

GOVERNMENT OF ZAMBIA

STATUTORY INSTRUMENT NO. 19 OF 2024

The Road Traffic Act, 2002
(Act No. 11 of 2002)

**The Road Traffic (Public Service Vehicle) (Amendment)
Regulations, 2024**

IN EXERCISE of the powers contained in section 233 of the Road Traffic Act, 2002, and on the recommendation of the Agency, the following Regulations are made:

1. (1) These Regulations may be cited as the Road Traffic (Public Service Vehicles) (Amendment) Regulations, 2024, and shall be read as one with the Road Traffic (Public Service Vehicle) Regulations, 2013, in these Regulations referred to as the principal Regulations.

Title and
commence-
ment
S.I. No. 63
of 2013

(2) These Regulations shall come into operation on the expiration of a period of thirty days from the date on which they are published in the *Gazette*.

2. Regulation 2 of the principal Regulations is amended by the insertion of the following new definitions in the appropriate places in alphabetical order:

Amendment
of regulation
2

“online ride-hailing service” means a transport service operated by means of a motor vehicle which is available for hire using an online ride hailing application;

“private hire taxi” means a motor vehicle for hire, other than a taxicab, which is constructed or adapted to accommodate not more than seven passengers and is made available with a driver for the purpose of carrying passengers; and

*Copies of this Statutory Instrument can be obtained from the Government Printer,
P.O.Box 30136, 10101 Lusaka Price K8.00 each*

“taxicab” has the meaning assigned to the word in the Road Traffic Act.

Insertion of
Part IVA

3. The principal Regulations are amended by the insertion of the following new Part immediately after Part IV:

PART IVA

ONLINE RIDE HAILING SERVICE

Operator of
online ride
hailing
application

26A. A person operating an online ride hailing application shall ensure that the online ride hailing application—

- (a) has a facility that estimates distances and fares, taking into account distance and time, and communicates the estimate to the passenger electronically, in advance;
- (b) communicates the final fare to the passenger electronically at the conclusion of the trip;
- (c) provides the motor vehicle registration details;
- (d) provides details of the driver of the motor vehicle including the name, national registration card number, and phone number to the passenger electronically;
- (e) records details of a registered passenger including the name and phone number; and
- (f) is working at all times.

Requirements
for
registering
vehicle on
application

26B. (1) A person who operates an online ride hailing application shall before registering a private hire taxi or taxicab on the online ride hailing application platform require the owner or any person using the private hire taxi or taxicab to—

- (a) submit a certified copy of a public service vehicle road service licence for the private hire taxi or taxicab;
- (b) submit Zambia Police Service clearance certificate for the driver of the private hire taxi or taxicab; and
- (c) provide—
 - (i) information relating to the private hire taxi or taxicab’s owner and driver’s residential address and contact details;

- (ii) copies of the private hire taxi or taxicab's owner and driver's national registration cards; and
- (iii) a copy of the registration certificate for the private hire taxi or motor vehicle.

(2) A person operating an online ride-hailing application shall not register a private hire taxi or taxicab on the online ride hailing application platform if the—

- (a) owner of the private hire taxi or taxicab, or the person using the private hire taxi or taxicab fails to meet the requirements in subregulation (1); and
- (b) driver of the private hire taxi or taxicab is convicted of an offence under any written law and sentenced to a term of imprisonment of not less than six months without the option of a fine.

26C. (1) The Agency shall, where a public service vehicle road service licence of an owner of a private hire taxi or taxicab registered in accordance with this Part expires, or is suspended or revoked, notify the person operating an online ride-hailing application with whom the owner of the private hire taxi or taxicab is registered.

Vehicle
operating
without
valid public
service
vehicle road
service
licence

(2) A person operating an online ride-hailing application shall within seven days of the receipt of a notification under subregulation (1), suspend the use of that private hire taxi or taxicab from operating on the online ride hailing application until a valid public service vehicle road service licence is obtained.

(3) A person who contravenes subregulation (2) commits an offence.

26D. (1) Regulations 15, 16, 18, 23, 25 and 26 shall not apply to a private hire taxi.

Identification
certificate

(2) The Agency shall issue an identity certificate for a private hire taxi on payment of a fee set out in the Road Traffic (Fees) Regulations, 2021.

S.I. No. 112
of 2021

(3) The owner of a private hire taxi shall display on the inside of the front wind screen of the private hire taxi, an identity certificate issued under subregulation (2).

(4) A person who fails to display an identity certificate referred to in subregulation (2) commits an offence.

Inspection

26E. (1) A licensing officer, road traffic inspector or police officer may, where the officer or inspector suspects that the requirements of the Act or these Regulations are not complied with, require a person in charge of an online ride-hailing application to give such information as may reasonably be required to enable the licensing officer, road traffic inspector or police officer to ascertain whether the provisions of the Act or these Regulations are being complied with.

(2) A person who obstructs a licensing officer, road traffic inspector or police officer in the execution of their duties under these Regulations commits an offence.

LUSAKA

5th March, 2024

[MTL.64/9/12]

F. TAYALI,
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and Logistics*