

TRANSIT NEW ZEALAND AMENDMENT BILL (NO. 4)

EXPLANATORY NOTE

THIS Bill relates to the amount of excise duty payable on motor spirits that is credited to the Land Transport Fund under the Transit New Zealand Act 1989.

Clause 1 relates to the Short Title and commencement. The Bill comes into force on the day on which the Bill receives the Royal assent.

Clause 2 repeals and replaces sections 100 and 100A of the principal Act and reduces from 10.9 cents a litre to 9.4 cents a litre the amount of excise duty payable on motor spirits that is to be credited to the Land Transport Fund under that Act.

Clause 3 effects a consequential amendment to section 103 (1)(a) of the principal Act.

Clause 4 substitutes a new Part I of the Second Schedule to the principal Act (as set out in the Schedule to the Bill). The new Part I consequentially reduces from 12.26 cents a litre to 10.58 cents a litre the amount of excise duty and goods and services tax paid on motor spirits that is refundable under the Act. Refunds are payable in respect of motor spirits used in exempted vehicles, licensed vehicles, commercial vessels, and for commercial purposes otherwise than as fuel in a motor vehicle, vessel, or aircraft.

Clause 5 effects a consequential repeal.

Hon. W. Rob Storey

TRANSIT NEW ZEALAND AMENDMENT (NO. 4)

ANALYSIS

Title	3. Amount of excise duty and refunds may be altered by Order in Council
1. Short Title and commencement	4. Second Schedule amended
2. Apportionment of excise duty	5. Repeal Schedule

A BILL INTITULED

An Act to amend the Transit New Zealand Act 1989

BE IT ENACTED by the Parliament of New Zealand as follows:

5 **1. Short Title and commencement**—(1) This Act may be cited as the Transit New Zealand Amendment Act (No. 4) 1992, and shall be read together with and deemed part of the Transit New Zealand Act 1989* (hereinafter referred to as the principal Act).

10 (2) This Act shall come into force on the day on which this Act receives the Royal assent.

15 **2. Apportionment of excise duty**—The principal Act is hereby amended by repealing sections 100 and 100A (as substituted by section 2 of the Transit New Zealand Amendment Act (No. 2) 1991), and substituting the following section:

“100. Of the money paid into the Crown Bank Account as excise duty, after deducting any relevant refunds or drawbacks of duties under the Customs Act 1966, the following amounts shall be credited to the Land Transport Fund:

20 “(a) In respect of motor spirits with a Research Octane Number (RON) less than 92 (regular grade), 9.4

*1989, No. 75

Amendments: 1990, No. 122; 1991, No. 57; 1991, No. 86

cents of the excise duty received in respect of each litre:

“(b) In respect of other motor spirits, 9.4 cents of the excise duty received in respect of each litre:

“(c) All excise duty received in respect of compressed natural gas and liquefied petroleum gas.” 5

3. Amount of excise duty and refunds may be altered by Order in Council—Section 103 (1) (a) of the principal Act (as amended by section 3 of the Transit New Zealand Amendment Act (No. 2) 1991) is hereby amended by omitting the expression “paragraphs (a) and (b) of section 100 and paragraphs (a) and (b) of section 100A”, and substituting the expression “paragraphs (a) and (b) of section 100”. 10

4. Second Schedule amended—The Second Schedule to the principal Act is hereby amended by repealing Part I, and substituting the Part I set out in the Schedule to this Act. 15

5. Repeal—The Transit New Zealand Amendment Act (No. 2) 1991 is hereby consequentially repealed.

SCHEDULE

NEW PART I SUBSTITUTED IN SECOND SCHEDULE TO PRINCIPAL ACT

“PART I

REFUNDS OF EXCISE DUTY AND GOODS AND SERVICES TAX ON MOTOR SPIRITS

Column 1 Use of Motor Spirits Entitling Refund of Excise Duty and Goods and Services Tax	Column 2 Amount of Refund per Litre of Motor Spirits
	c
1. As fuel in an exempted vehicle	10.58
2. As fuel in a licensed vehicle	10.58
3. As fuel in a commercial vessel	10.58
4. For commercial purposes otherwise than as fuel in any motor vehicle, vessel, or air- craft	10.58”