

GOVERNMENT OF ZAMBIA

STATUTORY INSTRUMENT NO. 27 OF 2007

**The Zambia Development Agency Act  
(Act No. 11 of 2006)**

**The Zambia Development Agency (Multi-Facility Economic  
Zones) (Priority Sectors) (Declaration) Order, 2007**

IN EXERCISE of the powers contained in section *eighty-two* of the Zambia Development Agency Act, 2006, the following Order is hereby made:

- |  |  |
|--|--|
| 1. This Order may be cited as the Zambia Development Agency (Multi-Facility Economic Zones) (Priority Sectors) (Declaration) Order, 2007         | Title  |
| 2. In this Order, unless the context otherwise requires-<br>“Act” means the Zambia Development Agency Act, 2006.                                 | Interpretation<br>No. 11 of 2006             |
| 3. The Second Schedule to the Act is amended by the insertion after paragraph (k) of the priority sectors set out in the Appendix to this Order. | Amendment<br>of Second<br>Schedule to<br>Act |

**APPENDIX  
(Paragraph 2)**

Amendment to the Second Schedule

- (1) Information and Communication Technology (ICT)
- (i) Development of computer software; and
  - (ii) Assembly and manufacture of ICT equipment
- (m) Health
- (i) Manufacture of pharmaceutical products;
  - (ii) Repair and maintenance of medical equipment;
  - (iii) Provision of laundry service to medical institutions;
  - (iv) Ambulance service;
  - (v) Medical laboratory service;
  - (vi) Diagnostic service; and
  - (vii) Other medical services and
- (n) Education and skills training.

LUSAKA  
5th March, 2007  
[MCTI.71/7/2/C]

K. KONGA,  
*Minister of Commerce,  
Trade and Industry*



**PUBLIC ROADS ACT 2002; PART V SECTION 65-67(E)**

**ROAD DEVELOPMENT AGENCY  
NOTIFICATION TO DETAIN VEHICLE-A No. 04951**

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*This is to henceforth, that the vehicle described has this day been detained hereby as follows*

Weighing Station..... RDA Officer.....

In accordance with the Public Roads Act, vehicle registration number.....Owned by.....and/or driven by..... has on this day

Of .....been forthwith impounded and detained due to overload on Axle/GVM and shall not be released before any fines or corresponding compensation fees and or any outstanding payments amounting to.....has been settled and overload adjusted to the legal limits with no allowances in accordance with provisions of *Public Roads Act 2002*

Further, after 3 days, detained vehicles shall attract surcharge of ZMK equivalent to USD 20 until full payment has been made accordingly. This notification order shall operate in pursuant to Governmental Orders and officially witnessed by the following.

**HEREBY WITNESSED AS**

RDA Officer..... Haulers/Driver.....

Signature..... Signature.....

**RDA Official Stamp**

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**PUBLIC ROADS ACT 2002, PART V SECTION 65-67(E)**

**ROAD DEVELOPMENT AGENCY**

**NOTIFICATION TO RELEASE VEHICLE-A No. 04951**

*This is to henceforth, that the vehicle described has this day been detained hereby as follows*

Weighing Station.....

RDA Officer.....

In accordance with the Public Roads Act, vehicle registration number..... Owned by.....and/or driven by..... has on this day

of .....been forthwith released after adjustment to the legal limit with no allowance of overload on Axle Load / GVM and shall proceed as any fines or corresponding compensation fees and or any outstanding payments amounting to.....has been settled and all relevant documentation collected in accordance with provisions of *Public Roads Act 2002*

This notification order shall operate in pursuant to Governmental Orders and officially witnessed by the following,

***HEREBY WITNESSED AS***

RDA Officer.....

Haulers/Driver.....

Signature.....

Signature.....

**RDA Official Stamp**

PR FORM 5

**THE PUBLIC ROADS ACT 2006  
(Regulation 41)**

**Admission of Guilt Form**

**THE PEOPLE** verses ..... **WITH REFERENCE** to the charge, of hereto, contrary to the provisions of

1. Section 64: found to have overloaded the maximum axle or laden weight.
2. Section 66: found to have been driving away impounded vehicle.
3. Section 67 – (5) (a): Found to have refused or neglected to comply with any requirement under subsection (2) or (3).
4. Section 67 (5) (b): Found to have obstructed an officer's function.
5. Section 67 A – 4 (a): Found to have driven a vehicle in contravention of subsection (1).
6. Section 67 A – (4) (b): Found to have caused or permitted a vehicle to be driven in contravention of subsection 1.
7. Section 67 A – (4) (c) : Found to have failed to comply within reasonable time with a direction under subsection (2)
8. Section 67B (a): absconded from the weighbridge
9. Section 67B (b) : Found to have been driving, caused or permitted a vehicle to be driven in contravention of section 67 A (1).
10. Section 67C –(7): Found to have damaged road or road furniture
11. Section 67D – (1) (c) : Found to have exceeded the maximum laden/axle weights for a vehicle with awkward load.
12. Section 68: Found without valid weighbridge certificate

1. I hereby admit that I am guilty of the offence (s) No ..... Charged, and declare willingness to pay the fines on the spot without appearing in court as prescribed in Section 68A (1) unless a court procedure is mandatory, and understand that my signature will effect compensation for road damage to be paid by the owner of the vehicle.

I agree to pay to the prescribed RDA officer on spot the fine(s) for the offences I have committed.

Description of offence(s)	Amount due
<b>Sum</b>	

I have agreed to notify the owner of the vehicle to pay on the spot the sum of .....as compensation fee for road damage before a release order of vehicle and goods can be issued.

I have agreed to notify the owner of the vehicle to pay on the spot the sum of .... As awkward load penalty before a release order of vehicle and goods can be issued. That the charges have been interpreted and explained to me and I have understood the charges as admitted by myself.

**Signature of the Driver:** ..... **Date:** .....

**Weighbridge Officer's Certification**

1. I certify that I have interpreted the foregoing to the accused person whose signature appears above, and the best of my knowledge the offender has understood the meaning.

RDA officer's Signature ..... Date: .....

2. I certify that the amount of ..... has been duly paid as fine and that a receipt No. .... has been issued to the offender.

Authorised RDA officer's signature ..... Date: .....

LUSAKA

2nd April, 2007

**K. SIMBAO,**  
*Minister of Works and Supply*

## SEVENTH SCHEDULE

## LIST OF FORMS

<i>Form No.</i>	<i>Title</i>
<b>FORM PR 1</b>	Permit for the use of an overwidth or overweight vehicle (Regulation 8)
<b>FORM PR 2</b>	Weighbridge Certificate (Regulation 34)
<b>FORM PR 3</b>	Notification to detain vehicle (Regulation 35)
<b>FORM PR 4</b>	Notification to release vehicle (Regulation 36)
<b>FORM PR 5</b>	Admission of guilty form



FORM 1

Date.....

No. 005803

MINISTRY OF WORKS AND SUPPLY

ROADS DEVELOPMENT AGENCY

PERMIT FOR THE USE OF AN OVERWIDTH OR OVERWEIGHT VEHICLE

This authorizes.....
of P.O Box.....
To use the under mentioned vehicle on the routes shown, subject to the issue of a Road Service License in the case of the Public Service Vehicle, on condition that it will be operated only during favorable road and weather conditions. The Director and Chief Executive of Road Development Agency reserve the right to withdraw the permit without prior notice.

Vehicle Registration No.....

Description.....

Total weight in (Kg)..... (To include passengers, load, fuel, crew and vehicle)

Maximum Load in Kg on each axle.....

Routes(s)

Expiry Date:

Endorsement:

- 1. This permit does not excuse the holder from complying with the weight restrictions imposed by by-laws and regulations on the use of vehicles in Cities, municipalities, Townships, and Mine Townships, or from complying with the regulations governing the maximum dimensions of the vehicle
2. Attach two red danger warning flags and ABONORMAL WIDE LOAD in front and rear of configuration
3. Traveling time (only day time 06:30-18:00) at a speed limit 50KM/H
4. Instruct the driver to STOP at all Weighbridges to have axle load checked, recorded and a certificate of weight issued.

.....
Director and Chief Executive

To be retained by:

Original- Applicant

Duplicate-RDA Headquarters

Triplicate-Provincial Roads Engineer.....

Provincial Roads Engineer.....



**FORM 5**

**Application for Special Permit**

Name of Applicant:.....  
 Address:.....  
 Tel. No.....

	<i>Vehicle</i>	<i>Trailer</i>
1. Make of Vehicle..... Reg. No..... Make of Trailer.....		
2. Low Loader, Mobile Crane, etc.....		
3. Tare weight of Vehicle..... Kg Tare weight of trailer..... Kg	Gross Laden weight..... Kg Gross Laden weight..... Kg	
<b>TOTAL</b> <u>                    </u>		
4. Description and weight payload(s)..... .....	<i>No. of Axle in Group</i>	<i>No. of wheels in group</i>
5. Maximum loading on 1st axle or 1st axle group .....	<i>kg</i>	
Maximum loading on 2nd axle or 2nd axle group.....		
Maximum loading on 3rd axle or 3rd axle group .....		
Maximum loading on 4th axle or 4th axle group .....		
Maximum loading on 5th axle or 5th axle group .....		
Maximum loading on 6th axle or 6th axle group .....		
Maximum loading on 7th axle or 7th axle group .....		
Maximum loading on 8th axle or 8th axle group .....		
6. Configuration of vehicle ( <i>see overleaf</i> )		
7. Routes to be used .....		
8. Period during which permit is required.....		
9. For regular service state number of single journeys per day/ week / month .....		

Date.....

Signature.....



FORM 2

**Weighbridge Certificate**

Date: ..... Time: ..... Weighing site: ..... Operator: .....  
 Vehicle Registration Number: ..... Axle Configurations: .....  
 Name and Address of Owner: .....  
 Drivers Name: .....  
 Drivers address: ..... Nationality: .....  
 Cargo: ..... Origin: ..... Destination: .....

Axle/ group of axles	Mobile scale readings		Sum	Load of axles/axle combinations	Legal load of axle/axle combinations	Legal load plus allowance	Overload for charging purposes
	Left	Right					
1			→				
Sum			→				
2							
Sum			→				
3							
Sum			→				
4							
Sum			→				
5							
Sum			→				

This is to certify that the vehicle described above has this day been weighed with the results noted in the table.

Operators signature

Drivers signature

Number	Weighbridge Name	Officer on duty	Signature	Number	Weighbridge Name	Officer on duty	Signature
1				4			
2				5			
				6			

## FOURTH SCHEDULE

*(Regulations 37)*

## RATE OF COMPENSATION FOR DAMAGE CAUSED BY THE GROSS VEHICLES MASS

The compensation to be paid for GVM overload shall be as specified in this schedule:

<i>Kilograms</i>	<i>Fees US\$</i>	<i>Kilograms</i>	<i>Fees US\$</i>
500	22	16500	2331
1000	45	17000	2536
1500	70	17500	2760
2000	95	18000	3006
2500	122	18500	3275
3000	150	19000	3569
3500	180	19500	3893
4000	211	20000	4248
4500	244	20500	4638
5000	279	21000	5067
5500	316	21500	5538
6000	355	22000	6057
6500	397	22500	6628
7000	441	23000	7258
7500	489	23500	7952
8000	539	24000	8716
8500	593	24500	9560
9000	651	25000	10491
9500	712	25500	11519
10000	779	26000	12653
10500	850	26500	13906
11000	926	27000	15291
11500	1009	27500	16821
12000	1098	28000	18512
12500	1195	28500	20381
13000	1299	29000	22448
13500	1412	29500	24735
14000	1535	30000	27264
14500	1668	30500	30062
15000	1813	31000	33158
15500	1971	31500 and above	35000
16000	2143		

FIFTH SCHEDULE  
(Regulation 41)

SUMMARY FINES PAYABLE FOR DRIVERS WHO COMMIT OVERLOAD OFFENCES

<i>Axle overweight</i>	<i>Penalty units</i>	<i>GVM overweight</i>	<i>Penalty Units</i>
100	18	500	49
200	36	1000	100
300	56	1500	156
400	76	2000	211
500	96	2500	271
600	116	3000	333
700	138	3500	400
800	160	4000	469
900	182	4500	542
1000	204	5000	620
1100	229	5500	702
1200	253	6000	789
1300	280	6500	882
1400	304	7000	980
1500	331	7500	1087
1600	358	8000	1198
1700	387	8500	1318
1800	416	9000	1447
1900	444	9500	1582
2000	476	10000	1731
2100	507	10500	1889
2200	538	11000	2058
2300	571	11500	2242
2400	604	12000	2440
2500	638	12500	2656
2600	673	13000	2887
2700	709	13500	3138
2800	744	14000	3411
2900	782	14500	3707
3000	820	15000	4029
3100	860	15500	4380
3200	900	16000	4762
3300	944	16500	5180
3400	984	17000	5636
3500	1027	17500	6133
3600	1071	18000	6680
3700	1116	18500	7278
3800	1162	19000	7931
3900	1209	19500	8651
4000	1258	20000	9440
4100	1307	20500	10307
4200	1356	21000	1126

<i>Axle overweight</i>	<i>Penalty units</i>	<i>GVM overweight</i>	<i>Penalty Units</i>
4300	1407	21500	12307
4400	1460	22000	13460
4500	1513	22500	14729
4600	1567	23000	16129
4700	1622	23500	17671
4800	1680	24000	19369
4900	1738	24500	21244
5000	1778	25000	23313
5100	1858	25500	25598
5200	1920	26000	28118
5300	1982	26500	30902
5400	2047	27000	33980
5500	2111	27500	37380
5600	2178	28000	41138
5700	2244	28500	45291
5800	2313	29000	49884
5900	2384	29500	54967
6000	2458	30000	60587
6100	2529	30500	66804
6200	2604	31000	73684
6300	2680	31500	77778
6400	2758	and more	
6500	2836		
6600	2916		
6700	2998		
6800	3082		
6900	3167		
7000	3253		
7100	3340		
7200	3429		
7300	3520		
7400	3613		
7500	3751		
7600	3802		
7700	3900		
7800	3998		
7900	4100		
8000	4202		
8100	4304		
8200	4411		

<i>Axle overweight</i>	<i>Penalty units</i>	<i>GVM overweight</i>	<i>Penalty Units</i>
8300	4518		
8400	4629		
8500	4740		
8600	4851		
8700	4967		
8800	5085		
8900	5202		
9000	5322		
9100	5444		
9200	5569		
9300	5696		
9400	5824		
9500	5953		
9600	6087		
9700	6220		
9800	6356		
9900	6496		
10000	6636		
And more			

## SIXTH SCHEDULE

*(Regulation 43)*

## PENALTY PAYABLE FOR CARRYING AND AWKWARD LOAD

<i>Distance Km.</i>	<i>Penalty in US\$</i>
0 – 200	400
200 – 300	750
300 – 350	1100
350 – 400	2000
400 – 450	3000
450 – 500	4000
500 or above	5000

(4) The payment shall be in **Zambian Kwacha** or freely convertible foreign currency at the official rate prevailing on the day of offence.

(5) A receipt of the payment shall be issued in a form and with content as the Agency may prescribe.

(6) A valid receipt of payment shall be retained by the driver of the vehicle together with the weighbridge certificate or permit and on demand be presented at the subsequent weighbridges.

49. (1) Unless otherwise authorised by the Agency, where the compensation for road damage or any surcharges described in these Regulations is not paid within thirty days from the date of detention of the vehicle, the Agency or institutions empowered by it on its behalf may dispose of the vehicle by public auction.

Disposal of  
vehicles

(2) Where a vehicle has been designated for disposal, the Agency or institution empowered by the Agency on their behalf, may issue a notice of sale by auction within fourteen days from the date of the notice, of the vehicle in question and its goods.

(3) The proceeds of any such sale shall first be used to cover the charges resulting from the sale, including the cost of the advertisement and removal of the vehicle or trailer and the compensation and surcharges, while the remaining proceeds, if any, shall be payable to the registered owner, or, where the owner fails to claim within six months of the sale the proceeds shall be deposited to the central account of the Agency and form part of its revenue.

50. (1) An authorised cashier at a weighbridge shall collect all types of penalties, compensation, fees and surcharges imposed on drivers and registered owners of overloaded vehicles and regularly deposit the money to a local deposit bank account at least once a week or as the Agency may prescribe.

Remittance  
of payment

(2) The money collected as penalties, compensation, fees and surcharges shall be remitted by the Agency to a dedicated central account at the Road Fund to be applied by the Agency only to the repair and maintenance of roads and for the purpose of the axle

51. (1) Any person aggrieved by a decision of an authorised officer or the Agency or institutions empowered by the Agency may appeal to the Minister against such a decision where

Procedures  
for  
appeal

(a) there is a refusal to grant that person a weighbridge certificate or any other permit required to be granted under these Regulations;

(b) there has been an incorrect use of a weighing device resulting in an inaccurate weight; and

(c) the penalty applicable to a corresponding overload has been misapplied.

(2) An appeal to the Minister shall be lodged within seven days of the facts giving rise to the appeal in writing stating the grounds of appeal to be considered.

(3) The Minister shall in consultation with the Agency, within twenty-one days of the receipt of the appeal, allow or dismiss the appeal, stating the reasons for so doing.

(4) Any person dissatisfied with the decision of the Minister may appeal to the Court.

#### FIRST SCHEDULE

(Regulation 4 and 5)

##### MAXIMUM GROSS VEHICLES MASS

<i>Description of Vehicle</i>	<i>Permissible Gross Vehicle Mass</i>
(a) Two axle vehicle	18,000
(b) Three axle vehicle	26,000
(c) Four (or more) axle vehicle	28,000
(d) Vehicle and semi-trailer with 3-axles (articulated)	28,000
(e) Vehicle and semi-trailer with 4-axles (articulated)	36,000
(f) Vehicle and semi-trailer with 5-axles (articulated)	44,000
(g) Vehicle and semi-trailer with 6-axles (articulated)	50,000
(h) Vehicle and draw-bar trailer with 4-axles	37,000
(i) Vehicle and draw-bar trailer with 5-axles	45,000
(j) Vehicle and draw-bar trailer with 6-axles	53,000
(k) Vehicle and draw-bar trailer with 7-axles or more	56,000
(l) Any interlink with 6-axles	53,000
(m) Any interlink with 7-axles or more	56,000

## SECOND SCHEDULE

(Regulation 6 and 7)

## MAXIMUM AXLE LOAD LIMITS

<i>Type of axle/group of axles</i>	<i>No. of tires</i>	<i>Max Load (tons)</i>	<i>Config.</i>
(a) Single steering drive operated	2	8	F1
(b) Two steering drive operated	4	14	F11
(c) Single steering draw-bar controlled	2	8	T1
(d) Single steering draw-bar controlled	4	9	T2
(e) Single non-steering	2	8	A1
(f) Single non-steering	4	10	A2
(g) Tandem non-steering	4	12	A11
(h) Tandem non-steering	6	15	A12
(i) Tandem non-steering	8	18	A22
(j) Tandem steering (dolly)	8	16	T22
(k) Triple non steering	10	21	A212
(l) Triple non steering	12	24	A222
(m) Triple super single tires	6	24	B111
(n) Triple single non steering	6	15	A111

## THIRD SCHEDULE

(Regulation 37)

## RATE OF COMPENSATION FOR DAMAGE CAUSED BY OVERLOADED AXLES

The compensation to be paid for an overloaded axle or group of axles shall be as specified in this Third Schedule:

<i>Kilograms</i>	<i>Fees US\$</i>	<i>Kilograms</i>	<i>Fees US\$</i>
100	8	5100	836
200	16	5200	864
300	25	5300	892
400	34	5400	921
500	43	5500	950
600	52	5600	980
700	62	5700	1010
800	72	5800	1041

<i>Kilograms</i>	<i>Fees US\$</i>	<i>Kilograms</i>	<i>Fees US\$</i>
900	82	5900	1073
1000	92	6000	1106
1100	103	6100	1138
1200	114	6200	1172
1300	126	6300	1206
1400	137	6400	1241
1500	149	6500	1276
1600	161	6600	1312
1700	174	6700	1349
1800	187	6800	1387
1900	200	6900	1425
2000	214	7000	1464
2100	228	7100	1503
2200	242	7200	1543
2300	257	7300	1584
2400	272	7400	1626
2500	287	7500	1688
2600	303	7600	1711
2700	319	7700	1755
2800	335	7800	1799
2900	352	7900	1845
3000	369	8000	1891
3100	387	8100	1937
3200	405	8200	1985
3300	425	8300	2033
3400	443	8400	2083
3500	462	8500	2133
3600	482	8600	2183
3700	502	8700	2235
3800	523	8800	2288
3900	544	8900	2341
4000	566	9000	2395
4100	588	9100	2450
4200	610	9200	2506
4300	633	9300	2563
4400	657	9400	2621
4500	681	9500	2679
4600	705	9600	2739
4700	730	9700	2799
4800	756	9800	2860
4900	782	9900	2923
5000	800	10000	2986

Or more

(5) The owner of the vehicle and cargo detained shall be responsible for the vehicle and cargo, even if the vehicle is detained at a weighbridge station and the Agency shall not be held responsible for any loss or theft of cargo or vehicle whilst the vehicle and cargo are detained at the weighbridge.

(6) Detained cargo shall not be allowed to be stored within the vicinity of a weighbridge station.

39. (1) Where an authorised weighbridge officer has found that the vehicle and its driver after corrections is complying with the Regulations, and or any related payment has been settled, the officer shall give a notification as set out in Form PR 4 to release the vehicle.

Notification  
to release  
vehicle

(2) The notification of release issued under sub regulation (1) shall refer to the corresponding notification of detention and a weighbridge certificate shall be issued and the registration document for the vehicle, cargo document and driving license shall be released.

40. (1) In case of an overload offence, any accredited weighbridge station on behalf of the Agency shall impose the prescribed compensation for road damage to the owner of the vehicle in accordance with the Act.

Compensation  
for road  
damage

(2) The compensation shall be calculated and charged by an authorised weighbridge officer.

(3) The compensation shall be paid on the spot and before the detained vehicle in question can be released.

(4) If any dispute on compensation arises, the vehicle shall not be released until the dispute is settled.

(5) Subject to the provisions of this Regulation, the liability for overload compensation according to these Regulations shall be without prejudice to any other penalty sanctions for offences associated with the particular vehicle and its use.

(6) The compensation shall be calculated separately on each axle or group of axles and GVM according to the Schedules set out in these Regulations, when determining the compensation for an axle or group of axles or GVM, the following shall apply:

(a) the notification of weights in the weighbridge records shall form the basis for calculating the compensation where a vehicle is found to be overloaded according to this Regulation;

(b) the compensation to be paid for an overloaded axle or group of axles shall be as specified in the Third Schedule to these Regulations, reflecting the damage effect and compensation for an overloaded axle or group of axles;

- (c) where more than one axle or groups of axles are found to be overloaded, the compensation payable shall be arrived at by calculating the amount of compensation of each individual axle or group of axles;
- (d) the compensation payable for overloading the GVM shall be as specified in the Fourth Schedule to these Regulations, reflecting the damage effect and compensation for overloaded GVM;
- (e) where a vehicle is overloaded, both with respect to axle load and GVM limits, both the compensation payable with respect to the axle-load and to the GVM limits shall be calculated and the higher of the two amounts shall be applied as the amount due;
- (f) the driver shall notify the registered owner to an overload as shown on the weighbridge records regarding the overload; and
- (g) if a trailer has been used in violation of the Regulations, the registered owner of the motor vehicle pulling the trailer shall be liable for the overloading offence and shall be required to pay the overloading compensation even if he is not the owner of the trailer.

Notification  
of habitual  
offenders

41. The details of a driver or owner of an overloaded vehicle shall be notified in a database stating information about the offence unless the overload is on axles and within ten percent of the authorised axle load and caused by error in the distribution of the load between the axles of the vehicles.

Habitually  
offending  
drivers

42. If during the axle-load control it is found that a driver has offended against the Regulation more than twice in thirty days, the Agency may in addition to any other penalty under these Regulations, institute summary court proceedings against the driver and upon conviction, the driver may be liable to imprisonment.

Habitually  
offending  
owners

43. The owner of a vehicle used in an overload offence more than twice in thirty days, shall be liable to having their transportation license revoked unless the owner of the vehicle proves that they did not know or have reason to believe that the vehicle was overloaded.

Standards  
and  
imposition  
of fines

44. (1) A driver admitting guilt to an overload offence shall do so in PR Form 5 and pay the stipulated fine as specified in the Public Roads Act.

(2) Where a driver has admitted guilt, the motor vehicle shall be detained until the payment of the fine by the driver or owner and a compliance with these Regulations and any other written law.

(3) When determining the penalties for an overloaded axle or group of axles or GVM, the following shall apply:

- (i) the notification of weights in the weighbridge records shall form the basis for calculating the penalty where a vehicle is found to be overloaded under these Regulations; and
- (ii) the penalty payable for an overloaded axle or group of axles shall be as specified in the Fifth Schedule to these Regulations.

(4) If more than one axle or groups of axles are found to be overloaded, the basis for the penalty payable is determined by calculating the amount of the penalty for each individual axle or group of axles.

(5) The penalty payable for overloading the GVM shall be as specified in the Fifth Schedule to these Regulations reflecting the damage effect and penalty for overloaded GVM.

(6) Where a vehicle is overloaded, both with respect to axle load and GVM limits, both the penalty payable with respect to the axle-load and to the GVM limits shall be calculated and the higher of the two amounts shall be applied as the amount payable as a penalty.

45. (1) A person who refuses or neglects to comply with any requirement in connection with axle loads under the Act, or obstructs a road traffic officer, police officer or an officer authorised by the Agency in the exercise of the officer's functions under these Regulations commits an offence.

Penalties for obstructions, refusal to comply with requirement

(2) The vehicle driven by a person under sub regulation (1) shall be detained on notice by a weighbridge officer-in-charge.

(3) If the vehicle is found to be overloaded, the registered owner shall compensate the Agency for the damage as described in Regulation *thirty-seven*.

(4) The detained vehicle shall only be released upon payment of any fines and compensation or upon the order of the Court where a decision to settle a dispute of the payment of a fine or compensation has been made.

46. (1) Where a motor vehicle or trailer carrying an awkward load is found to be overloaded in respect of axles, or GVM limits, the registered owner of the vehicle shall pay an awkward load penalty as specified in the Act before it is allowed to proceed.

Awkward load penalties and damage compensation

(2) The awkward load penalty shall be distance related as specified in the Sixth Schedule to these Regulations, and the travelling distance from the origin to the weighbridge and from the weighbridge to the destination shall apply even if the vehicle is authorised to return to its origin.

(3) In addition to the awkward load penalty, the registered owner of the vehicle shall compensate the Agency for damage to the road under these Regulations.

Absconding  
fees,  
administrative  
fees and  
surcharges

47. (1) Any person who diverts a vehicle from a weighbridge or absconds from the weighbridge or disobeys an order from an authorised weighbridge officer or police to drive to a weighbridge for control, commits an offence and is liable to pay an absconding fee of the Zambian Kwacha equivalent of two thousand United States Dollars.

(2) An absconding fee shall be payable immediately to the Agency after the driver has signed an admission of guilt form, and the vehicle shall be detained until the fee is paid.

(3) If the vehicle is found to be overloaded, the driver shall be fined and the registered owner shall be liable to pay compensation for damage caused to any infrastructure and the compensation and fines shall be paid immediately to the Agency.

(4) A person who intends to apply for a special permit shall base on the information in the application, compensate the Agency with a surcharge equivalent to the damage compensation set in these Regulations and the surcharge shall be paid to the Agency in advance before the issuance of the permit.

(5) If the axle loads or GVM are found to be different from the limits specified in the permit, and the figures need to be corrected to the actual scale readings, the surcharge will be corrected in accordance with the actual weights.

(6) In order to secure proper payment of compensation, fines and surcharges and to adjust the load, an overloaded vehicle shall be detained free of charge for the first three consecutive days by the Agency, or institutions empowered by the Agency on its behalf and thereafter a parking fee of a Zambian Kwacha equivalent of twenty United States Dollars payable to the Agency will be charged for each extra day until proof of payment has been produced and the notification to release the vehicle has been issued.

Payment  
procedures

48. (1) A signed admission of guilt from a driver contravening these Regulations shall be regarded as a conviction and shall make the owner liable to pay any additional compensation, surcharges or fines immediately.

(2) An admission of guilt shall be transferred from the weighbridge stations to the clerk of the court on a regular basis and at least once a week.

(3) Any compensation, surcharges or fines shall be paid only to an authorised weighbridge cashier immediately or to a cashier at the offices of the Agency before the release of the vehicle, its goods and the documents.

20. (1) Portable weighbridges may be used for enforcement purposes and supplement the use of fixed weighbridges.

Portable  
weighbridges  
and their use

(2) The Agency may, after consulting the body responsible for weights and measures, by Gazette Notice prescribe the mode of using the portable weighbridge devices and any attached computer systems based on the specification of the supplier.

(3) The Agency may establish a database for the use of the devices which shall include information on the various loads weighed, the maintenance of the devices as well as any other information on the management and control of the weighing devices.

21. Weighbridges for enforcement purposes shall store records from operations, identifying the vehicles being weighed at the stations and the data recorded locally shall be transmitted to the central database administered by the Agency, in a mode and with the content prescribed by the Agency.

Data storage  
from  
operations

22. The Agency shall prescribe the use of a quality system to be instituted at all weighbridges for enforcement purposes which includes —

Quality  
systems for  
weighbridges

(a) general information about the weighbridges;

(b) the equipment and the conditions;

(c) the site and the weighbridge compound;

(d) the staff and their performance; and

(e) any other information that may be necessary.

#### PART IV

##### WEIGHBRIDGE STAFF AND AUTHORISATION

23. (1) The Agency may by notice appoint and authorise a person to serve as a weighbridge officer on any fixed- or portable weighbridge device in Zambia, and perform such duties as specified in the authorisation.

Authorisation  
of operators

(2) The notice shall specify the period of appointment of each person.

24. The Agency may by notice appoint and authorise a person to serve as a weighbridge officer-in-charge on any fixed or portable weighbridge device in Zambia, and perform the duties as specified in the authorisation.

Authorisation  
of operator in  
charge

- Authorisation of cashiers 25. The Agency may by notice appoint and authorise a person to serve as cashier on any fixed or portable weighbridge scales in Zambia, and perform such duties as specified in the authorisation.
- Police on weighbridges 26. (1) The Agency may require police officers to serve at the weighbridge stations in co-operation with the authorised officers.  
(2) The duties of the police shall mainly be to provide law and order at the sites and provide services as traffic police officers and to detain faulty vehicles or charge persons committing offences in connection with the weighbridge.
- General workers 27. The Agency may contract general workers to work at the weighbridge stations, who shall not be authorised to operate the weighbridges or to enforce any related Regulations.
- Identification of officers 28. Any employed and authorised persons serving as weighbridge operators shall use such identification as provided by the Agency.
- Uniforms 29. An employed and authorised person serving as weighbridge operator shall use a uniform designed and provided by the Agency.
- Failure to comply as weighbridge staff 30 (1) The Agency may, pending an investigation into allegation of a failure by an authorised staff to perform his or her duties, suspend the appointment of such staff.  
(2) The Agency may, where it is found appropriate revoke the appointment of an officer if it is revealed that the officer is guilty of such failure of performance of duty.

## PART V

## CALCULATION OF LOAD AND PROCEDURES

- Setting of weighing device 31. An authorised officer manning the weighbridge shall ensure that a weighing device is set to zero before weighing starts.
- Weighing of single axles 32. The weight of axles shall be determined by weighing axles individually.
- Weighing of Combination of axles 33. The weight of a combination of axles shall be determined by weighing a combination of axles as a unit in one operation. When using a smaller weighbridge platform, a single axle weighbridge or portable axle-load device, the weight of a combination of axles shall be determined by calculating the sum of the weights of individual axles in such combination.
- Gross Vehicle Mass 34. The GVM shall be determined by weighing the vehicle or combination of vehicles in one operation.  
(2) When using a smaller platform weighbridge or portable weighing device, a single axle weighbridge or portable axle-load device, the GVM shall be determined by calculating the sum of the weights of individual axles or group of axles on a vehicle or combination of vehicles.

35. (1) An overload shall be determined by comparing the weights found by weighing axles, combinations of axles or GVM to the defined authorised limits.

Overload  
determination

(2) An overload is determined to have occurred if the weights determined by weighing are higher than the authorised limits -

- (a) in the First and Second Schedules to these Regulations;
- (b) in the special permit issued for a vehicle;
- (c) by the vehicle manufacturer;
- (d) for particular roads by the Minister in a declared disaster or emergency.

(3) For the purposes of the distribution of the load on a vehicle, an axle or combination of axles shall be deemed overloaded if the load exceeds the authorised limit after addition of five percent of allowable weight and then rounding down to the nearest hundred kilograms.

(4) No allowance shall be given for any excess of GVM.

36. (1) Where a vehicle is determined to be overloaded in excess of the five percent allowance in respect of axles, the load shall be adjusted until the vehicle complies with the authorised limits.

Reduction to  
legal limits

(2) In a case where the load in excess of the five percent allowance is adjusted to comply with the authorised limits, the five percent allowance shall not apply to that load.

## PART VI

### PROEDURES FOR FINES AND PAYMENTS

37. (1) The Agency may issue a weigh bridge certificate as set out in Form PR 2 to be used as a compliance permit for a vehicle.

Weighbridge  
Certificates  
as  
compliance  
permits

(2) A permit for an abnormal load shall not be regarded as a compliance permit until it has been checked and signed at a weighbridge station.

(3) The authorised officer shall fill in a weighbridge certificate set out in Form PR 2 with respect to all loaded vehicles.

(4) The driver shall sign the weighbridge certificate and indicate agreement on behalf of the driver and the owner that the vehicle particulars and the weighing device reading at that particular time and place of weighing are correctly reported on the certificate.

(5) Failure of a driver to sign the weighbridge certificate shall not prevent the Agency or institutions empowered by the Agency from enforcing these Regulations or any other written law, where

a driver has refused to sign the weighbridge certificate, the authorised officer shall endorse the certificate stating that the driver has refused to sign the certificate.

(6) A driver of a loaded vehicle, who passes a weighbridge station without being issued an official weighbridge certificate or having the weighbridge certificate countersigned, shall be deemed to have absconded the weighbridge unless the contrary is proved.

(7) If a driver of a loaded vehicle is found to have absconded a weighbridge and has not been apprehended for that offence at that particular weighbridge, the weighbridge officer at the subsequent weighbridge shall notify the driver of the offence and impose the penalties specified in the Act.

(8) Where a vehicle complies with the authorised axle weights and GVM, a Weighbridge Certificate shall be issued and deemed to be a compliance permit, which the driver shall carry as a permit throughout the journey and have it countersigned at all subsequent weighbridges on the journey.

(9) If there is ascertained under a new control that the vehicle subsequent to the previous control has been reloaded or tampered with in any way, the Weighbridge Certificate shall be withdrawn and a new Weighbridge Certificate shall be issued after the vehicle complies with the authorised limits, stating the reason for issue and refer to the withdrawn Certificate.

(10) The registered owner shall keep the weighbridge certificates or permits for a period of one year from the date of issue. If demanded by the Agency or institutions empowered by the Agency, the registered owner shall present the weighbridge certificates for inspection.

Notification  
to detain  
vehicles

38. (1) Where an authorised weighbridge officer has determined that a vehicle is not in compliance with authorised axle-load or GVM limits or is outside the limits of dimensions or permits given for the said vehicle, or found that the driver has offended these Regulations or any other written law, the authorised weighbridge officer shall detain the vehicle.

(2) Where a vehicle is detained, the officer shall give a notification as set out in Form PR 3 stating the reasons for the detention.

(3) The vehicle shall be detained until these Regulations have been complied with and any pending payment has been settled.

(4) The registration document for the vehicle, cargo document for the cargo and driving license for the driver shall be detained at the weighbridge station or handed over to the police for the period of detention.

- (iv) is not issued where the information given in the application is insufficient or misleading or not in accordance with the formal demands;
- (v) describes the limits set for abnormal load defined by the Agency, based on the vehicle configuration and the routes to be used;
- (vi) is not issued on any axle or axle configuration exceeding the legal limit set for axle plus fifteen percent weight even where the GVM set for the vehicle is within the legal limit; and
- (vii) is not issued on any GVM exceeding the legal GVM plus fifteen percent unless special precaution is taken regarding the need for a feasibility study and re-enforcement of bridges and culverts.

(9) The Director may issue detailed guidelines for granting of exemption permits for the conveyance of abnormal loads where the rules and conditions which apply to the transportation of abnormal load are described.

13. (1) A permit holder shall report to every weighbridge station along the route used, to check that the load is in accordance with conditions given in the permit.

Failure to  
comply with  
conditions

(2) Where the combined limit of the vehicle and the load exceeds a limit of any kind set in the permit, the permit shall be withdrawn and the vehicle shall be impounded until a new permit has been issued in accordance with the actual weights and dimensions for the vehicle;

(3) Where applicable, in such case, the Director may refuse to issue a permit for the same transport unless an alternative and more suitable vehicle configuration is being considered.

(4) After a consideration of the alternative configuration, a new permit may be issued based on the alternative vehicle configuration and on any additional terms and conditions that the Director may determine.

(5) Where the axle load or GVM is above the limits set in the permit, a new permit based on the new limits shall not be issued unless the applicant has paid an additional surcharge for the difference, following the payment procedures in Part VI of these Regulations.

(6) Where any visual damage is caused to any road or road infrastructure in the course of transporting the load, the abnormal load may be ordered to stop by the Agency and the permit shall thereafter be revoked and the person responsible for the transportation of the abnormal load shall be liable to pay to the Agency the cost of repairing the damage caused.

Waiver of  
conditions  
and special  
waiver  
Permit

14. (1) Where special circumstances exist, only the Agency in consultation with the Minister may refrain from the general conditions of issuing permits or imposing a surcharge or waive or reduce a surcharge.

(2) The waiver of conditions or reduction of surcharge shall be considered only if:

- (i) the matters are of national security;
- (ii) the transportation is done in pursuance of a bilateral or multilateral agreement between government of Zambia and another government; or
- (iii) the vehicle is to be used as a result of a natural disaster, relief or for emergency infrastructure restoration.

(3) The provisions of waiver of conditions shall be spelt out in a special waiver permit stating the circumstances of the waiver or reduction of surcharge. The special waiver permit shall be issued by the Agency prior to the journey.

### PART III

#### WEIGHBRIDGE DEVICES AND THEIR USE

Constitution  
of weighing  
devices

15. (1) The Agency may cause weighbridges or other devices for detection of weights to be installed on any roads in the republic.

(2) The devices may be fixed or portable weighing devices for detection of actual axle load or GVM on any vehicle the Agency may decide upon.

(3) The Agency may approve the use of weighbridges owned or leased by other institutions other than the Agency for detections of weights only if the devices are within the specifications approved by the Agency and authorised by the body responsible for weight and measures.

(4) The Authority may provide guidelines for the proper use of weighing devices by drivers at a weighbridge.

(5) Where a driver causes damage to a weighbridge due to improper use, the owner of the motor vehicle shall be liable to pay a surcharge for damage compensation under section *seventy-one* of the Act.

16. (1) The Agency may erect traffic signs which shall require any category of motor vehicles to be weighed or subjected to a test by any such device, whether fixed or portable.

Traffic signs  
on  
weighbridges

(2) Any person who, being the driver of a motor vehicle or in charge of a motor vehicle, disobeys or disregards any direction on a road sign created for weighbridge purpose and refuses to allow the motor vehicle to be weighed on a weighbridge or be tested by any device commits an offence and is liable to a *Zambian Kwacha* equivalent absconding fee of two thousand United States Dollars.

17. The Agency shall only permit the use of devices authorised by the body responsible for weights and measures, to be used in the enforcement of these Regulations.

Authorisation  
of devices

18. (1) The body responsible for weights and measures shall issue a certificate of approval for each and every weighbridge after a test of the device or acceptance of OIML recommendations. (2) The certificate shall be displayed at the weighbridge and allowed to be inspected by the transporters on demand.

Certificates  
of approval

(3) A weighbridge with an invalid certificate shall not be allowed to be used for enforcement purposes.

19. (1) A fixed weighbridge to be used for enforcement purposes shall be accredited by the Agency, or any institution for accreditation appointed by the Agency.

Fixed  
weighbridges  
and their use

(2) No fixed weighbridge station shall be accredited for enforcement by the Agency unless it complies with the minimum standards for accreditation prescribed in standards issued by the Agency.

(3) The Agency shall specify different standards for different types of fixed weighbridge stations having regard to —

- (a) the volume of traffic on the route along which the weighbridge station will be situated;
- (b) the category or type of vehicles which will be weighed at the weighbridge station;
- (c) whether the weighbridge station will be jointly managed in terms of a multilateral or bilateral agreement concluded with a Government of another state;
- (d) whether the weighbridge station will be managed by an appointed agent to operate the weighbridge on behalf of the Agency;

(4) The Agency shall conduct an inspection to verify whether a weighbridge station complies with the standard and in the event of a positive finding, issue a certificate of accreditation.

(5) An accredited weighbridge station shall be subject to an annual technical audit by the Agency to confirm that it meets the requirement for accreditation.

(6) The body responsible for operating the weighbridge station shall provide the Agency with all reasonable assistance to undertake an audit including —

- (a) any information which may be requested;
- (b) access to the documentation relating to the operation of the weighbridge station, including data record storage;
- (c) access to any part of the weighbridge station and its facilities and access to any person employed with regard to the operation of the weighbridge station.

(7) Where the findings of an annual technical audit are that the weighbridge station no longer complies with the prescribed standards, the Agency may —

- (a) issue a directive in writing to the responsible body for operating the weighbridge station to ensure compliance within the period specified in the directive;
- (b) suspend the certificate of accreditation pending such compliance ; or
- (c) revoke the certificate of accreditation.

(8) The certificate of accreditation may be renewed if a weighbridge station is found to comply with the prescribed standards after an accreditation inspection has been conducted.

(9) The Agency may at any time conduct a random inspection of a weighbridge station for the purpose of verifying compliance with a standard applicable to the station.

(10) Registered transport companies of Zambia may be invited to attend the random inspections carried out by the Agency.

(11) The Agency may introduce supplementary actions to monitor the performance of weighbridge stations by utilising mobile weighbridges or weigh in motion technology.

(12) Any revelation of deviation from procedures and legal practice found under random inspections shall be noted and discussed with the officer responsible for the weighbridge station.

(13) The issues shall be addressed and included in the audit for the respective weighbridge station.

(14) The Agency may, after consulting the body responsible for weights and measures, by Gazette Notice prescribe the mode of using the fixed weighbridge devices and attached computer systems based on the specification of the supplier.

PART II  
MAXIMUM LADEN WEIGHT

4. (1) The maximum laden weight of a vehicle or trailer shall not exceed the manufacturer's permitted gross weight of such vehicle or trailer or the maximum laden weight set out in the First Schedule for such vehicle or trailer whichever is less.

Maximum laden weight and axle weight of vehicles

(2) The maximum weight carried on any axle of a vehicle or trailer shall not exceed the manufacturer's permitted axle weight or the weight specified in the Second Schedule, whichever is less.

5. (1) The maximum GVM for an articulated vehicle at fifty tons, shall be determined by reference to the distance from the center of the first axle in the pulling vehicle to the center of the last axle on the semi-trailer, set to not less than 13.6 meters.

Calculation of GVM

(2) The maximum GVM for one vehicle, a draw-bar trailer or any other type of interlinked combination at fifty-six tons, shall be determined by reference to the distance from the center of the first axle in the pulling vehicle to the center of last axle on the trailer set to not less than 17.6 meters.

(3) The GVM specified in sub-regulation (1) and (2) shall be reduced by one ton for each 0.5 meter reduction in distance between the center of the first axle and the center of the last axle in the vehicle combinations.

(4) The limits of the GVM shall be as defined in the Schedules to these Regulations and where the GVM set by the manufacturer of the vehicle is lower than that prescribed in the First Schedule, the lower limit shall apply.

(5) The Minister may, in consultation with the Agency reduce the GVM for a motor vehicle set out in the First Schedule where there exists a declared national disaster or emergency, for a particular part of a road.

(6) Where the GVM limit specified for any motor vehicle is reduced by the Minister during the existence of a declared national disaster or emergency, for a particular part of a road, the reduced limit shall apply.

(7) Any reduction to the authorised limit of the GVM by the Minister shall be done in consultation with the Agency.

(8) A reduction of the authorised GVM shall not last more than thirty consecutive days and may be extended where the conditions giving rise to the reduction continue to exist.

(9) A reduced limit shall cease to be applied where the conditions giving use to the reduction cease to exist.

Distribution  
of axle-load

6. The GVM shall be distributed on axles in the manner specified in the Second Schedule to these Regulations.

Limitation  
of axle load  
limits

7. (1) No individual axle, single or as one of the tandem or triple axles shall carry more than ten (10) metric tons.

(2) Where the limit set in the Second Schedule is reduced by the Minister due to a declared national disaster or emergency for a particular part of the road, the reduced limit shall apply.

(3) The axle load limit shall not exceed the lesser of the limits set in the Schedule or the manufacturer's recommended limits.

(4) Any classification of axles or axle-combination of any type shall be determined at the place where the vehicle is found or weighed.

(5) An axle with a defective wheel, axle or suspension configuration, and outside the manufacturer's specifications, shall not exceed three tons less than the actual legal axle-load limit set for a similar fully equipped single axle.

(6) The weight of axle-combinations where axles are found to have abnormal wheel- axle or suspension configurations, and outside the manufacturer's specification, shall not exceed six tons less than the actual legal limit set for a similar fully equipped axle-combination.

(7) The enforcement of these Regulations by the Agency in connection with an abnormality under paragraphs (5) and (6) shall be without prejudice to any other written Law.

Length of  
vehicles or  
of  
combinations  
thereof

8. (1) The overall length of a vehicle, other than articulated vehicle, construction vehicle or construction trailer, shall not exceed 12.500 metres.

(2) The overall length of an articulated vehicle shall not exceed 17 metres.

(3) The overall length of any combination of vehicles, including their loads, shall not exceed 22 metres.

(4) No person shall use on any road any motor vehicle which is drawing more than two trailers.

(5) For the purposes of this Regulation, overall length shall include any trailboard if it is constructed to carry goods, and in the case of a trailer any drawbar, but it shall not include any starting handle or any ladder permanently fixed to the rear of a vehicle for gaining access to the roof, or any compartment designed specifically to house the motive power and transmission unit of a rear-engined vehicle, which if included would increase the overall length by not more than 460 millimetres.

9. (1) The overall width of a vehicle, including any load carried thereon, other than a construction vehicle or construction trailer, shall not exceed 2.6 metres. Width of vehicles

(2) For the purpose of sub-regulation (1), overall width shall include all fittings other than any outside rear-view mirror and the arm of any direction indicator that is fitted, provided that such arm, when not used, does not project beyond the mirror.

10. The overall height of a vehicle, whether laden or unladen, measured from the plane on which such vehicle stands to the highest projecting point of the vehicle, or of its load, whichever is the higher, shall not exceed 4.80 metres or, in the case of a double-decked motor vehicle, 4.58 metres. Height of vehicles

11. (1) A person intending to drive or use or cause or permit to be driven or used on any public road, any motor vehicle exceeding the limits of weights or dimensions specified in these Regulations as set out in the applicable Schedules hereto shall apply for a special permit to do so. Special permit

(2) An application for a special permit shall be as set out in Form PR 1 in accordance with the conditions set in Regulation 9 and accompanied with an application fee of the kwacha equivalent of fifty United States Dollars and the relevant surcharge for damage compensation set out in the Third and Fourth Schedule.

12. (1) Any person, who intends to drive a vehicle outside the limits set in the Regulations, shall obtain a special permit to move the abnormal load as specified in the Act. Conditions of special permit

(2) An application shall be in writing and as a minimum requirement and shall include the following:

- (i) a description of the dimensions to be exceeded;
- (ii) the name and address of the Applicant;
- (iii) the name and address of the driver;
- (iv) the registration No. of each vehicle;
- (v) a valid insurance certificate;
- (vi) a description of loads with dimensions;
- (vii) a sketch of the vehicle showing the arrangement of the load and the center of gravity;
- (viii) a plan for security of the load and the transport;
- (ix) configuration of the vehicles to be used for transporting the load;
- (x) calculated distribution on axles;
- (xi) calculated GVM;

- (xii) the routes proposed to be used;
- (xiii) speed to be used;
- (xiv) actual date for the transportation of the load;
- (xv) a valid road service licence in the case of a Zambian vehicle and a valid permit in the case of a foreign vehicle; and
- (xv) Where the applicant is a corporate body, the name of the company and registered office and names of the authorised representatives; and
- (xvi) any other information as the Agency may consider necessary to ensure the safe and efficient transportation of the load.

(3) The permit shall be in writing, and shall reflect all the necessary information from the application.

(4) Before a permit is issued, the fee for the application and any surcharge for damage compensation shall be paid in advance in accordance with the payment procedures in Part VI of these Regulations.

(5) The original permit document shall be kept by the driver of the vehicle throughout the movement along the route and shall be presented to the road traffic officer, police officer or officer authorised by the Agency at the weighbridges for countercheck.

(6) The Director may, due to circumstances or information about the load or information given in the application, demand prior to any decision of granting a permit, that the applicant:

- (i) prepares a survey report on the route to be used and to check the feasibility for the transport to use the route;
- (ii) checks on the necessary reinforcement to bridges and culverts to take place prior to movement of the load.

(7) The cost of the survey and all necessary reinforcements shall be paid by the applicant.

(8) The Director may restrict the special permit so as to ensure that it—

- (i) shall not be issued if the legal limits are exceeded due to load movement of an unsecured load on any vehicle or trailer;
- (ii) shall not be given for awkward load of any kind;
- (iii) shall take into account adverse weather conditions;