

All correspondence should be addressed to  
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ZIMBABWE

**SECRETARY FOR TRANSPORT  
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DEVELOPMENT**  
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**HARARE**

13 July 2023

The Chief Director, Transportation Systems, Development and Management  
***Dr. L. Masuka Dumwa***

The Managing Director, Traffic Safety Council of Zimbabwe  
***Mr. M. Munodawafa***

The Acting Director, VID  
***Mr. J. Mberikunashe***

The Acting Registrar of Vehicles  
***Ms. D. Juma***

The Acting Commissioner, RMT  
***Mr. D. Mafusire***

***All Provincial Chief Vehicle Inspectors***

***All VID Depot Managers***

**RE: POLICY DIRECTIVE ON IMPLEMENTATION OF S.I. 119 OF  
2023: ROAD TRAFFIC (LICENSING OF DRIVERS)  
REGULATIONS, 2023, PERTAINING TO THOSE WHO HAD  
COMMENCED THE PROCESSES OF ACQUIRING A DRIVER'S  
LICENCE ON OR BEFORE 23 JUNE 2023**

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The above subject matter is pertinent.

As you may be aware, the effective date of S.I. 119 of 2023: *Road Traffic (Licensing of Drivers) Regulations, 2023*, is 23 June 2023, being the date on which the Statutory Instrument was published in the Government Gazette.



There have been isolated inquiries on the effect of the Statutory Instrument on those who successfully and lawfully acquired a learner licence, commonly known as provisional driver's licence, on or before the date of 23 June 2023. Kindly be advised and guided accordingly that for this category of prospective drivers, they should be treated and dealt with in a manner provided for by the previous legislative regimes until they acquire their drivers' licences in the classes and categories of the previous legislative frameworks.

This is to ensure and guarantee that the legitimate expectation formulated by those who commenced the process of acquiring a driver's licence on or before 23 June 2023 is fulfilled in the form, manner and set of processes ordinarily and reasonably anticipated by the prospective driver. This position is grounded in the long-established legal principles of non-retrospective application of the law and legitimate expectation.

A case in point where the bulk of inquiries are being made relates to a situation where a prospective driver has acquired his or her learner's licence with the view to acquire class 2. In this scenario, it has always been a case that once that prospective driver passes class 2, he or she would be entitled to class 2, 4 and 5. This has since been repealed for those who shall acquire class 2 learner licences with effect from 23 June 2023. This Policy Directive means that anyone who lawfully and successfully acquired his or her learner's licence, with the view to acquire class 2 on or before 23 June 2023 should be issued with the driver's licences 2, 4 and 5 as was anticipated prior to the effective date.

Accordingly, this category of prospective drivers and all actors involved in the process towards their certification **must be made aware** of this position, to ensure that no one suffers any loss and/or any manner of prejudice whatsoever, **unless** such a prospective driver voluntarily elects to pursue a process that will get him or her certified for the class 4 category and pursue the class 2 category after 5 years in terms of the new legislative framework.

In cases of any uncertainties regarding the implementation of this S.I, you are directed to seek clarity on such matters from Head Office.

Be advised and guided accordingly

  
Eng. T. K. Chinyanga

**Secretary for Transport and Infrastructural Development**

*cc: Hon. F.T. Mhona (MP) – Minister of Transport and Infrastructural Development*

*Hon. M. Madiro (MP) – Deputy Minister of Transport & Infrastructural Development*

*Adv. K. Magaya – Legal Advisor*

