

1976/71



THE TRANSPORT (ORDERING A VEHICLE OFF THE ROAD) NOTICE 1976

PURSUANT to section 68B of the Transport Act 1962 (as inserted by section 8 (1) of the Transport Amendment Act (No. 2) 1967 and amended by section 9 of the Transport Amendment Act 1972 and section 20 of the Transport Amendment Act 1974), the Minister of Transport hereby gives the following notice.

NOTICE

1. Title and commencement—(1) This notice may be cited as the Transport (Ordering a Vehicle off the Road) Notice 1976.

(2) This notice shall come into force on the date of its notification in the *Gazette*.

2. Form of notice to be affixed to vehicle—Every notice to the effect that a vehicle on a road is not in a safe condition to use the road which is to be affixed to the vehicle under subsection (2A) of the said section 68B of the Transport Act 1962 shall be in the form set out in the First Schedule to this notice.

3. Form of notice to driver or owner—Every notice ordering a vehicle off the road which is to be given to the driver or owner of the vehicle under subsection (2A) of the said section 68B of the Transport Act 1962 shall be in the form set out in the Second Schedule to this notice.

4. Revocation—The Transport (Ordering a Vehicle off the Road) Notice 1973* is hereby revoked.

FIRST SCHEDULE

NOTICE TO BE AFFIXED TO VEHICLE

(Pursuant to section 68B (2A) of the Transport Act 1962)

Ministry of Transport,
Road Transport Division.

It is believed by a traffic officer that this vehicle is not in a safe condition to use on the road, and it has been ordered off the road by a notice given by the traffic officer to the driver or owner of the vehicle.

This motor vehicle is to be removed from the road and, except as specified in the abovementioned notice given to the driver or owner, is not to be used on any road until—

- (a) It has been inspected by a Ministry of Transport vehicle inspector (being an officer of the Ministry authorised by the Secretary); and
- (b) The vehicle inspector is satisfied that the vehicle is in a safe condition for use on the road; and

FIRST SCHEDULE—continued

(c) An officer of the Ministry has issued a new certificate of fitness or permit or warrant of fitness, as the case may require, for the vehicle and it is displayed on the vehicle.

It is an offence to remove, obscure, or render indistinguishable this notice before a new certificate of fitness or permit or warrant of fitness, as the case may require, for the vehicle has been obtained.

Further information may be obtained from the local Ministry of Transport office.

SECOND SCHEDULE

NOTICE TO DRIVER OR OWNER OF VEHICLE

(Pursuant to section 68B (2A) of the Transport Act 1962)

Ministry of Transport,
Road Transport Division.

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1. I believe that the motor vehicle, registration number
....., is not in a safe condition to use the road because of—

2. Under the provisions of section 68B (2A) of the Transport Act 1962 you are directed that this motor vehicle is to be removed from the road and is not to be used on any road until—

- (a) It has been inspected by a Ministry of Transport vehicle inspector (being an officer of the Ministry authorised by the Secretary); and
- (b) The vehicle inspector is satisfied that the vehicle is in a safe condition for use on the road; and
- (c) An officer of the Ministry has issued a new certificate of fitness or permit or warrant of fitness, as the case may require, for the vehicle and it is displayed on the vehicle.

3. You may however proceed via to for repairs.*

Traffic Officer No.
Originating Office

*Delete where inappropriate

Dated at Wellington this 15th day of January 1976.

C. C. A. McLACHLAN,
Minister of Transport.

Issued under the authority of the Regulations Act 1936.
Date of notification in *Gazette*: 11 March 1976.
This notice is administered in the Ministry of Transport.