

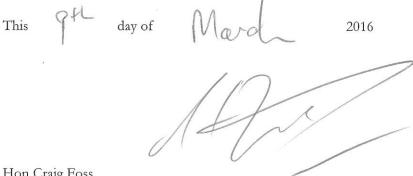
WELLINGTON, NEW ZEALAND

PURSUANT to sections 152, 155(a) and 159 of the Land Transport Act 1998, and after having had regard to the criteria specified in section *164(2)* of that Act

I, Craig Foss, Associate Minister of Transport, make the following ordinary Rule:

Land Transport Rule: Vehicle Dimensions and Mass Amendment

SIGNED at Wellington



Hon Craig Foss

Associate Minister of Transport

Land Transport Rule Vehicle Dimensions and Mass Amendment 2016

Rule 41001/12

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Land Transport Rule

Vehicle Dimensions and Mass Amendment 2016

Rule 41001/12

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Objective of the Rule

Land Transport Rule: Vehicle Dimensions and Mass Amendment 2016 (the amendment Rule) amends Land Transport Rule: Vehicle Dimensions and Mass 2002 (the Vehicle Dimensions and Mass Rule). The Vehicle Dimensions and Mass Rule sets in place a regulatory regime, so that heavy vehicles, in particular, truck and trailer combinations, can operate safely.

The objective of the amendment Rule is to:

- widen the scope of the current high capacity urban bus permit regime by replacing the defined term, 'high capacity urban bus', with 'passenger service vehicle';
- allow road controlling authorities to issue permits for passenger service vehicles to exceed the general access axle mass limits on specified routes;
- provide for the continuing validity of permits issued for high capacity urban buses.

Extent of consultation

The amendment Rule follows on from Land Transport Rule: Vehicle Dimensions and Mass Amendment 2015 which introduced the high capacity urban bus permit regime for buses with seating for 60 or more passengers operating scheduled public transport services in urban areas. Submitters to the 2015 amendment Rule proposed that permits for buses should be made more general in nature, and not just confined to high capacity urban routes.

Formal consultation on the draft amendment Rule began with the release of the public consultation document (yellow draft) on 20 November 2015. The NZ Transport Agency sent details of the amendment Rule proposals by letter or email to approximately 1405 groups and individuals who had registered an interest in the Vehicle Dimensions and Mass Rule.

The yellow draft was made available through the NZ Transport Agency's Contact Centre and, together with Questions and Answers, was also available on the NZ Transport Agency's website. The availability of the yellow draft for comment was publicised in the daily newspapers in Auckland, Hamilton, Wellington, Christchurch and Dunedin and in the New Zealand Gazette.

The NZ Transport Agency received 19 submissions on the draft amendment Rule. The submissions received were taken into account in finalising the draft amendment Rule following which it was submitted to the Associate Minister of Transport for signing.

Section 1 Application

1.1	Title
	This Rule is Land Transport Rule: Vehicle Dimensions and Mass Amendment 2016.
1.2	Commencement
	This Rule comes into force on 15 April 2016.
1.3	Principal rule amended
	This Rule amends Land Transport Rule: Vehicle Dimensions and Mass 2002.

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Section 2 Amendments to Rule requirements

2.1	Road mass limits
	In <i>clause 4.5(1B)</i> , replace "A high capacity urban bus" with "A passenger service vehicle".
2.2	Permits for passenger service vehicles
2.2(1)	In the heading to <i>clause 5.2A</i> , replace "high capacity urban buses" with "passenger service vehicles".
2.2(2)	In <i>clause 5.2A(1)</i> , replace "A high capacity urban bus" with "A passenger service vehicle".
2.2(3)	Replace <i>clause</i> $5.2A(2)$ with:
5.2A(2)	A road controlling authority may issue a permit under this clause for a passenger service vehicle to operate on the routes specified in the permit with axle set mass limits of not more than the mass limits prescribed in <i>Part C</i> of <i>Schedule 2</i> .
2.2(4)	In <i>clause 5.2A(4)</i> , replace "A high capacity urban bus" with "A passenger service vehicle".
2.2(5)	In <i>clause 5.2A(5)</i> , replace "A high capacity urban bus" with "A passenger service vehicle".
2.2(6)	In <i>clause 5.2A(8)</i> , replace "high capacity urban bus" with "passenger service vehicle".

Section 3 Amendments to Definitions

3.1 Definition revoked

In *Part 2, Definitions*, delete the definition of "High capacity urban bus".

3.2 New definition inserted

In Part 2, Definitions, insert in the appropriate place:

Passenger service vehicle has the same meaning as in the Land Transport Act 1998.

Section 4 Amendments to Schedules

4.1 *Schedule 2, Part C*, heading amended

In the heading to *Schedule 2, Part C*, replace "HIGH CAPACITY URBAN BUSES" with "PASSENGER SERVICE VEHICLES".

4.2 *Schedule 3, Part 3* amended

In *Schedule 3, Part 3*, in the row relating to "Purpose of permit", replace "high capacity urban bus" with "passenger service vehicle".

4.3 *Schedule 10* amended

In Schedule 10, after clause 1(f), insert:

Provisions relating to Land Transport Rule: Vehicle Dimensions and Mass Amendment 2016

2. Transitional provisions for high capacity urban bus permits

- (a) This clause applies to a permit issued under *clause 5.2A* of the principal rule for a high capacity urban bus that was current immediately before 15 April 2016.
- (b) A permit in (a) is deemed to be held in respect of a passenger service vehicle and continues to be valid until it expires unless it is replaced or revoked.