



THE TRAFFIC REGULATIONS 1976, AMENDMENT NO. 12

DAVID BEATTIE, Governor-General

ORDER IN COUNCIL

At the Government Buildings at Wellington this 15th day of April 1985

Present:

THE HON. R. W. PREBBLE PRESIDING IN COUNCIL

PURSUANT to sections 77 and 199 of 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.

ANALYSIS

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| <ol style="list-style-type: none"> 1. Title and commencement 2. Interpretation 3. Rules as to towing 4. Restrictions on stopping or parking 5. Laminated windscreens | <ol style="list-style-type: none"> 6. Issue of warrants and certificates of fitness 7. Exemption for certain imported vehicles 8. No-passing lines 9. Maximum noise output of new vehicles 10. Consequential revocation and amendment Schedule |
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REGULATIONS

1. Title and commencement—(1) These regulations may be cited as the Traffic Regulations 1976, Amendment No. 12, and shall be read together with and deemed part of the Traffic Regulations 1976* (hereinafter referred to as the principal regulations).

(2) These regulations shall come into force on the 1st day of May 1985.

*S.R. 1976/227

Amendment No. 1: S.R. 1978/72
 Amendment No. 2: S.R. 1978/301
 Amendment No. 3: *(Revoked)*
 Amendment No. 4: S.R. 1980/31
 Amendment No. 5: S.R. 1980/115
 Amendment No. 6: S.R. 1981/158
 Amendment No. 7: S.R. 1981/311
 Amendment No. 8: S.R. 1982/93
 Amendment No. 9: S.R. 1983/282
 Amendment No. 10: S.R. 1984/31
 Amendment No. 11: S.R. 1984/169

2. Interpretation—Regulation 2 of the principal regulations is hereby amended by revoking the definition of the term “certificate of fitness or permit”, and substituting the following definition:

“‘Certificate of fitness or permit’ means a certificate of fitness or permit issued pursuant to section 79 of the Act and these regulations:”.

3. Rules as to towing—Regulation 19 (1) of the principal regulations is hereby amended by inserting, before the word “motorcar”, the words “cycle, moped, motor cycle, or”.

4. Restrictions on stopping or parking—(1) Regulation 35 (2) (a) of the principal regulations is hereby amended by inserting, after the word “Within”, the words “or within 6 m of”.

(2) Regulation 35 (2) of the principal regulations is hereby amended by revoking paragraph (b), and substituting the following paragraphs:

“(b) On a pedestrian crossing:

“(ba) Except in the case of a bicycle, or a vehicle of any type that is wholly within an area that is set back from the line of traffic approaching a pedestrian crossing and in which parking is authorised by signs or markings maintained by the controlling authority,—

“(i) Within 6 m of the nearer side of a pedestrian crossing; or

“(ii) Within such distance (being greater than 6 m) from the nearer side of a pedestrian crossing as the controlling authority determines by marking on the roadway a broken yellow line parallel to and at a distance of not more than 1 m from the edge of the roadway:”.

(3) Regulation 35 (2) (d) of the principal regulations is hereby amended by omitting the words “or within 6 m of an intersection”, and substituting the words “unless such parking is authorised by signs or markings maintained by the controlling authority”.

5. Laminated windscreens—The principal regulations are hereby amended by inserting, after regulation 73, the following regulation:

“73A. (1) No manufacturer of any motor vehicle (other than a moped, motor cycle, trailer, or a vehicle with a tare weight of 2,000 kg or greater) constructed on or after the 1st day of December 1985 shall incorporate in the construction of that vehicle any glass front windscreen that is not made of laminated glass of a standard prescribed by the Secretary; and the Secretary is hereby authorised to prescribe the standards for such glass.

“(2) No person shall operate any motor vehicle first registered on or after the 1st day of July 1986 (other than a moped, motor cycle, trailer, or a vehicle with a tare weight of 2,000 kg or greater) unless all glass in the front windscreen is laminated glass.

“(3) The requirements of this regulation shall be in addition to, and not in substitution for, the requirements of regulation 73 of these regulations.”

6. Issue of warrants and certificates of fitness—Regulation 84 of the principal regulations is hereby amended by revoking subclause (2), and substituting the following subclause:

“(2) The appointment or approval of any person or firm under subclause (1) (b) of this regulation may specify that the person or firm is authorised to issue warrants of fitness in respect of all classes of vehicles or vehicles

of specified classes; and where no class of vehicles is specified, the appointment or approval shall apply in respect of all classes of motor vehicles.”

7. Exemption for certain imported vehicles—Regulation 89 of the principal regulations is hereby amended by adding the following subclause:

“(3) Regulations 57 to 78D, 82, and 82A of these regulations shall not apply to any vehicle to which subsection (4C) of section 7 of the Act applies so long as that subsection continues to apply in respect of the vehicle, and the vehicle complies with the equipment requirements of the Convention on Road Traffic signed at Geneva on the 19th day of September 1949 or the Convention on Road Traffic signed at Vienna on the 8th day of November 1968.”

8. No-passing lines—Regulation 110 (2) (c) of the principal regulations is hereby amended by inserting, after the word “white”, the words “or yellow”.

9. Maximum noise output of new vehicles—The principal regulations are hereby amended by revoking the First Schedule (as substituted by regulation 23 of the Traffic Regulations 1976, Amendment No. 4), and substituting the First Schedule set out in the Schedule to these regulations.

10. Consequential revocation and amendment—(1) Regulation 23 of, and the Schedule to, the Traffic Regulations 1976, Amendment No. 4 are hereby revoked.

(2) Regulation 2 (3) of the Traffic Regulations 1976, Amendment No. 10 is hereby amended by omitting the reference to regulation 21 (8) of and the First Schedule to the principal regulations.

Reg. 9

SCHEDULE

NEW FIRST SCHEDULE TO PRINCIPAL REGULATIONS

Reg. 29 (2)

"FIRST SCHEDULE

MAXIMUM NOISE OUTPUT OF NEW VEHICLES

1. In this Schedule,—

(a) The term 'gross vehicle weight', in relation to a motor vehicle, means the weight specified as the gross vehicle weight of the vehicle by the manufacturer thereof:

(b) The term 'power output', in relation to an engine, means the net power produced by the engine, measured in accordance with International Standard I.S.O. 1585.

2. When measured in accordance with test methods laid down in British Standard 3425 or in I.S.O. Recommendation 362, the maximum permitted noise level shall be—

Vehicle Type	Noise Level dBA
Moped	77
Motor cycle having an engine capacity of 125 cm ³ or less	82
Motor cycle having an engine capacity of more than 125 cm ³	86
Motor vehicle (being a motorcar, van, or light truck) having a gross vehicle weight of 3500 kg or less	81
Motor vehicle having a gross vehicle weight of more than 3500 kg and having an engine with a power output of 150 kW or less	86
Motor vehicle having a gross vehicle weight of more than 3500 kg and having an engine with a power output of more than 150 kW	88."

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, which come into force on 1 May 1985, amend the Traffic Regulations 1976.

Regulation 2 makes an amendment that is consequential on the coming into force of the Transport Amendment Act (No. 2) 1983.

Regulation 3 prohibits the towing of more than one trailer by a cycle, moped, or motor cycle.

Regulation 4 amends the rules relating to parking in 3 respects:

- (a) Parking is permitted within 6 metres of an intersection if the controlling authority so permits:
- (b) Parking within 6 metres of the nearside of a pedestrian crossing is permitted if it is in a recessed bay in which parking is permitted by the controlling authority:
- (c) Parking that obstructs traffic or view is permitted if it is authorised by the controlling authority.

Regulation 5 inserts a new regulation imposing requirements relating to laminated front windscreens for motor vehicles.

All motor vehicles (except mopeds, motor cycles, trailers, or vehicles with a tare weight of 2,000 kg or more) manufactured on or after 1 December 1985 must be fitted with laminated glass in any front windscreen.

It will be an offence to operate a vehicle to which the regulation applies that was first registered on or after 1 July 1986 unless all glass in the front windscreen is laminated glass.

Regulation 6 provides that the approval of a person or firm to issue warrants of fitness can be confined to specified classes of motor vehicles. It also removes a provision relating to certificates of fitness that is no longer appropriate because of changes made in the Transport Amendment Act (No. 3) 1983. Under section 79(1) of the Act certificates of fitness may be issued by the Secretary or an officer authorised by him, so a specific provision referring to the persons who may issue certificates is unnecessary.

Regulation 7 carries forward an exemption formerly in the Transport (Convention on Road Traffic) Regulations 1958 (S.R. 1958/60) though in slightly different terms. The general effect of the regulation is that vehicles previously registered overseas and brought into New Zealand by visitors are exempted from some of the requirements relating to warrants of fitness and certificates of fitness for a period up to the end of the first full licensing year after the year in which the vehicle arrives in New Zealand so long as the vehicles comply with the equipment requirements of an international convention.

Regulation 8 permits the use of yellow raised studs in addition to the present use of raised white studs as part of the indication of no-passing lines.

Regulation 9 and the new First Schedule to the principal regulations prescribe the maximum noise output for new vehicles. Those for mopeds and motor cycles are unchanged but those for other vehicles are reduced by 3 dBA, or in the case of the heaviest and most powerful vehicles by 4 dBA.

Regulation 10 effects a consequential revocation and a consequential amendment.

Issued under the authority of the Regulations Act 1936.

Date of notification in *Gazette*: 18 April 1985.

These regulations are administered in the Ministry of Transport.