

# **Street and Traffic Regulations**

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Updated: June 2008

[1<sup>st</sup> March 1954. No.46]

The Administrator has been pleased, under and by virtue of the powers in him vested by sub-section (3), section *one hundred and sixty*, read with section *one hundred and ninety-nine*, of the Municipal Ordinance, 1949 (Ordinance No.3 of 1949), to approve that the Street and Traffic Regulations of the Municipality of Swakopmund published under Government Notice No. 70 of 1927, as amended be repealed and the following new regulations substituted therefore:

**MUNICIPALITY OF SWAKOPMUND.  
STREET AND TRAFFIC REGULATIONS.  
CHAPTER 1  
DEFINITIONS**

In the construction of these Regulations, the following words and expressions shall have the meaning hereby respectively assigned to them unless such meanings be repugnant to or inconsistent with the context or subject matter in which such words and expressions occur:-

*“Council”*, shall mean the Council of the Municipality of Swakopmund;

*“Chief Executive Officer”*, shall mean the person from time to time holding appointment as such or acting in such capacity in connection with the said Municipality, or duly authorised assistant or deputy;

*“Medical Officer of Health”*, shall mean the person from time to time holding appointment as such or acting in such capacity in connection with the said Municipality or his duly authorised assistant or deputy;

*“General Manager: Engineering Services”*, shall mean the person from time to time holding appointment as such or acting in such capacity in connection with the said Municipality or his duly authorised assistant or deputy;

*“Municipal Area”*, shall mean the area under the jurisdiction of the Council.

*“Street”*, shall mean any road, street, thoroughfare, foot pavement, footpath, sidewalk, lane and square within the Municipal area, to the use of which the inhabitants of the said Municipality have a common right or which are commonly in use by the said inhabitants, whether or not the area in question has been set apart and appropriated by proper authority for the use and benefit of the public, or whether the ownership therein is vested in the Council or in some other body or person, and any streets forming the approaches to the Railway Station of Swakopmund which have been or may thereafter be constructed to the South African Railways and Harbours Administration of the Union of South Africa and which are and remain the property of the said Administration. The term “street” shall further include the area situated between the street line and building line, provided such area is commonly used by the public as a footway.

*“Vehicle”*, shall include any carriage, dray, drag cart, coach, omnibus, car, cab, wagon, trolley, timber carriage, truck, wheelbarrow, pedal cycle or handcart barrow, but shall not include any motor, but shall include a trailer.

*“Motor”*, shall mean any motor car, motor cycle or other conveyance self propelled by mechanical power and used for the purpose of conveying persons or goods or for hauling other motors or vehicles.

*“Police Officer”*, shall mean a member of any police force established by law and functioning in the territory.

*“Live Stock”*, shall mean any stallion, mare, gelding, foal, bull, ox, cow, heifer, calf, mule, ass, lamb, sheep, goat, pig, dog, bird or any other animal.

*“Night Time”*, shall mean the hours between thirty minutes after sunset and thirty minutes before sunrise.

*“Parking”*, shall mean the standing or waiting in any street of any vehicle or motor not actually engaged in taking up or setting down passengers and merchandise.

*“Parking Place”*, shall mean a place in a street where vehicles or motors may park.

*“Angle Parking”*, shall mean the parking of a motor or vehicle at an angle of forty-five degrees to the kerb or the building line in any street, as more fully described in these regulations.

*“Straight Parking”*, shall mean the parking of a vehicle or motor parallel with the kerb or building line in any street.

*“Intersection”* shall mean the area within the prolongation or connection of the lateral kerb lines, or, if there are no such kerb lines, then of the lateral boundary lines of two or more streets that join one another at an angle, whether or not such streets cross each other.

## **PENALTIES**

1. Every person who contravenes or fails to comply with any of these regulations or who fails to comply with any order lawfully given thereunder shall be guilty of an offence.
2. In any prosecution under these regulations, in which, it is alleged that the accused was at the time of such offence the driver or person in charge or control of any vehicle or motor relating to such offence, the onus shall be upon the accused to prove that he was not in fact the driver or person in charge or control of the said vehicle or motor.

**CHAPTER 2.**  
**STREET AND OTHER PUBLIC PLACES.**  
**GENERAL PROVISIONS**

3. No person shall wilfully or negligently permit or create any obstruction in any street by any means whatsoever; provided, however, that any goods which have been offloaded outside a building for the purpose of being stored or housed or which have been place outside a building for the purpose of being immediately loaded shall not be regarded as an obstruction within the meaning of this regulation if properly lit up at night and if not left in a street longer than three hours and if deposited in a manner causing as little inconvenience to traffic as is warranted by the circumstances. This, however, shall not apply to the loading or unloading of petroleum or petrol, which shall not be place at any time in a street.
4. Any person removing, destroying, damaging or in any other way interfering with any fence, tree, rail, hoarding or other erection put up or planted by the Council, or extinguishing, removing or damaging any light or lamp or lantern placed by the Council to indicate the position of such fence, tree, rail, hoarding or other erection, or hindering, obstructing or damaging in any manner whatsoever any work of the Council in course of construction, or defacing, removing, destroying, damaging or in any way interfering with any work or property of the Council shall be guilty of an offence.
5. No person shall uproot or plant any trees in any street, without the written permission of the Council first being obtained and except under such conditions as the Council may impose.
6. The Council shall have the right to remove at any time any tree, post or other obstruction from any street and any person who shall offer resistance to or interfere with the removal of any such tree, post or other obstruction shall be guilty of an offence.
7. No owner or occupier of land within the Municipal area shall erect or cause to be erected any fence composed either wholly or partly of barbed wire and abutting on any street. The Chief Executive Officer may by notice in writing require the owner of any land on which a fence containing barbed wire and abutting on any street has erected, whether before or after the coming into force of these regulations to remove such barbed wire within a reasonable period to be specified in such notice, and any such owner who fails to comply with such notice shall be guilty of an offence.
8. No person shall fix, erect or maintain or have or cause to be fixed or erected or maintained over any street or partially over or into any street, any sign, signpost / pole, blind, awning line or any other projection or fixture or obstruction whatsoever, except with the prior written consent of the Council, and subject to such conditions to the manner of construction, the security of the public against injury or damage, the indemnity against damage to the Council property or against claims by third parties, the payment of rental and generally to such other conditions as the Council may deem just and reasonable in each case.

9. No person shall allow any part of any tree or shrub growing on land, of which he is the owner or occupier to so project over any street as to cause inconvenience or obstruction to traffic or to be a source of danger or inconvenience to any person using such street. The Council may by written notice to such owner or occupier request the removal within a specified time of such tree or shrub or any part thereof, and, failing compliance with such notice, may remove such tree or shrub or part thereof and may recover from the owner or occupier the cost of such removal.
10. No person shall make any hole, pit, trench or other excavation of any kind on any common land or in any street without the written consent of the Council which in granting such consent, may impose such conditions it may deem fit; and every hole, pit, trench or other excavation for the making of which consent has been obtained shall be properly covered, fenced or railed and a light or lights shall be kept burning thereat between sunset and sunrise.
11. Any person, being the owner or occupier of any land within the Municipal area which is not sufficiently fenced or walled, who shall leave any well or hole on such land unfenced or uncovered so as to be a source of danger to any person or property, and any person who shall fail or neglect to comply with any written order from the Council directing him to fill up, fence in or cover any such well or hole, shall be guilty of an offence. It shall be lawful for the Council, after rendering written notice not less than eight days to such person, to cause entry to be made on such land and to cause such work to be done as may have been omitted to be done in terms of such order, and Council may recover from such person the cost of such work.
12. Notwithstanding anything to the contrary contained in these regulations, any person erecting or repairing any building which abuts on any street may, with the sanction of the Council, which sanction may, however, be withdrawn at any time, deposit building material in any street while work is in progress, on condition that he effectively fences in such material and keep such lights burning during the night time on the fence as the Council may in each case require.

In no case, however, shall more than one third of the width of any street be taken up and not more than the extent of the frontage of the building, and all debris and other material and fencing shall be removed immediately on completion of the work.

13. All gates, bars and doors which open onto any street shall be so hung or placed as not to open outwards except where in the case of public buildings the Council shall require them to be otherwise hung or placed. Should any gate, bar or door be so hung or placed as to open outwards upon any street, the owner shall, within a period to be fixed by the Council and communicated to the owner in writing, cause the same to be altered so as not to open outwards, failing which he shall be guilty of an offence and the Council shall have the right to make such alterations thereto as it may deem fit and may recover from the owner the costs of such alterations.

14. Any person who shall wilfully destroy, pull down, obliterate, deface, or in any way alter the name-board of any street or the number of any house or other building or any notice board set up by or under the authority of the Council, and any person who without the consent of the Council shall paint, affix or set up a name to any street or number to any house or set up in any street any notice board shall be guilty of an offence. The Council may further recover any expense incurred by it, in consequence of any breach of this regulation, from the person committing such breach.
15. No person shall ride, drive, lead or allow to stand upon any sidewalk or footpath intended or set apart for the use of pedestrians any livestock, nor shall he ride, drive, propel or place along or over any such sidewalk or footpath any vehicle or motor or any single wheel of any vehicle or motor save only when crossing a street to enter private property, and no person shall fasten any horse or other animal so that it stands across or upon any such sidewalk or footpath.
16. No person shall at any time tie up any animal to any street save to a rail provided or authorised by the Council for that purpose, and any animal found tied up in any street otherwise than to any such rail may be impounded by an Police Officer or Officer of the Council.
17. Any person who accidentally or otherwise, throws, spills, drops or place or causes or permits to be thrown, spilled, dropped or placed, on or in any street or public garden any fruit, peel or rind or any glass or other substance or nails, metal binding or lining, sawdust, packing paper, stable or house or trade refuse, stone, bricks or other building material or any other matter or thing that may interfere with the cleanliness of such street or garden or cause annoyance or danger to persons, animals or traffic shall immediately remove the same from such street or garden.

This regulation shall not apply to straw or other material used to reduce the noise of traffic when it has been deposited with the permission of the Chief Executive Officer in any street in case of sickness; provided, however, that in such case the person who has caused such straw or other material to be deposited in the street shall remove immediately after the need for the use thereof has ceased, and in the event of his failing to do so the Council may remove and may recover from him the expense of such removal.

18. No person shall throw or cause to be thrown in, on, or about any street or in any public place, garden or park or any other enclosed space, to which the public have common right of access or use, any powder, flour, grain, confetti, sawdust, fireworks, squibs, crackers or any other matter or thing or shall he use or brandish or cause to be used or brandished in any street any paper, plumes, sticks, whips or any other thing whatsoever which may cause annoyance or danger to any person.
19. No person shall wantonly or unnecessarily prevent, hinder, or interrupt the free passage in or through any street of any motor or vehicle driven by any other person.
20. No person shall hold any auction sale in any street except with the permission in writing of the Council under the hand of the Chief Executive Officer first had and obtained and subject to such conditions as may be imposed.

21. No person shall place any flowerpot, box or other like article, capable of injuring pedestrians or property in any window opening on or near any street without sufficiently safeguarding it against its being blown or falling into the street.
22. No person shall roll any hoop or fly any kite or throw any stone or use any bow and arrow or catapult or by any other means discharge any missile upon, over or across any street nor shall he play cricket, football, or any other game whatsoever upon or in any street.
23. No person, shall, by shouts, gestures, actions or other means, wilfully, frighten or irritate any horse, mule, ox or any other animal in any street.
24. No person shall extinguish the lights of any public lamp or in any manner interfere with such lamp.
25. No person shall, in any street, shoe or ferry any animal (except where necessary in the case of accidents), clean, dress, train, break or turn loose any animal, or repair or wash any part of a vehicle or motor (except in case of accident where repair on the spot is necessary), or wash, dry or bleach any article or thing whatsoever.
26. No person shall carry or convey through or allow any street the carcass of an animal or any animal off unless the same be properly covered.
27. No person shall beat or shake any carpet, rug or mat in any street, except doormats beaten or shaken before the hour of eight in the morning.
28. No person shall carry any large bundle or basket or any pointed or edged tools not properly protected, or any ladder, plank or pole, or any other package or thing collated to obstruct, inconvenience or annoy pedestrians upon any sidewalk, or footpath, except for the purpose of loading or unloading any vehicle or motor or where necessary crossing such sidewalk or footpath.
29. No person shall sit or lie in or on any street, nor shall any person stand, congregate with others, loiter, walk or otherwise act in any street, in such manner as to obstruct free traffic, or to jostle or otherwise annoy any other person using, such street, nor shall any person persistently loiter at or near the entrance to any place of public worship during the time of divine service or during the assembly thereat or the departure there from of the congregation and as to obstruct or annoy any other person going to, attending at, or leaving such place of worship.
30. No person shall lie on or stand on any Municipal seat or bench placed in any street or in any public garden, or otherwise obstruct the free use of such seat or bench by other persons.
31. No person shall either by himself, his servant or his livestock, in any way interfere with, damage, destroy or obstruct any watercourse, sluice gate, water pipe, street, pavement, lamppost or other public work.
32. No person shall remove any earth, stone, gravel, shale or building material, nor cut, remove, damage or destroy any trees, wood, turf or grass from or on any Municipal land, street or public park without special permission in writing from the Council, and upon payment of such fees as the Council may impose.



33. (1) No person, being the occupier of any shop on the street level or of any building abutting on a street shall permit or allow any sidewalk in front of or adjacent to his premises to be or remain in any other than a clean condition. Where such building is let in separate apartments as offices, dwelling or the like – but not as shops – the lessor shall be deemed to be the occupier.
- (2) The owner of any building in front of which a sidewalk is provided shall at all times and to the satisfaction of the Council maintain in a proper state of repair such portion of the sidewalk the ownership of which is vested in him. The Council may by notice in writing issued under the hand of the Chief Executive Officer call upon such owner within a time specified in such notice to take all such steps to carry out all such works as are required to comply with the provision hereof. Failure to comply with such notice shall constitute an offence.
34. No person, being the occupier of any premises abutting on any street or sidewalk, shall sweep, or cause or permit to be swept, any part of such street or sidewalk unless and until it has been adequately sprinkled with water to prevent the raising of dust, nor shall he deposit or cause or permit to be deposited any dirt or refuse in or upon any street.
35. No person, being the owner of any building, shall allow the water from a roof or from any part of such building, inside or outside, to flow or to fall into any part of any street otherwise than by suitable troughing or piping, nor shall he allow any such water to fall upon or to flow upon or over any public sidewalk, but he shall cause it to be conveyed across and below the surface of such sidewalk into the gutter or channel of the street in accordance with plans and by means of pipes or other appliances to be approved by the Chief Executive Officer; Provided that that the Council may suspend the operation of the provisions of this regulation in cases and circumstances deemed by it to be expedient or necessary.
36. No person shall wash himself or any article, thing or animal in any street, at any Municipal reservoir or fountain or at any water trough, water pipe or tap under the control of the Council. Any article or thing found being so washed may be seized by any police officer or staff member of Council employee and retained for use in evidence against the person contravening this regulation; and any animals found there being so washed may be seized by any police officer or staff member of Council and impounded.
37. No person, being the owner or person in charge of any fowls, ducks, or any poultry, shall allow such poultry to roam about any street, public park, water furrow, dam or any other place under the control of the Council.
38. No person shall allow or suffer any livestock owned by him or of which he may ordinarily be in charge to roam in any street or open space within the Township area, whether privately or publicly owned. Any livestock so roaming may be impounded and the owner or the person ordinarily in charge thereof shall be guilty of an offence.
39. Any animal found damaging any tree, fence, rail, hoarding or other erection planted by the Council may be impounded by any person finding the same, and the owner of such animal shall be liable for all damage caused by it in addition to the payment of all pound fees due in respect of such impoundment.

40. No person shall have or cast poison in any street or other place under the control of the Council.
41. (1) No person, being the owner of or having the charge of any ferocious dog or bitch on heat shall allow such dog or bitch to be at large, nor shall he permit such dog or bitch or any other dog or domestic animal in his charge to be so kept as to constitute a source of danger or annoyance to the public. Any ferocious dog or bitch on heat found at large may be seized by any Police Officer or by any officer of the Council duly authorized thereto, and, if not claimed within three days, may be destroyed.
- (2) Whenever, in the opinion of the Council, an animal is so kept on any premises that it constitutes a menace or potential source of danger to health or that it can contaminate any water which the inhabitants have a right to use, the Council may by written notice require the owner or occupier of such premises to remove within a stated time, but not less than one full day from the date of such notice, the cause of such menace or danger of contamination of such water, and to perform such work as the Council may deem necessary for the said purpose; and if such owner or occupier shall neglects to comply with the Council's requirements within the stated time, the Council may prohibit the keeping of such animal on such premises and such owner or occupier shall be guilty of an offence.
42. (1) No person shall keep within the Town of Swakopmund any baboon or any ferocious or dangerous wild animal of any kind.
- (2) Any such animal found at large may be destroyed by any Police Officer or by any officer of the Council duly authorised thereto.
43. No person shall keep within the Town of Swakopmund any bees, which shall be a nuisance to the public. Every person keeping within the town any swarm or hive of bees shall, to the satisfaction of the Council, fence off such swarm or hive by means of screens or otherwise so as to prevent interference therewith by persons or animals.
44. No person shall use or cause to be used any explosive or carry on or cause to be carried on any blasting operations within the Municipal area without the written consent of the Council first had and obtained, and then only under such conditions as the Council may impose.
45. No person shall without the permission of the Council have or carry any loaded gun or other fire-arm in or through any street, nor shall he fire or discharge any gun or other fire-arm or airgun, in or near any street, park, or on the Town Lands : Provided that this regulation shall not apply to the members of any Military or Police unit when engaged at drill or authorised target practice nor to Police Officers or Warders of His Majesty's Gaol in the exercise of their official duties, nor to any person or persons engaged in practice shooting any recognised rifle range.

46. (1) Any musician or vocalist performing in any street shall, when thereto required by or on behalf of any person residing in the neighbourhood wherein such musician or vocalist is performing, or by any Police Officer, discontinue so performing. Any such musician or vocalist not complying when so required shall be guilty of an offence.
- (2) No person, whether licensed or not, shall act as a hawker or trade or exhibit his wares in either such capacity in any street so as to cause an impediment to pedestrians or vehicular or motor traffic and the Council may by notice published in a newspaper, prohibit the use of any street or any section thereof for hawking, trading or exhibition of wares. Any police officer of offer of the Council duly authorised thereto may request and direct any such person to remove himself and his wares away from any spot in the street in the opinion of such office the particular circumstances of traffic then prevailing warrant such a course in the interest of the public and any such person shall obey and carry out any such request and directions.
47. No person shall organize, conduct, assist or be concerned in any collection of money or attempt to collect money in any public place, whether for charitable or other objects, without the consent in writing of the Council.
48. Any person desirous of obtaining such consent as aforesaid shall make application in writing to the Council and in such application shall set forth-
- (a) The full name, address and description of himself and of all other persons of full age who are jointly with him to be responsible for the organisation, conduct and control of any such street collection;
  - (b) The day on which and the hours between which the collection is to be taken or conducted;
  - (c) The locality or area of the Municipality wherein it is proposed to make a collection;
  - (d) The object or objects for which the collection is to be conducted, or the funds to which the proceeds of the collection are to be applied;
  - (e) Whether the entire amount collected is to be applied to such object, objects or funds without deductions of any kind whatsoever.
49. No person to whom the Council's written consent to conduct a street collection has been granted shall collect or cause or allow to be collected any money in any street before 7 am or after 7 pm of the day on which the collection is allowed, except in cases where these hours have been extended by written consent of the Council.
50. The person or person to whom the Council's written consent to conduct a street collection has been granted shall collect or cause or allow to be collected any money in any street before 7 am or after 7 pm of the day on which the collecting is allowed, except in cases where these hours have been extended by written consent of the Council of the gross amount of money collected at such street collection.

51. No person shall disturb the public peace by making any unnecessary or excessive noise, by shouting, quarrelling, collecting a crowd, or by any riotous, violent or unseemly behaviour in any public or private building or premises or in any street.
52. For the purpose of this regulation, the word "Child" shall mean any person under the age of 16 years.
  - (1) No child shall sell or offer for sale in any street any goods, merchandise, article or thing whatsoever without the written sanction of the Council.
  - (2) No person shall cause or permit any child the authority or control to sell or offer for sale in any street or public place any goods, merchandise, article or thing whatsoever without the written sanction of the Council.
53. No person shall camp or remain overnight in any vehicle or otherwise on any public road or open space within the Municipal area except at the registered bungalows, caravan parks or other sites.
54. No person shall drive or park a vehicle with a permissible maximum mass exceeding 5 metric tons in the area as prescribed in the schedule hereunder except for the purpose of loading or offloading of goods.

#### SCHEDULE

Sam Nujoma Avenue, from Nathaniël Maxuilili- to Strand Street;  
 Daniël Tjongarero Avenue, from Nathaniël Maxuilili- to Strand Street;  
 Hendrik Witbooi Street from Libertina Amathila- to Daniël Tjongarero Avenue;  
 Hendrik Witbooi Street from Daniël Tjongarero- to Theo-Ben Gurirab Avenue;  
 Tobias Hainyeko Street from Libertina Amathila- to Daniël Tjongarero Avenue;  
 Tobias Hainyeko Street from Daniël Tjongarero- to Theo-Ben Gurirab Avenue;  
 Theo-Ben Gurirab Avenue, from Tobias Hainyeko- to Hendrik Witbooi Street;  
 Strand Street, from Libertina Amathila- to Sam Nujoma Avenue;  
 Strand Street, from Theo-Ben Gurirab- to Daniël Tjongarero Avenue;  
 Woermann Street, from Nathaniël Maxuilili- to Tobias Hainyeko Street;  
 Koch Street, between Theo-Ben Gurirab Avenue and Werft Street;  
 Strand Street, between Werft and Moses Garoëb Street.

### **CHAPTER 3. TRAFFIC : GENERAL PROVISIONS**

55. Any police officer and any officer of the Council duly authorised thereto shall be empowered to order compliance with the regulations contained in this chapter, and any person who shall disregard or refuse to obey any such order or instruction lawfully given to him shall be guilty of an offence.
56. The Council may at any time by notice given under the hand of the Chief Executive Officer and published in one or more newspapers circulating in the Municipal area and appropriately advertised on an erected sign post or by other means temporarily close a street to all traffic or parking or to any specified class of traffic, and may also prescribe by similar notice that the traffic in any street shall be temporarily or permanently restricted to its use in one specified direction only, and any person using a street in contravention of such notice shall be guilty of an offence.

57. Notwithstanding, anything contained in the last preceding regulation, the Chief Executive Officer may, without any resolution of the Council by notice posted in a conspicuous position in any street, close such street or any portion thereof entirely or to any specified class or classes of traffic or to parking for such time as may be necessary for the purpose of repairing the same or carrying out any work whatsoever performed under the authority or with the approval of the Council or by reason of public festivities or the serious illness of any resident therein or for the purpose of preventing and interference by noise with the proceedings of any Court of Law, and any person using a street in contravention of such noise shall be guilty of an offence.
58. No procession of any kind other than a funeral procession or a wedding procession, or a procession for military or police purposes or procession composed of pupils or members of a youth movement in charge of a teacher of a recognised school or of a leader of a recognised youth movement shall pass along any street without the written permission of the Council, and then only under such conditions as the Council may impose. Any person taking part in or following any such procession for which no such previous permission has been obtained from the Council or not conforming to the conditions prescribed by the Council where such permission has been given, shall be guilty of an offence.
59. No person shall stand any motor or vehicle abreast of any other vehicle or motor in any street and no person shall drive or attempt to drive any vehicle or motor abreast of any other vehicle or motor in any street save when passing such other vehicle or motor or when passing a public stand or parking place appointed under the provisions of these regulations.
60. (1) In driving, leading or propelling any vehicle or motor and in riding or leading any animal along a street the custom shall be observed of keeping to the left of the street and allowing all other vehicles, motors and livestock proceeding in the same direction to pass on the right hand, subject always to the right of way of those travelling in the opposite direction. All persons walking along any footpath shall keep as near as possible to the left-hand side thereof.
- (2) Vehicular motor and animal traffic shall pass light standards or traffic signs or street surface lights placed in the centre of streets only to the left of such standards, signs or lights.
61. Any person driving any vehicle or motor or riding any animal shall comply with the direction of any Police Officer or any officer of the Council duly authorised thereto to stop so long as may be necessary, or to alter the direction in which he is moving.
62. (1) The driver of every vehicle or motor shall before stopping, turning to the right or making a "U" or right about turn with his vehicle give the appropriate signal, hereinafter indicated, plainly visible to the driver of any vehicle, motor or pedestrian affected by such movement. The signals shall be as follows :-
- STOP : Extend the right arm horizontally and raise the forearm into a vertical position, with palm turned to the front
- TURN TO RIGHT : Extend the right to fully extent, with palm of hand turned to the front, and hold it rigid in a horizontal position.
- "U" or RIGHT ABOUT TURN : Extend the right arm horizontally with the hand pointed to the ground and rotate the hand in clockwise direction.

- (2) The driver of a vehicle or motor shall, when about to proceed straight forward at the intersection of any street before so doing, indicate his intention by extending his arm and pointing in the direction in which he intends to proceed.
  - (3) No driver of a vehicle or motor shall incline or bring his vehicle or motor to a stop on his right-hand side of any street, i.e. facing the stream of on-coming traffic. If any such driver desires to turn his vehicle or motor in any street, he shall proceed to the intersection of a cross street, and there turn his vehicle or motor and proceed with the stream of traffic.
63. (1) Where a white line has or white lines have been traced by the Council upon the surface of any street or intersection, and such line or lines indicate the centre of such a street or intersection, no person shall drive, ride or cause to advance any vehicle or motor in such street or at such intersection otherwise than to the left of such line in the direction of progress. Failure to observe provision of his regulation shall constitute an offence : Provided that no person shall be found guilty of an offence there under who provides that such failure was reasonably necessitate by the conditions of traffic at the time and was not likely to endanger any person or traffic.
- (2) No person, being the driver or the person in control of any vehicle or motor, of whatsoever description or however propelled, or being the rider, leader or person in charge of any animals, shall enter any street from any side street, gate alley or property unless he shall have satisfied himself that he may do so without endangering his own safety and that of any other person or traffic, and in such circumstances he shall give preferent right of way to all animal, vehicular and motor traffic in such street passing or about to pass such intersection at the time.

For the purpose of this regulation, "Side Street" shall mean any street entering or crossing a street of major importance, having regard to its size or the amount of traffic habitually using it.

64. Save as otherwise provided in Regulation 63, driver or person in charge of any vehicle or animal shall in any circumstances drive or ride the same on any street at a speed exceeding 8 miles an hour and, in the case of motors, 30 miles per hour.

The speed limit in this regulation shall be indicated by Notice Boards erected by the Council on the streets leading into the Township from areas outside the Township.

65. No driver of a vehicle or motor shall at any place within the Municipal area drive at a speed exceeding the speed limit shown on any notice board erected as aforesaid and every such driver shall pay due attention to the warning signs erected by the Council within the Municipal area.

The forms of such signs and the meanings thereof shall be as specified in Schedule A hereto.

Immediately upon coming within view of any such warning signs such driver shall conform to the requirements of the speed limit indicated and shall exercise vigilance and care in control of his vehicle or motor while negotiating that portion of the street or road referred to by such warning signs.

66. (1) All notices and signs placed by the Council or upon any street in terms of any regulation, for the regulation and control of traffic, or the prohibition, restriction, regulation or control of parking shall be obeyed by all persons using such streets.

- (2) All notices and signs in any street relating to the regulation and control of traffic and the prohibition, restriction, regulation and control of parking shall be deemed until the contrary is shown, to be the notices and signs of the Council.

67. No person, other than a duly authorised agent or servant of the Council, shall place in or upon any street any notice or sign affecting or intended to affect the movement of traffic or the parking of vehicles and motors or upon any street.

68. Notwithstanding anything contained in these regulations every driver of a vehicle or motor when turning a street corner shall slow down and shall drive at a speed, which will not endanger the safety of any person, animal or thing whatsoever.

69. Notwithstanding anything contained in these regulations any person who rides or drives any animal, vehicle or motor in any street –

- (a) recklessly, furiously, negligently, or carelessly, or
- (b) while he is under the influence of intoxicating liquor, or
- (c) at a speed that is dangerous to the public, regard being had to all the circumstances of the case, including the nature, condition and use of the street and the amount of traffic which is actually at the time thereon or which might reasonably be expected to be thereon, or
- (d) in a manner which is dangerous to the public, regard being had to all the circumstances of the case, including the nature, condition and use of the street and the amount of traffic which is actually at the time thereon or which might reasonably be expected to be thereon,

shall be guilty of an offence.

70. The provisions of these regulations relating to speed and stop streets, shall not apply to the members of the Municipal or other recognised Fire Brigade whilst proceeding on duty in any engine, motor or vehicle of such Fire Brigade to a fire.

71. No person shall allow any animal belonging to him or in his charge to stand in any street except at the edge of a sidewalk, and in no case shall the distance between the edge of the sidewalk and the animal exceed 50cms, equal to 20 inches.
72. No person driving or being in charge of a motor shall permit any person to ride or stand on the steps or on any portion of the motor, not intended for such purpose whilst in motion, or to be carried on the motor in such manner that any part of such person projects beyond the body of such motor, excepting when testing such motor after repairs thereto have been affected.
73. No driver of any vehicle or motor shall incline or bring to a stop such vehicle or motor on his right hand side of any street that is facing the stream of oncoming traffic. If any driver desires to stop his vehicle or motor on the side of the street opposite that upon which he is travelling or standing, he shall turn his vehicle or motor at an intersection with the stream of traffic to the point where he wishes to stop.
74. No person shall drive or lead or cause to be driven or led along any street any livestock linked together in more than couples.
75. No person shall allow any vehicle belonging to him or in his charge and drawn by oxen or by a team of six or more donkeys to be on or in any street without a driver and a leader, and such leader shall be and remain at the head of the oxen or team of donkeys during the whole time such vehicle is in the street.
76. No person shall drive or cause or allow to be driven in or upon any street any motor, other than a tractor, fitted with tyres other than pneumatic or solid rubber: Provided that it shall be a good defence to a charge for a contravention of this regulation if the person charged proves to the satisfaction of the Court that he was at the time engaged on the business of his employer and that such employer failed to provide the motor with such tyres.
77. (1) Tractors, reapers or other similar agricultural machines or other vehicles of a similar nature shall not be allowed upon any street within the Municipal area if the wheels or tracks of such tractors, reapers, similar agricultural machines or vehicles are fitted with or have attached to them bars, spikes, lugs or flutes, unless, whilst upon or in motion or travelling upon such street, such bars, spikes, lugs or flutes are either removed or covered with flat shoes, or track bands, or other suitable metal covering of adequate size and in such a way as to give each wheel thereof a flat and smooth contact with the surface of the street to the satisfaction of the Council.
- (2) Traction engines, farm tractors or other similar vehicles or motors drawn or propelled by steam, electricity or other mechanical power shall not be allowed upon any street, except –
  - (a) with the written consent of the Council, and
  - (b) when the driving wheels thereof are smooth and free from flutes, bars, spikes or lugs.



- (3) No person shall allow any wheel ordinarily made for a motor car or vehicle, to be used on any street, unless such wheel has fitted to it pneumatic or solid rubber tyres or has fitted to it other rubber or iron tyres, so as to make a flat and smooth contact with the surface of the street and avoid any damage thereto.
  - (4) No person shall use or allow to be used on any street, within the Municipal area, any wagon or other vehicle which is in such defective condition (due to bent or badly set axles, loose fitting wheels, or loose fitting or worn bushes or excessively rounded non-flat metal tyre trends) as to cause damage or be likely to cause damage to the street.
  - (5) (a) No person shall drive any vehicle on any street in a manner likely to cause damage to such street and no person shall use any brake or other attachment (fixed or loose) on any vehicle driven along the said street if such brake or other attachment has the effect of locking the wheels and so causing them to skid, unless an emergency necessitates such locking.
  - (b) No person shall dig any hole in any of the said streets for the purpose of facilitating repairs or adjustments to any vehicle or motor, and no person using stones or any emergency material for the purpose of holding any vehicle or motor stationary on the street shall leave such stones or material lying on the streets after the vehicle has been driven away.
78. No person shall drive or use within the Municipal area any vehicle, other than a pedal cycle for which provision is made in section 105 hereof, provided with rubber tyres unless a bell capable of tinkling or ringing be attached either to such vehicle or to the animal or animals, if any, drawing it. If such vehicle be drawn by an animal, or animals, the tinkling or ringing of such bell shall be clearly audible whenever such vehicle is in motion, so as adequately to signal the approach of such vehicle.
79. No person shall use or cause to be used in any street for any purpose whatsoever, any horse or other animal in an unfit condition.
80. The person in charge of and driving, riding or using at night time in a street -
- (a) a motor cycle or a vehicle such as a pedal cycle, handcart, truck or other like vehicle, shall provide the same with one lamp so constructed and placed as to exhibit a white light visible within reasonable distance in the direction in which the motor cycle, or vehicle is proceeding and in the case of a motor cycle also a sufficient red rear light indicating the position of the motor cycle to persons overtaking it from the rear, but, in the case of a pedal cycle, hand-cart, truck or other like vehicle the same shall be fitted with at least one ruby reflex rear light. In addition the owner or person in charge of any pedal- or motor cycle shall have the rear mudguard painted in white to a length of 6 inches from the lower rear end of such mudguard;
  - (b) a wheelbarrow, shall provide the same with a rear light casting its rays within a reasonable radius thereof so as to indicate its position to approaching traffic or pedestrians;

- (c) a team of six or more animals, shall provide the leader who shall carry in his hand a clearly visible white light at the head of the team and in addition thereto, if the team be drawing a vehicle or motor shall affix to the rear end of such vehicle or motor a red light or ruby reflex light, but, if the team be not be drawing a vehicle or motor, shall carry immediately behind the team a red light in his hand;
- (d) a vehicle or motor with a projecting load, shall attach a red light to the rear extremity of such load in addition to the headlights required to be attached to the vehicle by this regulation;
- (e) vehicles or motors attached to and drawn behind another vehicle or motor, shall attach two lamps, one to each side of each vehicle or motor so drawn or so placed as to exhibit a white light visible within a reasonable distance in the direction in which the vehicle or motor is proceeding and shall attach a lighted red lamp at the back of the last vehicle or motor so drawn;
- (f) an extension trolley, as commonly used for the conveyance of timber, poles and piping, being a long wagon supported on two axles, one of which is adjustable, or any vehicle without a body, shall attach to the front axle, two white lighted lamps, one on each side near the wheel, one white lighted lamp midway between the two axles and one red lighted lamp on the extreme rear end of the trolley, or, should any part of the load project beyond the rear end of the trolley, then such last-mentioned lamp shall be attached to the extreme rear end of the load;
- (g) a vehicle, for which no other or special lighting provision is made, shall provide the same with two lamps so constructed and placed as to exhibit a white light on each side of the front of such vehicle and plainly visible at a reasonable distance in the direction in which the vehicle is proceeding, and a ruby reflex light or red light, plainly illuminating the rear position of such vehicle;
- (h) a motor cycle with side-car attachment, shall provide the same with two lamps so constructed and placed as to exhibit white lights one on either side of such combination, plainly visible within a reasonable distance in which such cycle with side-car attachment is proceeding, and in addition thereto shall equip such cycle with a red light affixed to the rear thereof, so as to be plainly visible and effectively illuminate the distinctive mark and licensed number of such cycle;
- (i) a motor other than a motor cycle, or motor cycle with side-car attachment, shall provide the same with at least two head-lamps placed one on the right front and the other on the left front of such motor and so constructed and affixed as to be capable of casting white rays of light ahead of such motor and being plainly visible within a reasonable distance thereof.

In addition, thereto such motor shall be equipped with at least one red tail lamp so constructed, fixed to the rear of such motor, maintained as to be plainly visible and effectively illuminate the distinctive mark, and licensed number of such motor. The manner in which the lights of such motor are to be used in or whilst travelling upon any street at night shall be that set forth in regulation 80 hereof.

81. Every person driving or being in charge of any vehicle or motor at nighttime in any street shall keep the lamps required by this regulation properly trimmed, lighted and attached and / or functioning in proper manner.
82. (1) Every motor in use other than a motor cycle shall to the satisfaction the Council be provided with an effective appliance by which the beams of light cast from its headlamps may be lowered, dipped, dimmed or deflected, so as to prevent the vision of approaching persons or animals from being dazzled, and the driver of every such motor shall when approaching or passing at night oncoming traffic lower, dip, dim, or defect his aforesaid headlights.
- A driver of such motor equipped with parking lamps in addition to headlamps shall be deemed to have sufficiently complied with the terms of this regulation, by extinguishing the front headlight and deflecting to the left the left front headlight whilst simultaneously causing both parking lights to operate.
- In addition to the foregoing provisions, such driver shall, when driving his motor as aforesaid, cause the tail lamp or lamps of such motor to cast a red light plainly visible and effectively illuminating the distinctive mark and licensed number of such motor.
- (2) No person shall within or upon or across any street use a spotlight, search light or any other similar light.
83. (1) The driver in charge of any vehicle or motor involved in an accident shall stop and render such assistance as may be necessary.
- (2) Such driver shall report such accident at the nearest Police Station immediately.
84. The driver of any vehicle or motor shall not pass another vehicle or motor from which any person is alighting or upon which any person is embarking unless it is reasonable safe to do so.
85. (1) The driver of every loaded vehicle or motor shall cause such load to be so secured and protected as to avoid any undue noise or source of danger.
- (2) If the load carried on any motor or vehicle or the bodywork of any motor or vehicle prevents the driver thereof from having an unobstructed rearward view, the owner of such motor or vehicle shall have or cause to be fitted a mirror in such a position and so adjustable as to enable the driver to obtain a reflected view to the rear of his motor or vehicle.
86. No person shall drive any motor or vehicle on which any part of its load is projecting more than 13 feet beyond the centre line of the rear axle of the said motor or vehicle, and no load shall project beyond the rear end of the bed or body of any vehicle or motor, exclusive of the tail gate when lowered, a greater distance than  $\frac{3}{5}$ <sup>th</sup> of the total length of such bed or body.
87. No person shall convey, carry or have on any vehicle or motor moving or standing in any street, a load so placed that any portion of the load projects more than 3ft beyond the lateral extremities of any such vehicle except during such hours and on such route and subject to such conditions as may be specified in a written permission granted to such person by the Council.

88. Any vehicle or motor having a load projecting more than 4ft beyond the rear of the body of the said vehicle or motor during the period of time between 30 minutes before sunrise and 30 minutes after sunset, must have firmly attached to the extreme end of the projecting load, in such a way as to be clearly visible to persons approaching from either side or from the rear of the said vehicle or motor; a clean red cloth flag not less than 30 cm by 30 cm or 12" by 12".
89. The owner or licensee of every vehicle or motor used upon a street whether plying for hire or not, shall in addition to the requirements of these and of any other regulations applicable thereto, keep and maintain such vehicle or motor in a state of good repair and condition so as not to cause any undue damage to any of the streets within the Municipal area or any undue noise and so as not to be a source of danger.
90. Every person in or on any vehicle or motor upon a street, who, upon demand of a Police Officer or of an officer of the Council duly authorised thereto, wilfully refuses to give such information as he may possess regarding the name and address of the driver, owner or licensee thereof, shall be guilty of an offence.
91. (1) A street in or near which the outbreak fire occurs may be closed temporarily to all classes traffic by any Police Officer or by the Chief Executive Officer or by the Fire Master or any other officer or fireman in charge of the Municipal or any other recognised fire brigade.  
  
A street shall be deemed to be closed if in case any outbreak of fire a hosepipe line used in the operation of any such fire brigade is placed across it. Any person who shall use any street whilst so closed shall be guilty of an offence.  
  
(2) Any person who interferes in any manner whatsoever with the operations of any such Fire Brigade of the Police when engaged in the suppression or control of an outbreak of fire shall be guilty of an offence, and any Police Officer or fireman may of his own volition, at the request or order of the Chief Executive Officer or of the Fire Master or any other officer or fireman in charge of such Fire Brigade remove any person so interfering.
92. Members of the Municipal or of any other recognised Fire Brigade whilst proceeding to a fire with or in any of their engines, vehicles or motors, shall give a continued audible and distinctive warning of their approach by the ringing of a bell or the sounding of a siren and shall have a preferent right of way over all classes of traffic in a street or open space within Municipal area, and upon the approach of any such engine, vehicle or motor all classes of traffic shall immediately stop and remain stationary until after such engine, vehicle or motor has passed. Any person contravening this regulation shall be guilty of an offence.
93. No person having the control or charge of any vehicle or motor, other than a cycle or motor cycle, shall park such vehicle or motor otherwise than in accordance with these regulations.

94. Motors shall be parked in the following manner:
- (a) Where angle parking is prescribed a motor shall be parked by bringing it to a stop at an angle of 45 degrees to the kerb of the building line on the left hand side of the street in the direction of its progress and in such a manner that the left front wheel is within 50 centimetres or 20 inches of such kerb or building line : Provided that upon portions of streets on which the Council has caused markings to be painted for angle parking such motors shall be parked as indicated by such markings.
  - (b) When straight parking is prescribed or permitted a motor shall be parked parallel to the kerb or building line in any street, with the left or rear wheels not more than 60 centimetres (92 feet) from such kerb or building line. No motor parked in this manner shall be parked nearer than 90 centimetres (3 feet) from any part of another motor similarly parked.
95. Notwithstanding anything contained in the foregoing regulations, no motor or vehicle shall be parked –
- (a) within 60 centimetres (2 ft.) of any vehicle or motor which may be diagonally parked;
  - (b) so as to obstruct the passage to the entrance of any premises;
  - (c) so as to obstruct the proper access to any kerb side, petrol pump or air pump erected under licence granted by the Council;
  - (d) within 1,8 metres (6 ft.) from any pole to which is attached a sign denoting an omnibus stopping place authorised as such by the Council;
  - (e) within 10 metres (35 ft.) from the intersection of streets;
  - (f) on any portion of a street where angle parking is prescribed if the overall measurement of such vehicle or motor, including goods, loaded, thereon, exceeds 19 ft. between extreme projecting points, and such a vehicle or motor shall be stopped only in the manner prescribed in Regulation 92. (b) straight parking – when engaged in taking up or setting down passengers or merchandise.
96. No person having control or charge of any motor or vehicle shall park such motor or vehicle in any street for any unreasonable time. For the purpose of this regulation an unreasonable time shall mean in any street within the Municipal area for a period longer than 6 hours. No person shall allow any motor or vehicle in his possession for the purpose of sale, repair or garaging to stand in any street or portion of a street in a Municipal area unless such motor or vehicle is at the time being used for ordinary traffic purposes.

97. Notwithstanding anything contained in these regulations, the Council may by notices and signs posted in any street, or by lines or words painted on the surface of a street make orders relating to the regulation of traffic and parking and such directions shall be obeyed by every person using such street.

Each of the under mentioned parking notices, when erected or displayed for the regulation of traffic, shall bear and conform to the features respectively assigned to it.

<i>Inscription:</i>	<i>Shape :</i>	<i>Colouring :</i>
No parking.	Circular 21 inches in diameter.	Yellow ground, black lettering, red rim.
Parking for restricted hours, the appropriate design as shown in Schedule A.	Oblong : Side 21 by 12 inches long	Blue ground, white lettering, red rim.
Parking without restricted hours, the appropriate design as shown in Schedule A.	Oblong, sides 21 inches long.	White background, black lettering, red rim

98. No person shall affix or display in- or outside a street area any signs having reference to traffic or parking or so affix or display outside a street area any such signs which may interfere or conflict with the Council notices and signs displayed under these regulations.
99. Any notice or sign posted in any street for “Parking” or for “No Parking”, as the case may be, shall refer to that portion of such street on the same side on which the notice or sign is posted, as lies between the nearest cross streets on either side of such notice: Provided that in special cases any further notice or sign may be posted limiting the operation of a notice or sign to a section of a street.
100. No person shall allow any vehicle or motor in his control or charge to stand for a longer period than is necessary to load or unload merchandise or set down or pick up passengers in any street or section of a street where parking is prohibited.
101. No person being in charge or control of a pedal cycle shall park same within the area of any side walk or so as to obstruct the parking of motors or vehicles in terms of these regulations.
102. No proprietor of any motor garage nor any person employed by him shall use any street or any parking place or area for any trading, repair or other business purposes : Provided that in case of a breakdown of a motor urgent repairs may be attended to on the spot and then for no longer time than is necessitated by such emergency.
103. The terms “trading, repair and business purposes” for the purpose of regulation 100 includes the parking in any street of any motor which is kept for sale or which may have been handed over to the owner of any garage or any of his employees for sale, repairs or for cleaning and / or overhaul.

## CHAPTER 5.

## STOP – STREETS.

104. Stop-streets, shall be designated by warning signs of a design as shown in Schedule "A. Such warning sign or notice shall be erected at or near the junction of a stop-street with another street, and a straight line, hereinafter called a stop line, shall be painted or marked white upon the surface of the street in the vicinity of the warning sign or notice and running from the centre of the carriageway to the left hand edge thereof, beyond which line traffic shall not proceed before coming to a dead stop, as provided for in the next succeeding regulation.
105. Every person being the driver or the person in control of any vehicle, motor or cycle of whatever description or however propelled, or being the rider of a horse, animal or cycle, or being the leader of any animal or animals, or being the person in charge of herding animals, or being the person riding, driving or in control of any other wheeled contrivance or who or which shall be in motion upon such stop-street as aforesaid and desirous of entering upon any portion of the intersection, such stop-street with any other street, shall before entering such intersection, bring his vehicle, motor, horse, animal, animals herded or led or wheeled contrivance, as the case may be, to a dead stop at or immediately before such stop line painted on the stop street : Provided that where the surface of the road does not permit of such stop line being painted, traffic shall observe as its equivalent the shortest distance between the stop notice or sign and the centre of the stop-street in which it is set up.
106. No such person as is referred to in the last proceeding regulation, shall, after having come to the dead stop aforesaid, enter the intersection aforesaid until he has satisfied himself that he may do so without endangering his own safety or that of any other person, animal or thing.

## CHAPTER 6.

## MOTORS AND CYCLES.

107. Every person driving a motor or riding a cycle shall have affixed to such motor or cycle a bell, horn or other apparatus capable of giving sufficient warning of the approach or position of such motor or cycle, and every person driving a motor or riding a cycle shall sound such bell, horn or other apparatus when overtaking any other motor, vehicle, horse or other animal or pedestrian : Provided that –
  - (a) no person shall upon any street use any such bell, horn or other apparatus when such motor or cycle is in motion except for reasonable traffic requirements;

- (b) no person shall upon any street sound any such bell, horn or other apparatus carried upon a motor or cycle when such motor or cycle is stationary unless it is necessary to do so for his own safety or that of his motor or cycle;
- (c) no person driving or in charge of any motor or riding or in charge of any cycle within the Municipal area shall between the hours of 9 p.m. and 6 a.m. sound any hooter, bell, horn or other audible warning device therein or thereon save when the sounding thereof is reasonably necessary for the safety of such person or any other person : Provided that this sub-regulation shall not apply to ambulances or fire engines.

In a prosecution for the contravention of the provisions of this regulation the onus of providing the necessity for sounding any such device shall be on the person so charged.

- 108. No person riding a pedal cycle or a motor cycle shall carry a passenger on any such cycle, except upon a pillion thereto attached and provided with suitable footrests for such purpose.
- 109. Any person who without the knowledge or consent of the owner or person in charge of any motor –
  - (a) enters, rides in or on or drives the same, or
  - (b) sets the machine thereof in motion, or
  - (c) places the same in gear, or
  - (d) in any way interferes with the machinery, accessories or parts thereof,
 shall be guilty of an offence.
- 110. The person in charge of a motor engine in motion shall stop the same immediately on the request of any person in charge or a restive animal, whether such request be by word of mouth or by signal.
- 111. No person in charge of a motor shall leave it untended upon any street with its engine in motion.
- 112. No person shall within the Municipal area drive or cause or allow to be driven any motor unless such motor conforms to each of the following requirements –
  - (a) it must be mounted on adequate springs;
  - (b) it must, unless it be a motor cycle or three-wheeled motor, be capable of being driven both forward and backwards;
  - (c) it must be provided with at least two independent brakes, each capable of holding the motor on a gradient of not less than 1 in 4.
  - (d) It must be provided with an effective silencer, and when the engine of the motor is in motion the exhaust gas must pass through such silencer in such a manner as reasonably to deaden the sound of the exhaust explosions.



113. No person shall ride a cycle along the street unless he shall at least have one of his hands on the handlebar of such cycle.
  114. No person, when riding a cycle upon any street shall hold on to a moving vehicle or motor or otherwise cause or permit such cycle to be drawn by any other vehicle or motor in any manner whatsoever, nor shall such cycle be used for the purpose of drawing any other vehicle whatsoever.
  115. No person riding a cycle in any street shall carry with him or have attached to his cycle any load exceeding 50 lb. in weight. No load carrier attached to such cycle shall project more than one metre (3 feet) ahead of or behind, nor more than 30 cm. (1 foot) on either side of such cycle.
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