



**Ministry of Transport**  
TE MANATŪ WAKA

WELLINGTON, NEW ZEALAND

PURSUANT to sections 152 and 158(a) and (b) of the Land Transport Act 1998




I, Steven Joyce, Minister of Transport,

HEREBY make the following ordinary rule:

Land Transport Rule: Operator Licensing Amendment

**SIGNED AT Wellington**

This 8<sup>th</sup> day of April 2009

  
  
  
Steven Joyce  
Minister of Transport

**Land Transport Rule**  
**Operator Licensing Amendment 2009**

Rule 81001/2

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**Land Transport Rule**

**Operator Licensing Amendment 2009**

**Rule 81001/2**



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## Objective of the Rule

**Land Transport Rule: Operator Licensing Amendment 2009** amends *Land Transport Rule: Operator Licensing 2007*, which sets out the licensing requirements for transport operators.

The objectives of this amendment Rule are to:

- except a person who drives an ambulance operated by an ambulance service from the requirement to hold, and display, a current driver identification card;
- except ambulance services from the requirement to register with the NZ Transport Agency (NZTA);
- provide flexibility as to where Braille signs can be displayed in a taxi;
- clarify the provisions and definition relating to private hire vehicles;
- exempt certain passenger services, provided by the Department of Corrections, from requirements applying to passenger service licensing; and
- clarify the definition of ‘dial-a-driver service’.

## Extent of consultation

For the purposes of consultation, amendments proposed to *Land Transport Rule: Operator Licensing 2007* and eleven other Land Transport Rules were combined into a single draft Rule, *Land Transport Rule: Omnibus Amendment 2008* (the Omnibus Amendment Rule).

On 19 August 2008, the NZTA sent details of the amendment proposals by letter or email to approximately 1500 groups and individuals who had registered an interest in the Rules to be amended. The draft Omnibus Amendment Rule was made available through the NZTA Contact Centre and, together with Questions and Answers, was also available on the NZTA website. The availability of the draft for comment was publicised in the metropolitan daily newspapers in Auckland, Hamilton, Wellington, Christchurch and Dunedin and in the *New Zealand Gazette*.

The NZTA received 24 submissions on the draft Omnibus Amendment Rule, of which two commented on the proposed requirements in this Rule.

Following consultation, the provisions in the draft Omnibus Amendment Rule were split into 12 separate amendment Rules, including this Rule. The submissions that were received were taken into account in drafting this amendment Rule before it was submitted to the Minister of Transport for signing.





## **Section 1**                      **Application**

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- 1.1**                                      **Title**
- 1.1(1)                                      This Rule is *Land Transport Rule: Operator Licensing Amendment 2009*.
- 1.1(2)                                      This Rule amends *Land Transport Rule: Operator Licensing 2007*.
- 1.2**                                      **Date when Rule comes into force**
- This Rule comes into force on 7 May 2009.

## **Section 2**                                      **Amendments to Rule requirements**

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- 2.1**                                      **Ambulance driver identification**
- Section 3* is amended by revoking *subclause 3.2(1)* and substituting the following subclause:
- “3.2(1)      A person may not drive a small passenger service vehicle, other than an ambulance operated by an ambulance service, unless that person is the holder of, and displays, a current driver identification card.”
- 2.2**                                      **Taxi services: Operator identification**
- Subclause 4.2(9)* is amended by substituting the words “a left-hand” for the words “the front”.
- 2.3**                                      **Private hire services**
- 2.3(1)                                      *Subclause 6.1(2)* is amended by substituting the words “be on the road for the purpose of accepting a casual hire (whether the vehicle is cruising, stopped, standing or parked)” for the words “cruise for hire”.
- 2.3(2)                                      *Subclause 6.1(4)* is amended by substituting the words “booked in advance” for the words “pre-booked”.

- 2.3(3) *Subclause 6.3(1)* is amended by deleting the words “pre-booked”, and adding the words “who has been booked in advance” after the word “passenger”.

## 2.4 **Other services using a small passenger service vehicle**

- 2.4(1) *Clause 7.1* is amended by inserting the word “ambulance,” before the word “or”.

- 2.4(2) *Clause 7.2* is revoked and the following clause is substituted:

### “7.2 **Driver identification**

“A driver of a small passenger service vehicle that is not otherwise being operated in a taxi, shuttle, private hire or ambulance service must comply with the requirements in 3.2.”

## 2.5 **Exempt passenger services**

*Subclause 12.1(1)* is amended by inserting the following paragraph:

- “(m) a passenger service provided by the Department of Corrections for transporting lawfully detained persons and their escorts, provided that:
- “(i) the vehicle is designed or adapted to carry 12 or fewer persons (including the driver); and
  - “(ii) the vehicle is owned and operated by the Department; and
  - “(iii) the only payment made by the passenger is for reimbursing the Department for the cost of running the vehicle.”

## Section 3                      Amendments to definitions

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### 3.1                              Definition of *dial-a-driver service*

The definition of ‘dial-a-driver service’ in *Part 2* is amended:

- (a)    by deleting the words “or any accompanying vehicle”; and
- (b)    by substituting the words “for the transport of the passenger’s vehicle” for the words “vehicle transfer”.

### 3.2                              Definition of *private hire service*

The definition of ‘private hire service’ in *Part 2* is amended by substituting the words “booked in advance” for the words “pre-booked”.