



Western Cape Government • Wes-Kaapse Regering • URhulumente weNtshona Koloni

PROVINCE OF THE WESTERN CAPE

PROVINSIE WES-KAAP

IPHONDO LENTSHONA KOLONI

Provincial Gazette Extraordinary

8928

Monday, 3 June 2024

Registered at the Post Office as a Newspaper

CONTENTS

(*Copies are obtainable at Room M21, Provincial Legislature Building, 7 Wale Street, Cape Town 8001.)

Provincial Notice

The following Provincial Notice is published for general information:

63 Department of Infrastructure: Western Cape Toll Roads Act, 1999 (Act 11 of 1999): Levying of Tolls for Chapman's Peak Drive... 2

Buitengewone Provinsiale Koerant

8928

Maandag, 3 Junie 2024

As 'n Nuusblad by die Poskantoor Geregistreer

INHOUD

(*Afskrifte is verkrygbaar by Kamer M21, Provinsiale Wetgewer-gebou, Waalstraat 7, Kaapstad 8001.)

Provinsiale Kennisgewing

Die volgende Provinsiale Kennisgewing word vir algemene inligting gepubliseer:

63 Departement van Infrastruktuur: Wes-Kaapse Wet op Tolpaaie, 1999 (Wet 11 van 1999): Heffing van Tolgelde vir Chapmanspiekrylaan 6

Isongezelelo kwiGazethi yePhondo

8928

uMvulo, 3 kweyeSilimela 2024

Ibhaliswe ePosini njengePhephandaba

IZIQULATHO

(*Ushicilelo oLutsha lufumaneka kwigumbi M21, kwiSakhiwo sePhondo seNdlu yoWiso-Mithetho, 7 Wale Street, eKapa 8001.)

ISaziso sePhondo

Esi Saziso sePhondo silandelayo sipapashelwe ukunika ulwazi ngokubanzi:

63 ISebe leZiseko zoPhuhliso: iWestern Cape Toll Roads Act, 1999 (uMthetho 11 ka-1999): IMi-rhumo yeNdlela i-Chapman's Peak Drive 10

PROVINCIAL NOTICE

The following Provincial Notice is published for general information.

DR. HC MALILA,
DIRECTOR-GENERAL

Provincial Legislature Building,
Wale Street,
Cape Town.

PROVINSIALE KENNISGEWING

Die volgende Provinsiale Kennisgewing word vir algemene inligting gepubliseer.

DR. HC MALILA,
DIREKTEUR-GENERAAL

Provinsiale Wetgewer-gebou,
Waalstraat,
Kaapstad.

ISAZISO SEPHONDO

Esi Saziso sePhondo silandelayo sipapashelwe ukunika ulwazi ngokubanzi.

uGQIR. HC MALILA,
MLAWULI-JIKELELE

ISakhiwo sePhondo,
Wale Sitolato,
eKapa.

PROVINCIAL NOTICE**P.N. 63/2024****3 June 2024****DEPARTMENT OF INFRASTRUCTURE****WESTERN CAPE TOLL ROADS ACT, 1999 (ACT 11 OF 1999)****LEVYING OF TOLLS FOR CHAPMAN'S PEAK DRIVE**

I, Tertuis Alfred Simmers, Provincial Minister of Infrastructure in the Western Cape, under sections 3 and 4 of the Western Cape Toll Roads Act, 1999 (Act 11 of 1999), and with effect from 1 July 2024—

- (a) levy the tolls specified in Schedule A for the categories of vehicle specified in that Schedule that are driven or used on Chapman's Peak Drive;
- (b) provide for the exemption from payment of tolls by certain drivers or users of Chapman's Peak Drive as specified in Schedule B; and
- (c) repeal Provincial Notice 63/2023 published in *Provincial Gazette* 8773 dated 15 June 2023.

TA SIMMERS**PROVINCIAL MINISTER OF INFRASTRUCTURE****DATE: 24 MAY 2024**

TOLLS AND REBATES

1	2	3	4		5		6	
			Rebate Structure for Regular Users		Rebate Structure for Regular Users with a Wild Card		Rebate Structure for Regular Motorcycle Users	
Class of Vehicle	Description	Tariff	Rebate Tariff	Qualification: Uses per Calendar Month	Rebate Tariff	Qualification: Uses per Calendar Month	Rebate Tariff	Qualification: Uses per Calendar Month
Class 1 Light Vehicles	Motorcycles, Motor Tricycles and Motor Quadbikes	R42,00	R64,00	1–2	R54,00	1–2	R42,00	1–2
			R54,00	3–4	R54,00	3–4	R33,00	3–4
			R40,00	5–6	R40,00	5–6	R26,00	5–6
			R27,00	7–10	R27,00	7–10	R17,00	7–10
	Light Motor Vehicles, Minibuses and Utility Vehicles	R64,00	R13,20	11–25	R13,20	11–25	R9,20	11–25
			R24,90	26 plus	R24,90	26 plus	R16,35	26 plus
	Minibus Taxis	R19,00	All journeys					
Class 2 2-Axle Heavy Vehicles	Small Delivery Vehicles	R64,00	N/A					
	Midibuses, Buses and Heavy Motor Vehicles with 2 axles	R259,00						
Class 3 3- and 4-Axle Heavy Vehicles	Buses and Heavy Motor Vehicles with 3 or 4 axles	R648,00	N/A					
Class 4 5- and More Axle Heavy Vehicles	Heavy Motor Vehicles with 5 or more axles and Articulated Vehicles	N/A						

- Note (1): All tolls include 15% VAT.
- Note (2): Rebates for regular users and minibus taxis are only applicable to persons who drive or use any of the classes of vehicles, referred to in the table, on the toll road and who have registered with the Concessionaire and maintain a minimum balance of R80,00 in their accounts. Rebates are applicable for non-commercial use only.
- Note (3): Wild Card rebates are only applicable to persons who drive or use any of the classes of vehicles, referred to in the table, on the toll road and who are in possession of a valid Wild Card, as distributed by South African National Parks and CapeNature, and who have registered with the Concessionaire. Wild Card holders who have not registered but who present their cards at the toll plaza will not qualify for the Wild Card rebate. Wild Card rebates are applicable for non-commercial use only.
- Note (4): Minibus taxis with valid operating licences issued in terms of the National Land Transport Act, 2009 (Act 5 of 2009), are exempt from the provision requiring non-commercial use as contemplated in Note (2).
- Note (5): A rebate is granted to small delivery vehicles with one heavy axle and a wheelbase of less than 3 000 mm; a width of less than 2 500 mm; and a length of less than 5 000 mm.
- Note (6): Classes of vehicles are prescribed in terms of regulation 3 of the Regulations Regarding Provincial Toll Roads, made under the Western Cape Toll Roads Act, 1999, published under Provincial Notice 115/2001 in *Provincial Gazette* 5699 dated 20 April 2001.
- Note (7): Rebates are granted in terms of section 3(3) and (4) of the Western Cape Toll Roads Act, 1999.

SCHEDULE B

EXEMPTION FROM PAYMENT OF TOLLS UNDER SECTION 4

EXEMPT DRIVERS AND USERS

A person driving or using any of the following vehicles on the toll road is exempt from paying toll:

- (a)* South African Police Service vehicles used in the performance of a duty;
- (b)* South African National Defence Force vehicles used in the performance of a duty;
- (c)* Western Cape Government emergency services vehicles and traffic police vehicles used in the performance of a duty;
- (d)* City of Cape Town emergency services vehicles and traffic police vehicles used in the performance of a duty;
- (e)* South African National Parks vehicles used in the performance of a duty;
- (f)* ambulances used for an ambulance service licensed in terms of the Western Cape Ambulance Services Act, 2010 (Act 3 of 2010), used in the performance of ambulance services;
- (g)* fire-fighting vehicles as defined in section 1 of the National Road Traffic Act, 1996 (Act 93 of 1996), used in the performance of fire-fighting services;
- (h)* rescue vehicles as defined in section 1 of the National Road Traffic Act, 1996, used in the performance of rescue services; and
- (i)* operational and maintenance vehicles used in the performance of operational and maintenance duties on the toll road.

PROVINSIALE KENNISGEWING**P.K. 63/2024****3 Junie 2024****DEPARTEMENT VAN INFRASTRUKTUUR****WES-KAAPSE WET OP TOLPAAIE, 1999 (WET 11 VAN 1999)****HEFFING VAN TOLGELDE VIR CHAPMANSPIEKRYLAAN**

Ek, Tertuis Alfred Simmers, Provinsiale Minister van Infrastruktuur in die Wes-Kaap, kragtens artikels 3 en 4 van die Wes-Kaapse Wet op Tolpaaie, 1999 (Wet 11 van 1999), en met ingang van 1 Julie 2024—

- (a) hef die tolgelde vermeld in Bylae A vir die kategorieë voertuie vermeld in daardie Bylae wat op Chapmanspiekrylaan bestuur of gebruik word;
- (b) maak voorsiening vir die vrystelling van betaling van tolgelde deur sekere bestuurders of gebruikers van Chapmanspiekrylaan, soos vermeld in Bylae B; en
- (c) herroep Provinsiale Kennisgewing 63/2023 gepubliseer in *Provinsiale Koerant* 8773 gedateer 15 Junie 2023.

TA SIMMERS**PROVINSIALE MINISTER VAN INFRASTRUKTUUR****DATUM: 24 MEI 2024**

BYLAE A

HEFFING EN INVORDERING VAN TOLGELDE KRAGTENS ARTIKEL 3

TOLGELDE EN KORTINGS

Die tolgeld betaalbaar vir die bestuur of gebruik van 'n voertuig in 'n voertuigklas uiteengesit in kolom 1, saamgelees met kolom 2 van die tabel in hierdie Bylae, is soos uiteengesit in kolom 3, 4, 5 of 6 van die tabel.

1	2	3	4		5		6	
			Kortingstruktuur vir Gereelde Gebruikers		Kortingstruktuur vir Gereelde Gebruikers met 'n <i>Wild</i> -kaart		Kortingstruktuur vir Gereelde Motorfietsgebruikers	
Voertuigklas	Beskrywing	Tarief	Korting op Tarief	Kwalifikasie: Gebruik per Kalender-maand	Korting op Tarief	Kwalifikasie: Gebruik per Kalender-maand	Korting op Tarief	Kwalifikasie: Gebruik per Kalender-maand
Klas 1 Ligte Voertuie	Motorfietse, Driewielmotorfietse en Vierwielmotorfietse	R42,00	R64,00	1–2	R54,00	1–2	R42,00	1–2
			R54,00	3–4	R54,00	3–4	R33,00	3–4
			R40,00	5–6	R40,00	5–6	R26,00	5–6
			R27,00	7–10	R27,00	7–10	R17,00	7–10
	Ligte Motorvoertuie, Minibusse, en Nutsvoertuie	R64,00	R13,20	11–25	R13,20	11–25	R9,20	11–25
			R24,90	26 plus	R24,90	26 plus	R16,35	26 plus
	Minibustaxi's	R19,00	Alle reise					
Klas 2 2-As Swaarvoertuie	Klein Afleweringsvoertuie	R64,00	NVT					
	Midibusse, Busse en Swaarmotorvoertuie met 2 asse	R259,00						
Klas 3 3- en 4-As Swaarvoertuie	Busse en Swaar-motorvoertuie met 3 of 4 asse	R648,00	NVT					
Klas 4 5- en Meer As Swaarvoertuie	Swaarmotorvoertuie met 5 of meer asse en Gelede Voertuie	NVT						

- Nota (1): Alle tolgelde sluit 15% BTW in.
- Nota (2): Kortings vir gereelde gebruikers en minibustaxi's is slegs van toepassing op persone wat enige van die voertuigklasse, waarna in die tabel verwys word, bestuur of gebruik op die tolpad en wat by die Konsessiehouer geregistreer het en 'n minimum balans van R80,00 in hul rekening handhaaf. Kortings is slegs van toepassing op niekommersiële gebruik.
- Nota (3): Kortings vir *Wild*-kaarte is slegs van toepassing op persone wat enige van die voertuigklasse, waarna in die tabel verwys word, bestuur of gebruik op die tolpad en in besit is van 'n geldige *Wild*-kaart, soos versprei deur Suid-Afrikaanse Nasionale Parke en CapeNature, en wat by die Konsessiehouer geregistreer het. *Wild*-kaarthouers wat nie geregistreer het nie, maar hul kaart by die tolhek toon, sal nie vir die *Wild*-kaartkorting kwalifiseer nie. *Wild*-kaartkortings is slegs van toepassing op niekommersiële gebruik.
- Nota (4): Minibustaxi's met geldige bedryfslisensies wat ingevolge die *National Land Transport Act, 2009* (Wet 5 van 2009), uitgereik is, word vrygestel van die bepaling soos beoog in Nota (2) wat niekommersiële gebruik vereis.
- Note (5): 'n Korting word toegestaan aan klein afleweringsvoertuie met een swaar as en 'n asafstand minder as 3 000 mm; 'n breedte minder as 2 500 mm; en 'n lengte minder as 5 000 mm.
- Nota (6): Voertuigklasse word ingevolge regulasie 3 van die Regulasies Insake Provinsiale Tolpaaie voorgeskryf, wat gemaak is kragtens die Wes-Kaapse Wet op Tolpaaie, 1999, gepubliseer onder Provinsiale Kennisgewing 115/2001 in *Provinsiale Koerant* 5699 gedateer 20 April 2001.
- Nota (7): Kortings word ingevolge artikel 3(3) en (4) van die Wes-Kaapse Wet op Tolpaaie, 1999, toegestaan.

BYLAE B

VRYSTELLING VAN BETALING VAN TOLGELDE KRAGTENS ARTIKEL 4

VRYGESTELDE BESTUURDERS EN GEBRUIKERS

'n Persoon wat een van die volgende voertuie op die tolpad bestuur of gebruik, word daarvan vrygestel om tolgeld te betaal:

- (a) voertuie van die Suid-Afrikaanse Polisiediens wat gebruik word in die uitvoering van 'n plig;
- (b) voertuie van die Suid-Afrikaanse Nasionale Weermag wat gebruik word in die uitvoering van 'n plig;
- (c) nooddiensvoertuie en verkeerspolisievoertuie van die Wes-Kaapse Regering wat gebruik word in die uitvoering van 'n plig;
- (d) nooddiensvoertuie en verkeerspolisievoertuie van die Stad Kaapstad wat gebruik word in die uitvoering van 'n plig;
- (e) voertuie van Suid-Afrikaanse Nasionale Parke wat gebruik word in die uitvoering van 'n plig;
- (f) ambulanse wat gebruik word vir 'n ambulansdiens wat gelisensieer is ingevolge die Wet op Wes-Kaapse Ambulansdienste, 2010 (Wet 3 van 2010), wat gebruik word in die uitvoering van ambulansdienste;
- (g) brandbestrydingsvoertuie soos omskryf in artikel 1 van die Nasionale Padverkeerswet, 1996 (Wet 93 van 1996), wat gebruik word in die uitvoering van brandbestrydingsdienste;
- (h) reddingsvoertuie soos omskryf in artikel 1 van die Nasionale Padverkeerswet, 1996, wat gebruik word in die uitvoering van reddingsdienste; en
- (i) operasionele en instandhoudingsvoertuie wat gebruik word in die uitvoering van operasionele en instandhoudingspligte op die tolpad.

ISAZISO SEPHONDO**I.S. 63/2024****3 kweyeSilimela 2024****ISEBE LEZISEKO ZOPHUHLISO*****IWESTERN CAPE TOLL ROADS ACT, 1999*
(UMTHETHO 11 KA-1999)****IMIRHUMO YENDLELA I-CHAPMAN'S PEAK DRIVE**

Mna, Tertuis Alfred Simmers, uMphathiswa wePhondo weZiseko zoPhuhliso eNtshona Koloni, phantsi kwecandelo 3 nele4 le*Western Cape Toll Roads Act, 1999* (uMthetho 11 ka-1999), kwaye ukususela kumhla woku1 kweyeKhala 2024—

- (a) ukuhlawula imirhumo yendlela echazwe kwiShedyuli A yeendidi zezithuthi ezichazwe kule Shedyuli eziqhutywa okanye ezisetyenziswa kwiChapman's Peak Drive;
- (b) ukubonelela ngoxolelo kwiintlawulo zeendlela ezirhunwayo okanye zabasebenzisi abathile beChapman's Peak Drive njengoko kuchaziwe kwiShedyuli B; kunye
- (c) notshitshiso lweSaziso sePhondo 63/2023 esapapashwa kwiGazethi yePhondo 8773 somhla we15 kweyeSilimela 2023.

TA SIMMERS**UMPHATHISWA WEPHONDO WEZISEKO ZOPHUHLISO****UMHLA: 24 KUCANZIBE 2024**

ISHEDYULI A

URHAFISO NOKUQOKELELWA KWEMIRHUMO YEENDLELA EZIRHUNYWAYO

PHANTSI KWEKANDELO 3

IINTLAWULELO ZEENDLELA EZIRHUNYWAYO NEZAPHULELO

Irhafu ehlawulelwa ukuqhuba okanye ukusebenzisa isithuthi esikudidi lwezithuthi ezibekwe kwikholamu 1 efundwa kunye nekhholamu 2 kule theyibhuli ikule Shedyuli injengohlobo ebekwe ngalo kwikholamu 3, 4, 5 okanye 6 kule theyibhule.

1	2	3	4		5		6	
			ISicwangciso seSaphulelo saBasebenzisi beSiqhelo		ISicwangciso seSaphulelo saBasebenzisi beSiqhelo abanee <i>Wild Cards</i>		ISicwangciso seSaphulelo saBasebenzisi beZithuthuthu beSiqhelo	
Udidi lwesithuthi	Ingcaciso	INtlawulo	Isaphulelo seNtlawulo	Ilungelo losetyenziso: Usetyenziso ngenyanga	Isaphulelo seNtlawulo	Ilungelo losetyenziso: Usetyenziso ngenyanga	Isaphulelo seNtlawulo	Ilungelo losetyenziso: Usetyenziso ngenyanga
Udidi 1 IZithuthi eziLula	IZithuthuthu, iZithuthi eziMavili maThathu, IZithuthuthu eziMavili maNe	R42,00	R64,00	1–2	R54,00	1–2	R42,00	1–2
			R54,00	3–4	R54,00	3–4	R33,00	3–4
			R40,00	5–6	R40,00	5–6	R26,00	5–6
			R27,00	7–10	R27,00	7–10	R17,00	7–10
	iZithuthi eziLula, iiBhasi eziNcinci neZithuthi zohlobo lweYuthilithi	R64,00	R13,20	11–25	R13,20	11–25	R9,20	11–25
			R24,90	26 nangaphezulu	R24,90	26 nangaphezulu	R16,35	26 nangaphezulu
	Iitekisi eziziibhasi ezincinci	R19,00	Iihambo zonke					
Udidi 2 IZithuthi eziNzima ezinee-Asi ezi2	IZithuthi eZincinci sokuHambisa	R64,00	Akusebenzi					
	IBhasi eziPhakathi, iiBhasi neZithuthi eziNzima ezinee-asi ezi2	R259,00						
Udidi 3 IZithuthi eziNzima ezinee-Asi ezi3 nezi4	IBhasi neZithuthi eziNzima ezinee-asi ezi3 nezi4	R648,00	Akusebenzi					
Udidi 4 IZithuthi eziNzima ezinee-Asi ezi5 nangaphezulu	IiMoto / iZithuthi eziNzima ezinee-asi ezi5 okanye ngaphezulu neZithuthi eziDityanisiweyo	Akusebenzi						

- Inqaku (1): Intlawulelo zonke zineRhafuntengo (iVAT) eyi15%.
- Inqaku (2): Izaphulelo zilungiselelwe kuphela abantu abaqhuba okanye abasebenzisa nokuba loluphi udidi lwesithuthi kwezi zikwitheiyibhile, kwindlela erhafelwayo nabasele bebhaliwe kuluhlu lwabanelungelo eligunyaziswe ngurhulumente nabahlala benemali engamaR80,00 kwii-akhawunti zabo. Izaphulelo zikho kuphela kwezo zithuthi zingasetyenziselwa kushishina.
- Inqaku (3): Izaphulelo zabanee*Wild Cards* zilungiselelwe kuphela abantu abaqhuba okanye abasebenzisa isithuthi esikho kulo naluphi na udidi kwezi zidwelisiweyo kule theyibhile, kwindlela erhafelwayo nabanamakhadi abizwa ngokuba zii*Wild Cards* ezisemthethweni ezikhutshwe yiSouth African National Parks and CapeNature nababhaliswe ngokoMthetho. Abanamakhadi ii*Wild Cards* abangabhalisanga kodwa abawavezayo amakhadi abo bakufika kwisikhululo esirhafisa indlela abasayi kusifumana bona isaphulelo se*Wild Card*. Izaphulelo zee*Wild Card* zikho kwezo zithuthi zingasetyenziselwa kushishina kuphela.
- Inqaku (4): Iitekisi eziziibhasi ezincinci ezineelayisensi ezisemthethweni ezisebenzayo ezikhutshwe ngokwemiqathango yomthetho i*National Land Transport Act, 2009* (uMthetho 5 ka-2009), azibandakanyeki zona kubonelelo olufunisa usetyenziselo olungeloloshishino olukwinqaku (2).
- Inqaku (5): Isaphulelo sinikezelwa kwiinqwelo ezincinci zokuthutha ezine-asi enye enzima kunye ne-wheelbase engaphantsi kweemilimitha ezingama3 000; ububanzi obungaphantsi kweemilimitha ezingama2 500; kunye nobude obungaphantsi kweemilimitha ezingama5 000.
- Inqaku (6): Iindidi zezithuthi ezikummiselo 3 weMimiselo yeeNdlela zePhondo eziRhafelwayo eyenziwe phantsi kwe*Western Cape Toll Roads Act, 1999*, eyapapashwa phantsi kweSaziso sePhondo 115/2001, esapapashwa kwiGazethi yePhondo 5699 yangomhla wama20 kuTshazimpuzi 2001.
- Inqaku (7): Izaphulelo zinikezelwa ngokwecandelo 3(3) nelesi(4) le*Western Cape Toll Roads Act, 1999*.

ISHEDYULI B

UXOLELO KWIINTLAWULO ZOKUSEBENZISA INDLELA PHANTSI KWECANDELO 4

ABASEBENZISI NABAQHUBI ABAXOLELWEYO

Umntu oqhuba okanye usebenzisa naziphi na izithuthi kwezi zilandelayo kwindlela ehlawulelwayo uyaxolelwa ekuhlawuleleni indlela:

- (a) izithuthi zeeNkonzo zamaPolisa aseMzantsi Afrika ezisetyenziselwa ukwenza umsebenzi wazo;
- (b) izithuthi zoMkhosi woKhuselo kuZwelonke woMzantsi Afrika ezisetyenziselwa ukwenza umsebenzi wazo;
- (c) izithuthi zeenkonzo zongxamiseko nezithuthi zamaPolisa weNdlela woRhulumenete wePhondo leNtshona Koloni ezisetyenziselwa ukwenza umsebenzi wazo;
- (d) izithuthi zeenkonzo zongxamiseko zeSixeko saseKapa nezithuthi zamaPolisa weNdlela ezisetyenziselwa ukwenza umsebenzi wazo;
- (e) izithuthi zeSouth African National Parks ezisetyenziselwa ukwenza umsebenzi wazo;
- (f) ii-ambulensi ezisetyenziselwa inkonzo yeambulensi ilayisenisi ngoMthetho weeNkonzo zeAmbulansi weNtshona Koloni, 2010 (uMthetho 3 ka-2010), ezisetyenziselwa ukwenza umsebenzi wazo;
- (g) izithuthi zokucim' umlilo njengoko kuchaziwe kwicandelo 1 lomthetho i*National Road Traffic Act, 1996* (uMthetho 93 ka-1996), ezisetyenziselwa ukwenza umsebenzi wokucim' umlilo;
- (h) izithuthi zohlangulo njengoko kuchaziwe kwicandelo 1 lomthetho i*National Road Traffic Act, 1996*, ezisetyenziselwa ukwenza umsebenzi weenkonzo zohlangulo; kunye
- (i) izithuthi zokusebenza nezokulungisa ezisetyenziselwa ukwenza umsebenzi wokusebenza nokulungisa kwindlela ehlawulelwayo.

