



**THE TRANSPORT (DRIVER LOGBOOKS EXEMPTION) ORDER  
1988**

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RONALD DAVISON  
Administrator of the Government

ORDER IN COUNCIL

At Wellington this 3rd day of October 1988

Present:

HIS EXCELLENCY THE ADMINISTRATOR OF THE GOVERNMENT IN COUNCIL  
PURSUANT to section 70C (9) of the Transport Act 1962, His Excellency the  
Administrator of the Government, acting by and with the advice and  
consent of the Executive Council, hereby makes the following order.

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ORDER

**1. Title and commencement**—(1) This order may be cited as the  
Transport (Driver Logbooks Exemption) Order 1988.

(2) This order shall come into force on the 28th day after the date of its  
notification in the *Gazette*.

**2. Interpretation**—In this order, unless the context otherwise requires,  
“the Act” means the Transport Act 1962.

**3. Exemption from driver logbook requirements**—The vehicles and  
classes of vehicles specified in Part A of the Schedule to this order, and the  
services and classes of services specified in Part B of that Schedule, are  
hereby declared to be exempt from the provisions of subsections (1) to (8)  
of section 70C of the Act.

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## SCHEDULE

## PART A

VEHICLES AND CLASSES OF VEHICLES DECLARED TO BE EXEMPT FROM  
SECTION 70C OF ACT

1. Every vehicle owned and operated by a local authority, a telecommunication authority, an electrical supply authority, or an energy supply authority, and driven by an employee who does not usually drive a vehicle in the course of his or her duties.

2. Every harvesting machine travelling between harvesting sites a distance not exceeding 10 kilometres.

3. Every vehicle owned by the owner or manager of a farm and used in an agricultural operation related directly to the management of that farm; including a vehicle used on a road to transport farm products, farm implements, stock, or farm requisites of any kind—

(a) From one part of a farm to another part of that farm; or

(b) From one farm to an adjoining farm, where both farms are owned or managed by the same person; or

(c) From one farm to another farm, where—

(i) Both farms are owned or managed by the same person; and

(ii) The vehicle carrying the goods does not, on any trip, travel in excess of 20 kilometres.

4. Every vehicle driven for the purpose of obtaining a warrant of fitness, a certificate of fitness, or a permit under section 79 (1B) of the Act, if the vehicle is being driven to the nearest place at which such a warrant or certificate or permit is obtainable; and every vehicle driven from that place to the driver's usual place of residence, after having failed to obtain such a warrant or certificate or permit.

5. Every goods service vehicle that has 2 axles and is towing a trailer having more than 1 axle, where, on journeys not exceeding 100 kilometres, the total combined tare weight of the vehicle and trailer does not exceed 5,500 kilograms.

6. Every logstacker, forklift, and straddle carrier used exclusively in off-road areas to which the public does not have access as of right.

7. Every aircraft refuelling vehicle operating within a 3 kilometre radius of the control tower of the international airport at Auckland or Wellington or Christchurch.

8. Every vehicle operated by any person recognised by the Secretary for Transport as a person who suffers from a medical condition that results in a physical inability to keep logbooks.

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SCHEDULE—*continued*

## PART B

SERVICES AND CLASSES OF SERVICES DECLARED TO BE EXEMPT FROM  
SECTION 70C OF ACT

1. Every time-tabled passenger service operating to or from or within any city, borough, district, or community having a population of at least 3,000, except—

- (a) Any contract passenger service or sightseeing passenger service or tour passenger service; and
- (b) Any passenger service that is free of charge or in respect of which no individual fares are charged; and
- (c) Any school bus service operated under contract with the Department of Education; and
- (d) Any passenger service involving a journey exceeding 50 kilometres; and
- (e) Any passenger service that is unavailable to the public generally, or is operated wholly on private roads.

2. Every service engaged solely in the manufacture, mechanical repair, road testing, sales, servicing, demonstration, or delivery of new or used vehicles within a 15 kilometre radius of the service organisation's workshop.

3. Every transport service operated in Chatham Island or Great Barrier Island or Stewart Island.

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, which comes into force 28 days after its notification in the *Gazette*, exempts certain vehicles, classes of vehicles, services, and classes of services from section 70c of the Transport Act 1962. The effect of the order is that driver logbooks are not required to be maintained in respect of any of the exempted vehicles or services.

Issued under the authority of the Regulations Act 1936.  
Date of notification in *Gazette*: 6 October 1988.  
This order is administered in the Ministry of Transport.