###### National Assembly

Question Number: 733

**Adv A de W Alberts (FF Plus) to ask the Minister of Transport:**

1. When does she intend to enact the legislation pertaining to the Administrative Adjudication of Road Traffic Offences Act, (AARTO) Act 46 of 1998, nationwide;
2. Whether there are any courts that can already adjudicate AARTO transgressions; if not; if so, which courts in the provinces can adjudicate the AARTO transgressions;
3. whether any AARTO notices were sent to transgressors by mail since 1 January 2016: if not, what is the reason for the lack in delivery: if so, whether the notices were delivered by registered mail, ordinary mail or sent via secured mail? NW849E

**REPLY**

1. Once the AARTO Amendment Bill which is currently in the Parliamentary process has been approved and promulgated, a date for the national roll-out will be determined.
2. At this stage it is only the courts in the current AARTO jurisdictional area, which include the City of Tshwane and the City of Johannesburg, that can adjudicate AARTO transgressions. The reason being that these transgressions must be adjudicated at a court within the magisterial district in which the transgression was committed. Once AARTO is rolled out nationally, all courts in the various provinces must adjudicate on transgressions committed within their respective jurisdictional areas.
3. No AARTO notices were sent to trangressors by mail, be it registered mail, ordinary mail or secure mail since 01 January 2016. The reason being that the procedures and processes within the South African Postal Services (SAPO) did not comply with the requirements according to which AARTO notices must be served and mail was not delivered within the required time frames. SAPO is in the process to modify their system and procedures in order to comply with the requirements, which should be completed and implemented in due course.

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