Reprint
as at 1 May 2009

Injury Prevention, Rehabilitation, and Compensation (Motor Vehicles Levies) Regulations 2008

(SR 2008/105)

Anand Satyanand, Governor-General

Order in Council

At Wellington this 14th day of April 2008

Present:
His Excellency the Governor-General in Council

Injury Prevention, Rehabilitation, and Compensation (Motor Vehicles Levies) Regulations 2008: revoked, on 1 May 2009, by regulation 8(1) of the Injury Prevention, Rehabilitation, and Compensation (Motor Vehicles Levies) Regulations 2009 (SR 2009/60).

Note
Changes authorised by section 17C of the Acts and Regulations Publication Act 1989 have been made in this reprint.

A general outline of these changes is set out in the notes at the end of this reprint, together with other explanatory material about this reprint.

These regulations are administered by the Department of Labour.

Pursuant to sections 329 and 333 of the Injury Prevention, Rehabilitation, and Compensation Act 2001, 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 Injury Prevention, Rehabilitation, and Compensation (Motor Vehicles Levies) Regulations 2008.

2 Commencement

These regulations come into force on 30 April 2008.

3 Interpretation

In these regulations,—

Act means the Injury Prevention, Rehabilitation, and Compensation Act 2001

ambulance has the same meaning as in section 2(1) of the Land Transport Act 1998

exempted vehicle has the same meaning as in regulation 3(1) of the Land Transport Management (Apportionment and Refund of Excise Duty and Excise-Equivalent Duty) Regulations 2004

fire brigade has the same meaning as in section 2(1) of the Land Transport Act 1998

fire brigade vehicle means a vehicle used by a fire brigade

fuel levy means the levy payable under section 213(2)(c) of the Act

goods-service vehicle has the same meaning as in section 2(1) of the Transport (Vehicle and Driver Registration and Licensing) Act 1986

licensing period means the period for which a licence is issued under section 13 or 34 of the Transport (Vehicle and Driver Registration and Licensing) Act 1986

moped has the same meaning as in section 2(1) of the Transport (Vehicle and Driver Registration and Licensing) Act 1986

motor cycle has the same meaning as in section 2(1) of the Transport (Vehicle and Driver Registration and Licensing) Act 1986

motor vehicle—

(a) has the same meaning as in section 2(1) of the Land Transport Act 1998; and

(b) includes the vehicles classified in the Schedule of these regulations

motor vehicle levy means a levy payable under section 213(2)(a) or (b) of the Act

motorcar has the same meaning as in section 2(1) of the Transport (Vehicle and Driver Registration and Licensing) Act 1986

non-petrol driven, in relation to a motor vehicle, means use of a fuel other than petrol as the primary fuel for operation, regardless of whether the vehicle has an alternative fuel

non-registered vehicle means a vehicle, other than a motor cycle, described in Schedule 1 of the Transport (Vehicle Registration and Licensing) Regulations 1994

passenger service vehicle has the same meaning as in section 2(1) of the Transport Services Licensing Act 1989

petrol driven, in relation to a motor vehicle, means use of petrol as the primary fuel for operation, regardless of whether the vehicle has an alternative fuel

tractor has the same meaning as in section 2(1) of the Transport (Vehicle and Driver Registration and Licensing) Act 1986

trade licence means a trade licence issued under section 34 of the Transport (Vehicle and Driver Registration and Licensing) Act 1986

trailer has the same meaning as in section 2(1) of the Transport (Vehicle and Driver Registration and Licensing) Act 1986

veteran vehicle has the same meaning as in regulation 3B(b) of the Transport (Vehicle Registration and Licensing) Regulations 1994

vintage vehicle has the same meaning as in regulation 3B(c) of the Transport (Vehicle Registration and Licensing) Regulations 1994.

4 Schedule classifies motor vehicles

The Schedule—

(a) classifies kinds of motor vehicles and holders of trade licences and gives a classification unit number to each class; and

(b) specifies the annual rates of motor vehicle levy and Motor Vehicle Account Residual levy for the motor vehicles and holders of trade licences in each class.

5 Rates of levies prescribed

(1) The annual rates of motor vehicle levy and Motor Vehicle Account Residual levy are the rates specified in the Schedule beside the classification description of each class of vehicle.

(2) The rate of fuel levy is 9.34 cents per litre of motor spirit described in Schedule 3 of the Customs and Excise Act 1996 by any of the following numbers:

(a) excise item number 99.75.23D:

(b) excise item number 99.75.37D:

(c) tariff item number 2710.19.21:

(d) tariff item number 2710.19.39.

Regulation 5(2)(a): substituted, on 1 October 2008, by regulation 4 of the Injury Prevention, Rehabilitation, and Compensation (Motor Vehicles Levies) Amendment Regulations 2008 (SR 2008/338).

Regulation 5(2)(b): substituted, on 1 October 2008, by regulation 4 of the Injury Prevention, Rehabilitation, and Compensation (Motor Vehicles Levies) Amendment Regulations 2008 (SR 2008/338).

Regulation 5(2)(c): substituted, on 1 October 2008, by regulation 4 of the Injury Prevention, Rehabilitation, and Compensation (Motor Vehicles Levies) Amendment Regulations 2008 (SR 2008/338).

Regulation 5(2)(d): substituted, on 1 October 2008, by regulation 4 of the Injury Prevention, Rehabilitation, and Compensation (Motor Vehicles Levies) Amendment Regulations 2008 (SR 2008/338).

6 Payment of levies

(1) The motor vehicle levy and the Motor Vehicle Account Residual levy are payable—

(a) for each licensing period that commences on or after 1 July 2008; and

(b) on application for 1 of the following licences:

(i) a motor vehicle licence, under section 10 of the Transport (Vehicle and Driver Registration and Licensing) Act 1986; or

(ii) a trade licence, under section 31 of the Transport (Vehicle and Driver Registration and Licensing) Act 1986.

(2) The fuel levy is payable—

(a) on and after 1 July 2008; and

(b) with any excise or excise-equivalent duty payable on the motor spirit.

7 Levies exclusive of GST

Levies calculated by applying the rates specified in regulation 5 are exclusive of goods and services tax.

8 Revocation and saving

(1) The Injury Prevention, Rehabilitation, and Compensation (Motor Vehicles Levies) Regulations 2007 (SR 2007/20) are revoked.

(2) Despite subclause (1), the Injury Prevention, Rehabilitation, and Compensation (Motor Vehicles Levies) Regulations 2007 continue to apply to the period starting on 1 July 2007 and ending on 30 June 2008 as if they had not been revoked.

Schedule

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Classifications and levies

Classification unit number	Classification description	Annual rate of motor vehicle levy ($)	Annual rate of Motor Vehicle Account Residual levy ($)	Total ($)
1	Ambulances Fire brigade vehicles Hearses Exempted vehicles Trailers Holders of trade licences for trailers/caravans	Nil	Nil	Nil
2	Petrol driven— motorcars self-propelled caravans mobile cranes passenger service vehicles All petrol driven vehicles not classified elsewhere Holders of trade licences for vehicles not classified elsewhere	0.01	136.43	136.44
3	Petrol driven— mopeds tractors veteran vehicles vintage vehicles non-registered vehicles Holders of trade licences for— mopeds motor cycles up to and including 60 cc	0.01	47.74	47.75
4	Petrol driven motor cycles	0.01	204.65	204.66

Classification unit number	Classification description	Annual rate of motor vehicle levy ($)	Annual rate of Motor Vehicle Account Residual levy ($)	Total ($)
	Holders of trade licences for motor cycles 61 cc and over			
5	Petrol driven goods-service vehicles	0.01	136.43	136.44
6	Non-petrol driven— motorcars self-propelled caravans mobile cranes passenger service vehicles	110.99	136.43	247.42
	All non-petrol driven motor vehicles not classified elsewhere			
7	Non-petrol driven— mopeds tractors veteran vehicles vintage vehicles non-registered vehicles	38.86	47.74	86.60
8	Non-petrol driven motor cycles	141.91	204.65	346.56
9	Non-petrol driven goods-service vehicles	132.49	136.43	268.92

Rebecca Kitteridge,
for Clerk of the Executive Council.

Issued under the authority of the Acts and Regulations Publication Act 1989.

Date of notification in *Gazette*: 17 April 2008.

Injury Prevention, Rehabilitation, and Compensation (Motor Vehicles Levies) Regulations 2009

(SR 2009/60)

Anand Satyanand, Governor-General

Order in Council

At Wellington this 30th day of March 2009

Present:
His Excellency the Governor-General in Council

Pursuant to sections 329 and 333 of the Injury Prevention, Rehabilitation, and Compensation Act 2001, His Excellency the Governor-General, acting on the advice and with the consent of the Executive Council, makes the following regulations.

Regulations

1 Title

These regulations are the Injury Prevention, Rehabilitation, and Compensation (Motor Vehicles Levies) Regulations 2009.

2 Commencement

These regulations come into force on 1 May 2009.

8 Revocation and saving

(1) *Amendment(s) incorporated in the principal regulations.*

(2) Despite subclause (1), the Injury Prevention, Rehabilitation, and Compensation (Motor Vehicles Levies) Regulations 2008 continue to apply to the period starting on 1 July 2008 and ending on 30 June 2009 as if they had not been revoked.

Michael Webster,
for Clerk of the Executive Council.

Date of notification in *Gazette*: 2 April 2009.

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1 General
2 Status of reprints
3 How reprints are prepared
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5 List of amendments incorporated in this reprint (most recent first)

Notes

1 General

This is a reprint of the Injury Prevention, Rehabilitation, and Compensation (Motor Vehicles Levies) Regulations 2008. The reprint incorporates all the amendments to the regulations as at 1 May 2009, as specified in the list of amendments at the end of these notes.

Relevant provisions of any amending enactments that have yet to come into force or that contain relevant transitional or savings provisions are also included, after the principal enactment, in chronological order.

2 Status of reprints

Under section 16D of the Acts and Regulations Publication Act 1989, reprints are presumed to correctly state, as at the date of the reprint, the law enacted by the principal enactment and by the amendments to that enactment. This presumption applies even though editorial changes authorised by section 17C of the Acts and Regulations Publication Act 1989 have been made in the reprint.

This presumption may be rebutted by producing the official volumes of statutes or statutory regulations in which the principal enactment and its amendments are contained.

3 How reprints are prepared

A number of editorial conventions are followed in the preparation of reprints. For example, the enacting words are not included in Acts, and provisions that are repealed or revoked

are omitted. For a detailed list of the editorial conventions, *see* http://www.pco.parliament.govt.nz/legislation/reprints.shtml or Part 8 of the *Tables of Acts and Ordinances and Statutory Regulations, and Deemed Regulations in Force*.

4 Changes made under section 17C of the Acts and Regulations Publication Act 1989

Section 17C of the Acts and Regulations Publication Act 1989 authorises the making of editorial changes in a reprint as set out in sections 17D and 17E of that Act so that, to the extent permitted, the format and style of the reprinted enactment is consistent with current legislative drafting practice. Changes that would alter the effect of the legislation are not permitted.

A new format of legislation was introduced on 1 January 2000. Changes to legislative drafting style have also been made since 1997, and are ongoing. To the extent permitted by section 17C of the Acts and Regulations Publication Act 1989, all legislation reprinted after 1 January 2000 is in the new format for legislation and reflects current drafting practice at the time of the reprint.

In outline, the editorial changes made in reprints under the authority of section 17C of the Acts and Regulations Publication Act 1989 are set out below, and they have been applied, where relevant, in the preparation of this reprint:

- omission of unnecessary referential words (such as “of this section” and “of this Act”)
- typeface and type size (Times Roman, generally in 11.5 point)
- layout of provisions, including:
  - indentation
  - position of section headings (eg, the number and heading now appear above the section)
- format of definitions (eg, the defined term now appears in bold type, without quotation marks)
- format of dates (eg, a date formerly expressed as “the 1st day of January 1999” is now expressed as “1 January 1999”)

- position of the date of assent (it now appears on the front page of each Act)
- punctuation (eg, colons are not used after definitions)
- Parts numbered with roman numerals are replaced with arabic numerals, and all cross-references are changed accordingly
- case and appearance of letters and words, including:
  - format of headings (eg, headings where each word formerly appeared with an initial capital letter followed by small capital letters are amended so that the heading appears in bold, with only the first word (and any proper nouns) appearing with an initial capital letter)
  - small capital letters in section and subsection references are now capital letters
- schedules are renumbered (eg, Schedule 1 replaces First Schedule), and all cross-references are changed accordingly
- running heads (the information that appears at the top of each page)
- format of two-column schedules of consequential amendments, and schedules of repeals (eg, they are rearranged into alphabetical order, rather than chronological).

5 List of amendments incorporated in this reprint (most recent first)

Injury Prevention, Rehabilitation, and Compensation (Motor Vehicles Levies) Regulations 2009 (SR 2009/60): regulation 8(1)

Injury Prevention, Rehabilitation, and Compensation (Motor Vehicles Levies) Amendment Regulations 2008 (SR 2008/338)

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