

**1958/115**



**THE TRAFFIC REGULATIONS 1956, AMENDMENT NO. 2**

---

COBHAM, Governor-General  
ORDER IN COUNCIL

At the Government House at Wellington this 20th day of August 1958

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL

PURSUANT to the Transport Act 1949, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, hereby makes the following regulations.

---

**REGULATIONS**

1. These regulations may be cited as the Traffic Regulations 1956, Amendment No. 2, and shall be read together with and deemed part of the Traffic Regulations 1956\* (hereinafter referred to as the principal regulations).

2. Regulation 6 of the principal regulations is hereby amended by inserting in subclause (2), after the words "middle line of the roadway", the words "or, where no middle line is marked on the roadway, the middle of the roadway".

3. Regulation 10 of the principal regulations is hereby amended as follows:

- (a) By inserting in paragraph (b) of subclause (1), after the words "middle line" where they first occur, the words "or, where no middle line is marked on the roadway, the middle":
- (b) By inserting in the same paragraph, after the words "middle line" where they secondly occur, the words "or, as the case may be, the middle of the roadway".

\*S.R. 1956/217  
Amendment No. 1: S.R. 1957/252

4. Regulation 11 of the principal regulations is hereby amended by inserting in the first proviso to subclause (1), after the words "stop sign", the words "or give way sign (being signs respectively of Class E and Class L)".

5. (1) The principal regulations are hereby amended by inserting, after regulation 12, the following regulation:

*"Intersections Where Give Way Signs Erected*

"12A. (1) Notwithstanding anything in regulation 11 hereof, every driver when approaching any give way sign (being a sign of Class L) affecting any portion of an intersection shall yield the right of way to any other vehicle approaching or crossing the intersection, and if necessary for that purpose shall stop his vehicle.

"(2) A driver shall not increase the speed of his vehicle when approaching or crossing any intersection at which any other vehicle has the right of way under this regulation.

"(3) The provisions of this regulation shall not apply at an intersection where traffic is for the time being controlled by signals in the form of lights or by a traffic officer or police officer."

(2) Regulation 2 of the principal regulations is hereby amended by inserting, after the reference to regulation 12, the following words:

"12A. Intersections Where Give Way Signs Erected."

6. (1) Regulation 19 of the principal regulations is hereby amended by revoking paragraph (b) of subclause (1), and substituting the following paragraphs:

"(b) On a roadway when it is reasonably practicable to do so on the grass verge or other place off the roadway, but subject to the provisions of paragraph (c) of this subclause; or

"(c) So as to cause or be likely to cause damage to ornamental grass plots, shrubs, or flower beds laid out or planted on the road."

(2) Regulation 19 of the principal regulations is hereby further amended by revoking paragraph (g) of subclause (2), and substituting the following paragraph:

"(g) Within 3 ft. of any fire hydrant:

"Provided that no driver of a vehicle carrying passengers for hire shall be deemed to commit an offence against this regulation if the vehicle has stopped temporarily only and solely for the purpose of picking up or setting down passengers:".

7. Regulation 20 of the principal regulations is hereby amended as follows:

(a) By omitting the words "to the nearest police station or to a police officer or to a traffic officer or":

(b) By adding the words "but, if the driver or owner of that other vehicle or property damaged cannot readily be ascertained or identified, the driver of the first-mentioned vehicle shall within the aforesaid period report the occurrence with the said particulars to the nearest police station or to a police officer or to a traffic officer".

8. Regulation 31 of the principal regulations is hereby amended by revoking subclause (2), and substituting the following subclause:

“(2) The traffic signs to be erected for the purpose of subclause (1) of this regulation shall be as follows:

“(a) A sign of Class I at every point of entrance to the temporary maximum speed limit zone:

“(b) A sign of Class I, Class K, or Class J, whichever is appropriate, at every point of exit from the temporary maximum speed limit zone:

“Provided that the sign of Class I at the commencement of such a temporary maximum speed limit zone shall have attached immediately underneath the disc a rectangular sign bearing in black letters not less than 3 in. high on a yellow ground the word ‘Temporary’.”

9. (1) Regulation 35 of the principal regulations is hereby amended by omitting from subclause (2) the words “two, and not more nor less than two”, and substituting the words “one or two, but not more than two,”.

(2) Regulation 35 of the principal regulations is hereby further amended by adding to subclause (2) the following proviso:

“Provided that, if the vehicle is equipped with only one such auxiliary headlamp, the headlamp shall be fitted at the right side of the vehicle facing forward and shall be displayed only when side lights are displayed in conjunction with that auxiliary headlamp.”

10. Regulation 40 of the principal regulations is hereby amended by omitting from the proviso to subclause (1) the words “service coaches”, and substituting the words “omnibuses, service coaches, or trolley buses”.

11. Regulation 41 of the principal regulations is hereby amended by adding to subclause (4) the following proviso:

“Provided that, in the case of a vehicle used principally in gravel pits or for spreading shingle, gravel, or other similar material, it shall be sufficient compliance with this subclause if such red reflectors are fitted and displayed as provided in this subclause only while the vehicle is used on a road during the hours of darkness.”

12. Regulation 45 of the principal regulations is hereby revoked.

13. (1) Regulation 52 of the principal regulations is hereby amended by revoking subclauses (1) and (2), and substituting the following subclauses:

“(1) Save as provided in subclause (10) of this regulation, no person shall operate a motor vehicle other than a power cycle, unless there is carried on the vehicle a current warrant of fitness as described in subclause (2) of this regulation.

“(2) Every warrant of fitness shall be in two parts as described in the Second Schedule hereto, and the owner of the motor vehicle for which the warrant is issued shall keep the portion of the warrant issued to him affixed to the vehicle with the month of expiry facing forward so that it is clearly legible, in the following manner:

“(a) In the case of a vehicle fitted with a windscreen, the warrant shall be affixed to the left-hand side of the inner side of the windscreen so as not to be readily detachable therefrom:

“(b) In the case of a vehicle not fitted with a windscreen, the warrant shall be affixed to the inside of a piece of clear glass or other transparent material fitted to an approved waterproof holder, which shall be attached to the vehicle,—

“(i) In the case of a motor cycle, in a position as near as possible to the centre of the handle bar:

“(ii) In the case of a trailer, on the back of the vehicle and in a position near the registration plate:

“(iii) In the case of a tractor or other motor vehicle, in a conspicuous position on the front of the vehicle on the left-hand side and as near as convenient to the top thereof:

“(c) When a licence label has been issued for the motor vehicle, the warrant may (subject to the foregoing provisions of this sub-clause) be fitted adjacent to or in the same container as the licence label but so as not to obscure any of the numbers or letters on the licence label.

“(2A) The expiry date to be entered on the warrant of fitness by the approved testing authority shall be the date six calendar months from the date of examination:

“Provided that, in the case of a vehicle for which a warrant of fitness has already been issued, a further warrant of fitness may be issued on any of the last fourteen days of the currency of the previous warrant of fitness to expire not later than six months from the date of expiry of the previous warrant of fitness.”

(2) The principal regulations are hereby amended by revoking the Second Schedule, and substituting the following Schedule:

“SECOND SCHEDULE

“WARRANT OF FITNESS

Reg. 52 (2)

To be Retained by Examiner.	To be Issued to Owner.
<p>No.                     Make: .....</p> <p>                          Regd. No. ....</p> <p>                          Speedometer</p> <p>                          reading: .....</p> <p>Name of owner: .....</p> <p>Address: .....</p> <p>Date of Examination: .....</p> <p>                          ...../...../.....</p> <p style="text-align: right;">[Signature of Examiner.]</p>	<p style="text-align: center;">(Front)</p> <p style="text-align: center;">WARRANT OF FITNESS</p> <p>[Month of issue in letters].</p> <p>[Month of expiry in figures].</p> <hr/> <p style="text-align: center;">(Back)</p> <p>No. ....</p> <p>Issued by: .....</p> <p>.....</p> <p>Regd. No. and Make:</p> <p>.....</p> <p>Expiry Date: .....</p> <p>...../...../.....”</p>

(3) This regulation shall come into force on the 1st day of September 1958:

Provided that until the 30th day of November 1958 a warrant of fitness may be issued in the same manner and subject to the same conditions as if this regulation had not been made, and every such warrant and every warrant of fitness issued before the date of the commencement of this regulation and in force on that date shall remain effective until the date of its expiry.

14. Regulation 55 of the principal regulations is hereby amended by inserting in paragraph (c) of subclause (1), before the word "Extend", the words "In the case of any motor vehicle not being a trailer,".

15. Regulation 60 of the principal regulations is hereby amended by adding to the proviso (as added by regulation 3 of the Traffic Regulation 1956, Amendment No. 1) the words "or as a trailer pump for fire-fighting purposes".

16. Regulation 69 of the principal regulations is hereby amended as follows:

(a) By inserting in paragraph (a) of subclause (2), after the words "a lamp displaying", the words "during the hours of darkness":

(b) By inserting in paragraph (b) of subclause (2), after the words "which shows", the words "during the hours of darkness".

17. Regulation 70 of the principal regulations is hereby amended by adding the words "except in the case of mechanical failure of the power cycle".

18. Regulation 87 of the principal regulations is hereby amended by inserting, before the words "No pedestrian", the words "Except as provided by regulation 90 hereof,".

19. Regulation 90 of the principal regulations is hereby amended by adding the following proviso:

"Provided that such a notice, traffic sign, or marking or sign on the roadway shall be erected or maintained only at an intersection controlled by lights which are so arranged that, during the period when pedestrians are permitted to cross, no other traffic is permitted to enter the intersection."

20. Regulation 97 of the principal regulations is hereby amended by adding to paragraph (a) the following proviso:

"Provided that the prior written approval of the Minister shall not be required in respect of any pedestrian crossing marked out or maintained outside a city or borough or town district but within any thirty mile speed limit area, if the pedestrian crossing is marked as required by regulation 95 hereof and has additional indicators of the signs and the diamond-shaped marking on the roadway approved by the Minister by Warrant dated the 14th day of July 1952 and published in the *Gazette* on the 24th day of July 1952 at page 1249:".

21. Regulation 98 of the principal regulations is hereby amended by inserting in subclause (2), before the words "No controlling", the words "Except in the case of markings or signs on the roadway maintained pursuant to regulation 90 hereof,".

22. Regulation 120 of the principal regulations is hereby amended by adding to subclause (1) the following words:

"Class L: Give way signs."

23. Regulation 121 of the principal regulations is hereby amended by inserting, after subclause (18), the following subclause:

"(18A) Signs of Class L shall be in the form of diagram No. 17 in the Fourth Schedule hereto—that is to say, in the form of a trapezium 30 in. in height, 36 in. in width at the top, 18 in. in width at the bottom, coloured black with a red reflectorised border  $1\frac{1}{4}$  in. wide, and bearing white or silver reflectorised letters 8 in. in height and  $1\frac{1}{4}$  in. wide bearing the words 'GIVE WAY'."

24. (1) Regulation 125 of the principal regulations is hereby amended by revoking subclause (8), and substituting the following subclauses:

"(8) The controlling authority may (pursuant in the case of a City Council, Borough Council, Town Council, or County Council to a resolution of the Council) erect a traffic sign of Class E before any part of an intersection at which in its opinion every driver or rider should stop his vehicle.

"(8A) Where under subclause (8) of this regulation the controlling authority erects a sign of Class E, it shall in association with the sign, when the nature of the road surface so permits, clearly mark and maintain on the roadway in a colour contrasting with the road surface—

"(a) The word 'STOP' in block capital letters each not less than 6 ft. in height and so placed as to be easily read by the approaching driver or rider; and

"(b) A line or a double line not less than 6 in. in width extending across the left half of the roadway approaching the intersection and placed between the word 'STOP' and the intersection as a guide to the point where the driver or rider should stop his vehicle."

(2) Regulation 125 of the principal regulations is hereby further amended by omitting from subclause (9) the words "the City Council, or Borough Council", and also the words "the Council" wherever they occur, and substituting in each case the words "the controlling authority".

(3) Regulation 125 of the principal regulations is hereby further amended by inserting, after subclause (8A) (as inserted by subclause (1) of this regulation), the following subclause:

"(8B) Any controlling authority may erect a traffic sign of Class L before any part of an intersection at which in its opinion, notwithstanding the provisions of subclause (1) of regulation 11 hereof, the driver of any vehicle approaching or crossing the intersection shall yield the right of way to any other vehicle which is approaching or crossing the intersection."

25. The Fourth Schedule to the principal regulations is hereby amended by adding the following diagram:

CLASS L

"Diagram No. 17



White or silver reflectorised letters on a black ground. Red reflectorised border."

T. J. SHERRARD,  
Clerk of the Executive Council.

EXPLANATORY NOTE

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

The effect of regulations 2 and 3 is to apply provisions of the principal regulations relating to middle lines marked on the roadway to the middle of the roadway where middle lines are not marked.

Regulations 4 and 5 provide that, notwithstanding the right hand rule, drivers of vehicles under the control of a "Give Way" sign shall yield the right of way to any other vehicle approaching or crossing an intersection, and also provide for motorists to be controlled by "Give Way" signs at intersections.

Regulation 6 prohibits parking on ornamental grass plots or flower beds on any part of a road, reduces from 6 ft. to 3 ft. the parking distance from fire hydrants, and exempts from this provision vehicles carrying passengers for hire which have stopped temporarily only and solely for the purpose of picking up or setting down passengers.

Regulation 7 provides that where a driver damages another vehicle or property he must report the fact to the driver or owner of the damaged vehicle or property, but, if that driver or owner cannot readily be ascertained, then he must report to the nearest police station or to a police officer or traffic officer.

Regulation 8 amends the existing provisions as to the signs to be erected by controlling authorities to denote temporary speed limits.

Regulation 9 authorises the use of either one or two fog lamps, but if only one fog lamp is fitted it must be fitted on the right side of the vehicle and can only be used in conjunction with side lights.

Regulation 10 provides that omnibuses and trolley buses shall not be required to show a front blue lamp in the case of vehicles exceeding 7 ft. in width or 20 ft. in length.

Regulation 11 provides that heavy goods-service vehicles used principally in gravel pits or for spreading shingle, etc., shall not be required to display red reflectors, except when used on a road during the hours of darkness.

Regulation 12 revokes the existing requirement that all motor vehicles must be fitted with a speedometer.

Regulation 13 prescribes a new form of warrant of fitness. The form is to be in two parts, one to be issued to the owner and to be affixed to the windscreen of the motor vehicle (with special provisions in the case of motor vehicles not having a windscreen) so as to display to the front the month of expiry of the warrant. A new warrant may now be issued up to fourteen days before expiry date, but will still have a currency of six months from that expiry date.

Regulation 14 exempts trailers from the limit of 7 ft. 6 in. front overhang beyond the front axle.

Regulation 15 exempts trailer pumps used for fire-fighting purposes from the requirement of a securely attached chain or cable coupling.

Regulation 16 provides that power cycles (as in the case of motor cycles) need not have headlamps and tail lights fitted during daylight hours.

Regulation 17 permits power cycles to be towed after a mechanical breakdown.

Regulation 18 permits pedestrians at intersections where appropriate signs are erected or road markings maintained to cross diagonally from corner to corner although there are pedestrian crossings within 60 ft.

Regulation 19 provides that crossing by pedestrians at intersections otherwise than at right angles may be permitted only where there are traffic lights so arranged as to exclude other traffic at the times when pedestrians are permitted to cross.

Regulation 20 provides that prior written approval of the Minister is not now required before a controlling authority marks out a pedestrian crossing outside a city borough or town district, provided it is within a 30 m.p.h. speed limit area.

Regulation 21 allows signs or markings on the roads to permit of diagonal crossing by pedestrians but not to have the legal value of pedestrian crossings.

Regulations 22 and 23 provide for "Give Way" signs and the form thereof.

Regulation 24 now enables any controlling authority to erect stop signs at an intersection without the prior consent in writing of the Minister. It also provides where "Give Way" signs may be erected.

Regulation 25 provides the diagram of the "Give Way" sign.

---

Issued under the authority of the Regulations Act 1936.

Date of notification in *Gazette*: 21 August 1958.

These regulations are administered in the Transport Department.