

**NATIONAL ROAD SAFETY ACT
NO. 9 OF 1972**

[ASSENTED TO 9 MARCH, 1972]

[DATE OF COMMENCEMENT: 15 MARCH, 1972]

(English text signed by the State President)

as amended by

National Road Safety Amendment Act, No. 46 of 1974

General Law Amendment Act, No. 57 of 1975

[with effect from 15 March, 1972]

National Road Safety Amendment Act, No. 40 of 1976

National Road Safety Amendment Act, No. 16 of 1980

National Road Safety Amendment Act, No. 59 of 1981

Motor Vehicle Accidents Act, No. 84 of 1986

[with effect from 1 May, 1986]

Multilateral Motor Vehicle Accidents Fund Act, No. 93 of 1989

[with effect from 1 May, 1989]

Transfer of Powers and Duties of the State President Act, No. 51 of 1991

[with effect from 29 April, 1991]

National Road Safety Amendment Act, No. 67 of 1991

Transport General Amendment Act, No. 86 of 1992

Proclamation No. 23 of 1995 (GG 16340)

[with effect from 31 March 1995]

GENERAL NOTE

In terms of proclamation 23 of 31 March 1995, the administration of Act No. 9 of 1972 has been assigned to this province excluding sections 7A, 14 and 26.

ACT

To promote road safety; to repeal the South African Road Safety Council Act, 1960; and to provide for matters connected therewith.

[Long title substituted by Proclamation No. 23 of 1995.]

1. Definitions.—In this Act, unless the context otherwise indicates—

“Council”

[Definition of “Council” deleted by s. 2 (a) of Act No. 86 of 1992.]

“Director”

[Definition of “Director” deleted by s. 1 (a) of Act No. 59 of 1981.]

“DirectorGeneral”, in so far as a provision of this Act is applied in or with reference to a particular province, means any officer employed by that province who has, either generally or in any particular case, been designated by the Minister;

[Definition of “Director-General” inserted by s. 1 (b) of Act No. 59 of 1981 and substituted by Proclamation No. 23 of 1995.]

“fixed date”

[Definition of “fixed date” deleted by s. 2 (b) of Act No. 86 of 1992.]

“Fund”

[Definition of “Fund” deleted by Proclamation No. 23 of 1995.]

“levy”

[Definition of “levy” deleted by s. 19 of Act No. 84 of 1986.]

“Managing Committee”

[Definition of “Managing Committee” deleted by s. 2 (c) of Act No. 86 of 1992.]

“Minister”, in so far as a provision of this Act is applied in or with reference to a particular province, means the competent authority to whom the administration of this Act has under section 235 (8) of the Constitution of the Republic of South Africa, 1993 (Act No. 200 of 1993), been assigned in that province;

[Definition of “Minister” substituted by s. 1 (c) of Act No. 59 of 1981, by s. 2 (d) of Act No. 86 of 1992 and by Proclamation No. 23 of 1995.]

“National Transport Commission”

[Definition of “National Transport Commission” deleted by s. 2 (e) of Act No. 86 of 1992.]

“province” means a province established in terms of section 124 of the Constitution of the Republic of South Africa, 1993.

[Definition of “province” inserted by Proclamation No. 23 of 1995.]

“public service”

[Definition of “public service” deleted by s. 2 (f) of Act No. 86 of 1992.]

“regulation”

[Definition of “regulation” deleted by Proclamation No. 23 of 1995.]

“Republic”

[Definition of “Republic” deleted by s. 2 (g) of Act No. 86 of 1992.]

“Road Safety Council”

[S. 1 substituted by Proclamation No. 23 of 1995. Definition of “Road Safety Council” deleted by s. 2 (h) of Act No. 86 of 1992.]

2.

[S. 2 repealed by s. 3 of Act No. 86 of 1992.]

3.

[S. 3 amended by s. 1 of Act No. 46 of 1974 and by s. 2 of Act No. 59 of 1981 and repealed by s. 3 of Act No. 86 of 1992.]

4.

[S. 4 substituted by s. 3 of Act No. 59 of 1981 and repealed by s. 3 of Act No. 86 of 1992.]

5. Object and execution.—(1) The object of this Act is to promote road safety.

[Sub-s. (1) amended by Proclamation No. 23 of 1995.]

(2) The Minister determines the policy that shall be followed with regard to the promotion of road safety.

(3) The Director-General shall perform his functions and exercise his powers subject to the control and directions of the Minister.

[S. 5 substituted by s. 4 of Act No. 86 of 1992.]

6. Functions of Director-General.—The Director-General shall—

(a)

[Para. (a) deleted by Proclamation No. 23 of 1995.]

(b) undertake the collection of information in connection with road safety and the making available thereof to authorities and the persons concerned and the public generally;

(c) give guidance regarding road safety by means of the organizing of congresses, symposiums, summer schools and study weeks, by means of mass-communication media and in any other manner deemed fit by the Director-General;

(d) consult with authorities and persons concerned in a road safety system in order to co-ordinate and activate the combating of traffic collisions;

(e) enquire into any matter falling within the objects of this Act;

(f) perform any other task which falls within the objects of this Act.

[S. 6 substituted by s. 5 of Act No. 86 of 1992.]

7. Powers of Director-General.—In order to perform his functions the Director-General may—

(a)

(b)

[Para. (b) deleted by Proclamation No. 23 of 1995.]

(c)

[Para. (c) deleted by Proclamation No. 23 of 1995.]

(d)

[Para. (d) deleted by Proclamation No. 23 of 1995.]

- (e) produce or acquire publicity material, including films, for dissemination by himself or any other person;
- (j) finance research in connection with road safety;
- (g) disseminate information in connection with road safety by means of the press, the radio and television;
- (h)
[Para. (h) deleted by Proclamation No. 23 of 1995.]
- (i) obtain the services of advertising institutions for the promotion of road safety;
- (j) assist local authorities which do not have the necessary staff therefor, in the laying out of grounds for the training of learner motor vehicle drivers;
- (k) assist in providing training facilities for motor vehicle drivers in cases where such facilities are not provided by some authority;
- (l) give guidance to associations or bodies of persons working towards the promotion of road safety;
- (m) organize congresses, symposiums, summer schools and study weeks and, if necessary, pay the costs of the operations therefor, and remunerate persons performing thereat;
- (n) with the approval of the Minister, take any other steps that may be necessary to achieve the object of this Act.

[S. 7 amended by s. 2 of Act No. 46 of 1974 and by s. 4 of Act No. 59 of 1981 and substituted by s. 6 of Act No. 86 of 1992.]

7A.

[The administration of s. 7A has not been assigned to this province.]

8.

[S. 8 repealed by s. 7 of Act No. 86 of 1992.]

9.

[S. 9 repealed by s. 7 of Act No. 86 of 1992.]

10.

[S. 10 repealed by s. 7 of Act No. 86 of 1992.]

11.

[S. 11 repealed by s. 7 of Act No. 86 of 1992.]

12.

[S. 12 repealed by s. 7 of Act No. 86 of 1992.]

13.

[S. 13 substituted by s. 5 of Act No. 59 of 1981 and repealed by s. 7 of Act No. 86 of 1992.]

14.

[The administration of s. 14 has not been assigned to this province.]

15.

[S. 15 amended by s. 6 of Act No. 59 of 1981 and by s. 1 of Act No. 67 of 1991, substituted by s. 9 of Act No. 86 of 1992 and repealed by Proclamation No. 23 of 1995.]

16.

[S. 16 substituted by s. 10 of Act No. 86 of 1992 and repealed by Proclamation No. 23 of 1995.]

17.

[S. 17 substituted by s. 7 of Act No. 59 of 1981 and repealed by s. 11 of Act No. 86 of 1992.]

18.

[S. 18 amended by s. 3 of Act No. 46 of 1974 and repealed by s. 8 of Act No. 59 of 1981.]

19.

[S. 19 substituted by s. 4 (1) of Act No. 46 of 1974 and repealed by s. 8 of Act No. 59 of 1981.]

20.

[S. 20 amended by s. 5 (1) of Act No. 46 of 1974 and by s. 40 (1) of Act No. 57 of 1975 and repealed by s. 8 of Act No. 59 of 1981.]

21.

[S. 21 repealed by s. 11 of Act No. 86 of 1992.]

22.

[S. 22 amended by s. 6 (1) of Act No. 46 of 1974 and repealed by s. 8 of Act No. 59 of 1981.]

23.

[S. 23 substituted by s. 1 (1) of Act No. 40 of 1976 and repealed by s. 11 of Act No. 86 of 1992.]

24.

[S. 24 repealed by s. 11 of Act No. 86 of 1992.]

25.

[S. 25 amended by s. 1 of Act No. 16 of 1980 and by s. 9 of Act No. 59 of 1981, substituted by s. 19 of Act No. 84 of 1986, by s. 7 of Act No. 93 of 1989, by s. 2 of Act No. 67 of 1991 and by s. 12 of Act No. 86 of 1992 and repealed by Proclamation No. 23 of 1995.]

26.

[The administration of s. 26 has not been assigned to this province.]

27.

[S. 27 amended by s. 10 of Act No. 59 of 1981, substituted by s. 14 of Act No. 86 of 1992 and repealed by Proclamation No. 23 of 1995.]

28. Repeal of Act 1 of 1960, Act 53 of 1965 and Act 47 of 1966.—The South African Road Safety Council Act, 1960, the South African Road Safety Council Amendment Act, 1965, and the South African Road Safety Council Amendment Act, 1966, are hereby repealed.

29. Where Act applicable.—This Act and any amendment thereof shall also apply in every territory in respect of which Parliament is competent to legislate.

30. Short title and commencement.—This Act shall be called the National Road Safety Act, 1972, and shall come into operation on a date fixed by the State President by proclamation in the *Gazette*.
