

MUNICIPALITY OF BEAUFORT-WEST

Notice no. 143/2005

The Council of the Municipality of Beaufort West published the sub-joined by-law relating to the parking of vehicles on public roads, for general notice.

BY-LAW RELATING TO THE PARKING OF VEHICLES ON PUBLIC ROADS

Introduction

Whereas the Municipality of Beaufort West is vested with Legislative Authority in terms of the Constitution of the Republic of South Africa (Act 108 of 1996),

AND WHEREAS the Municipality has the right to determine its own by-laws relating to the parking of vehicles on public roads;

Be it therefore enacted by the Municipality of Beaufort West as follows:-

1. Definitions

Unless inconsistent with the context:-

'**council**' means the council of the municipality;

'**light vehicle**' means any type of self-propelled vehicle with a gross vehicle mass of 3500 Kg and less.

'**municipality**' means the Municipality of Beaufort West;

'**prohibited vehicle**' means any vehicle with gross vehicle mass of 3500 kg or more; any trailer; boat, whether on a trailer or not; any container of any description, whether on a trailer or not, and includes any caravan, implement or animal-drawn wagon or cart;

'**public road**' means any road, street or thoroughfare or any other place (whether a thoroughfare or not) which is commonly used by the public or any section thereof or to which the public or any section thereof has a right of access, and includes—

- (a) the roadway and the verge of any such road, street or thoroughfare;
- (b) any bridge, ferry or drift traversed by any such road, street or thoroughfare, and
- (c) any other work or object forming part of or connected with or belonging to such road, street or thoroughfare.

'road reserve' means the portion of the road, street or thoroughfare that does not include the roadway; and

'roadway' means that portion of a road, street or thoroughfare improved, constructed or intended for vehicular and pedestrian traffic and includes the shoulder of the road, any kerbs, verges or sidewalks.

2. Restriction on parking in public roads

- (1) No person may park any prohibited vehicle in a public road between the hours of 20h00 and 06h00-
 - (a) except with the written permission of the Director: Traffic Services, and
 - (b) otherwise than in accordance with such conditions as may be determined by the council.
- (2) Any person who is granted permission in terms of subsection (1), shall display such permission on the prohibited vehicle in accordance with the conditions as determined by the council.

3. Restriction on parking in road reserves

- (1) No person may park any light vehicle or prohibited vehicle in a road reserve except—
 - (a) where parking is allowed by means of a traffic sign erected by the Director: Traffic Services, or
 - (b) with the written permission of the Director: Traffic Services, and
 - (c) otherwise than in accordance with such conditions as may be determined by the council.
- (2) Any person who is granted permission in terms of subsection (1), shall display such permission on the light vehicle or prohibited vehicle in accordance with the conditions determined by the council.

4. Offences and penalties

Any person who contravenes or fails to comply with any provision of this by-law shall be guilty of an offence.