



transport

Department:
Transport
REPUBLIC OF SOUTH AFRICA

TAT REGULATIONS, 2012

LODGING OF APPEAL – REGULATION 2 **COMPLIANCE**

(1) An appeal in terms of section 92 of the National Land Transport Act, 2009 (Act no.5 of 2009) or section 34 of the Cross –Border Road Transport Act, 1998 (Act No. 4 of 1998), against an act, direction or decision of an entity relating to an operating license or permit must be submitted by the appellant in writing to the Tribunal within 30 days of the date of the written notice whereby the decision of the entity or regulatory committee was communicated to the appellant.

(2) An appeal contemplated in subregulation 2(1) must be lodged with the Tribunal by

- submitting the completed Notice of Appeal in the form TAT 01 in Annexure 1,
- together with the information and documents specified therein and
- proof of payment of the appeal lodging fee as specified in Annexure 2 .

(3) (a) A Notice of appeal must be completed in full and a clear answer must be furnished to each section and submitted to the Tribunal.

(b) Copies of a Notice of Appeal must be delivered by

- hand,
- registered post or
- faxed to the entity, second and subsequent respondents and to any interested or affected party within 30 days from the date the decision of the entity was communicated to the appellant.

(c) The original and 7 copies of a Notice of Appeal, together with proof of service to the first and subsequent respondents, must be submitted to the secretariat of the Tribunal with proof of payment of the appeal lodging fee as set out in Annexure2.

(d) The Tribunal may reject an appeal where a Notice of Appeal in terms of this regulation is not fully and properly completed, all required documents have not been attached, copies of the Notice of Appeal have not been served on other parties or the required fee has not been paid.

(4) (a) The designated official of the Tribunal must on receipt of any Notice of Appeal allocate a preliminary reference number to that appeal.

(c) In the event of any non-compliance with the Regulations, the designated official shall within 10 days of receipt of the appeal issue a Compliance Notice in the form TAT 03 in Annexure 1 calling upon the appellant to comply as indicated in the Notice, and if the appellant fails to comply with the Notice within 15 days, the appeal will be removed from the preliminary appeal register.

(d) Within 10 days after an appeal has been properly lodged, the Tribunal must comply with regulation 3(1), whereof it formally engages with the affected entity or regulatory committee regarding processes leading up to the matter being heard.

ANNEXURE 2: APPEAL FEES

<u>DESCRIPTION</u>	<u>FEES</u>
Lodging fee –Bus operations	R2000-00
Lodging fee- Midi Bus operations	R1500-00
Lodging fee- Mini Bus operations	R1000-00
Lodging fee- Charter Service operations	R1000-00
Lodging fee-Tourist operations	R1000-00
Lodging fee-Metered Taxi operations	R1000.00
Lodging fee Shuttle Service operations	R1000-00
Lodging fee- Other	R1000-00