



**THE MOTOR DRIVERS REGULATIONS 1940, AMENDMENT
NO. 10**

C. W. M. NORRIE, Governor-General

ORDER IN COUNCIL

At the Government House at Wellington this 15th day of December 1954

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL

PURSUANT to the Transport Act 1949, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, hereby makes the following regulations.

REGULATIONS

1. These regulations may be cited as the Motor Drivers Regulations 1940, Amendment No. 10, and shall be read together with and deemed part of the Motor Drivers Regulations 1940* (hereinafter referred to as the principal regulations).

2. (1) Regulation 4 of the principal regulations (as amended by subclause (1) of regulation 2 of the Motor Drivers Regulations 1940, Amendment No. 9) is hereby further amended by revoking subclauses (3) to (3d), and substituting the following subclauses:

“(3) Every motor driver’s licence shall, for the licence year commencing on the 1st day of July 1954 (whether or not it has effect in any subsequent licence year also), be in the form numbered 2 or in the form numbered 2A in the Schedule hereto, as the issuing authority decides, and for every subsequent licence year be in the form numbered 2A in the Schedule hereto.

“(3A) Where for any licence year particular colours for licences, or for licences of any specified class, are prescribed by the Minister by notice in the *Gazette*, every licence shall be in the prescribed colour.

*Statutory Regulations 1940, Serial number 1940/73, page 211.

Amendment No. 1: Statutory Regulations 1943, Serial number 1943/101, page 199.
 Amendment No. 2: Statutory Regulations 1945, Serial number 1945/199, page 527.
 Amendment No. 3: Statutory Regulations 1947, Serial number 1947/112, page 440.
 Amendment No. 4: Statutory Regulations 1947, Serial number 1947/182, page 619.
 Amendment No. 5: Statutory Regulations 1951, Serial number 1951/73, page 278.
 Amendment No. 6: Statutory Regulations 1951, Serial number 1951/277, page 1098.
 Amendment No. 7: Statutory Regulations 1953, Serial number 1953/58, page 231.
 Amendment No. 8: Statutory Regulations 1953, Serial number 1953/133, page 664.
 Amendment No. 9: Statutory Regulations 1954, Serial number 1954/40, page 177.

“(3B) Where for any licence year a particular colour is so prescribed for licences of any specified class, no licence of that colour shall be issued by any local authority unless it is a licence authorizing the holder to drive a motor vehicle of the class in respect of which that colour is so prescribed.

“(3C) Every licence shall be compact in arrangement and on reasonably durable paper or card or similar material to withstand wear and folding.

“(3D) Where an extension of any licence is granted, a new licence for the remainder of the current term shall be issued to the holder free of charge if it is necessary to do so in order to comply with any direction given by the Minister pursuant to subclause (3A) of this regulation. In every such case the provisions of subclause (11) of this regulation shall apply, as far as they are applicable and with the necessary modifications.

“(3E) Where a local authority issues a licence in the form numbered 2A in the Schedule hereto it may attach thereto the appropriate coupon in the form numbered 2B in that Schedule for the purpose of indicating the period for which the licence is issued and the fact that the appropriate fee has been paid for that period. Every such coupon shall be deemed part of the licence for the purposes of these regulations, shall set out the expiry date of the licence, and shall be in the following colours with black lettering:

“(a) Where the licence will expire on the 30th day of June 1955, white:

“(b) Where the licence will expire on the 30th day of June 1956, red:

“(c) Where the licence will expire on the 30th day of June 1957, blue:

“(d) Where the licence will expire on the 30th day of June 1958, green:

“(e) Where the licence will expire on the 30th day of June 1959, yellow:

“(f) Where the licence (being issued to take effect after the 30th day of June 1955) will expire on the 30th day of June 1960, salmon,—

and for each successive period of six years thereafter the colours of the coupons shall follow the same sequence unless the Minister directs otherwise by notice in the *Gazette* published not less than six months before the expiry of any such six year period.

“(3F) On the expiration of any licence to which a coupon has been attached as aforesaid the local authority may grant a new licence to the holder for a further period not exceeding five years by attaching to the expired licence the appropriate coupon for that further period, and a new licence shall thereupon be deemed to have been granted accordingly.

“(3G) Nothing in subclause (3E) or subclause (3F) of this regulation shall be deemed to authorize the issue of a licence to any person having effect in any licence year after the year in which it was issued if pursuant to these regulations an application by that person for a licence for that year would require to be accompanied by a medical certificate.

“(3H) Where the holder of a licence having effect in any licence year after the year in which it was issued applies to a local authority for an extension thereof and the application for the extension requires to be accompanied by a medical certificate, the local authority may at the request of the holder cancel the original licence and grant to him free of charge a new licence which incorporates the extension and expires at the end of the then current licensing year. In every such case the local authority shall deal with the application in the same way as if it were an application for a new licence under regulation 3 hereof.

“(3I) Where the holder of a licence having effect in any licence year after the year in which it was issued is convicted of any offence and particulars of the conviction have been endorsed on the licence under the provisions of section 31 (1) (e) of the Transport Act 1949, the holder may at any time after the expiration of the period for which the endorsement has effect surrender his licence to the issuing authority, and the issuing authority may cancel the licence and grant to him on payment of a fee of 2s. 6d. a new licence for the remainder of the term of the original licence, omitting the endorsement on the original licence.”

(2) Regulation 2 of the Motor Drivers Regulations 1940, Amendment No. 9, is hereby amended by revoking subclause (1).

3. The Schedule to the principal regulations is hereby amended by omitting from form numbered 2B (as inserted by regulation 2 (5) of the Motor Drivers Regulations 1940, Amendment No. 9) the expression “ $\frac{5}{8}$ in.”, and substituting the words “Not less than $\frac{5}{8}$ in. and not greater than 1 in.”.

T. J. SHERRARD,
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 replace the existing provisions relating to the issue of drivers' licences having a currency of up to five years.

The most important change relates to the granting of an extension of a licence where the application for an extension is required to be accompanied by a medical certificate (e.g., an application by the holder of an ordinary licence for an extension authorizing him to drive a taxicab). In such a case the holder may surrender his licence and the local authority may grant him free of charge a licence incorporating the extension and expiring at the end of the then current licensing year.

A further provision enables the holder of a licence which has been endorsed to surrender his licence at any time after the expiration of the period of endorsement and obtain on payment of a fee of 2s. 6d. a new licence for the balance of the term of his original licence. The new licence will not show the endorsement.

Other minor changes are made relating to the colours and size of the licences to be attached to the licences.

Issued under the authority of the Regulations Act 1936.

Date of notification in *Gazette*: 16 December 1954.

These regulations are administered in the Transport Department.