

Statutory Instrument 39 of 2009

Road Tolls (Regional Trunk Road Network) (Amendment) Regulations, 2009

SIs 39/2009, 122/2009

It is hereby notified that the Minister of Transport and Infrastructural Development, in terms of section 6 of the Toll-roads Act [Chapter 13:13] has made the following regulations:—

1. Title and date of commencement

These regulations may be cited as the Road Tolls (Regional Trunk Road Network) (Amendment) Regulations, 2009, and shall commence on the fifth working day after publication.

2. Interpretation

In these regulations—

“bus” means a vehicle for the carriage of passengers having seating accommodation of more than twenty-four passengers;

“City to City Trunk Road Network” means roads of the Regional Trunk Road Network that link cities within Zimbabwe;

“foreign bus” means a bus registered outside Zimbabwe;

“haulage truck” means a goods vehicle having a carrying capacity of ten tonnes or more;

“heavy vehicle” means a goods vehicle having a carrying capacity of more than three tonnes but less than ten tonnes;

“goods vehicle” means a vehicle constructed or adapted for the conveyance of goods;

“light motor-vehicle” means a vehicle whose gross mass does not exceed three tonnes;

“person liable to pay a toll” means a person in charge of a vehicle in respect of which a toll is payable in terms of section 5;

“port of entry” means any point of entry of the Regional Trunk Road Network into Zimbabwe which is appointed as a port of entry in terms of section 14 of the Customs and Excise Act [Chapter 23:02];

“minibus” means a vehicle for the carriage of passengers having seating accommodation for not less than eight but not more than twenty-four passengers;

“motor-cycle” means any vehicle propelled by electrical or mechanical power which has fewer than four wheels and is designed to be steered by means of handlebars;

“Regional Trunk Road Network” means roads linking countries within the Southern African Region;

“road tolling point” means any point along the City to City Trunk Road Network which is designated as a road tolling point in the second column of the Second Schedule;

“Road Fund” means the Road Fund established by the Roads Act [Chapter 13:18] (No. 6 of 2001);

“transit vehicle” means any foreign bus or heavy goods vehicle that crosses between two ports of entry; “ZIMRA” means the Zimbabwe Revenue Authority established by the Revenue Authority Act [Chapter 23:11].

3. Declaration of road tolling points and toll-roads

(1) Every port of entry specified in the First Schedule shall be a road tolling point for the purpose of these regulations.

(2) Every route along the City to City Trunk Road Network specified in the first column of the Second Schedule shall be a toll road for the purposes of the Act.

(3) Tolls payable —

(a) at ports of entry shall be paid at the ports of entry specified in the First Schedule;

(b) for the use of the City to City Trunk Road Network shall be paid at the appropriate road tolling point along that network.

4. Person authorised to levy and collect tolls

ZIMRA is hereby authorised to levy and collect, for the benefit of the Road Fund, the tolls payable in terms of section 3(3) on vehicles using any road forming part of the Regional Trunk Road Network within Zimbabwe.

5. Amount and collection of tolls

(1) Subject to section 6, a person driving a vehicle specified in the first column of the Third or Fourth Schedule shall pay a toll at a port of entry or road tolling point as the case may be in the foreign currency specified in the second column of the Third Schedule or Fourth Schedule.

(2) A person liable to pay a toll in terms of (1) has the option to pay the toll in Botswana Pula, South African Rand, Euros or British Pounds at the International cross rate of exchange of those currencies for the United States dollar prevailing on the day before the date of payment.

6. Exempted vehicles

(1) The following vehicles shall not be liable to pay a toll in terms of these regulations—

- (a) vehicles registered by a diplomatic mission which enjoys the privileges and immunities provided under the Privileges and Immunities Act [*Chapter 3:03*]; or
- (b) vehicles in the charge of any person connected with a mission referred to in paragraph (a); or
- (c) government number-plated vehicles belonging to the State; or
- (d) vehicles belonging to a fire brigade or ambulance service; or (e) vehicles bearing a ZIMRA logo on their body; or (f) subject to subsection (2), transit vehicles.

(2) No transit vehicle shall be exempt in terms of subsection (1)(f) unless the person in charge of the vehicle shows to ZIMRA—

- (a) proof of payment of transit charges as provided for in item 8 of the Fourth Schedule of the Road Motor Transportation (Public Service Vehicles) Regulations, 1998, published in Statutory Instrument 134 of 1998; and
- (b) either of the following which state the destination of the vehicle—
 - (i) a bilateral permit or COMESA Treaty permit referred to in items 4 and 5 of the Road Motor Transportation (Public Services Vehicles) Regulations, 1998; or
 - (ii) a route authority issued in terms of section 12 of the Road Motor Transportation Act, 1997.

Port of entry

FIRST SCHEDULE (Section 3)

Beitbridge Border post
Chirundu Border post
Victoria Falls Border post
Kazungula Border post
Nyamapanda Border post
Kariba Border post
Forbes Border post
Mt. Selinda Border post
Sango Border post
Mphoengs Border post
Maitengwe Border post
Pandamatenga Border post
Plumtree Border post
Kanyemba Border post
Mukumbura Border post

PORTS OF ENTRY

SECOND SCHEDULE (Section 3)

ROAD TOLLING POINTS

<i>Routes</i>	<i>Road tolling points</i>	<i>Distance</i>
1 Harare — Mutare	Before Crocodile Motel (Rusape) between the 155-km peg and the 157-km peg	14 km from Rusape
	After Riverside (Odzi) between the 245-km peg and the 247-km peg	18 km from Mutare
2 Harare — Nyamapanda	13miles (before Sharnva turn-off) between	

	the 19,5-km peg and the 20,5-km peg	20 km from Harare
3 Harare — Chirundu	Inkomo between the 39,5(3)-km peg and the 40,5-km peg	40 km from Harare
	Lions Den between the 136,5-km peg and the 137,5-km peg	22 km from Chinhoyi
4 Harare — Gweru	After the Norton fly-over between the 44,5-km peg and the 45,5-km peg	44,5 km from Harare
	After Kadoma between the 155-km peg and the 156-km peg	14 km from Kadoma
5 Harare — Masvingo	Before Skyline between the 18-km peg and the 19-km peg	18 km from Harare
	Mushagashi between the 257,5-km peg and the 258,5-km peg	32 km from Masvingo
6 Harare - Mt Darwin	Before Eskbank Farm between the 17,5-km peg and the 18,5-km peg	18 km from Harare
7 Gweru — Bulawayo	Tree Top (Somabula turn-off) between the 16,5-km peg and the 17,5-km peg	17 km from Gwęru
8 Gweru — Masvingo	Shurugwi between the 19,5-km peg and the 20,5-km peg	10 km from Shurugwi
9 Gweru — Chivhu	Sino turn-off between the 30,5-km peg and the 31,5-km peg	31 km from Gweru
10 Bulawayo—Plumtree	Before ZRPIhotel turn-off (Figtree) between the 36,7-km peg and the 37,7-km peg	37,2 km from Bulawayo
11 Bulawayo— Victoria Falls	After Cinderella (Hwange) between the 349-km peg and the 350-km peg	6 km from Hwange
	Before Nyamadhlovhu turn-off between the 12,5-km peg and the 13,5-km peg	13 km from Bulawayo
12 Bulawayo— Beitbridge	Naude Quarry Site between the 308,5-km peg and the 309,5-km peg	11,7 km from Beitbridge
	Before Esigodini between the 36,5-km peg and the 37,5-km peg	37 km from Bulawayo
13 Masvingo— Beitbridge	Lutumba between the 262,5-km peg and the 2 63,5-km peg	23 km from Beitbridge
	Chivi turn-off between the 44,5-km peg and the 46-km peg	45 km from Masvingo

14 Masvingo—Mutare	22 miles between the 31,5-km peg and the 32,5-km peg	32 km from Mutare
15 Masvingo— Bulawayo	Mashava between the 52,5-km peg and the 53,5-km peg	53 km from Masvingo

THIRD SCHEDULE

TOLLS AT PORT OF ENTRY

<i>Vehicle</i>	<i>USD</i>
Motor Cycles	1,00
Light Motor-Vehicles	10,00
Minibuses	10,00
Buses	20,00
Heavy Vehicles	20,00
Haulage Trucks	20,00

FOURTH SCHEDULE TOLLS AT ROAD TOLLING POINTS

[Schedule substituted by s.i 122 of 2009]

<i>Vehicle</i>	<i>USD</i>
Light Motor-vehicles	1,00
Minibuses	2,00
Buses	3,00
Heavy vehicles	4,00
Haulage trucks	5,00

7. The Road Tolls (Regional Trunk Road Network) Regulations, 2005, published in Statutory Instrument 246A of 2005 are repealed.