

**Reprint
as at 1 April 2010**



Land Transport (Traction Engine Safety) Regulations 2006

(SR 2006/400)

Land Transport (Traction Engine Safety) Regulations 2006: revoked, on 1 April 2010, by clause 3 of the Land Transport (Traction Engine Safety) Regulations Revocation Order 2010 (SR 2010/41).

Anand Satyanand, Governor-General

Order in Council

At Wellington this 18th day of December 2006

Present:

His Excellency the Governor-General in Council

Pursuant to section 216 of the Land Transport Act 1998, His Excellency the Governor-General, acting on the advice and with the consent of the Executive Council, makes the following regulations.

Note

Changes authorised by section 17C of the Acts and Regulations Publication Act 1989 have been made in this reprint.

A general outline of these changes is set out in the notes at the end of this reprint, together with other explanatory material about this reprint.

The regulations are administered by the Ministry of Transport.

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Regulations

- 1 Title**
These regulations are the Land Transport (Traction Engine Safety) Regulations 2006.
- 2 Commencement**
These regulations come into force on the 28th day after the date of their notification in the *Gazette*.
- 3 Interpretation**
In these regulations, unless the context otherwise requires,—
1950 Act means the Boilers, Lifts, and Cranes Act 1950
1999 regulations means the Health and Safety in Employment (Pressure Equipment, Cranes, and Passenger Ropeways) Regulations 1999
certificate of inspection has the meaning given to it in Schedule 1 of the 1999 regulations, subject to regulation 5 of these regulations
pressure equipment has the meaning given to it in Schedule 1 of the 1999 regulations
unit standard means a New Zealand Qualifications Authority unit standard.
- 4 Requirements when using traction engine in public place**
(1) A person who is using a traction engine in a public place must—
(a) hold a class 2 driver licence or an overseas equivalent;
and

- (b) comply with subclause (2) or (3), or both, as the case requires; and
 - (c) have, on the traction engine, a copy of the current certificate of inspection of the traction engine's pressure equipment.
- (2) A person who is steering a traction engine must hold either or both of the following:
 - (a) a unit standard relating to steam driven vehicles (11157 or other equivalent unit standard):
 - (b) a qualification issued, or certificate of competency granted, under the 1950 Act that was current immediately before 16 January 2006 allowing the person to steer a traction engine.
- (3) A person who is firing or operating a traction engine's pressure equipment must hold either or both of the following:
 - (a) a unit standard relating to steam driven vehicles (21754, 21755, or other equivalent unit standard):
 - (b) a qualification issued, or certificate of competency granted, under the 1950 Act that was current immediately before 16 January 2006 allowing the person to fire or operate a traction engine's pressure equipment.

5 Certificate of inspection of traction engine's pressure equipment

- (1) A certificate of inspection of a traction engine's pressure equipment may be issued only by an inspection body in accordance with the 1999 regulations.
- (2) Despite regulation 33(1)(a), (2), and (3) of the 1999 regulations, a certificate of inspection expires 2 years after it is issued and may not be extended.
- (3) The inspection body must provide a copy of the certificate of inspection to the Agency within 14 days after the certificate is issued.

Regulation 5(3): amended, on 1 August 2008, by section 50(2) of the Land Transport Management Amendment Act 2008 (2008 No 47).

Rebecca Kitteridge,
for Clerk of the Executive Council.

Issued under the authority of the Acts and Regulations Publication Act 1989.
Date of notification in *Gazette*: 21 December 2006.

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Notes

1 *General*

This is a reprint of the Land Transport (Traction Engine Safety) Regulations 2006. The reprint incorporates all the amendments to the regulations as at 1 April 2010, as specified in the list of amendments at the end of these notes.

Relevant provisions of any amending enactments that contain transitional, savings, or application provisions that cannot be compiled in the reprint are also included, after the principal enactment, in chronological order. For more information, see <http://www.pco.parliament.govt.nz/reprints/>.

2 *Status of reprints*

Under section 16D of the Acts and Regulations Publication Act 1989, reprints are presumed to correctly state, as at the date of the reprint, the law enacted by the principal enactment and by the amendments to that enactment. This presumption applies even though editorial changes authorised by section 17C of the Acts and Regulations Publication Act 1989 have been made in the reprint.

This presumption may be rebutted by producing the official volumes of statutes or statutory regulations in which the principal enactment and its amendments are contained.

3 *How reprints are prepared*

A number of editorial conventions are followed in the preparation of reprints. For example, the enacting words are not included in Acts, and provisions that are repealed or revoked

are omitted. For a detailed list of the editorial conventions, see <http://www.pco.parliament.govt.nz/editorial-conventions/> or Part 8 of the *Tables of New Zealand Acts and Ordinances and Statutory Regulations and Deemed Regulations in Force*.

4 Changes made under section 17C of the Acts and Regulations Publication Act 1989

Section 17C of the Acts and Regulations Publication Act 1989 authorises the making of editorial changes in a reprint as set out in sections 17D and 17E of that Act so that, to the extent permitted, the format and style of the reprinted enactment is consistent with current legislative drafting practice. Changes that would alter the effect of the legislation are not permitted. A new format of legislation was introduced on 1 January 2000. Changes to legislative drafting style have also been made since 1997, and are ongoing. To the extent permitted by section 17C of the Acts and Regulations Publication Act 1989, all legislation reprinted after 1 January 2000 is in the new format for legislation and reflects current drafting practice at the time of the reprint.

In outline, the editorial changes made in reprints under the authority of section 17C of the Acts and Regulations Publication Act 1989 are set out below, and they have been applied, where relevant, in the preparation of this reprint:

- omission of unnecessary referential words (such as “of this section” and “of this Act”)
- typeface and type size (Times Roman, generally in 11.5 point)
- layout of provisions, including:
 - indentation
 - position of section headings (eg, the number and heading now appear above the section)
- format of definitions (eg, the defined term now appears in bold type, without quotation marks)
- format of dates (eg, a date formerly expressed as “the 1st day of January 1999” is now expressed as “1 January 1999”)

- position of the date of assent (it now appears on the front page of each Act)
- punctuation (eg, colons are not used after definitions)
- Parts numbered with roman numerals are replaced with arabic numerals, and all cross-references are changed accordingly
- case and appearance of letters and words, including:
 - format of headings (eg, headings where each word formerly appeared with an initial capital letter followed by small capital letters are amended so that the heading appears in bold, with only the first word (and any proper nouns) appearing with an initial capital letter)
 - small capital letters in section and subsection references are now capital letters
- schedules are renumbered (eg, Schedule 1 replaces First Schedule), and all cross-references are changed accordingly
- running heads (the information that appears at the top of each page)
- format of two-column schedules of consequential amendments, and schedules of repeals (eg, they are rearranged into alphabetical order, rather than chronological).

**5 *List of amendments incorporated in this reprint
(most recent first)***

Land Transport (Traction Engine Safety) Regulations Revocation Order 2010 (SR 2010/41): clause 3

Land Transport Management Amendment Act 2008 (2008 No 47): section 50(2)
