

1974/74

**THE TRANSPORT LICENSING REGULATIONS 1963,
AMENDMENT NO. 18**

DENIS BLUNDELL, Governor-General
ORDER IN COUNCIL

At the Government Buildings at Wellington this 25th day of March 1974

Present:

THE HON. H. WATT PRESIDING 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.

REGULATIONS

1. Title and commencement—(1) The regulations may be cited as the Transport Licensing Regulations 1963, Amendment No. 18, and shall be read together with and deemed part of the Transport Licensing Regulations 1963* (hereinafter referred to as the principal regulations).

(2) These regulations shall come into force on the 1st day of April 1974.

2. Agreement to hire rental vehicle—(1) The Third Schedule to the principal regulations is hereby amended by revoking clause 14, and substituting the following clause:

“14. The hirer is covered by the Accident Compensation Act 1972 in respect of an accident resulting in personal injury or death but is not indemnified in respect of third-party claims for damage to property. The owner shall not be liable in respect of any claim by the hirer for any property damage resulting (in the absence of negligence on the part of the owner) from any defect in the said vehicle or in the event of any loss consequential upon the failure or breakdown of the said vehicle from any cause whatever; and the warranty of fitness of the said vehicle implied by law shall be modified by the express provision of this paragraph.”

*S.R. 1963/58 (Reprinted with Amendments Nos. 1 to 15: 1971/87)
Amendment No. 16: S.R. 1971/255
Amendment No. 17: S.R. 1972/136

(2) Regulation 4 of the Transport Licensing Regulations 1963, Amendment No. 16, is hereby consequentially revoked.

P. G. MILLEN,
Clerk of the Executive Council.

EXPLANATORY NOTE

This note is not part of the regulations, but is intended to indicate their general effect.

These regulations substitute a new clause for clause 14 in the form of agreement to hire rental vehicle in the Third Schedule to the principal regulations.

The new clause is consequential on the provisions of the Accident Compensation Act 1972, and substitutes a reference to cover under that Act for the former reference to third-party risks insurance.

Issued under the authority of the Regulations Act 1936.

Date of notification in *Gazette*: 28 March 1974.

These regulations are administered in the Ministry of Transport.