemplated in code 05 or code 07 as referred to item (i) or (iii), whatever the case may be, which is specially adapted, constructed or equipped for use by a physically disabled person.	(i) Code 05: A tractor; (ii) Code 06: A motor vehicle which is propelled by electrical power and is of a class as contemplated in code 07 as referred to item (iii); (iii) Code 07: A motor vehicle which is a type of mobile agricultural or industrial equipment or machinery not designed principally for the conveyance of persons or goods, the type of which is specified in the driving licence; and (iv) Code 12: A motor vehicle of a class as contemplated in code 05 or code 07 as referred to item (i) or (iii), whatever the case may be, which is specially adapted, constructed or equipped for use by a physically disabled person.	(i) A tractor which is not propelled by electrical power and generally known as "code 05"; (ii) a motor vehicle which is propelled by electrical power and is of a class as contemplated in item (iii), and generally known as "code 06"; (iii) a motor vehicle which is a type of mobile agricultural or industrial equipment or machinery not designed principally for the conveyance of persons or goods, the type of which is specified in the driving licence and generally known as "code 07"; and (iv) Code 12: A motor vehicle of a class as contemplated in item (i) or (iii), whatever the case may be, which is specially adapted, constructed or equipped for use by a physically disabled person.	(i) A tractor which is not propelled by electrical power and generally known as "code 05"; (ii) a motor vehicle propelled by electrical power of a class as contemplated in item (ii) and generally known as "code 06"; (iii) a motor vehicle, being a type of mobile agricultural or industrial equipment or machinery, which is not designed principally for the conveyance of persons or goods, the type of which is specified in the driving licence; (iv) a motor vehicle of a class as contemplated in item (i) which is specially adapted, constructed or equipped for use by a physically disabled person, generally known as "code 12".	(i) A motor vehicle being a type of mobile agricultural or industrial equipment or machinery which is not designed principally for the conveyance of persons or goods, the type of which is specified in the driving licence; (ii) a motor vehicle of a class as contemplated in item (i) which is specially adapted, constructed or equipped for use by a physically disabled person, generally known as "code 12".	(i) Power-propelled vehicles and machinery, including motor vehicles propelled by electrical or steam power; and (ii) a motor vehicle of a class as contemplated in item (i) which is specially adapted, constructed or equipped for use by a physically disabled person, generally known as "code 12".

LICENCE E CODES	LICENCE ISSUED ON OR AFTER 01/03/1998 BUT BEFORE 01/07/2011
C1	A motor vehicle: (i) the tare of which exceeds 3 500 kilograms but does not exceed 16 000 kilograms; or (ii) a minibus, a midibus, a bus or a goods vehicle, the gross vehicle mass of which exceeds 3 500 kilograms but does not exceed 16 000 kilograms, with or without a trailer, the gross vehicle mass of which does not exceed 750 kilograms, but does not include an articulated motor vehicle. Includes authorisation to drive any motor vehicle for which a code B driving licence is required.

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C	A motor vehicle, excluding a motor cycle, motor tricycle, motor quadricycle, tractor, and a motor vehicle which is a type of mobile agricultural or industrial equipment or machinery not designed principally for the conveyance of persons or goods, being a bus or a goods vehicle, the gross vehicle mass of which exceeds 16 000 kilograms, with or without a trailer the gross vehicle mass of which does not exceed 750 kilograms, but does not include an articulated motor vehicle. Includes authorisation to drive any motor vehicle for which a code B or C1 driving licence is required.	(i) Code 05: A tractor; (ii) Code 06: A motor vehicle which is propelled by electrical power and is of a class as contemplated in code 07 as referred to item (iii); (iii) Code 07: A motor vehicle which is a type of mobile agricultural or industrial equipment or machinery not designed principally for the conveyance of persons or goods, the type of which is specified in the driving licence; and (iv) Code 12: A motor vehicle of a class as contemplated in code 05 or code 07 as referred to item (i) or (iii), whatever the case may be, which is specially adapted, constructed or equipped for use by a physically disabled person.	(i) Code 05: A tractor; (ii) Code 06: A motor vehicle which is propelled by electrical power and is of a class as contemplated in code 07 as referred to item (iii); (iii) Code 07: A motor vehicle which is a type of mobile agricultural or industrial equipment or machinery not designed principally for the conveyance of persons or goods, the type of which is specified in the driving licence; and (iv) Code 12: A motor vehicle of a class as contemplated in code 05 or code 07 as referred to item (i) or (iii), whatever the case may be, which is specially adapted, constructed or equipped for use by a physically disabled person.	(i) A tractor which is not propelled by electrical power and generally known as "code 05"; (ii) A motor vehicle which is propelled by electrical power and is of a class as contemplated in item (iii), and is of a class as contemplated in "code 06"; (iii) A motor vehicle, being a type of mobile agricultural or industrial equipment or machinery, which is not designed principally for the conveyance of persons or goods, the type of which is specified in the driving licence; and (iv) Code 12: A motor vehicle of a class as contemplated in item (i) or (iii), whatever the case may be, which is specially adapted, constructed or equipped for use by a physically disabled person.	(i) A tractor which is not propelled by electrical power and generally known as "code 05"; (ii) A motor vehicle which is propelled by electrical power and is of a class as contemplated in item (iii), and is of a class as contemplated in "code 06"; (iii) A motor vehicle, being a type of mobile agricultural or industrial equipment or machinery, which is not designed principally for the conveyance of persons or goods, the type of which is specified in the driving licence; and (iv) Code 12: A motor vehicle of a class as contemplated in item (i) or (iii), whatever the case may be, which is specially adapted, constructed or equipped for use by a physically disabled person.	(i) A motor vehicle being a type of mobile agricultural or industrial equipment or machinery which is not designed principally for the conveyance of persons or goods, the type of which is specified in the driving licence; and (ii) Code 12: A motor vehicle of a class as contemplated in item (i) or (iii), whatever the case may be, which is specially adapted, constructed or equipped for use by a physically disabled person.	(i) Power-propelled vehicles and machinery, including motor-vehicles propelled by electrical- or steam power; and (ii) A motor vehicle of a class as contemplated in item (i) which is specially adapted, constructed or equipped for use by a physically disabled person, generally known as "code 12".

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EB	A motor vehicle, excluding a motor cycle, motor tricycle, tractor and a motor vehicle which is a type of mobile agricultural or industrial equipment or machinery not designed principally for the conveyance of persons or goods, being— (i) an articulated motor vehicle, of which the gross combination mass of the truck-tractor does not exceed 3 500 kilograms; (ii) a combination of— (aa) a motor vehicle the tare of which does not exceed 3 500 kg; or (bb) a minibus, bus or a goods vehicle, the gross vehicle mass of which does not exceed 3 500 kg; or (cc) an articulated motor vehicle, the gross combination mass of which does not exceed 3 500 kg; and (iii) a motor vehicle of a class as contemplated in code 08 as referred to in item (i), which is specially adapted, constructed or equipped for use by a physically disabled person. Includes authorisation to drive any motor vehicle for which a code B driving licence is required.	(i) Code 06: A motor vehicle which is propelled by electrical power and is of a class as contemplated in code 08 as referred to in item (i); (ii) Code 08: A light motor vehicle, being— (aa) a motor vehicle, the tare of which does not exceed 3 500 kg; (bb) a minibus, bus or a goods vehicle, the gross vehicle mass of which does not exceed 3 500 kg; or (cc) an articulated motor vehicle, the gross combination mass of which does not exceed 3 500 kg; and (iii) A motor vehicle of a class as contemplated in code 08 as referred to in item (i), which is specially adapted, constructed or equipped for use by a physically disabled person.	(i) A motor vehicle which is propelled by electrical power and is of a class as contemplated in item (i), generally known as "code 06"; (ii) a light motor vehicle, being— (aa) a motor vehicle, the tare of which does not exceed 3 500 kg; (bb) a bus or a goods vehicle, the gross vehicle mass of which does not exceed 3 500 kg; or (cc) an articulated motor vehicle, the gross combination mass of which does not exceed 3 500 kg, generally known as "code 08"; and (iii) a motor vehicle of a class as contemplated in item (i), which is specially adapted, constructed or equipped for use by a physically disabled person, generally known as "code 12".	(i) A motor vehicle which is propelled by electrical power and is of a class as contemplated in item (i), generally known as "code 06"; (ii) a light motor vehicle, being— (aa) a motor vehicle, the tare of which does not exceed 3 500 kg; (bb) a bus or a goods vehicle, the gross vehicle mass of which does not exceed 3 500 kg, generally known as "code 08"; and (iii) a motor vehicle of a class as contemplated in item (i), which is specially adapted, constructed or equipped for use by a physically disabled person, generally known as "code 12".	(i) A motor vehicle which is propelled by electrical power and is of a class as contemplated in item (i), generally known as "code 06"; (ii) a light motor vehicle, being— (aa) a motor vehicle, the tare of which does not exceed 3 500 kg; (bb) a bus or a goods vehicle, the gross vehicle mass of which does not exceed 3 500 kg, generally known as "code 08"; and (iii) a motor vehicle of a class as contemplated in item (i), which is specially adapted, constructed or equipped for use by a physically disabled person, generally known as "code 12".	(i) A motor vehicle which is propelled by electrical power and is of a class as contemplated in item (i), generally known as "code 06"; (ii) a light motor vehicle, being— (aa) a motor vehicle, the tare of which does not exceed 3 500 kg; (bb) a bus or a goods vehicle, the gross vehicle mass of which does not exceed 3 500 kg, generally known as "code 08"; and (iii) a motor vehicle of a class as contemplated in item (i), which is specially adapted, constructed or equipped for use by a physically disabled person, generally known as "code 12".	(i) A motor vehicle which is propelled by electrical power and is of a class as contemplated in item (i), generally known as "code 06"; (ii) a light motor vehicle, being— (aa) a motor vehicle, the tare of which does not exceed 3 500 kg; (bb) a bus or a goods vehicle, the gross vehicle mass of which does not exceed 3 500 kg, generally known as "code 08"; and (iii) a motor vehicle of a class as contemplated in item (i), which is specially adapted, constructed or equipped for use by a physically disabled person, generally known as "code 12".

LICENCE CODES	LICENCE ISSUED ON OR AFTER 01/03/1998 BUT BEFORE 01/02/2011	LICENCE ISSUED ON OR AFTER IMPLEMENTATION OF SECTION 13 OF THE TRANSPORT GENERAL AMENDMENT ACT, 1995	LICENCE ISSUED ON OR AFTER IMPLEMENTATION OF SECTION 13 OF THE TRANSPORT GENERAL AMENDMENT ACT, 1995	LICENCE ISSUED ON OR AFTER 1985/12/31 BUT BEFORE 1990/06/01	LICENCE ISSUED ON OR AFTER 1972/02/01 BUT BEFORE 1985/12/31	LICENCE ISSUED ON OR AFTER 1967/01/01 BUT BEFORE 1972/02/01
EC1	A motor vehicle, excluding a motor cycle, motor tricycle, tractor and a motor vehicle which is a type of mobile agricultural or industrial equipment or machinery not designed principally for the conveyance of persons or goods, being— (i) an articulated motor vehicle, of which the gross combination mass of the truck-tractor exceeds 3 500 kilograms but does not exceed 16 000 kilograms; (ii) a combination of— (aa) a motor vehicle the tare of which exceeds 3 500 kg but does not exceed 16 000 kg; or (bb) a minibus, bus or goods vehicle, the gross vehicle mass of which exceeds 3 500 kilograms but does not exceed 16 000 kilograms; (iii) code 12: A motor vehicle of a class as contemplated in item (ii), which is specially adapted, constructed or equipped for use by a physically disabled person.	(i) Code 06: A motor vehicle which is propelled by electrical power and is of a class as contemplated in code 10 as referred to in item (ii); (ii) code 10: A heavy motor vehicle, being— (aa) a motor vehicle, the tare of which exceeds 3 500 kg but does not exceed 16 000 kg; (bb) a minibus or a bus the gross vehicle mass of which exceeds 3 500 kg; or (cc) a goods vehicle, the gross vehicle mass of which exceeds 3 500 kg but does not exceed 16 000 kg, but does not include an articulated motor vehicle; and (iii) code 12: A motor vehicle of a class as contemplated in code 10 as referred to in item (ii), which is specially adapted, constructed or equipped for use by a physically disabled person.	(i) Code 06: A motor vehicle which is propelled by electrical power and is of a class as contemplated in code 10 as referred to in item (ii); (ii) code 10: A heavy motor vehicle, being— (aa) a motor vehicle, the tare of which exceeds 3 500 kg but does not exceed 16 000 kg; (bb) a minibus or a bus the gross vehicle mass of which exceeds 3 500 kg; or (cc) a goods vehicle, the gross vehicle mass of which exceeds 3 500 kg but does not exceed 16 000 kg, but does not include an articulated motor vehicle; and (iii) code 12: A motor vehicle of a class as contemplated in code 10 as referred to in item (ii), which is specially adapted, constructed or equipped for use by a physically disabled person.	(i) A motor vehicle which is propelled by electrical power and is of a class as contemplated in item (ii), generally known as "code 06"; (ii) a heavy motor vehicle, excluding an articulated motor vehicle, being— (aa) a motor vehicle of which the tare does not exceed 16 000 kg; or (bb) a goods vehicle of which the gross vehicle mass does not exceed 16 000 kg, generally known as "code 10"; and (iii) a motor vehicle of a class as contemplated in item (i), which is specially adapted, constructed or equipped for use by a physically disabled person, generally known as "code 12".	(i) A motor vehicle which is propelled by electrical power and is of a class as contemplated in item (ii), generally known as "code 06"; (ii)(aa) a medium motor vehicle, the tare of which exceeds 3 500 kg; or (bb) if such vehicle is a bus or goods vehicle, the gross vehicle mass of which exceeds 3 500 kg but does not exceed 9 000 kg, and generally known as "code 09"; and (iii) a motor vehicle of a class as contemplated in item (i), which is specially adapted, constructed or equipped for use by a physically disabled person, generally known as "code 12".	

LICENCE CODES	LICENCE ISSUED ON OR AFTER 01/03/1998 BUT BEFORE 01/02/2011	LICENCE ISSUED ON OR AFTER IMPLEMENTATION OF SECTION 13 OF THE TRANSPORT GENERAL AMENDMENT ACT, 1995	LICENCE ISSUED ON OR AFTER IMPLEMENTATION OF SECTION 13 OF THE TRANSPORT GENERAL AMENDMENT ACT, 1995	LICENCE ISSUED ON OR AFTER 1990/06/01 BUT BEFORE THE IMPLEMENTATION OF SECTION 13 OF THE TRANSPORT GENERAL AMENDMENT ACT, 1995	LICENCE ISSUED ON OR AFTER 1985/12/31 BUT BEFORE 1990/06/01	LICENCE ISSUED ON OR AFTER 1972/02/01 BUT BEFORE 1985/12/31	LICENCE ISSUED ON OR AFTER 1967/01/01 BUT BEFORE 1972/02/01
EC	A motor vehicle, excluding a motor cycle, motor tricycle, motor quadricycle, tractor and a motor vehicle which is a type of mobile agricultural or industrial equipment or machinery not designed principally for the conveyance of persons or goods, being— (i) an articulated motor vehicle of which the gross combination mass of the truck-tractor exceeds 16 000 kilograms; (ii) a combination of a bus or goods vehicle, the gross vehicle mass of which exceeds 16 000 kilograms, with a trailer the gross vehicle mass of which exceeds 750 kilograms. Includes authorisation to drive any motor vehicle for which a code B, C1, C, EB or EC1 driving licence is required and a haulage tractor.	(i) Code 11: An extra heavy vehicle, being— (aa) a motor vehicle the tare of which exceeds 16 000 kg; or (bb) a goods vehicle, the gross vehicle mass of which exceeds 16 000 kg, but does not include an articulated motor vehicle; (ii) code 13: A heavy articulated motor vehicle, the gross combination mass of the truck-tractor of which exceeds 3 500 kg but does not exceed 25 000 kg; (iii) code 14: An extra heavy articulated motor vehicle, the gross combination mass of the truck-tractor of which exceeds 25 000 kg; and (iv) code 12: A motor vehicle of a class as contemplated in code 11, 13 or 14, as referred to in items (i), (ii) or (iii). Whatever the case may be, which is specially adapted, constructed or equipped for use by a physically disabled person.	(i) Code 11: An extra heavy vehicle, being— (aa) a motor vehicle the tare of which exceeds 16 000 kg; or (bb) a goods vehicle, the gross vehicle mass of which exceeds 16 000 kg, but does not include an articulated motor vehicle, and generally known as "code 11"; (ii) a heavy articulated motor vehicle, being an articulated motor vehicle the gross combination mass of which exceeds 16 000 kg, and 3 500 kg but does not exceed 25 000 kg, generally known as "code 13"; (iii) an extra heavy articulated motor vehicle, being an articulated vehicle the gross combination mass of which exceeds 25 000 kg, and generally known as "code 14"; and (iv) a motor vehicle of a class as contemplated in code 11, 13 or 14 as referred to in item (i), (ii) or (iii), whatever the case may be, which is specially adapted, constructed or equipped for use by a physically disabled person, generally known as "code 12".	(i) An extra heavy vehicle, being— (aa) a motor vehicle the tare of which exceeds 16 000 kg; or (bb) a goods vehicle, the gross vehicle mass of which exceeds 16 000 kg, but does not include an articulated motor vehicle, and generally known as "code 11"; (ii) a heavy articulated motor vehicle, being an articulated motor vehicle the gross combination mass of which exceeds 16 000 kg, and 3 500 kg but does not exceed 25 000 kg, generally known as "code 13"; (iii) an extra heavy articulated motor vehicle, being an articulated vehicle the gross combination mass of which exceeds 25 000 kg, and generally known as "code 14"; and (iv) a motor vehicle of a class as contemplated in item (i) or (ii), whatever the case may be, which is specially adapted, constructed or equipped for use by a physically disabled person, generally known as "code 12".	(i) A heavy motor vehicle the tare of which exceeds 7 700 lbs but does not exceed 30 000 lbs and generally known as "code 10"; (ii) a bus or goods vehicle the gross mass of which exceeds 7 700 lbs and generally known as "code 10"; (iii) an extra heavy motor vehicle the tare of which exceeds 30 000 lbs and generally known as "code 10"; (iv) a bus or goods vehicle the gross mass of which exceeds 30 000 lbs; and (v) a motor vehicle of a class as contemplated in item (i), (ii), (iii) or (iv), whatever the case may be, which is specially adapted, constructed or equipped for use by a physically disabled person, generally known as "code 12".	(i) A heavy motor vehicle the tare of which exceeds 9 000 kg but does not exceed 16 000 kg, generally known as "code 10"; (ii) an extra heavy motor vehicle, the tare of which exceeds 16 000 kg or, if such motor vehicle is a bus or goods vehicle, the gross vehicle mass of which exceeds 16 000 kg, and 3 500 kg, and generally known as "code 11"; and (iii) a motor vehicle of a class as contemplated in item (i) or (ii), whatever the case may be, which is specially adapted, constructed or equipped for use by a physically disabled person, generally known as "code 12".	(i) A heavy motor vehicle being a motor vehicle or combination of motor vehicles the gross vehicle mass of which exceeds 7 700 lbs and generally known as "code 10"; and (ii) a motor vehicle of a class as contemplated in item (i), which is specially adapted, constructed or equipped for use by a physically disabled person, generally known as "code 12".

Learner License Codes

- **Code 1**

- **Type of vehicle(s) included:**

- (a) Motor cycle with or without a side-car.
 - (b) Motor tricycle.
 - (c) Motor quadrucycle.

- **Code 2**

- **Type of vehicle(s) included:**

- (a) Motor vehicle, the tare of which does not exceed 3500 kilograms.
 - (b) Minibus, bus or goods vehicle, the gross vehicle mass of which does not exceed 3500 kilograms.
 - (c) Articulated motor vehicle or combination of a motor vehicle and trailer of which the gross combination mass of the truck-tractor or drawing vehicle does not exceed 3500 kilograms.
 - (d) Tractor.

- **Type of vehicle(s) excluded:**

- (a) Motor cycle.
 - (b) Motor tricycle.
 - (c) Motor quadrucycle.

- **Code 3**

- **Type of vehicle(s) included:**

- (a) Any motor vehicle or combination of motor vehicles.

- **Type of vehicles excluded:**

- (a) Motor cycle

- (b) Motor tricycle
- (c) Motor quadrucycle.

Driver Restrictions

- 0 = None**
- 1 = Glasses/Contact lenses**
- 2 = Artificial limb**

Vehicle Restrictions

- 0 = None**
- 1 = Automatic transmission**
- 2 = Electrically powered**
- 3 = Physically disabled**
- 4 = Bus above 16 000 kg GVM**

NATIONAL ROAD TRAFFIC ACT, 1996 (ACT NO. 93 OF 1996) AMENDMENTS OF NATIONAL ROAD TRAFFIC ACT REGULATIONS

BACKGROUND

The regulations contemplated in the National Road Traffic Act, 1996 (Act No 93 of 1996) have been amended by the Seventeenth Amendment to the National Road Traffic Act Regulations. These amendments were published in the Government Gazette on 25 November 2010 and come into operation on this same date.

The Table below sets out the position before the amendment and after the amendment. The amendments reflected below only relate to the aspects for Santam's further consideration. These are reflected in red and are underlined for ease of reference, with some comments reflected in the last column for further consideration.

Regulation reference	Provisions prior to amendment	Provision after new amendment	Comments
99	Categories of learner's and driving licences, classes of motor vehicles relating to each category of such licences and the authority conveyed by such licences		
99(4)(a)	The categories of driving licenses are indicated by the codes mentioned in the first column of the table below, each of which pertains to the classes of motor vehicles mentioned against it in the second column the table, and authorizes the holder of such code to driver the motor vehicles mentioned against it in the said second column and third column of the table:	The categories of driving licenses <u>issued after 1 February 2011</u> are indicated by the codes mentioned in the first column of the table below, each of which pertains to the classes of motor vehicles mentioned against it in the second column the table, and authorizes the holder of such code to driver the motor vehicles mentioned against it in the said second column and third column of the table:	Santam to take into account the Codes in respective of the different categories when assessing claims to ensure that the insured is driving the correct vehicle. If the licence category is listed on Santam's persetel system then consider the codes reflected on the system against the code and categories reflected in the amendments. Santam to take into account the different time periods reflected in the
99(4)(b)	The holder of a driving license of the code mentioned in the table below*, which was issued before 1 March 1998, as contemplated in section 19 or 20 of the Act (hereinafter	The holder of a driving license of the code mentioned in the table below*, which was issued -	

Regulation reference	Provisions prior to amendment	Provision after new amendment	Comments
	referred to as the 'old licence'), shall, subject to paragraph (bA), upon application in terms of regulation 111 or 112, respectively, be issued in terms of regulation 108 with a driving licence (hereinafter referred to as the 'new licence') of the code mentioned against the old licence in the first column of the table below.	(i) before 1 March 1998, as contemplated in section 19 or 20 of the Act (hereinafter referred to as the 'old licence'), shall, subject to paragraph (bA), upon application in terms of regulation 111 or 112, respectively, be issued in terms of regulation 108 with a driving licence (hereinafter referred to as the 'new licence') of the code mentioned against the old licence in the first column of the table below; or (ii) <u>from 1 March 1998 but before 1 February 2011 shall be authorized to drive the motor vehicles as listed in the second column of the table below.</u>	amended regulations when dealing with claims. Underwriting to take into account the restrictions of license categories when underwriting risks.
110	Conditions for acknowledgement and exchange of driving licence not issued in terms of the National Road Traffic Act, and international driving permit		
110(1)	Subject to subregulation (3).....	Subject to subregulation <u>(1A)</u> and (3)	
110(1A)		<u>For the purposes of subregulation (1) the phrase "not permanently or ordinarily resident in the Republic" means being outside the borders of South Africa for an uninterrupted period of more than three months</u>	Underwriting to assess whether the existing definition in the policy wording is consistent with the meaning contemplated in these regulations.
110(3)(a)	When a holder of a licence referred to in section 23(1)(a) of, the Act or the holder of an international driving permit	When a holder of a licence referred to in section 23(1)(a) of, the Act or the holder of an	Underwriting to take into account the validity periods when underwriting risks.

Regulation reference	Provisions prior to amendment	Provision after new amendment	Comments
	referred to in section 23(1)(b) of the Act returns to the Republic to resume permanent residence, such licence or permit shall no longer be deemed to be a valid licence for the purposes of Chapter IV of the Act, after one year from the date of return;....	international driving permit referred to in section 23(1)(b) of the Act returns to the Republic to resume permanent residence, such licence or permit shall no longer be deemed to be a valid licence for the purposes of Chapter IV of the Act, <u>if it becomes invalid in the country or territory of issue</u> ; or....	Claims to take note of the validity periods when handling motor vehicle claims.
110(3)(b)	When a holder of a licence referred to in section 23(1)(a) of the Act or the holder of an international driving permit referred to in section 23(1)(b) of the Act obtains permission in terms of any law for permanent residence in the Republic, such license or permit shall no longer be deemed to be a valid licence for the purposes of Chapter IV of the Act, after one year from the date on which such person has taken up permanent residence.	When a holder of a licence referred to in section 23(1)(a) of the Act or the holder of an international driving permit referred to in section 23(1)(b) of the Act obtains permission in terms of any law for permanent residence in the Republic, such license or permit shall no longer be deemed to be a valid licence for the purposes of Chapter IV of the Act, <u>if it becomes invalid in the country or territory of issue</u> .	
110(3)		<u>Provided that the period of validity of such driving licence shall not exceed a period of five years from the date when such person is granted permanent residence status in the Republic.</u>	
138	Certification of roadworthiness required in certain circumstances		
138(1)(j)	Subject to subregulations (2) and (3), a registering authority shall not issue a licence disc in respect of a- (j) motor vehicle regarded to be unroadworthy in terms of regulation 147(7)(a) due to no reaction within 35 days after	Subject to subregulations (2) and (3), a registering authority shall not issue a licence disc in respect of a – (j) motor vehicle regarded to be <u>roadworthy</u> in terms of regulation 147(7)(a) due to no	

Regulation reference	Provisions prior to amendment	Provision after new amendment	Comments
	issue of a notice referred to in that regulation, unless such motor vehicle is certified to be road worthy as referred to in regulation 141(2), within a period of six months prior to such vehicle being licensed.	reaction within 35 days after issue of a notice referred to in that regulation,	
138(1)		<u>unless such motor vehicle is certified to be road worthy as referred to in regulation 141(2), within a period of six months prior to such vehicle being licensed.</u>	Underwriting to take into account the time period for issuing roadworthy certificates when requesting same from the insured.
138(3)(c)	The provisions of subregulation (1)(a) shall not apply in respect of a motor vehicle other than a motor vehicle referred to in regulation 142(1) of which the owner has changed within six months after the date of liability for the first licensing of such motor vehicle; or..	The provisions of subregulation (1)(a) shall not apply in respect of a motor vehicle other than a motor vehicle referred to in regulation 142(1) of which the owner has changed within <u>21 days</u> after the date of liability for the first licensing of such motor vehicle; or..	
139(1)(c)		<u>An application for certification of roadworthiness as referred to in regulation 138 shall be made on form ACR as shown in Schedule 2 at an appropriately graded testing station and shall be accompanied in a case of minibus or midibus operating for reward, a duly completed form DSCD by the registered owner of the motor vehicle or proxy as shown in Schedule 2.</u>	
200	Steering gear		
200(2)(e)	The owner of a motor vehicle referred to subregulation 2(b) may dispose of or transfer ownership of such motor vehicle.	The owner of a motor vehicle referred to in subregulation 2(b) may dispose of or transfer ownership of such motor vehicle <u>and such motor vehicle may be registered in the name of a new owner.</u>	Underwriting should take into account the fact that vehicles with a left-hand steering gear may be sold to a third party and such may be registered in the name of the new owner.

Regulation reference	Provisions prior to amendment	Provision after new amendment	Comments
240	Massload carrying capacity of road		
240	No person shall operate on a public road a motor vehicle or a combination of motor vehicles, the wheels of which are fitted with pneumatic tyres, if -... (g) the axle mass load of an axle unit which consists of three or more axles, each of which are fitted with four wheels, exceeds 24 000 kilograms.	No person shall operate on a public road a motor vehicle or a combination of motor vehicles, the wheels of which are fitted with pneumatic tyres, if -... (g) the axle massload of an axle unit which consists of three or more axles, each of which are fitted with four wheels, exceeds 24 000 kilograms; <u>and</u> <u>(h) the axle mass load of an axel-unit consists of two axels, one of which is a drive axle with four wheels and the other is an axle with two wheels, and which is fitted to a rapid transport bus, if the sum of the two axle mass loads exceeds 18 200 kilograms.</u>	Where underwriting has made reference to specific masses in the policy wording and in underwriting criteria, consideration should be given to how consistent those entries are with the amended regulations. Claims Services should also be aware this restriction when dealing with claims.
296A	Dedicated public transport vehicle or high occupancy vehicle lanes		
296A		<u>No person shall operate a motor vehicle on a rapid transport lane, other than a rapid transport bus and rapid transport bus-train which forms part of a bus rapid transport system. Provided that the driver of a vehicle may only enter such rapid transport lane, under circumstances mentioned in subregulations 296A(1)(a)-(d)</u>	Underwriter to consider whether this restriction is or can be incorporated in the policy wording as a possible exclusion of liability. Claims Services to be aware of this restriction should accidents or thirds party liability arises as result operating motor vehicles in contravention of this regulation.

332	Equipment used in ascertaining concentration of alcohol in breath		
332	Provisions relating to Equipment used in ascertaining concentration of alcohol in breath (due to the lengthy provision this regulation has not been set out in this document)	Salient features of the amendment: 1. Recognises certain instruments as tools to determine blood alcohol levels- (a) Drager Alcotest 7110 MK III Part No 8314647 (Germany) (b) Dragger Alcotest 7110 MK IV Part No 35307791 (Australia); and (c) Intoxilyzer 8000. 2. Provisions for prosecutorial purposes amended.	In the event of underwriting making specific reference to specific instrument used to ascertain the concentration of alcohol in blood, the terminology used must be consistent with the recognized descriptions.