**National Assembly**

**Question Number: 2673**

**Mr D Bergman (DA) to ask the Minister of Transport:**

(1) With regard to summons issued by the SA National Roads Agency Limited for outstanding e-toll fees (a) in the past three financial years and (b) since 1 January 2018, what number of summonses were (i) issued, (ii) served at the courts and (iii) served on defendants in each month;

(2) (a) what number of the issued summonses were not served on a defendant in each month, but were attempts of service by the sheriff, (b) what were the main reasons for non-service of summonses, (c) what number of the served summonses were defended in each month and paid for or for which payment arrangements were made after receiving a summons and (d) what was the total amount (i) collected per month through this legal process and (ii) for legal fees and expenses paid to get the summonses issued and served?

**NW2963E**

**REPLY:**

|  |  |  |  |
| --- | --- | --- | --- |
| **Status** | (a) | | |
| **2015/16** | **2016/17** | **2017/18** |
| Summons Issued | 331 | 4 323 | 6 626 |
| Summons Served at Court | 331 | 3 597 | 5 869 |
| Summons Served on Defendants | 112 | 384 | 1 881 |
| Defended Matters | 108 | 115 | 582 |
| Return of Non-Service | 65 | 650 | 1. 325 |

|  |  |  |  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- | --- | --- | --- |
| (b) Issued since 1 January 2018 month on month | | | | | | | | |
| **Status** | **Jan-18** | **Feb-18** | **Mar-18** | **Apr-18** | **May-18** | **Jun-18** | **Jul-18** | **Aug-18** |
| (i)  Summons Issued | 814 | 214 | 840 | 99 | 52 | 19 | 1 200 | 2 855 |
| (ii)  Summons Served at Court | 1 035 | 879 | 660 | 472 | 237 | 83 | 116 | 1 104 |
| (iii)  Summons Served on Defendants | 412 | 345 | 324 | 362 | 306 | 334 | 202 | 143 |
| 1. (a)   Defended Matters | 131 | 116 | 106 | 140 | 130 | 106 | 97 | 42 |
| Return of Non-Service | 303 | 250 | 150 | 216 | 173 | 153 | 89 | 91 |

(2) (b) **What were the main reasons for non-service of summonses**

* Address insufficient
* Debtor unknown at given address
* Debtor left given address
* Premises Locked

(c) (i) above.

(b) (i) collected per month through this legal process

|  |  |  |  |
| --- | --- | --- | --- |
|  | **2016** | **2017** | **2018** |
| **Jan** | R236 905 | R76 996 | R69 060 |
| **Feb** | R82 871 | R77 665 | R127 963 |
| **Mar** | R1 212 475 | R17 177 | R593 658 |
| **Apr** | R2 702 325 | R2 842 | R89 738 |
| **May** | R1 968 279 | R15 266 | R456 480 |
| **Jun** | R287 597 | R14 467 | R236 623 |
| **Jul** | R234 872 | R2 756 | R77 384 |
| **Aug** | R189 849 | R800 | R798 425 |
| **Sep** | R297 390 | R1 000 |  |
| **Oct** | R115 319 | R881 |  |
| **Nov** | R171 901 | R72 288 |  |

(b) The Contractor (ETC) incurred R4,6m on legal fees to date.