

Serial Number 1948/208



**THE MOTOR-VEHICLES (LICENSING FEES EXEMPTION)  
REGULATIONS 1948**

B. C. FREYBERG, Governor-General

**ORDER IN COUNCIL**

At the Government House at Wellington, this 22nd day of  
December, 1948

Present :

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL

PURSUANT to the Motor-vehicles Act, 1924, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, doth hereby make the following regulations.

**REGULATIONS**

1. These regulations may be cited as the Motor-vehicles (Licensing Fees Exemption) Regulations 1948.
2. These regulations shall come into force on the fourteenth day following notification in the *Gazette* of the making hereof.
3. In these regulations, unless inconsistent with the context,—
  - “Adjoining” means contiguous, or contiguous except for a separation by a river, stream, road, or railway :
  - “Agricultural operations” includes any work arising directly from the management of a farm, other than the transport on a road of the produce or requisites for a farm. For the purposes of these Regulations a motor-vehicle shall not be deemed to have ceased to be used for agricultural operations only because it is being driven along a road in connection with its inspection, servicing or repair :
  - “Farm” includes a market garden, orchard, apiary, and any other area of land on which trees or plants of any description are cultivated : and “farmer” has a corresponding meaning :
  - “Minister” means the Minister of Transport :
  - “The principal Act” means the Motor-vehicles Act, 1924 :
  - “Road” includes any public road or street :
  - “Tractor” means a motor-vehicle designed exclusively for haulage purposes and not designed or adapted for the carriage of goods, except with the addition of a trailer.

4. The Motor-vehicles (Special Types) Regulations (No. 2) 1937,\* the Motor-vehicles (Special Types) Regulations (No. 2) 1937, Amendment No. 1,\* the Transport Legislation Suspension Order, 1940 (No. 2)†, and the Transport (Farmers' Tractor) Emergency Order 1942‡ are revoked.

5. All Warrants, exemptions, and acts of authority and all other matters, acts, and things which originated under the regulations hereby revoked or under the Motor-vehicles (Special Types) Regulations 1937§ or under the Motor-vehicles (Special Types) Regulations 1935|| and are of continuing effect at the time of coming into force of these regulations shall enure for the purpose of these regulations as if they had originated under these regulations.

6. It is hereby declared, pursuant to the power in that behalf contained in the paragraph numbered 2 of the First Schedule to the Motor-vehicles Amendment Act, 1934-35, that the following motor-vehicles shall be exempt from the payment of annual licence fees under the principal Act :—

- (a) Such motor-vehicles described in the First Schedule hereto as are used on roads only in proceeding from one place to another for use in operations for which the vehicle is exclusively or principally designed, or for the garaging or repair of such motor-vehicles :
- (b) All motor-vehicles of the kinds described in the Second and Third Schedules hereto.

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## SCHEDULES

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### FIRST SCHEDULE

#### MACHINERY

Any motor-vehicle or trailer designed and used on the road exclusively for driving, carrying, or propelling—

- (a) Well-boring apparatus :
- (b) Saw-bench apparatus :
- (c) Cranes :
- (d) Air-compressor plants :
- (e) Extension ladders :
- (f) Scoops :
- (g) Trench-diggers :
- (h) Excavators :
- (i) Log-haulers :
- (j) Concrete-mixers :
- (k) Electric welding plant :
- (l) Electrical substations :
- (m) Pumps.

\* Statutory Regulations 1936-37, Serial number 1937/270, page 965.

Amendment No. 1 : Statutory Regulations 1943, Serial number 1943/113, page 220.

† Statutory Regulations 1940, Serial number 1940/319, page 1093.

‡ Statutory Regulations 1942, Serial number 1942/196, page 474.

§ Statutory Regulations 1936-37, Serial number 1937/140, page 509.

|| *Gazette*, 17th May, 1935, Vol. II, page 1366.

SECOND SCHEDULE

FARM VEHICLES

(1) Any motor-vehicle or trailer designed and used on a road exclusively or principally for agricultural operations, inclusive of huts, galleys, and similar vehicles used in connection with such operations.

(2) Any motor-vehicle owned by a person carrying on business as a farmer if the vehicle is used exclusively in connection with the owner's agricultural operations, and is used on a road only in proceeding from one part of a farm to another part of the same farm or from one farm to another adjoining farm which is owned or managed by the same person, or in proceeding to or from a garage in connection with the inspection, servicing, or repair of the vehicle.

(3) Any tractor or traction-engine or any vehicle drawn thereby or any carryall scraper if used on a road either,—

(a) Exclusively in connection with agricultural operations; or

(b) Principally in connection with agricultural operations, and otherwise solely in connection with the construction or maintenance of roads.

(4) Any tractor, or any vehicle adapted in its design principally for use as a tractor, or any trailer drawn by such a tractor or vehicle if the tractor vehicle or trailer—

(a) Is owned by a person carrying on business as a farmer and is used exclusively in connection with the owner's agricultural operations; and

(b) Is used on roads only for purposes described in the last preceding sub-clause (a) or for the cartage of milk or whey to or from a dairy factory, or for the cartage of lime or other fertilizer, or for all or any of those purposes; and

(c) Is not taken during any one trip for the cartage of lime or other fertilizer along more than thirteen miles of road in going from the owner's farm or other place of garage and in returning thereto.

THIRD SCHEDULE

MISCELLANEOUS

(1) Any of the following vehicles if used exclusively for the cultivation or upkeep of land used for the purpose of sport, recreation, or education—namely, any tractor or traction-engine or any vehicle drawn thereby or any self-propelled grass-mower.

(2) Any tractor or any vehicle drawn thereby owned by a River Board or Drainage Board and used exclusively for the operations of the Board.

(3) Any vehicle designed exclusively as a bulldozer or angledozer; and also any trailer owned by the Crown or by a local authority or public body and designed exclusively for the carriage of poles.

(4) Any motor-vehicle which is designed and used exclusively or principally in connection with the construction or maintenance of roads or streets (inclusive of carryall scrapers, huts, galleys, and similar vehicles) and which upon application by or on behalf of the owner is approved by the Minister for exemption under this Schedule, as from the date fixed in such approval.

T. J. SHERRARD,  
Clerk of the Executive Council.

Issued under the authority of the Regulations Act, 1936.  
Date of notification in *Gazette*: 23rd day of December, 1948.  
These regulations are administered in the Transport Department.