



**THE TRANSPORT AMENDMENT ACT COMMENCEMENT
ORDER 1988**

PAUL REEVES, Governor-General

ORDER IN COUNCIL

At Wellington this 19th day of December 1988

Present:

THE HON. M. K. MOORE PRESIDING IN COUNCIL

PURSUANT to sections 12 (3) and 17 (3) of the Transport Amendment Act (No. 2) 1988, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, hereby makes the following order.

ORDER

1. Title—This order may be cited as the Transport Amendment Act Commencement Order 1988.

2. Commencement of sections 12 and 17 of Transport Amendment Act (No. 2) 1988—Sections 12 and 17 of the Transport Amendment Act (No. 2) 1988 shall come into force on the 1st day of February 1989.

MARIE SHROFF,
Clerk of the Executive Council.

EXPLANATORY NOTE

This note is not part of the order, but is intended to indicate its general effect.

This order brings into force on 1 February 1989 sections 12 and 17 of the Transport Amendment Act (No. 2) 1988.

Section 12 amends section 69A of the Transport Act 1962 to require traffic officers to order vehicles exceeding the legal load limits by 10 percent or more to off-load before proceeding or to obtain an overweight permit. Formerly, this requirement applied where the legal limits were exceeded by 20 percent or more or 5000 kg or more.

Section 17 amends the Second Schedule to the Transport Act 1962 to provide that infringement fees for overloading offences shall be based on the weight by which a vehicle's axle weight exceeds the permitted axle weight, reduced by a specified amount between 0.3 tonnes and 3 tonnes. Formerly, a reduction of 5 percent of the axle weight was allowed.

Issued under the authority of the Regulations Act 1936.

Date of notification in *Gazette*: 21 December 1988.

This order is administered in the Ministry of Transport.