

DRAFT FOR CONSULTATION

Land Transport (Driver Licensing) Amendment Rule 2016

Pursuant to sections 152, 154, and 158 of the Land Transport Act 1998, and after having had regard to the criteria specified in section 164(2), the Associate Minister of Transport makes the following ordinary rule.

Contents

	Page
1 Title	1
2 Commencement	1
3 Principal rule	1
4 Objective of rule	1
5 Consultation	2
6 Clause 27 amended (Obtaining passenger endorsement)	2
Schedule 1	2
Objective of rule	
Schedule 2	2
Consultation carried out under section 161(2) of Act	

Rules

- 1 Title**
This rule is the Land Transport (Driver Licensing) Amendment Rule 2016.
- 2 Commencement**
This rule comes into force on **date?**.
- 3 Principal rule**
This rule amends the Land Transport (Driver Licensing) Rule 1999 (the **principal rule**).
- 4 Objective of rule**
A statement of the objective of this rule is set out in Schedule 1.

5 Consultation

A statement of the extent of the consultation carried out in relation to this rule under section 161(2) of the Act is set out in Schedule 2.

6 Clause 27 amended (Obtaining passenger endorsement)

In clause 27(1), revoke paragraph (c).

**Schedule 1
Objective of rule**

cl 4

This rule amends the Land Transport (Driver Licensing) Rule 1999 (the **principal rule**).

The objective of this rule is to make a change to the driver licensing system. The amendment removes the requirement for an applicant for a passenger or P endorsement to pass a full licence test under clause 48 unless, in the 5 years immediately preceding the date of application, the person has passed a full licence test required for a Class 1 licence. The change will make the principal rule easier to comply with and less prescriptive.

**Schedule 2
Consultation carried out under section 161(2) of Act**

cl 5

On 14 December 2015, the Ministry of Transport released a consultation document relating to the future of the small passenger services sector. This consultation document covered the proposal to remove the requirement that all P endorsement applicants have to pass a full licence test in the 5 years preceding their application. Submissions on the consultation closed on 12 February 2016. The Ministry of Transport received 76 submissions in response to the consultation document and 13 of these submissions did not support this proposal.

On **[date]** ... [further details to come].

The submissions that were received were taken into account in finalising this rule before it was submitted to the Associate Minister of Transport for signing.

Dated at Wellington this day of 2016.

Associate Minister of Transport.

Explanatory note

This note is not part of the rules, but is intended to indicate their general effect.

This rule, which comes into force on **[date]**, amends the Land Transport (Driver Licensing) Rule 1999 (the **principal rule**). The amendment revokes paragraph (c) of clause 27(1) of the principal rule. That paragraph requires an applicant for a passenger endorsement to pass a full licence test, if he or she has not passed a full licence test for a Class 1 licence in the previous 5 years.

Issued under the authority of the Legislation Act 2012.

Date of notification in *Gazette*:

These rules are administered by the Ministry of Transport.