

# House of Representatives

# Supplementary Order Paper

**Tuesday, 29 August 2023**

## **Land Transport (Road Safety) Amendment Bill**

### *Proposed amendments*

Hon David Parker, in Committee, to move the following amendments:

#### *Clause 2*

In *clause 2* (page 5, after line 5), insert as *subclause (2)*:

- (2) However, **section 27A** and **subpart 3 of Part 2** come into force on **1 November 2023**.

#### *Clause 4*

In *clause 4* (page 6, after line 18), insert as *subclause (2)*:

- (2) In section 2(1), replace the definition of **moving vehicle offence** with:

**moving vehicle offence** means—

- (a) an offence detected by approved vehicle surveillance equipment that is—
  - (i) a speeding offence; or
  - (ii) an offence in respect of the failure to comply with the directions given by a traffic signal or a traffic sign that is a variable traffic or lane control sign; or
  - (iii) any offence against regulations made under this Act or the Transport (Vehicle and Driver Registration and Licensing) Act 1986 that is declared by regulations under this Act to be a moving vehicle offence for the purposes of this paragraph; or
  - (iv) a toll offence; or

- (b) a speeding offence detected by a point-to-point average speed system

*New clause 49BA*

Before *clause 49C* (page 40, before line 8), insert:

**49BA Principal regulations**

This subpart amends the Land Transport (Infringement and Reminder Notices) Regulations 2012.

**Explanatory note**

This Supplementary Order Paper amends the Land Transport (Road Safety) Amendment Bill (the **Bill**).

SOP No 420 amends the Bill so that it comes into force on **1 March 2024** rather than 6 weeks after Royal assent. This SOP further amends the Bill so that the following provisions will come into force on **1 November 2023**: the clause that amends section 145 of the Land Transport Act 1998 (the **Act**) and the clause that amends the Privacy Act 2020. Those provisions are not linked to amendments that come into force on **1 March 2024**, but rather relate to the operation of existing approved vehicle surveillance equipment.

The current definition of moving vehicle offence is limited to a range of offences detected by approved vehicle surveillance equipment. The new definition is extended to include speeding offences detected by a point-to-point average speed system, which ensures that the Act and regulations made under the Act apply fully to the new method of detecting speeding offences.

The insertion of *new clause 49BA* is a technical amendment.

**Departmental disclosure statement**

The Ministry of Transport considers that a departmental disclosure statement is not required to be prepared for this Supplementary Order Paper.