



Injury Prevention, Rehabilitation, and Compensation (Motor Vehicles Levies) Regulations 2007

Anand Satyanand, Governor-General

Order in Council

At Wellington this 19th day of February 2007

Present:

His Excellency the Governor-General in Council

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

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Regulations

1 Title

These regulations are the Injury Prevention, Rehabilitation, and Compensation (Motor Vehicles Levies) Regulations 2007.

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 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 use of 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 use of 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 classification description of each class of vehicle.
- (2) The rate of fuel levy is 7.33 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 2007; 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 2007; 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 2006 (SR 2006/17) are revoked.
- (2) Despite subclause (1), the Injury Prevention, Rehabilitation, and Compensation (Motor Vehicles Levies) Regulations 2006 continue to apply to the period starting on 1 July 2006 and ending on 30 June 2007 as if they had not been revoked.

**Schedule
Classifications and levies**

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Classifi- cation unit num- ber	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 vehi- cles not classified else- where Holders of trade licences for vehicles not classified else- where	1.71	109.29	111.00

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Classifi- cation unit num- ber	Classification description	Annual rate of motor vehicle levy (\$)	Annual rate of Motor Vehicle Account Residual levy (\$)	Total (\$)
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	0.61	38.25	38.86
4	Petrol driven motor cycles Holders of trade licences for motor cycles 61 cc and over	2.56	163.94	166.50
5	Petrol driven goods-service vehicles	1.71	109.29	111.00
6	Non-petrol driven— motorcars self-propelled caravans mobile cranes passenger service vehicles All non-petrol driven motor vehicles not classified else- where	89.04	109.29	198.33
7	Non-petrol driven— mopeds tractors veteran vehicles vintage vehicles non-registered vehicles	31.16	38.25	69.41
8	Non-petrol driven motor cycles	112.19	163.94	276.13
9	Non-petrol driven goods-ser- vice vehicles	107.74	109.29	217.03

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*, revoke and replace the Injury Prevention, Rehabilitation, and Compensation (Motor Vehicles Levies) Regulations 2006.

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.

The levies are payable on and after 1 July 2007.

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

Date of notification in *Gazette*: 22 February 2007.

These regulations are administered by the Department of Labour.
