2008/132

Land Transport (Offences and Penalties) Amendment Regulations 2008

Anand Satyanand, Governor-General

Order in Council

At Wellington this 26th day of May 2008

Present:
His Excellency the Governor-General in Council

Pursuant to section 167 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.

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Regulations

1 Title

These regulations are the Land Transport (Offences and Penalties) Amendment Regulations 2008.

2 Commencement

These regulations come into force on 26 June 2008.

3 Principal regulations amended

These regulations amend the Land Transport (Offences and Penalties) Regulations 1999.

4 Schedule 1 amended

(1) Schedule 1 is amended by inserting the following item after the item relating to 4.5 under the heading *Frontal Impact 2001 (32006/1):*:

4.7	Responsibilities in relation to declarations	2,000	2,000	−	−

(2) Schedule 1 is amended by inserting the following item after the item relating to 6.4(1) under the heading *Land Transport (Road User) Rule 2004 (61001):*:

6.4(1A)	Park, etc, in parking area reserved for disabled persons	1,000	1,000	150	150

(3) Schedule 1 is amended by omitting the items relating to 7.4(1) and 7.4(2) under the heading *Land Transport (Road User) Rule 2004 (61001):* and substituting the following items:

7.4(1)	Operate vehicle that creates excessive noise	1,000	−	50	−
7.4(2)	Create excessive noise within or on vehicle	1,000	−	50	−

(4) Schedule 1 is amended by omitting the items relating to 7.12(1) and 7.12(7) under the heading *Land Transport (Road*

User) Rule 2004 (61001): and substituting the following items:

7.12(1)	Drive or ride all terrain vehicle, motorcycle, or moped without securely fastened approved helmet	1,000	–	50	–
7.12(7)	Drive or ride all terrain vehicle, motorcycle, or moped with damaged, etc, safety helmet	1,000	–	50	–

(5) Schedule 1 is amended by omitting the items relating to 11.8(1), 11.8(3), and 11.8(4) under the heading *Vehicle Standards Compliance 2002 (35001/1):* and substituting the following items:

11.8(1)	Removal, erasure, or alteration of VIN, chassis number, or engine number	1,000	1,000	–	–
11.8(3)	Affixing of VIN not assigned to vehicle	1,000	1,000	–	–
11.8(4)	Selling vehicle required to have VIN without VIN or with VIN removed, erased, or altered	1,000	1,000	–	–

5 Schedule 2 amended

(1) Schedule 2 is amended by omitting the items relating to 7.4(1) and 7.4(2) in relation to the Land Transport (Road User) Rule 2004 (61001) and substituting the following items:

7.4(1)	Operate vehicle that creates excessive noise	25
7.4(2)	Create excessive noise within or on vehicle	25

(2) Schedule 2 is amended by inserting the following items in their appropriate numerical order in relation to the Land Transport (Road User) Rule 2004 (61001):

7.12(1)	Drive or ride all terrain vehicle, motorcycle, or moped without securely fastened approved helmet	25
7.12(7)	Drive or ride all terrain vehicle, motorcycle, or moped with damaged, etc, safety helmet	25

Martin Bell,
for 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 26 June 2008, amend the Land Transport (Offences and Penalties) Regulations 1999.

The amendments—

- insert new penalties for breaches of the prohibition on making false declarations under subclause 4.7 of the Land Transport Rule: Frontal Impact 2001 (32006/1):
- insert new penalties for breaches of the prohibition in subclause 6.4(1A) of the Land Transport (Road User) Rule 2004 (61001) against parking in areas reserved for disabled persons:
- decrease the infringement penalties for breaches of subclauses 7.4(1) and (2) and 7.12(1) and (7) of the Land Transport (Road User) Rule 2004 (61001), which relate to noisy vehicles and driving or riding without a securely fastened approved helmet:
- increase or insert demerit points for the breaches mentioned in the preceding paragraph:
- omit the infringement fees for breaches of subclause 11.8(1), (3), and (4) of Vehicle Standards Compliance 2002 (35001/1) relating to vehicle identification numbers.

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These regulations are administered by the Ministry of Transport.

Wellington, New Zealand:
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