

Reprint
as at 20 December 2019



Energy (Petrol, Engine Fuel, and Gas) Levy Amendment Regulations 2019

(LI 2019/139)

Patsy Reddy, Governor-General

Order in Council

At Wellington this 26th day of June 2019

Present:

Hon Dr Megan Woods presiding in Council

These regulations are made under section 33(1) of the Energy (Fuels, Levies, and References) Act 1989—

- (a) on the advice and with the consent of the Executive Council; and
- (b) on the recommendation of the Minister of Energy and Resources made in accordance with section 33(3) of that Act.

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Note

Changes authorised by subpart 2 of Part 2 of the Legislation Act 2012 have been made in this official reprint.
Note 4 at the end of this reprint provides a list of the amendments incorporated.

These regulations are administered by the Ministry of Business, Innovation, and Employment.

Schedule
New Part 2 inserted into Schedule 1

2

Regulations

1 Title

These regulations are the Energy (Petrol, Engine Fuel, and Gas) Levy Amendment Regulations 2019.

2 Commencement

These regulations come into force on the day after the date of their notification in the *Gazette*.

Regulations: confirmed, on 20 December 2019, by section 14 of the Subordinate Legislation Confirmation Act 2019 (2019 No 82).

3 Principal regulations

These regulations amend the Energy (Petrol, Engine Fuel, and Gas) Levy Regulations 2017 (the **principal regulations**).

4 Regulation 5 amended (Calculation of PEFM levy rate)

In regulation 5, replace “0.2 cents” with “0.5 cents”.

5 Schedule 1 amended

In Schedule 1, after Part 1, insert the Part 2 set out in the Schedule of these regulations.

Schedule
New Part 2 inserted into Schedule 1

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Part 2
Provision relating to Energy (Petrol, Engine Fuel, and Gas) Levy
Amendment Regulations 2019

5 Application

- (1) The Energy (Petrol, Engine Fuel, and Gas) Levy Amendment Regulations 2019 apply in respect of the PEFM levy for the levy period starting on 1 July 2019 and for subsequent levy periods.
- (2) Regulation 5, as in force immediately before the commencement of the Energy (Petrol, Engine Fuel, and Gas) Levy Amendment Regulations 2019, continues

to apply in respect of the PEFM levy for the levy period ending on the close of 30 June 2019.

Martin Bell,
for Clerk of the Executive Council.

Explanatory note

This note is not part of the regulations, but is intended to indicate their general effect.

These regulations, which come into force on the day after the date of their notification in the *Gazette*, change the formula in regulation 5 of the Energy (Petrol, Engine Fuel, and Gas) Levy Regulations 2017 (the **principal regulations**) for calculating the rate of the petroleum or engine fuel monitoring levy (*regulation 4*). The change increases the levy by 0.3 cents per litre of petroleum or fuel.

The *Schedule* amends Schedule 1 of the principal regulations to provide that the increase will apply for the levy period beginning on 1 July 2019 and for subsequent levy periods.

These regulations are a confirmable instrument under section 47B of the Legislation Act 2012. They are revoked at the close of 30 June 2020, unless earlier confirmed by an Act of Parliament. That stated time is the applicable deadline under section 47C(1)(a) of that Act.

Regulatory impact assessment

The Ministry of Business, Innovation, and Enterprise produced a regulatory impact assessment on 31 May 2019 to help inform the decisions taken by the Government relating to the contents of this instrument.

A copy of this regulatory impact assessment can be found at—

- <https://www.mbie.govt.nz/document-library/>
- <http://www.treasury.govt.nz/publications/informationreleases/ria>

Issued under the authority of the Legislation Act 2012.
Date of notification in *Gazette*: 26 June 2019.

Reprints notes

1 *General*

This is a reprint of the Energy (Petrol, Engine Fuel, and Gas) Levy Amendment Regulations 2019 that incorporates all the amendments to those regulations as at the date of the last amendment to them.

2 *Legal status*

Reprints are presumed to correctly state, as at the date of the reprint, the law enacted by the principal enactment and by any amendments to that enactment. Section 18 of the Legislation Act 2012 provides that this reprint, published in electronic form, has the status of an official version under section 17 of that Act. A printed version of the reprint produced directly from this official electronic version also has official status.

3 *Editorial and format changes*

Editorial and format changes to reprints are made using the powers under sections 24 to 26 of the Legislation Act 2012. See also <http://www.pco.parliament.govt.nz/editorial-conventions/>.

4 *Amendments incorporated in this reprint*

Subordinate Legislation Confirmation Act 2019 (2019 No 82): section 14