

42A. Form of licence

- (1) A driver's licence shall be in such form as the Director General may approve.
- (2) The Director General may approve different forms of drivers' licences for different circumstances or for different provisions of this Act.
- (3) A form of driver's licence approved by the Director General may allow for the inclusion in the licence of a photograph of the face of the holder of the licence.
- (4) A form of application for a driver's licence under section 42 or for renewal of a licence under section 46 shall provide for the applicant to choose whether he wishes a licence issued to him —
 - (a) to contain a photograph referred to in subsection (3); or
 - (b) not to contain any photograph of the applicant.
- (5) A driver's licence shall not contain any photograph of the person who is the holder of the licence unless that person has in his application for a licence or for a renewal of a licence made the choice described in subsection (4)(a).
- (6) A person who makes the choice referred to in subsection (4)(a) is deemed to consent to the taking of his photograph for the purposes of this section.
- (7) Where a photograph of a person is taken for the purposes of a driver's licence, all photographs and photographic negatives created, other than the photograph appearing in the licence, shall be destroyed, or damaged so as to be unusable, not later than 3 months after the photograph is taken.
- (8) The Director General shall ensure that subsection (7) is complied with.
- (9) No person shall be in possession of a photograph or a photographic negative that has not been damaged or destroyed as required by subsection (7).

Penalty applicable to this subsection: 40 PU.

[Section 42A inserted by No. 57 of 1988 s.5; amended by No. 76 of 1996 s.20(3); No. 50 of 1997 s.13.]