



Injury Prevention, Rehabilitation, and Compensation (Motor Vehicles Levies) Regulations 2006

Silvia Cartwright, Governor-General

Order in Council

At Wellington this 13th day of February 2006

Present:

Her Excellency the Governor-General in Council

Pursuant to sections 329 and 333 of the Injury Prevention, Rehabilitation, and Compensation Act 2001, Her Excellency the Governor-General, acting on the advice and with the consent of the Executive Council and on the recommendation of the Minister for ACC, makes the following regulations.

Contents

		Page
1	Title	2
2	Commencement	2
3	Interpretation	2
4	Schedule classifies motor vehicles	3
5	Rates of levies prescribed	4
6	Payment of levies	4
7	Levies exclusive of GST	4
8	Revocation and saving	4
	Schedule	5
	Classifications and levies	

Regulations

1 Title

These regulations are the Injury Prevention, Rehabilitation, and Compensation (Motor Vehicles Levies) Regulations 2006.

2 Commencement

These regulations come into force on the 28th day after the date of their notification in the *Gazette*.

3 Interpretation

In these regulations,—

Act means the Injury Prevention, Rehabilitation, and Compensation Act 2001

ambulance has the same meaning as in section 2(1) of the Land Transport Act 1998

exempted vehicle has the same meaning as in regulation 3(1) of the Land Transport Management (Apportionment and Refund of Excise Duty and Excise-Equivalent Duty) Regulations 2004

fire brigade has the same meaning as in section 2(1) of the Land Transport Act 1998

fire brigade vehicle means a vehicle used by a fire brigade

fuel levy means the levy payable under section 213(2)(c) of the Act

goods-service vehicle has the same meaning as in section 2(1) of the Transport (Vehicle and Driver Registration and Licensing) Act 1986

licensing period means the period for which a licence is issued under section 13 or section 34 of the Transport (Vehicle and Driver Registration and Licensing) Act 1986

moped has the same meaning as in section 2(1) of the Transport (Vehicle and Driver Registration and Licensing) Act 1986

motor cycle has the same meaning as in section 2(1) of the Transport (Vehicle and Driver Registration and Licensing) Act 1986

motor vehicle—

- (a) has the same meaning as in section 2(1) of the Land Transport Act 1998; and

(b) includes the vehicles classified in the Schedule of these regulations

motor vehicle levy means a levy payable under section 213(2)(a) or (b) of the Act

motorcar has the same meaning as in section 2(1) of the Transport (Vehicle and Driver Registration and Licensing) Act 1986

non-petrol driven, in relation to a motor vehicle, means to use a fuel other than petrol as the primary fuel for operation, regardless of whether the vehicle has an alternative fuel

non-registered vehicle means a vehicle, other than a motor cycle, described in Schedule 1 of the Transport (Vehicle Registration and Licensing) Regulations 1994

passenger service vehicle has the same meaning as in section 2(1) of the Transport Services Licensing Act 1989

petrol driven, in relation to a motor vehicle, means to use petrol as the primary fuel for operation, regardless of whether the vehicle has an alternative fuel

tractor has the same meaning as in section 2(1) of the Transport (Vehicle and Driver Registration and Licensing) Act 1986

trade licence means a trade licence issued under section 34 of the Transport (Vehicle and Driver Registration and Licensing) Act 1986

trailer has the same meaning as in section 2(1) of the Transport (Vehicle and Driver Registration and Licensing) Act 1986

veteran vehicle has the same meaning as in regulation 3B(b) of the Transport (Vehicle Registration and Licensing) Regulations 1994

vintage vehicle has the same meaning as in regulation 3B(c) of the Transport (Vehicle Registration and Licensing) Regulations 1994.

4 Schedule classifies motor vehicles

The Schedule—

(a) classifies kinds of motor vehicles and holders of trade licences and gives a classification unit number to each class; and

- (b) specifies the annual rates of motor vehicle levy and Motor Vehicle Account Residual levy for the motor vehicles and holders of trade licences in each class.

5 Rates of levies prescribed

- (1) The annual rates of motor vehicle levy and Motor Vehicle Account Residual levy are the rates specified in the Schedule beside the description of each class of vehicle.
- (2) The rate of fuel levy is 5.78 cents per litre of motor spirit described in Schedule 3 of the Customs and Excise Act 1996 by any of the following numbers:
 - (a) excise item number 99.75.15C;
 - (b) excise item number 99.75.18H;
 - (c) tariff item number 2710.19.11;
 - (d) tariff item number 2710.19.29.

6 Payment of levies

- (1) The motor vehicle levy and the Motor Vehicle Account Residual levy are payable—
 - (a) for each licensing period that commences on or after 1 July 2006; and
 - (b) on application for 1 of the following licences:
 - (i) a motor vehicle licence, under section 10 of the Transport (Vehicle and Driver Registration and Licensing) Act 1986; or
 - (ii) a trade licence, under section 31 of the Transport (Vehicle and Driver Registration and Licensing) Act 1986.
- (2) The fuel levy is payable—
 - (a) on and after 1 July 2006; and
 - (b) with any excise or excise-equivalent duty payable on the motor spirit.

7 Levies exclusive of GST

Levies calculated by applying the rates specified in regulation 5 are exclusive of goods and services tax.

8 Revocation and saving

- (1) The Injury Prevention, Rehabilitation, and Compensation (Motor Vehicles Levies) Regulations 2004 (SR 2004/436) are revoked.

- (2) Despite subclause (1), the Injury Prevention, and Compensation (Motor Vehicles Levies) Regulations 2004 continue to apply to the period starting on 1 July 2005 and ending on 30 June 2006 as if they had not been revoked.

**Schedule
Classifications and levies**

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Classification unit number	Classification description	Annual rate of motor vehicle levy (\$)	Annual rate of Motor Vehicle Account Residual levy (\$)	Total (\$)
1	Ambulances Fire brigade vehicles Hearses Exempted vehicles Trailers Holders of trade licences for trailers/caravans	Nil	Nil	Nil
2	Petrol driven— motorcars self-propelled caravans mobile cranes passenger service vehicles All petrol driven motor vehicles not classified elsewhere Holders of trade licences for vehicles not classified elsewhere	0.50	110.50	111.00
3	Petrol driven— mopeds tractors veteran vehicles vintage vehicles non-registered vehicles Holders of trade licences for— mopeds motor cycles up to and including 60 cc	0.18	38.68	38.86
4	Petrol driven motor cycles Holders of trade licences for motor cycles 61 cc and over	0.75	165.75	166.50

**Injury Prevention, Rehabilitation, and
Compensation (Motor Vehicles Levies)
Regulations 2006**

Schedule

2006/17

Classifi- cation unit num- ber	Classification description	Annual rate of motor vehicle levy (\$)	Annual rate of Motor Vehicle Account Residual levy (\$)	Total (\$)
5	Petrol driven goods-service vehicles	0.50	110.50	111.00
6	Non-petrol driven— motorcars self-propelled caravans mobile cranes passenger service vehicles All non-petrol driven motor vehicles not classified elsewhere	74.48	110.50	184.98
7	Non-petrol driven— mopeds tractors veteran vehicles vintage vehicles non-registered vehicles	26.07	38.68	64.75
8	Non-petrol driven motor cycles	93.84	165.75	259.59
9	Non-petrol driven goods-ser- vice vehicles	90.12	110.50	200.62

Diane Morcom,
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 28th day after the date of their notification in the *Gazette*, replace the Injury Prevention, Rehabilitation, and Compensation (Motor Vehicles Levies) Regulations 2004.

The purposes of these regulations are—

- to prescribe the annual rates of motor vehicle levy, Motor Vehicle Account Residual levy, and fuel levy; and
- to state when the levies are payable.

**Injury Prevention, Rehabilitation, and
Compensation (Motor Vehicles Levies)
Regulations 2006**

2006/17

Explanatory note

The levies are payable on and after 1 July 2006.

Issued under the authority of the Acts and Regulations Publication Act 1989.

Date of notification in *Gazette*: 16 February 2006.

These regulations are administered in the Department of Labour.
