



**THE TRANSPORT (ORDERING A VEHICLE OFF THE ROAD)  
NOTICE 1995**

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PURSUANT to section 68B(2A) of the Transport Act 1962, the Land Transport Safety Authority of New Zealand hereby gives the following notice.

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**NOTICE**

**1. Title and commencement**—(1) This notice may be cited as the Transport (Ordering a Vehicle off the Road) Notice 1995.

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

**2. Interpretation**—In this notice, the term “authorised vehicle inspection agent” means a person authorised to inspect vehicles for and issue certificates of fitness.

**3. 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, that is to be affixed to the vehicle under section 68B(2A) of the Transport Act 1962, shall be in the form set out in the First Schedule to this notice.

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

**5. Revocation**—The Transport (Ordering a Vehicle off the Road) Notice 1981 (S.R. 1981/143) is hereby consequentially revoked.

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## SCHEDULES

## FIRST SCHEDULE

## NOTICE TO BE AFFIXED TO VEHICLE

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

New Zealand Police

It is believed by a constable\*/traffic officer\* that this vehicle is not in a safe condition to use the road, and it has been ordered off the road by a notice given by the constable\*/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 notice referred to in the preceding paragraph and given to the driver or owner of the vehicle, is not to be used on any road until—

- (a) It has been inspected by a vehicle inspector who is an employee of an authorised vehicle inspection agent; and
- (b) The vehicle inspector is satisfied that the vehicle is in a safe condition for use on the road; and
- (c) The vehicle inspector 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 nearest office of the Land Transport Safety Authority of New Zealand or the ..... Police Station.

\*Delete or omit if inappropriate

SECOND SCHEDULE

NOTICE TO DRIVER OR OWNER OF VEHICLE

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

New Zealand Police

M.....  
.....  
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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—  
.....  
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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 vehicle inspector who is an employee of an authorised vehicle inspection agent; and
- (b) The vehicle inspector is satisfied that the vehicle is in a safe condition for use on the road; and
- (c) The vehicle inspector 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.\*

Constable\*/Traffic Officer\* No.....  
Stationed at .....

\*Delete or omit if inappropriate

Dated at Wellington this 18th day of July 1995.

B. A. PETRE,  
Acting Chairperson.

This notice was made by the Land Transport Safety Authority of New Zealand by a resolution passed at a duly constituted meeting held on the 18th day of July 1995.



## EXPLANATORY NOTE

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

This notice, which comes into force on the day after the date of its notification in the *Gazette*, revokes and replaces the Transport (Ordering a Vehicle off the Road) Notice 1981 and empowers constables and traffic officers to order vehicles off the road. The former notice was issued by the Minister of Transport and the power to issue the notice was transferred to the Land Transport Safety Authority of New Zealand by section 35(1) of the Land Transport Act 1993.

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Issued under the authority of the Acts and Regulations Publication Act 1989.

Date of notification in *Gazette*: 27 July 1995.

This notice is administered in the Ministry of Transport.