



**THE HEAVY MOTOR VEHICLE REGULATIONS 1974,
AMENDMENT NO. 3**

DAVID BEATTIE, Governor-General

ORDER IN COUNCIL

At the Government House at Wellington this 24th day of June 1985

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL

PURSUANT to sections 77 (1)(p) and 199 of the Transport Act 1962, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, hereby makes the following regulations.

REGULATIONS

1. Title and commencement—(1) These regulations may be cited as the Heavy Motor Vehicle Regulations 1974, Amendment No. 3, and shall be read together with and deemed part of the Heavy Motor Vehicle Regulations 1974* (hereinafter referred to as the principal regulations).

(2) These regulations shall come into force on the 1st day of July 1985.

2. Speed limits—(1) Regulation 9 of the principal regulations is hereby amended by revoking subclauses (1) and (2), and substituting the following subclauses:

“(1) No person shall operate at a speed in excess of 90 kilometres an hour any heavy motor vehicle that has pneumatic tyres on all road wheels and that, together with the load that it is carrying, exceeds 3000 kg in weight.

“(2) Nothing in subclause (1) of this regulation shall apply—

“(a) In respect of any motorcar:

“(b) In respect of any vehicle to which subclause (2A) of this regulation applies.

“(2A) Except in the case of a combination of vehicles to which subclause (2B) of this regulation applies, no person shall operate at a speed in excess of 80 kilometres an hour any heavy motor vehicle that is being used to tow a trailer or trailers or to tow a vehicle (other than a motorcycle) normally propelled by mechanical power.

“(2B) No person shall operate at a speed in excess of 90 kilometres an hour any heavy motor vehicle that is towing a semi-trailer or semi-trailers in such a manner that the combination constitutes an articulated vehicle within the meaning of the Traffic Regulations 1976* and the kingpin of each semi-trailer is located in a turntable in such a position that the kingpin is above or in front of the rearmost non-steering axle of the vehicle in front of it.”

(2) Regulation 9 (8) of the principal regulations is hereby amended by revoking paragraph (a).

(3) Regulation 9 of the principal regulations is hereby further amended by adding the following subclauses:

“(9) Where more than one speed limit applies in respect of any vehicle by virtue of these regulations, the lowest speed limit shall be the maximum speed limit in respect of that vehicle.

“(10) Where a speed limit lower than the speed limit specified in this regulation in respect of any vehicle either generally or in respect of any place is fixed by or under section 52 of the Act or any other provision of the Act or regulation 21 of the Traffic Regulations 1976* or any other regulation or any bylaw, that lower limit shall be the speed limit for that vehicle either generally or in respect of the place, as the case may require, and to that extent the speed limits prescribed by this regulation shall be of no effect.”

P. G. MILLEN,
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 1 July 1985, increase speed limits for heavy motor vehicles. They should be read in conjunction with the Traffic Regulations 1976, Amendment No. 13 (S.R. 1985/144) which increases certain other speed limits, and section 52 of the Transport Act 1962 which sets out the general 50 kilometre an hour speed limit for built-up areas.

Under these regulations the open road speed limit for heavy motor vehicles that exceed 3000 kilograms laden weight including most articulated heavy motor vehicle combinations is set at 90 kilometres an hour, subject to some exceptions. The exceptions are:

- (a) Motorcars that are heavy motor vehicles, for which the speed limit is 100 kilometres an hour (see regulation 21 (1) of the Traffic Regulations 1976):
- (b) Heavy motor vehicles towing trailers that form combinations of vehicles that are not articulated vehicles involving semi-trailers attached by turntables and kingpins situated above or in front of the rearmost non-steering axle of the vehicle in front. The speed limit for vehicles towing trailers that do not constitute such a combination of vehicles is 80 kilometres an hour.

Up to 1 July 1985 the speed limit for heavy motor vehicles (not motorcars) designed to carry passengers is 80 kilometres an hour, and that for other heavy motor vehicles is 70 kilometres an hour.

Issued under the authority of the Regulations Act 1936.

Date of notification in *Gazette*: 27 June 1985.

These regulations are administered in the Ministry of Transport.