

House of Representatives

Amendment Paper

Road User Charges (Light Electric RUC Vehicles) Amendment Bill

Proposed amendments

Hon Julie Anne Genter, in Committee, to move the following amendments:

New clauses 6A to 6C

After *clause 6* (page 3, after line 30), insert:

6A New section 40A inserted (Exemption relating to plug-in hybrid electric RUC vehicle with range of less than 30 kilometres)

After section 40, insert:

40A Exemption relating to plug-in hybrid electric RUC vehicle with range of less than 30 kilometres

- (1) An owner or operator of a plug-in hybrid electric RUC vehicle may apply to the RUC collector for an exemption from the requirement to pay road user charges in respect of the plug-in hybrid electric RUC vehicle to which the application relates.
- (2) An application under **subsection (1)** must—
 - (a) be made in the manner specified by the RUC collector; and
 - (b) contain the information prescribed by regulations made under section 89; and
 - (c) be accompanied by the prescribed fee (if any).
- (3) The RUC collector may grant an exemption in respect of an application made under **subsection (1)** if the RUC collector is satisfied that the plug-in hybrid electric RUC vehicle to which the application relates—
 - (a) has a range of not more than 30 kilometres on a single full charge; and

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- (b) satisfies any other criteria prescribed by regulations made under section 89 in order to qualify for the exemption.
- (4) An exemption granted under **subsection (3)** may be subject to any terms and conditions prescribed by regulations made under section 89.
- (5) A person commits an offence in respect of an application for an exemption under **subsection (1)** if the person provides information that the person knows, or ought to have known, is incorrect in a material particular.
- (6) A person who commits an offence against **subsection (5)** is liable on conviction,—
 - (a) in the case of an individual, to a fine not exceeding \$15,000;
 - (b) in the case of a body corporate, to a fine not exceeding \$75,000.
- (7) A person commits an offence who operates, or permits to be operated, a plug-in hybrid electric RUC vehicle in breach of any condition of an exemption granted under this section in relation to the vehicle.
- (8) A person who commits an offence against **subsection (7)** is liable on conviction,—
 - (a) in the case of an individual, to a fine not exceeding \$1,000;
 - (b) in the case of a body corporate, to a fine not exceeding \$5,000.

6B Section 41 amended (Monitoring of exemption granted under section 40)

- (1) In the heading to section 41, replace “**section 40**” with “**sections 40 and 40A**”
- (2) In section 41, insert as **subsection (2)**:
 - (2) If an exemption is granted in respect of a plug-in hybrid electric RUC vehicle under **section 40A**, the RUC collector may monitor the ongoing operation of the vehicle in accordance with any prescribed terms and conditions of the exemption to determine whether the vehicle is being operated in accordance with those terms and conditions.

6C Section 42 amended (Revocation and expiry of exemption granted under section 40)

- (1) In the heading to section 42, after “**section 40**”, insert “**or 40A**”.
- (2) In section 42(1), after “**section 40**”, insert “**or 40A**”.
- (3) In section 42(1)(b), replace “light RUC vehicle” with “vehicle”.

- (4) In section 42(2), after “section 40”, insert “**or 40A**”.
- (5) In section 42(3), replace “light RUC vehicle” with “vehicle” in each place.

New clause 7A

After *clause 7* (page 4, after line 5), insert:

7A Section 89 amended (Other regulations)

After section 89(1)(l), insert:

- (la) prescribing or specifying, in relation to exemptions that may be granted under **section 40A**,—
 - (i) criteria that a plug-in hybrid electric RUC vehicle must satisfy in order for the vehicle to qualify for an exemption:
 - (ii) any terms and conditions that apply in respect of an exemption, including the information that the RUC collector may require in order to monitor the ongoing operation of the vehicle under section 41:
 - (iii) the information that must be contained in an application for an exemption:
 - (iv) the fee payable for an application for an exemption (if any):

Explanatory note

This Amendment Paper amends the Road User Charges (Light Electric RUC Vehicles) Amendment Bill to exempt owners of plug-in hybrid vehicles from paying RUC if their vehicle has 30km or less in battery range.