



## THE TRAFFIC REGULATIONS 1976, AMENDMENT NO. 20

PAUL REEVES, Governor-General

### ORDER IN COUNCIL

At Wellington this 30th day of October 1989

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL

PURSUANT to section 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.

### REGULATIONS

**1. Title and commencement**—(1) These regulations may be cited as the Traffic Regulations 1976, Amendment No. 20, and shall be read together with and deemed part of the Traffic Regulations 1976\* (hereinafter referred to as the principal regulations).

\*S.R. 1976/227

Amendment No. 1: S.R. 1978/72  
 Amendment No. 2: (*Revoked by S.R. 1984/169*)  
 Amendment No. 3: (*Revoked by S.R. 1980/115*)  
 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  
 Amendment No. 12: S.R. 1985/70  
 Amendment No. 13: S.R. 1985/144  
 Amendment No. 14: S.R. 1985/289  
 Amendment No. 15: S.R. 1987/213  
 Amendment No. 16: S.R. 1988/171  
 Amendment No. 17: S.R. 1988/137  
 Amendment No. 18: S.R. 1988/326  
 Amendment No. 19: S.R. 1989/136

(2) These regulations shall come into force on the 1st day of November 1989.

**2. Interpretation**—Regulation 2 of the principal regulations is hereby amended by omitting from the definition of the term “heavy motor vehicle” the words “gross weight of which exceeds 2,000 kg”, and substituting the words “gross laden weight of which exceeds 3,500 kg”.

**3. High mounted stop lamps**—Regulation 61A(1) of the principal regulations (as amended by regulation 4 of the Traffic Regulations 1976, Amendment No. 18) is hereby amended by inserting, after the words “first registered”, the words “in New Zealand”.

**4. Issue of warrants of fitness and certificates of fitness**—(1) Regulation 84(15) of the principal regulations (as substituted by regulation 10(1) of the Traffic Regulations 1976, Amendment No. 15) is hereby amended by omitting the words “The Sixth Schedule to the Transport Licensing Regulations 1984”, and substituting the words “Schedule IA to these regulations (which fees shall be inclusive of any goods and services tax payable under the Goods and Services Tax Act 1985)”.

(2) The Transport Licensing Regulations 1984, Amendment No. 7\* are hereby revoked.

(3) For the purposes of section 20 of the Transport Amendment Act 1989, nothing in section 79 of the principal Act (as inserted by subsection (1) of the said section 20) shall require a certificate of fitness or certificate of loading to be obtained in respect of any vehicle, being a vehicle that immediately before the commencement of the said section 20 was not required to have such a certificate, until the earlier of—

(a) In the case of a passenger service vehicle or a vehicle recovery service vehicle,—

(i) The 1st day of April 1990; or

(ii) The first day after the 1st day of March 1990 on which the vehicle no longer has a current warrant of fitness;

(b) In the case of any other vehicle,—

(i) The 1st day of June 1990; or

(ii) The first day after the 1st day of May 1990 on which the vehicle no longer has a current warrant of fitness.

**5. Penalties**—Regulation 137(2) of the principal regulations (as substituted by regulation 4 of the Traffic Regulations 1976, Amendment No. 14) is hereby amended by omitting the expression “section 30(4)”, and substituting the expression “section 30(1)”.

**6. New Schedule IA inserted**—The principal regulations are hereby amended by inserting, after the First Schedule, the Schedule IA set out in the Schedule to these regulations.

## SCHEDULE

Reg. 6

## NEW SCHEDULE IA INSERTED IN PRINCIPAL REGULATIONS

## "SCHEDULE IA

Reg. 84

## "FEES FOR CERTIFICATES OF FITNESS AND PERMITS

Matter in Respect of Which Fee Payable	Fee \$
1. Annual fee for certificate of fitness inspection—	
(a) For every large passenger service vehicle ..	152.50
(b) For every small passenger service vehicle—	
(i) That has up to 6 seats .. .. .	78.00
(ii) That has 7 to 12 seats .. .. .	93.00
and in addition to such fees an annual meter inspection fee—	
(iii) For single tariff meters .. .. .	81.50
(iv) For dual tariff meters .. .. .	101.50
(c) For every heavy goods service vehicle and every vehicle recovery service vehicle that—	
(i) Has not more than 2 axles .. .. .	111.50
(ii) Has 3 axles or is a trailer with 3 axles or more ..	137.50
(iii) Has 4 or more axles and is not a trailer ..	163.50
(d) For every motor home not operated under a rental service licence .. .. .	111.50
(e) For every heavy motor vehicle other than a vehicle to which any of paragraphs (a) to (c) of this clause applies ..	111.50
(f) For every rental service vehicle or other vehicle required to be issued with a certificate of fitness, other than a vehicle to which any of paragraphs (a) to (e) of this clause applies .. .. .	78.00
2. Additional fee in respect of application for first certificate of fitness for—	
(a) A small passenger service vehicle .. .. .	79.00
(b) A large passenger service vehicle .. .. .	139.00
3. Fee for the issue of a permit in lieu of a certificate of fitness pursuant to section 79 (3) of the Act .. .. .	10.00

MARIE SHROFF,  
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 November 1989, amend the Traffic Regulations 1976.

*Regulation 2* amends the definition of the term "heavy motor vehicle" to accord with the new definition enacted by the Transport Amendment Act 1989.

*Regulations 4 (1), 6, and the Schedule* prescribe the fees for certificates of fitness and permits. These fees were previously contained in the Sixth Schedule to the Transport Licensing Regulations 1984, which cease to have effect on 1 November 1989. The fees have generally been increased and now relate to slightly different categories of vehicle, reflecting the changes to the transport service licensing system implemented by the Transport Services Licensing Act 1989.

*Regulation 3* applies the requirement for high mounted stop lamps to all vehicles that are first registered in New Zealand on or after 1 January 1990. The present provision would not apply to vehicles registered before that date in another country and subsequently brought to New Zealand.

*Regulation 4 (3)* defers the need for certificates of fitness and certificates of loading to be obtained for vehicles for which such certificates were not required before the enactment of the Transport Amendment Act 1989.

Passenger service vehicles and vehicle recovery service vehicles whose warrants of fitness expire on or after 1 March 1990 will have to obtain certificates of fitness by the earlier of (i) that expiry date, or (ii) 1 April 1990.

Other vehicles whose warrants of fitness expire on or after 1 May 1990 will have to obtain certificates of fitness by the earlier of (i) that expiry date, or (ii) 1 June 1990.

*Regulation 5* corrects a cross-reference to a penalty provision of the Transport Act 1962.

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Issued under the authority of the Regulations Act 1936.

Date of notification in *Gazette*: 31 October 1989.

These regulations are administered in the Ministry of Transport.