



Reprint under section 7 of the Regulations Act 1936 of the Motor Vehicle Taxation Regulations 1966 (S.R. 1966/80), as amended or extended by the following enactments:

- Decimal Currency Act 1964, s. 7
- Amendment No. 1, S.R. 1966/187
- Amendment No. 2, S.R. 1967/102
- Exemption Notice 1967, *Gazette*, Vol. II, p. 856
- Amendment No. 3, S.R. 1968/39
- Ministry of Transport Act 1968, s. 16 (3) (b), (c)
- Amendment No. 4, S.R. 1969/20
- Amendment No. 5, S.R. 1969/125
- Heavy Motor Vehicle Regulations 1969, S.R. 1969/231/18
- Notice No. 1, 1969, *Gazette*, Vol. II, p. 1621
- Notice No. 2, 1969, *Gazette*, Vol. II, p. 1621
- Notice No. 3, 1969, *Gazette*, Vol. III, p. 1903
- Amendment No. 6, S.R. 1970/266
- Notice No. 1, 1970, *Gazette*, Vol. I, p. 155
- Notice No. 2, 1970, *Gazette*, Vol. I, p. 155
- Notice No. 3, 1970, *Gazette*, Vol. III, p. 1570
- Amendment No. 7, S.R. 1973/207
- Public Works Amendment Act 1973, s. 2 (4) (b)

THE MOTOR VEHICLE TAXATION REGULATIONS 1966 (REPRINT)

BERNARD FERGUSSON, Governor-General

ORDER IN COUNCIL

At the Government House at Wellington this 25th day of May 1966

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL

PURSUANT to 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.

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REGULATIONS

1. Title and commencement—(1) These regulations may be cited as the Motor Vehicle Taxation Regulations 1966.

(2) These regulations shall come into force on the 1st day of July 1966.

2. Interpretation—In these regulations, unless the context otherwise requires,—

“The Act” means the Transport Act 1962:

“Adjoining” means contiguous, or contiguous except for a separation by a river, stream, drain, canal, or other watercourse, or by a road, motorway, or railway:

“Agricultural operation” means any operation concerned directly with the management of a farm; and includes the transport on a road of the produce of a farm, farm implements, stock, or other requisites of any kind whatsoever for a farm, where and only where they are transported—

(a) 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

(b) From one farm to another farm owned or managed by the same person where the motor vehicle carrying the goods is not taken during any one trip along more than 13 miles of road in going from the owner’s farm or other place of garage and in returning thereto:

“Declared vehicle” means a motor vehicle in respect of which milage tax is payable under section 191 of the Act:

“Farm” means—

(a) A dairy farm, cattle farm, pig farm, or sheep farm; or

(b) A market garden, orchard, plant nursery, permanent State forest, or any other area of land on which trees or plants of any description are cultivated; or

(c) An apiary; or

- (d) A poultry farm or egg-producer's farm;—
and "farmer" has a corresponding meaning:
"Garage" means any place, whether a building or other structure
or not, in which a motor vehicle is usually kept when not in use:
"Plants" includes hops, peas, potatoes, tobacco, and other crops
of any kind whatsoever:
Expressions defined in the Act have the meanings so defined.

PART I—EXEMPTION FROM REGISTRATION AND ANNUAL LICENCE
FEES

3. Exemption from registration and annual licence fees—(1) All motor vehicles of the following kinds are hereby exempted from the payment of registration fees and annual licence fees under the Act, namely:

- (a) Motor vehicles of the kinds described in the First Schedule to these regulations:
 - (b) Trailers drawn by motor vehicles of any of the kinds specified in clauses 1 to 6 of Part I of the Second Schedule to these regulations.
- (2) The Minister may from time to time, by notice in the *Gazette*, exempt any specified motor vehicle or specified class of motor vehicles from the payment of registration fees and annual licence fees under the Act.

Vehicles propelled by means of self-laying tracks were exempt from 1 July 1967 from the payment of registration fees and annual licence fees under Part II of the Transport Act 1962; see *Gazette* 1967, Vol. II, p. 856.

PART II—REFUNDS OF DUTIES ON MOTOR SPIRITS

4. Motor vehicles of Class A—Pursuant to section 188 (3) (a) of the Act, all motor vehicles exempted from the payment of registration fees and annual licence fees under the Act by or pursuant to regulation 3 hereof are motor vehicles of Class A for the purposes of the said section 188.

5. Motor vehicles of Class B—(1) The motor vehicles described in the Second Schedule to these regulations are hereby declared to be motor vehicles of Class B for the purposes of section 188 of the Act.

(2) A motor vehicle of Class B shall not cease to be a motor vehicle of Class B by reason only of the fact that it is also used for towing a motor vehicle which, being licensed under Part II of the Act, is used for the transport to or from work of the driver of the first-mentioned vehicle.

6. Motor vehicles of Class C—(1) The motor vehicles described in the Third Schedule to these regulations are hereby declared to be motor vehicles of Class C for the purposes of section 188 of the Act.

(2) A motor vehicle of Class C shall not cease to be a motor vehicle of Class C by reason only of the fact that it is also used for towing a motor vehicle which, being licensed under Part II of the Act, is used for the transport to or from work of the driver of the first-mentioned vehicle.

7. Use of classified vehicles on roads—The classification of any motor vehicle under these regulations shall not be affected by reason only of the fact that the vehicle is used on a road in proceeding from one place to another for use in operations for which the vehicle is exclusively or principally designed, or in connection with its inspection, servicing, or repair or for the purposes of a practical-driving test under the Motor Drivers Regulations 1964*.

8. Application for refunds—(1) Every application for a refund under section 188 of the Act shall be in writing in a form to be provided by the Registrar for the purpose.

(2) On the reverse of the said form there shall be set out the terms or effect of section 188 of the Act.

(3) Every such application shall be delivered or posted to the Deputy Registrar whose office is nearest to the applicant's place of business or residence.

(4) Save with permission of [the Secretary] given in special cases, not more than one such application shall be made by or on behalf of any one user in respect of motor spirits used during any one quarter.

(5) Every such application shall have attached thereto an invoice relating to the purchase of the motor spirits to which the application relates:

Provided that in any case the Registrar may require or accept such other or further evidence as he thinks proper relating to the purchase of motor spirits.

(6) The Registrar may, if in his opinion any such application has not been made in the proper form or the particulars provided are insufficient, withhold the payment of any refund until the application has been made in the proper form to his satisfaction, or until sufficient particulars have been supplied.

In subclause (4) the reference to the Secretary was substituted for a reference to the Commissioner by s. 16 (3) (c) of the Ministry of Transport Act 1968.

PART III—MILAGE TAX

9. Milage recorders—(1) Except with the prior written permission of [the Secretary], no person shall use any declared vehicle on any public highway or permit any declared vehicle to be so used, unless there is fitted to it in good working condition a milage recorder of a nature and being of an accuracy sufficient to provide a reliable guide to the owner and the Registrar of the number of miles traversed by the vehicle from time to time. This subclause shall be deemed to be revoked on the date fixed pursuant to subclause (2) of this regulation.

(2) On and after a date to be fixed by the Minister by notice in the *Gazette*, no person shall use any declared vehicle on any public highway or permit any declared vehicle to be so used, unless—

*S.R. 1964/214 (Reprinted with Amendments Nos. 1-8: S.R. 1969/189)
 Amendment No. 9: S.R. 1970/73
 Amendment No. 10: S.R. 1971/25
 Amendment No. 11: S.R. 1972/166
 Amendment No. 12: S.R. 1973/185
 Amendment No. 13: S.R. 1974/114

- (a) There is fitted to it in good working condition a milage recorder of a nature and being of an accuracy sufficient to provide a reliable guide to the owner and the Registrar of the number of miles traversed by the vehicle from time to time; and
- (b) That milage recorder and any associated driving mechanism are so constructed or adapted as to permit of the milage recorder and any associated driving mechanism being satisfactorily sealed; and
- (c) That milage recorder and any associated driving mechanism have been sealed by an officer of **【the Ministry of Transport】** and remain so sealed:

Provided that it shall be a defence to any person charged with an offence against this subclause if he proves that the failure to comply with this subclause was caused only by the milage recorder or any part of its associated equipment having been removed for repair purposes and that there has been no undue delay by him in having it replaced.

【(2A) The provisions of subclause (2) of this regulation shall not apply—

- (a) To any motor vehicle exclusively designed and used on a road for driving, carrying, or propelling an excavator, a fork lift, a front-end loader, or a trench digger:
 - (b) With the prior approval in writing of **【【the Secretary】】**, to any specified motor vehicle (not being a motor vehicle to which paragraph (a) of this subclause applies) exclusively designed and used on a road for driving, carrying, or propelling any of the mobile machinery specified in Part II of the Third Schedule to these regulations:
 - (c) With the prior approval in writing of **【【the Secretary】】**, to any specified motor vehicle which is normally used in such circumstances that the total number of miles travelled by the vehicle otherwise than on public highways exceeds the total number of miles travelled by the vehicle on public highways.]
- (3) Any officer of **【the Ministry of Transport】** duly authorised by **【the Secretary】** in that behalf may at any time inspect any milage recorder fitted to a declared vehicle, and, so far as may be necessary for that purpose, may at any time—
- (a) Stop and enter any such vehicle while it is being used:
 - (b) Make any reasonable test of any such milage recorder or any associated driving mechanism at the cost in all things of the owner of the vehicle:
 - (c) Require the owner of any such vehicle or any other person for the time being in charge thereof to furnish all such assistance as may be necessary for the purposes of any such inspection or test.
- (4) Every person commits an offence against these regulations who—
- (a) Falsifies or tampers with a milage recorder fitted to a declared vehicle or the record of any such milage recorder; or
 - (b) Obstructs or hinders or incites any person to obstruct or hinder any officer of **【the Ministry of Transport】** authorised as aforesaid in the exercise of the powers conferred by subclause (3) of this regulation; or

(c) Refuses or fails to furnish any such assistance as aforesaid.

In subclauses (1), (2A), and (3) the references to the Secretary were substituted for references to the Commissioner by s. 16 (3) (c) of the Ministry of Transport Act 1968.

In subclauses (2) (c), (3), and (4) (b) the references to the Ministry of Transport were substituted for references to the Transport Department by s. 16 (3) (b) of the Ministry of Transport Act 1968.

Subclause (2A) was inserted by regulation 2 of S.R. 1967/102.

10. Making of notifications and returns—(1) Any notification or return required to be given or made by the owner of a declared vehicle and prescribed by this Part of these regulations shall be given or made by the owner of the vehicle or by some responsible person in the employ or acting as the agent of the owner and exercising supervision over the business of the owner.

(2) The Registrar or a Deputy Registrar, as the case may be, may decline to act on any notification or return if he is not satisfied that the person giving the notification or making the return occupies a position sufficient to justify the Registrar or Deputy Registrar in accepting the notification or return.

11. Notifications in respect of declared vehicles—(1) The notification to be given to the Registrar pursuant to subsection (8) of section 191 of the Act relating to the importation, manufacture, or conversion of a declared vehicle shall be in a form to be provided by the Registrar for the purpose.

(2) Notice of the conversion of any declared vehicle into any other type of vehicle to which section 191 of the Act does not apply shall be given by the owner to the Registrar in a form to be provided by the Registrar for the purpose.

12. Returns of mileage—(1) The return to be made to any Deputy Registrar pursuant to subsection (3) of section 191 of the Act relating to the total number of miles of public highway over which a declared vehicle was used during the relative quarter shall be in a form to be provided by the Registrar for the purpose.

(2) For every complete quarter during which a declared vehicle is not used on a public highway, the owner shall make a return in the form provided pursuant to subclause (1) of this regulation, but showing that the vehicle has not been used on a public highway during that quarter.

13. Registrar to keep records—(1) Every Deputy Registrar shall keep at his office a record of the returns and payments made to him in respect of declared vehicles, and shall notify to the Registrar promptly the particulars of all such returns or payments.

(2) The Registrar shall keep at his office a register of declared vehicles concerning which notifications have been sent to him in terms of subsection (8) of section 191 of the Act, and a general register of the returns and payments made in respect of declared vehicles.

14. Rate of milage tax for passenger-service vehicles—For the purpose of assessing the rate of milage tax payable in respect of heavy motor vehicles (being passenger-service vehicles as defined by regulation 3 of the Passenger Service Vehicle Construction Regulations 1954*, but not being passenger trucks) under clause 1 of the Second Schedule to the Act, the provisions of that clause shall be read as if for the words “gross laden weight of the vehicle” wherever they occur there were substituted the words “gross weight specified in the certificate of fitness or permit issued in respect of the vehicle”.

15. Rate of milage tax for new vehicles in chassis form—For the purpose of assessing the rate of milage tax payable in respect of heavy motor vehicles (being new vehicles in chassis form) under clause 1 of the Second Schedule to the Act, the provisions of that clause shall be read as if for the words “gross laden weight of the vehicle” wherever they occur there were substituted the words “tare weight of the vehicle”.

16. Rate of milage tax for diesel or steam vehicles—In the case of motor vehicles of the types or kinds described in the Fourth Schedule to these regulations, milage tax shall be payable at the rates fixed in that Schedule.

PART IV—HEAVY-TRAFFIC LICENCES

17. Interpretation—(1) In this Part of these regulations, unless the context otherwise requires,—

■ “Farmer’s truck” means a heavy motor vehicle (inclusive of a tractor with a trailer attached) which is owned by a person carrying on business as a farmer and is used exclusively—

- (a) In connection with that business; or
- (b) In connection with that business and for any one or more of the following purposes:

- (i) For the carriage of milk, cream, or whey to or from a dairy factory for the neighbours of the farmer; or
- (ii) For the carriage of horses and ponies owned by the farmer to or from hunt-club or pony-club or amateur horse-sports meetings other than meetings under the control of the New Zealand Racing Conference or the New Zealand Trotting Conference; or
- (iii) For work free of charge in connection with schools, churches, or other charitable organisations of any kind whatsoever; or
- (iv) For the carriage (otherwise than for commercial purposes) of farm machinery to or from exhibitions or shows of farm machinery; or
- (v) For the carriage (otherwise than for commercial purposes) of tractors and ploughs to or from ploughing matches: ■

*S.R. 1954/144 (Reprinted with Amendments Nos. 1-8: S.R. 1968/94)
Amendment No. 9: S.R. 1970/270
Amendment No. 10: S.R. 1974/21

“Heavy motor vehicle” means a motor vehicle (other than a private motorcar) that with the load it is for the time being carrying weighs more than 2 tons, but does not include a traction engine:

“Label” means a licence label issued in association with a licence:

“Licence” means a heavy-traffic licence issued under this Part of these regulations; and includes a heavy-traffic licence issued under the Heavy Motor Vehicle Regulations 1955 and continuing in force at the commencement of these regulations; and “licensee” has a corresponding meaning:

“Licence quarter” means any period of 3 months ending with the last days of August, November, February, and May; and “quarter” and “quarterly” have corresponding meanings:

“Licence year” means any period of 12 months ending with the 31st day of May:

“Licensing Authority” means any local authority having power to issue a licence under these regulations; and, in relations to any district in respect of which [the Secretary] has been appointed to collect heavy-traffic fees, and, in relation to motor vehicles owned by the Crown, means [the Secretary]:

To “operate” means to use or drive, or cause or permit to be used or driven, or permit to be on any road, whether the person operating is present in person or not:

“Road” means any highway, whether or not it has been declared to be a State highway; and includes a street.

(2) For the purpose of issuing heavy-traffic licences and assessing under these regulations the liability for licence fees of tractors and trailers,—

(a) Any heavy motor vehicle in use for the time being for the purpose of drawing a trailer, whether or not the heavy motor vehicle is laden, shall be deemed to be a tractor while so used:

(b) A tractor with a single trailer attached thereto shall be deemed to form one heavy motor vehicle:

Provided that nothing in this paragraph or elsewhere in this Part of these regulations shall be deemed to prevent the owner of any single trailer attached to a tractor from applying for and holding, and the Licensing Authority from granting, a separate heavy-traffic licence in respect of that single trailer:

(c) Each additional trailer after one attached to a tractor and every single trailer licensed separately from the tractor shall be deemed to be a separate heavy motor vehicle.

(3) For the purposes of assessing heavy-traffic licences and assessing under these regulations the liability for licence fees of any motor vehicle equipped with a lifting apparatus for use in towing vehicles that have met with mishap, the gross weight of the motor vehicle shall be deemed not to include any portion of the weight of a towed vehicle which is borne by the lifting apparatus.

(4) For the purposes of these regulations, in the computation of the load of heavy motor vehicles engaged in the carriage of passengers,

15 persons, including any personal effects carried free of charge, shall be deemed to weigh 1 ton, and in computing the number of persons the driver shall be included:

Provided that in the case of a heavy motor vehicle used for the carriage of school children and their teachers, and for no other purpose, 30 school children shall be deemed to weigh 1 ton, and each teacher and the driver shall each be deemed to weigh one-fifteenth of a ton.

In subclause (1) the definition of the term "Farmer's truck" was substituted for the original definition by regulation 2 (1) of S.R. 1969/125.

In subclause (1), in the definition of the term "Licence", the Heavy Motor Vehicle Regulations 1955 were revoked and replaced by S.R. 1969/231.

In subclause (1), in the definition of the term "Licensing Authority", the references to the Secretary were substituted for references to the Commissioner by s. 16 (3) (c) of the Ministry of Transport Act 1968.

In subclause (1) a definition of the term "Weight" was omitted by regulation 3 of S.R. 1969/125.

18. Collection of heavy-traffic fees and issue of licences—(1) [The Secretary] shall be the appropriate Licensing Authority for the purpose of collecting heavy-traffic fees due under these regulations in respect of heavy motor vehicles owned by the Crown.

(2) In respect of heavy motor vehicles (not being motor vehicles owned by the Crown) the Minister shall, by notice published in the *Gazette*, appoint sufficient local authorities to be Licensing Authorities for the purpose of collecting heavy-traffic fees due under these regulations. The Licensing Authority may be appointed to collect fees either for its own district or for such other district or districts as may be described in the appointment.

(3) On the application of any local authority the Minister may, by notice published in the *Gazette*, appoint [the Secretary] to be the Licensing Authority for the purpose of collecting heavy-traffic fees in the district of that local authority, and [the Secretary] shall thereupon be deemed to be the Licensing Authority for that district.

(4) Application for a licence (not being a licence in respect of a heavy motor vehicle owned by the Crown) shall be made to the Licensing Authority (hereinafter referred to as the appropriate Licensing Authority) either—

(a) For the area in which is situated on the date of the application the business domicile or place of residence of the owner of the vehicle or vehicles in respect of which the application is made; or

(b) For the area within which in the opinion of the applicant he does or will do the greatest amount of his carrying business.

(5) Application for a licence shall be made in form A in the Fifth Schedule to these regulations.

(6) Upon receipt of the application and upon payment of the appropriate fees, the appropriate Licensing Authority shall issue to the applicant in the number applied for a heavy-traffic licence or heavy-traffic licences as described in regulation 22 hereof.

(7) The fee due for any quarter shall be reduced by one-third for every complete calendar month of that quarter which has elapsed at the date when the term of the licence commences.

(8) Every Licensing Authority shall keep a true and faithful record of all applications for heavy-traffic licences and of all fees paid therefor.

(9) No heavy-traffic fee other than one fixed by this Part of these regulations shall be made, levied, charged, or collected in respect of any heavy motor vehicle by any local authority having control of roads.

In subclauses (1) and (3) the references to the Secretary were substituted for references to the Commissioner by s. 16 (3) (c) of the Ministry of Transport Act 1968.

19. Term of licence—(1) Except as provided by subclause (2) or subclause (3) of this regulation, every licence shall be for a period of one or more licence quarters, and the fee shall be paid on or before the issue of the licence.

(2) In respect of any specified heavy motor vehicle that with the load it is carrying weighs 15 tons or over, the appropriate Licensing Authority may issue—

(a) A heavy-traffic licence (as described in subclause (5) of regulation 22 hereof and hereinafter referred to as a weekly licence) for a period of 7 consecutive days at a fee which is computed at one-eighth of the quarterly fee normally payable for that class and type of vehicle, calculated, [where it is not a multiple of 10 cents, to the next highest multiple of 10 cents];
or

(b) A heavy-traffic licence (as described in subclause (5) of regulation 22 hereof and hereinafter referred to as a 2-day licence) for a period of 2 consecutive days at a fee which is computed at one-twelfth of the quarterly fee normally payable for that class and type of vehicle, calculated [where it is not a multiple of 10 cents, to the next highest multiple of 10 cents].

(3) In respect of any specified heavy motor vehicle, being a self-propelled caravan used otherwise than for business purposes, the appropriate Licensing Authority may issue a heavy-traffic licence (as described in subclause (5) of regulation 22 hereof and hereinafter referred to as a caravan licence) for a period of 7 days or any multiple of 7 days at a fee which is computed at the rate for each period of 7 days of the term of the licence of one-eighth of the quarterly fee normally payable for that class and type of vehicle, calculated [where it is not a multiple of 10 cents, to the next highest multiple of 10 cents].

(4) Nothing in this Part of these regulations shall prevent the owner of any heavy motor vehicle from applying for and receiving a licence for a term exceeding a licence quarter:

Provided that the term of the licence shall expire with the last day of a licence quarter, and, if issued for a term commencing on or before the 31st day of May in any year, shall expire not later than the 31st day of May in that year, and, if issued for a term commencing after the 31st day of May in any year, shall expire not later than the 31st day of May in the next succeeding year.

(5) A Licensing Authority may issue a licence for a term to commence not more than 14 days after the day on which the licence is issued.

In subclause (2) (a) the words in square brackets were substituted for the words "where it includes part of a shilling, to the next highest shilling" by regulation 3 (a) of S.R. 1967/102.

In subclause (1) (b) the words in square brackets were substituted for the words "where it includes part of a shilling, to the next highest shilling" by regulation 3 (a) of S.R. 1967/102 and regulation 2 of S.R. 1968/39.

In subclause (3) the words in square brackets were substituted for the words "to the next highest shilling" by regulation 3 (b) of S.R. 1967/102.

20. Effect of licence—Every licence shall have effect throughout New Zealand, and shall apply to any heavy motor vehicle which with the load it is for the time being carrying complies with the weight limitation and all other conditions set out in the licence (except that it may also apply to any vehicle for which a licence fee would be payable lower than the fee in fact paid for the licence) and which is operated only—

- (a) By the owner (being the licensee); or
- (b) On behalf of the owner (being the licensee) for the purpose of or in the course of the owner's business and for no other purpose; or
- (c) By the hirer of the vehicle from the owner (being the licensee).

21. Licence fees—(1) The quarterly licence fees payable in respect of heavy motor vehicles shall be as specified in the Sixth Schedule to these regulations.

(2) The Licensing Authority may retain all fees for copies of licences and duplicates of licence labels.

[(3) Any licence fee paid to a Licensing Authority under these regulations (less the commission for the time being which under section 22 (5) of the National Roads Act 1953 the Licensing Authority is authorised by the Minister of Finance to deduct from the licence fees to meet the expenses incidental to the collection thereof) shall be paid by the Licensing Authority to the Chief Accountant of [the Ministry of Works and Development]], Wellington, within 7 days after the last day of the calendar month during which the licence fee was received by the Licensing Authority.]

(4) Every Licensing Authority shall at all times supply the National Roads Board with any information which the Board may require concerning the licence fees collected or received by the Authority under this regulation.

Subclause (3) was substituted for the original subclause (3) by regulation 3 of S.R. 1968/39.

In subclause (3) the reference to the Ministry of Works and Development was substituted for a reference to the Ministry of Works by s. 2 (4) (b) of the Public Works Amendment Act 1973.

22. Heavy-traffic licences—(1) Licences shall be issued by the Government Printer to Licensing Authorities, and shall, subject to the succeeding provisions of this regulation, be in form B in the Fifth Schedule to these regulations, and shall be associated with a label (also to be issued by the Government Printer to Licensing Authorities) in form C in that Schedule.

(2) The label on its face shall bear one of the figures 2½ to 19 to represent the maximum authorised weight in tons for which the licence is issued, or, where the maximum authorised weight exceeds 19 tons, shall bear the capital letter Z. The labels shall be issued to Licensing Authorities by the Government Printer separately from the licence, in sheets numbered or lettered as hereinbefore provided by this subclause, and having a gummed back.

(3) The back of each licence shall be of a different colour (as allotted by [the Secretary]) for each licence quarter and shall at the foot be boldly imprinted with the figures representing the 2 calendar years within which the licence year falls.

(4) Except as provided in subclause (3) of this regulation, the licences and labels shall be printed in black figures or lettering on a white background.

(5) Notwithstanding anything in this regulation to the contrary, the back of a weekly licence or 2-day licence or caravan licence shall be coloured white with black lettering, and instead of the words "This licence terminates with the day of 19....." as used in the said form B, there shall be substituted the words,—

"Available for [State number] days, ending 19.....",—
and the back of the licence shall not have any year reference printed on it.

(6) On receipt of an application for a licence with the appropriate fee, the issuing officer of the Licensing Authority shall—

- (a) Select the licence appropriate for the licence year or licence quarters or licence quarter or (in the case of an application for a weekly licence, or 2-day licence, or caravan licence) the days named in the application, and, when a licence is sought for more than one quarter, shall issue the licence in the colour appropriate to the last quarter of the period to be covered by the licence; and
- (b) Select the label for the maximum laden weight applied for;
- (c) Gum the label to the back of the original copy of the licence, detach the stub of the label, and place it on the front of a duplicate copy of the licence over the words "Maximum Laden Weight" and "No.", appearing thereon; and
- (d) Affix the stamp or seal of the Licensing Authority so that it is clearly marked across both the original of the licence and the label attached thereto; and
- (e) In the case of an application for a licence for a farmer's truck boldly mark the capital letter F in red crayon across the full face of the label exclusive of its stub and also across the stub.

(7) In inserting the name of the licensee on the licence the issuing officer of the Licensing Authority may use such readily understandable abbreviation of the name as may be appropriate in view of the available space. The licensee shall at all times keep the licence and its label clear and undefaced and visible for inspection.

(8) Every licensee who requires a further licence in consequence of a change in the class or use of the heavy motor vehicle proposed to be used under the licence shall be entitled to receive a further licence on the making of a fresh application and surrender of the original licence and on payment of the difference between the fee payable in respect of

the further licence and the fee already paid, should the latter fee be the lower. The provisions for the abatement of fees set out in regulation 28 hereof as far as they are applicable and with the necessary modifications, shall apply to all applications under this subclause in any case where a reduction of fees is involved.

In subclause (3) the reference to the Secretary was substituted for a reference to the Commissioner by s. 16 (3) (c) of the Ministry of Transport Act 1968.

23. Display of licences—(1) Every licence shall be attached to the inside of the windscreen of the motor vehicle so that the back of the licence displaying the attached label with the figures or, as the case may be, the capital letter Z faces towards the foremost part of the vehicle and is visible from outside of it:

Provided that the Licensing Authority may, in writing, exempt from the provisions of this subclause any taxicab, but in such a case the driver of the vehicle while it is in use on any road shall at all times have available and on demand produce to any Inspector under regulation 30 hereof the licence for the vehicle and also the written exemption aforesaid:

Provided also that in the case of a trailer used under the authority of a licence the licence shall be attached to the windscreen of the towing vehicle as aforesaid.

(2) No person shall operate any heavy motor vehicle the licence whereof is obscured or not visible for inspection.

24. Offences as to licences—(1) No person shall operate a heavy motor vehicle upon a road unless a current heavy-traffic licence issued to the owner of the vehicle is carried on the vehicle as prescribed by regulation 23 hereof.

(2) Subclause (1) of this regulation shall not apply to—

- (a) Any motor vehicle of Class A; or
- (b) Any motor vehicle of Class B; or
- (c) Any motor vehicle of Class C not being a motor vehicle of the kind specified in clause 8 of the Third Schedule to these regulations; or
- (d) Any motor vehicle which is exempt from the payment of an annual licence fee by virtue of section 22 of the Act where the vehicle is operated by a dealer and is unladen; or
- (e) Any motor vehicle owned by the Crown and used for the time being in the service of Her Majesty's Forces; or
- (f) Any trailer drawn by a tractor under such conditions that by virtue of regulation 17 (2) hereof the trailer and tractor are deemed to form one heavy motor vehicle.

(3) No person shall operate any heavy motor vehicle upon a road—

- (a) Of a greater laden weight than the maximum authorised weight endorsed on the licence carried on the vehicle; or
- (b) Otherwise than as a farmer's truck when the sole licence carried on the vehicle is for a farmer's truck; or
- (c) Otherwise than as a self-propelled caravan not used for business purposes when the sole licence carried on the vehicle is for a self-propelled caravan.

【(3A) There shall be deemed to be no breach of the provisions of paragraph (a) of subclause (3) of this regulation in any case where there are carried on a motor vehicle 2 current heavy-traffic licences issued to the owner of the vehicle, and the sum of the fees paid in respect of those licences is not less than the fee payable in respect of a licence which would permit the operation of the vehicle with its laden weight for the time being.】

(4) No person shall operate any heavy motor vehicle that bears a licence or label displayed or used contrary to the provisions of this Part of these regulations.

(5) In all proceedings under this Part of these regulations an application for a licence shall be prima facie evidence of the truth of the statements, matters, and things therein contained as against the owner.

Subclause (3A) was inserted by regulation 4 of S.R. 1968/39.

25. Defacing or altering licences—No person shall deface, or without authority alter before or during its currency or after its expiry, any licence or label, or operate any heavy motor vehicle the licence or label of which is defaced or altered as aforesaid.

26. Payment of licence fee and additional licence fee on conviction—

(1) Where any person is convicted of an offence in respect of a heavy motor vehicle against subclause (1) or subclause (3) 【of regulation 24 or regulation 25】 hereof, the licence fee or additional fee (if any), properly payable at the time of the offence in respect of the vehicle, having regard to the maximum weight of the vehicle with its load (if any) and the purpose for which it was used, for the whole of the licensing quarter during the currency of which the offence was committed (hereinafter in this subclause referred to as the quarterly licence fee) shall be due by the defendant as a debt owing to the Crown, and when recovered shall be paid into the National Roads Fund:

Provided that there shall be deducted from the amount so due the amount of any licence fee or additional licence fee for that quarter which has been paid in respect of a current licence duly issued to the owner of the vehicle,—

- (a) If the licence was carried on the vehicle at the time of the offence; or
- (b) If the licence was obtained by the owner after the offence for use on the vehicle; or
- (c) If the Court includes in its record of the conviction an entry to the effect that the defendant has satisfied the Court that the licence was available for its carriage on the vehicle at the time of the offence and was not then being carried on any other heavy motor vehicle (that entry being sufficiently made by the words “A licence was available for tons”).

(2) Where any person is convicted of an offence under subclause (1) 【of regulation 24 or regulation 25】 hereof, then, in addition to the amount due by the defendant under the provisions of subclause (1) of this regulation, there shall also be due by the defendant as a debt owing to the Crown and recoverable in the Magistrate’s Court in its civil jurisdiction an additional licence fee equal to the amount of the

quarterly licence fee, unless the Court by which he was convicted has included in its record of the conviction either an entry as prescribed in paragraph (c) of the proviso to subclause (1) of this regulation or an entry to the effect that that Court was satisfied that the defendant had no intention of avoiding payment of licence fees or additional licence fees (the last-mentioned entry being sufficiently made by the words "No intention to avoid payment of fees"). Any amount recovered by the Crown under the provisions of this subclause shall be paid into the National Roads Fund.

【(3) For the purposes of calculating fees payable under this regulation, where any heavy motor vehicle in respect of which a person has been convicted of an offence to which this regulation applies—

- (a) Was purchased by that person during the quarter in which the offence was committed; or
- (b) Was not licensed as required by section 7 of the Act at the commencement of the quarter in which the offence was committed, but was so licensed at the time of the commission of the offence,—

the fee due for that quarter shall be the quarterly fee reduced by one-third for every complete calendar month of that quarter which has elapsed at the date on which the vehicle was purchased or licensed.】

In subclause (1) the words in square brackets were substituted for the words "or subclause (5) of regulation 24" by regulation 2 of S.R. 1966/187.

In subclause (2) the words in square brackets were substituted for the words "or subclause (5) of regulation 24" by regulation 4 of S.R. 1967/102. Subclause (3) was added by regulation 5 of S.R. 1968/39.

27. Duplicate licences—(1) Where a licence has been accidentally lost, destroyed, mutilated, defaced, or otherwise becomes illegible, the licensee may apply in writing to the appropriate Licensing Authority for a duplicate of the licence. Except where the original licence is lost or destroyed, the application shall be accompanied by the original licence or any remnants of it available.

(2) The licensee shall supply proof to the satisfaction of the Licensing Authority of the facts supporting his application for the issue of a duplicate of the licence, and the Licensing Authority may require the application to be supported by a statutory declaration or such other evidence as the Licensing Authority thinks fit. If the original licence is subsequently found by the licensee, he shall forward it forthwith to the Licensing Authority.

(3) On payment of a fee of **【50c】** and upon proof to its satisfaction as aforesaid, the Licensing Authority may issue a further licence to the licensee in replacement of the licence which is the subject of the application. Every duplicate licence shall be endorsed with the word "Duplicate" and with a note of the numbers of the original licence and label, and shall have the same effect as the licence in replacement of which it was issued.

(4) The Licensing Authority shall keep a true and faithful record of all duplicate licenses issued under this regulation.

In subclause (3) the sum of "50c" was substituted for "5s" by s. 7 of the Decimal Currency Act 1964.

28. Surrender of licences and abatement of licence fees—(1) A licensee may give notice in writing to the Licensing Authority by which the licence was issued that he intends to surrender the licence or not use the licence for such period of the term of the licence as is then unexpired or for any specified part of that term. Every such notice shall be delivered at the office of the Licensing Authority on or before the first day of that period, and shall be accompanied by the licence and label, or the licensee shall supply proof to the satisfaction of the Licensing Authority of the loss or destruction thereof.

(2) Any application under this regulation must be made before the date of the expiration of the licence.

(3) On receipt of the notice the Licensing Authority shall refund to the licensee a portion of the licence fee bearing the same proportion to the whole fee paid as the number of months (meaning for the purpose of this subclause a continuous period of 28 days) in the unexpired term of the licence, or, as the case may be, during which the licence is not intended to be used, bears to the number of months of the year for which the licence was issued. The Licensing Authority shall be entitled to a refund from the National Roads Fund of money paid to the licensee by the Licensing Authority under this subclause upon application being made to the National Roads Board with such particulars supporting the application for refund as the Board requires. The Board may authorise a remission in the money due to the Board by the Licensing Authority up to the amount of and as an alternative to making the refund:

Provided that in no case shall the amount of the refund result in the licensee having paid a licence fee which is less than the licence fee for a period of one month.

(4) Where the licensee has surrendered his licence or has notified the Licensing Authority that he does not intend to use the licence for the unexpired period thereof, the Licensing Authority shall cancel the licence and label and retain them for record purposes. Where the licensee has notified the Licensing Authority that he does not intend to use the licence for a specified part of the term of the licence, the Licensing Authority shall retain the licence and label until the expiration of that period and shall then return them to the licensee.

(5) Any proof required to be given under any of the provisions of this regulation may be given by statement in writing, statutory declaration, or other evidence to the satisfaction of the Licensing Authority.

29. Display of certain particulars on heavy motor vehicles—(1) The owner of every heavy motor vehicle (being a goods-service vehicle) shall at all times cause to be conspicuously displayed on the right or off side thereof in clear letters of not less than $1\frac{1}{2}$ in. in height the name of the post office which is nearest to the garage of the heavy motor vehicle or, alternatively, in the election of the owner if that garage is situated within a borough or town district, the place word included in the name of that borough or town district.

(2) *Revoked by regulation 18 of S.R. 1969/231.*

(3) **【The Secretary】** may from time to time in writing exempt any owner from any one or more of the requirements of the foregoing provisions of this regulation.

(4) Any such exemption may, by notice signed by [the Secretary] and delivered to the owner, be at any time withdrawn.

(5) It shall be a defence to any owner charged with a breach of subclause (1) or subclause (2) of this regulation if he proves that the omission with which he is charged was authorised by an exemption granted by [the Secretary] and in force at the time of the alleged offence.

In subclauses (3), (4), and (5) the reference to the Secretary was substituted for a reference to the Commissioner by s. 16 (3) (c) of the Ministry of Transport Act 1968.

30. Inspectors—(1) The Minister, by writing under his hand, and any local authority by resolution duly passed, may appoint any person to be an Inspector for the purposes of this Part of these regulations.

(2) Every Inspector shall, when stopping any heavy motor vehicle, wear some distinctive dress, badge, or cap.

(3) All traffic officers duly appointed shall be deemed to be inspectors for the purposes of this Part of these regulations.

(4) An Inspector appointed by the Minister shall be entitled to exercise the powers hereby conferred on him upon any road.

(5) An Inspector appointed by any local authority shall be entitled to exercise the powers hereby conferred on him upon any road (not being a motorway) within the district of that local authority, notwithstanding that the road may be a Government road or a State highway.

(6) More than one local authority may appoint the same person to be an Inspector.

(7) The production of an instrument of appointment under the hand of the Minister or under the seal of any local authority shall be conclusive evidence of that appointment.

(8) An Inspector shall be entitled at any time to require the driver of a heavy motor vehicle to produce the licence carried in respect of that heavy motor vehicle, and the driver shall forthwith comply with that requirement.

(9) An Inspector may at any time—

(a) Require the driver of any heavy motor vehicle to stop:

(b) Inspect the load of any heavy motor vehicle:

(c) Require any heavy motor vehicle to be weighed:

(d) Require the removal of any part of any load to the extent necessary for any vehicle to comply with any load or weight restriction fixed under these regulations:

(e) Require the removal of any article carried contrary to the provisions of these regulations, the Traffic Regulations 1956*, the Passenger Service Vehicle Construction Regulations 1954†,

*S.R. 1956/217 (Reprinted with Amendments Nos. 1 to 16: S.R. 1968/32)

Amendment No. 17: S.R. 1969/54

Amendment No. 18: S.R. 1969/115

Amendment No. 19: S.R. 1970/157

Amendment No. 20: S.R. 1970/272

Amendment No. 21: S.R. 1971/117

Amendment No. 22: S.R. 1972/83

Amendment No. 23: S.R. 1972/252

Amendment No. 24: S.R. 1973/95

Amendment No. 25: S.R. 1973/130 (Revoked by S.R. 1973/316)

Amendment No. 26: S.R. 1973/316

†S.R. 1954/144 (Reprinted with Amendments Nos. 1-8: S.R. 1968/94)

Amendment No. 9: S.R. 1970/270

Amendment No. 10: S.R. 1974/21

the Goods Service Vehicle (Constructional) Regulations 1936*, or any regulations passed in amendment thereof or in substitution therefor.

(10) The driver of every heavy motor vehicle shall comply with the requirements of any Inspector under subclause (9) of this regulation.

(11) No person shall obstruct, hinder, or interfere with any Inspector in the exercise of his powers.

PART V—GENERAL PROVISIONS

31. Special provisions for carry-all scrapers and scoops—(1) Where a controlling authority gives permission under subclause (4) of regulation 4 or subclause (2) of regulation 4A of the Heavy Motor Vehicle Regulations 1955 for the operation of any carry-all scraper or scoop [or any fork-lift vehicle to which clause 15 of the Second Schedule to these regulations applies] in excess of the maximum weight limits on any road, the person to whom the permission is given shall pay to the controlling authority such fee as the controlling authority prescribes.

(2) No fee prescribed under subclause (1) of this regulation shall exceed the heavy traffic fee that is payable under these regulations in respect of a heavy motor vehicle of the same weight as the vehicle in respect of which permission to operate is granted.

(3) The provisions of subclause (3) of regulation 21 of these regulations shall apply to any fee paid under this regulation as if it were a heavy-traffic fee.

In subclause (1) the words in square brackets were inserted by regulation 2 (1) of S.R. 1969/20.

The Heavy Motor Vehicle Regulations 1955 were revoked and replaced by S.R. 1969/231.

32. Offences and penalties—(1) Every person commits an offence against these regulations who—

- (a) Fails to comply in any respect with any of the provisions of these regulations or does any act in contravention thereof; or
- (b) Knowingly supplies any false or misleading information in or concerning any application under these regulations or concerning any obligation under these regulations.

[(2) Every person who commits an offence against these regulations is liable to the penalties specified in subsection (4) of section 30 of the Transport Act 1962.]

Subclause (2) was substituted for the original subclause (2) by regulation 2 of S.R. 1970/266.

33. Revocations—(1) The regulations and notice specified in the Seventh Schedule to these regulations are hereby revoked.

(2) *Spent.*

*S.R. 1936/80 (Reprinted with Amendment No. 1: S.R. 1961/94)
Amendment No. 2: S.R. 1970/190
Amendment No. 3: S.R. 1970/256

SCHEDULES

Reg. 3

[FIRST SCHEDULE

MOTOR VEHICLES EXEMPTED FROM PAYMENT OF REGISTRATION AND
ANNUAL LICENCE FEES

[NOTE—These motor vehicles are automatically motor vehicles of Class A for the purposes of section 188 of the Act.]

1. Any motor vehicle which is not used on a public highway.
2. Any motor vehicle which is used on a public highway only in crossing or proceeding along a section of the highway where it has been authorised to operate by the controlling authority, that authorisation being subject to—
 - (a) A written agreement by the operator of the vehicle, or the person for whom the vehicle is being operated under contract, to construct, reconstruct, maintain, or restore to the satisfaction of the controlling authority (being for the purposes of this Schedule the authority, body, or person or persons having the control of the public highway) the portion of the public highway used by that vehicle or such part thereof as is specified in the agreement; and
 - (b) The erection and maintenance of warning devices or signs or control devices, or any of them, to the satisfaction of the controlling authority and the Secretary for Transport; and
 - (c) Where the use of the public highway does not consist solely of the direct crossing of the highway, the prior approval of the National Roads Board.
3. Any motor vehicle which is used on a public highway only in such part of the highway as is for the time being a construction zone constituted under regulation 11A of the Heavy Motor Vehicle Regulations 1969 (as inserted by regulation 5 of the Heavy Motor Vehicle Regulations 1969, Amendment No. 2), and is permitted to be used in that construction zone pursuant to a notice given under subclause (1) of the said regulation 11A.
4. Any pedestrian-controlled goods-service vehicle.]

This schedule was substituted for the original First Schedule (as amended by regulation 3 of S.R. 1969/20) by regulation 2 (1) of S.R. 1973/207.

Reg. 5

SECOND SCHEDULE

MOTOR VEHICLES OF CLASS B

PART I

FARM VEHICLES

1. Any motor vehicle (not being a trailer) designed exclusively or principally for agricultural operations and used on a road exclusively for agricultural operations, including mobile or movable huts, galleys, and similar motor vehicles used on a road solely in connection with such operations:

SECOND SCHEDULE—*continued*PART I—*continued*

Provided that nothing in this clause shall apply to any motor vehicle designed exclusively or principally for the spreading or cartage and spreading of lime or fertiliser where it is used on a road for the cartage of lime or fertiliser.

2. Any motor vehicle (not being a trailer) owned by a person carrying on business as a farmer and used on a road only for either or both of the following purposes:

(a) In proceeding, in connection with the owner's agricultural operations, from one part of a farm to another part of the same farm or from one farm to another farm which is owned or managed by the same person:

(b) For the cartage of dogs to or from a hydatid-control centre.

3. Any tractor or traction engine, if used on a road either—

(a) Exclusively for agricultural operations; or

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

4. Any tractor, and any motor vehicle adapted in its design principally for use as a tractor, if the tractor or motor vehicle is owned by a person carrying on business as a farmer and is used on a road only for all or any of the following purposes:

(a) For the owner's agricultural operations:

(b) For the cartage of milk, cream, or whey to and from a dairy factory:

(c) For the cartage of dogs to or from a hydatid-control centre:

(d) For the cartage of any other produce of a farm, farm implements, stock, or other requisites of any kind whatsoever for a farm where and only where they are carried from one farm to another farm which is [owned or managed] by the same person or they are taken during any one trip along not more than 13 miles of road in going from the owner's farm or other place of garage and in returning thereto:

Provided that for the purposes of this clause, a tractor shall be deemed not to cease to be a tractor by reason only of the fact that it is fitted with a readily detachable box or platform which is used for the carriage of goods.

5. Any tractor owned and used by a person carrying on business as an agricultural contractor and used on a road only for all or any of the following purposes:

(a) The cartage by means of a trailer of farm implements where the tractor and trailer are not taken during any one trip for the cartage of farm implements along more than 13 miles of road in going from the usual place of garage and in returning thereto:

(b) The haulage on its own wheels of a farm implement or farm machine.

6. Any specified motor vehicle (not being a trailer) owned and used by a person carrying on business as a farmer or agricultural contractor and approved by the Minister, by notice in the *Gazette*, on the grounds that, by reason of its design or permanent adaption in its design, it is

SECOND SCHEDULE—*continued*PART I—*continued*

suitable for use only in connection with the owner's business as a farmer or agricultural contractor and is not capable of a speed exceeding 20 miles an hour. Any such approval shall come into force on the date specified therein, whether on or before or after the date of the granting thereof.

7. Any tractor which—

- (a) Is designed and used partly for the purpose of loading lime or fertiliser into topdressing aircraft and partly for drawing a trailer which is designed and used exclusively for carrying aviation fuel in a permanently attached tank for use in topdressing aircraft, and for no other purpose; and
- (b) Is not taken during any one trip along more than 13 miles of road in going from the usual place of garage and returning thereto;—

and any such trailer drawn by such a tractor.

PART II

MOBILE MACHINERY

8. Any motor vehicle exclusively designed and used on a road for driving, carrying, or propelling any of the following:

- (1) Aerodrome runway sweepers:
- (2) Asphalt mixing plant:
- (3) Bitumen pre-heating cauldrons:
- (4) Carry-all scrapers:
- (5) Electrical substations:
- (6) Filters for transformer oil used in electrical substations:
- (7) Log haulers which are stationary when hauling logs:
- (8) Paving machines:
- (9) Road-compacting trailers:
- (10) Road graders:
- (11) Road-marking apparatus:
- (12) Road rollers:
- (13) Road sweepers:
- (14) Road water-sprinklers:
- (15) Rock rooters:
- (16) Scoops:
- (17) Any other machinery of a type or kind approved for the purpose of this Part of this Schedule by the Minister, by notice in the *Gazette*:

Provided that no such motor vehicle shall be deemed to be a motor vehicle of Class B, unless the machinery is permanently attached to the motor vehicle.

PART III

MISCELLANEOUS

9. Any of the following motor vehicles if used exclusively for the cultivation or upkeep of land used for the purpose of sport, recreation, or education—namely, any tractor, any trailer drawn thereby, and any self-propelled grassmower.

SECOND SCHEDULE—continued

PART III—continued

【9A. Any of the following motor vehicles if owned and used by a local authority exclusively for the cutting of grass verges of roads—namely, any tractor, any trailer drawn thereby, and any self-propelled grassmower. In this clause the term “local authority” includes the Town Council in a town district forming part of a county.】

【9B. Any of the following motor vehicles if used exclusively for the upkeep of land used for cemetery purposes—namely, any tractor, any trailer drawn thereby, and any self-propelled grassmower.】

【9c. Any of the following motor vehicles if owned by the Auckland Harbour Bridge Authority or the Christchurch-Lyttelton Road Tunnel Authority and used by the Authority exclusively for the cutting of grass verges of roads—namely, any tractor, any trailer drawn thereby, and any self-propelled grassmower.】

10. Any tractor or any trailer drawn thereby, owned by a River Board, Catchment Board, or Drainage Board, and used exclusively for the operations of the Board.

11. Any motor vehicle designed exclusively as a bulldozer or angle-dozer.

【12. Any mobile or movable hut, galley, or similar motor vehicle which is used on a road solely in connection with the construction or maintenance of roads.】

13. Any motor vehicle propelled and supported solely by means of self-laying tracks.

14. Any tractor used exclusively for shunting railway rolling stock.

15. Any tractor 【or fork-lift vehicle】 owned by a Harbour Board, shipping company, or stevedoring contractor and used exclusively in connection with the embarking and disembarking of ships' passengers or for loading and unloading ships' mails, cargo, and passengers' baggage, and used on a public highway only when proceeding unladen from one wharf to another wharf or from its usual place of storage to a wharf and in returning to that place of storage.

16. Any traction engine.

17. Any trailer while being drawn by a motor vehicle of Class B, other than a motor vehicle specified in clauses 1 to 6 of Part I of this Schedule.

In clause 4 (d) the words in square brackets were substituted for the words “owned and managed” by regulation 3 of S.R. 1966/187.

As to clause 8 (17), the Minister of Transport has approved the following machinery:

Seed-spraying machinery; See Notice No. 2, *Gazette* 1970, Vol. I, p. 155.
Pavement testing machinery; See Notice No. 1, *Gazette* 1972, Vol. I, p. 443.

Oil well logging vehicles; see Notice No. 2, *Gazette* 1972, Vol. III, p. 2410.

Clause 9A was inserted by regulation 4 of S.R. 1966/187.

Clause 9B was inserted by regulation 6 of S.R. 1968/39.

Clause 9C was inserted by regulation 4 of S.R. 1969/20.

Clause 12 was substituted for the original clause 12 by regulation 5 of S.R. 1969/20.

In clause 15 the words in square brackets were inserted by regulation 2 (2) of S.R. 1969/20.

Reg. 6

THIRD SCHEDULE

MOTOR VEHICLES OF CLASS C

PART I

AERIAL TOPDRESSING VEHICLES

1. Any motor vehicle designed and used exclusively for the purpose of loading lime or fertiliser into topdressing aircraft.

2. Any motor vehicle designed and used partly for the purpose of loading lime or fertiliser into topdressing aircraft and partly for carrying aviation fuel in a permanently attached tank for use in topdressing aircraft, and for no other purpose.

3. Any motor vehicle designed and used partly for carrying a motor vehicle designed and used exclusively for loading lime or fertiliser into topdressing aircraft and partly for carrying aviation fuel in a permanently attached tank for use in topdressing aircraft, and for no other purpose.

4. Any tractor designed and used partly for the purpose of loading lime or fertiliser into topdressing aircraft and partly for drawing a trailer which is designed and used exclusively for carrying aviation fuel in a permanently attached tank for use in topdressing aircraft, and for no other purpose; and any such trailer drawn by such a tractor.

5. Any motor vehicle designed and used partly for the purpose of loading liquid spray into aircraft and partly for carrying water in a permanently attached tank for use in aerial spraying operations, and for no other purpose.

PART II

MOBILE MACHINERY

6. Any motor vehicle exclusively designed and used on a road for driving, carrying or propelling any of the following:

- (1) Air-compressor plants:
- (2) Bulk-loading elevators:
- (3) Concrete mixers:
- (4) Cranes:
- (5) Drilling-rig apparatus:
- (6) Electric-generating plant:
- (7) Electric-welding plant:
- (8) Excavators:
- (9) Fork lifts:
- (10) Front-end loaders:
- (11) Fruit-case making apparatus:
- (12) Mobile searchlights:
- (13) Mobile television stations owned by the New Zealand Broadcasting Corporation:
- (14) Pile-driving apparatus:
- (15) Post-debarking machines:
- (16) Pumps:
- (17) Saw-bench apparatus:
- (18) Sawing apparatus for tree cutting:
- (19) Seed cleaners:

THIRD SCHEDULE—*continued*PART II—*continued*

- (20) Steam-cleaning plant:
 (21) Stone and gravel crushing and screening plant:
 (22) Trench diggers:
 (23) Well-boring apparatus:
 (24) Winches (including glider-launching winches):
 (25) Any other machinery of a type or kind approved for the purpose of this Part of this Schedule by the Minister, by notice in the *Gazette*:

Provided that no such motor vehicle shall be deemed to be a motor vehicle of Class C, unless the machinery is permanently attached to the motor vehicle.

PART III

MISCELLANEOUS

7. Any motor vehicle designed solely or principally for the use of fire brigades in attendance at fires.

8. Any motor vehicle designed and used exclusively for the cartage and spreading of lime or fertiliser by means of a combined hopper and spreader permanently attached to the vehicle:

【Provided that any such motor vehicle shall not cease to be a motor vehicle of Class C by reason only of the fact that it is used to draw a trailer which is for the time being used solely for or in connection with the carriage thereon of lime or fertiliser to be spread by that motor vehicle.】

As to clause 6 (25), the Minister of Transport has approved the following machinery:

Horizontal earth drill; see Notice No. 1, *Gazette* 1969, Vol. II, p. 1621.

Cable tensioners; see Notice No. 2, *Gazette* 1969, Vol. II, p. 1621.

Pipe bending machines; see Notice No. 3, *Gazette* 1969, Vol. III, p. 1903.

Mobile emergency radio stations; see Notice No. 1, *Gazette* 1970, Vol. I, p. 155.

Aero engine test benches; see Notice No. 3, *Gazette* 1970, Vol. III, p. 1570.

In clause 8 the proviso was added by regulation 6 of S.R. 1969/20.

FOURTH SCHEDULE

Reg. 16

MILAGE TAX PAYABLE IN RESPECT OF MOTOR VEHICLES FITTED WITH
DIESEL OR STEAM ENGINES

Type or Kind of Motor Vehicle	Milage Tax Payable
Motor vehicles propelled by oil compression-ignition engines, or motor vehicles propelled by steam engines manufactured in New Zealand.	A rate that will produce an amount of tax equal to 60 percent of that fixed by clauses 1, 2, 4, 5, and 6 of the Second Schedule to the Act.

Reg. 18 (5)

FIFTH SCHEDULE

Form A

APPLICATION FOR A HEAVY TRAFFIC LICENCE UNDER THE MOTOR VEHICLE
TAXATION REGULATIONS 1966

To the Clerk, [*Name of Licensing Authority*].
I, [*Name in full*], of [*Address and occupation*], apply for
[*Number*] heavy-traffic licence(s) as follows to be issued to me as the
owner of one or more heavy motor vehicles:

Maximum Laden Weight	Period to be Covered by each Licence*, and, when for Farmer's Truck, Write in "Farmer's Truck" and Complete Declaration "A" Below, and, when for Self-propelled Caravan, Write in "Self-propelled Caravan" and Complete Declara- tion "B" Below

I hereby declare that at this date I am the owner of
[*Number*] heavy motor vehicles the registration plate numbers of which
are as follows:

I hereby declare that the particulars supplied by me in this form are
true and correct.

..... [*Name of Owner*]
..... [*Signature of owner or person
making application on behalf
of owner*]

"A" DECLARATION RE FARMER'S TRUCK LICENCE

I hereby declare that I am carrying on a business as a farmer (market
gardener) (orchardist) (nurseryman) (apiarist) (poultry producer)
(egg producer) (pig farmer) and that the licence(s) hereby applied
for will be used only on (a) vehicle(s) used (either) exclusively in con-
nection with that business (or otherwise only for the carriage of milk,
cream, or whey to or from a dairy factory for my neighbours, or for
the carriage of horses and ponies owned by me to or from hunt-club
or pony-club or amateur horse-sports meetings other than meetings
under the control of the New Zealand Racing Conference or the New
Zealand Trotting Conference † [or for work free of charge in connection
with schools, churches, or other charitable organisations of any kind
whatsoever, or for the carriage (otherwise than for commercial purposes)
of farm machinery to or from exhibitions or shows of farm machinery
or of tractors and ploughs to or from ploughing matches]).

Declared at this day of 19....

..... [*Signature of Owner*]

FIFTH SCHEDULE—*continued*

“B” DECLARATION RE SELF-PROPELLED CARAVAN LICENCE

I hereby declare that at this date I am the owner of self-propelled caravan registered number and that the licence hereby applied for will be used only on that vehicle which will be used exclusively for purposes otherwise than for business.

Declared at this day of 19.....

.....[Signature of Owner]

*All licences except 2-day licences, weekly licences, and caravan licences must end with the last day of August, November, February, or May, and must in any case terminate with 31 May in any year. Two-day licences are available for a period of 2 consecutive days only and weekly licences are available for a period of 7 consecutive days only and in either case only if laden weight is 15 tons or over. Caravan licences are available for a period of 7 consecutive days or any multiple of 7 days.

†Delete in case of market gardener, orchardist, nurseryman, apiarist, poultry or egg producer, or pig farmer.

In Declaration “A” of form A the words in bold square brackets were added by regulation 2 (2) of S.R. 1969/125.

Form B

Reg. 22 (1)

HEAVY-TRAFFIC LICENCE

(Front)

No.....
HEAVY-TRAFFIC LICENCE
This is to certify that is licensed to operate a (farmer’s) (self-propelled caravan) heavy motor vehicle of
Maximum Laden weight:
Label No.
Fee paid: \$.....
Receipt No.
This licence terminates with the day of 19.....
Licensing Authority:
Signed: Date:

FIFTH SCHEDULE—continued
(Back)

[Affix label here]

19.....—.....

Reg. 22 (1)

Form C
LABEL

MAXIMUM LADEN WEIGHT

No.

..... Tons (or Z)

No.

..... tons (or Z)

[SIXTH SCHEDULE
QUARTERLY LICENCE FEES

Reg. 21 (1)

When Maximum Weight With Load Does Not Exceed	For Every Vehicle Not Being a Farmer's Truck or a Self-propelled Caravan Used Otherwise than for Business Purposes	For Every Farmer's Truck and for Every Self-propelled Caravan Used Otherwise than for Business Purposes
	\$ c	\$ c
2½ tons	4 83	2 66
3 tons	6 83	3 66
3½ tons	9 00	4 75
4 tons	12 00	6 25
4½ tons	14 66	7 58
5 tons	17 50	9 00
5½ tons	20 33	10 41
6 tons	23 16	11 83
6½ tons	26 00	14 66
7 tons	28 83	17 50
7½ tons	32 33	21 00
8 tons	36 00	24 66
8½ tons	39 50	28 16
9 tons	43 00	31 66
9½ tons	46 50	35 16
10 tons	53 66	42 33
11 tons	63 00	51 66
Over 11 tons	63 00	51 66
	plus an additional \$7 for each ton or part thereof by which the vehicle with its load exceeds 11 tons.	plus an additional \$7 for each ton or part thereof by which the vehicle with its load exceeds 11 tons.

(NOTE—In the case of vehicles engaged in the carriage of passengers, regulation 17 (4) hereof provides that 15 persons shall be deemed to weigh 1 ton, inclusive of the driver, or, in a school bus, 30 children shall be deemed to weigh 1 ton and each teacher and the driver shall be deemed to weigh $\frac{1}{15}$ th of a ton.)

This schedule was substituted for the original Sixth Schedule by regulation 5 of S.R. 1967/102.

Reg. 32 (1)

SEVENTH SCHEDULE
REGULATIONS AND NOTICE REVOKED

Title	Serial number
The Heavy Motor Vehicle Regulations 1955, Amendment No. 1	1956/39
The Heavy Motor Vehicle Regulations 1955, Amendment No. 2: Regulations 2, 3, and 5	1960/61
The Heavy Motor Vehicle Regulations 1955, Amendment No. 4: Regulation 4	1961/131
The Heavy Motor Vehicle Regulations 1955, Amendment No. 5	1963/70
The Heavy Motor Vehicle Regulations 1955, Amendment No. 7: Regulation 3	1965/142
The Heavy Motor Vehicle Regulations 1955, Amendment No. 8	1965/198
The Motor Vehicles (Licensing Fees Exemption) Regulations 1961	1961/15
The Motor Vehicles (Licensing Fees Exemption) Regulations 1961, Amendment No. 1	1961/73
The Motor Vehicles (Licensing Fees Exemption) Regulations 1961, Amendment No. 2	1964/75
The Motor Vehicles (Licensing Fees Exemption) Regulations 1961, Amendment No. 3	1965/68
The Motor Vehicles (Licensing Fees Exemption) Notice 1965	1965/39
The Motor Vehicle Taxation Regulations 1963	1963/116
The Motor Vehicle Taxation Regulations 1963, Amendment No. 1	1963/187
The Motor Vehicle Taxation Regulations 1963, Amendment No. 2	1964/205

T. J. SHERRARD,

Clerk of the Executive Council.

—

*Certified for the purposes of section 7 of the Regulations Act 1936,
this 29th day of July 1974.*

A. M. FINLAY, *Attorney-General.*

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Issued under the authority of the Regulations Act 1936.

Date of notification of principal regulations in *Gazette*: 26 May 1966.

These regulations are administered in the Ministry of Transport.