



Land Transport (Clean Vehicle Standard) Amendment Regulations 2024

Cindy Kiro, Governor-General

Order in Council

At Wellington this 2nd day of September 2024

Present:

Her Excellency the Governor-General in Council

These regulations are made under section 167C of the Land Transport Act 1998—

- (a) on the advice and with the consent of the Executive Council; and
- (b) to the extent that the regulations prescribe targets referred to in section 167C(1)(j)(iv), on the recommendation of the Minister of Transport made after complying with the requirements of section 167C(3).

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Regulations

1 Title

These regulations are the Land Transport (Clean Vehicle Standard) Amendment Regulations 2024.

2 Commencement

- (1) These regulations come into force on 3 October 2024.
- (2) However,—
 - (a) regulations 4 and 5 come into force on 5 September 2024; and
 - (b) regulation 6(5) comes into force on 1 January 2025.

3 Principal regulations

These regulations amend the Land Transport (Clean Vehicle Standard) Regulations 2022.

4 Regulation 3 amended (Interpretation)

- (1) In regulation 3, replace the definition of **disability vehicle** with:

disability vehicle means a light vehicle that is used for the transportation of a person with a disability and—

 - (a) is modified to enable a person seated in a wheelchair to safely enter and exit the vehicle; and
 - (b) is modified to enable the person and the wheelchair to be safely restrained while the vehicle is moving; and
 - (c) has been inspected and approved as a disability vehicle by a person appointed under clause 2.2(1)(d) and (e) of the Land Transport Rule: Vehicle Standards Compliance 2002
- (2) In regulation 3, definition of **Type B vehicle**, revoke paragraph (b).

5 Regulation 5 amended (Declaration of excluded vehicles)

After regulation 5(e), insert:

- (f) a disability vehicle.

6 Regulation 9 amended (Information for purposes of formulas)

- (1) In regulation 9(3)(b)(ii), replace “reference period” with “obligation year”.
- (2) After regulation 9(4)(a), insert:
 - (aa) for the reference period in subclause (2)(b),—
 - (i) in the case of Type A vehicles, is—
 - (A) 0.0457 for the 2025 obligation year; and
 - (B) 0.0343 for the 2026 obligation year; and

- (ii) in the case of Type B vehicles, must be—
 - (A) determined in accordance with subclause (5); and
 - (B) published in the *Gazette* by the Minister not later than 8 months before the commencement of the applicable obligation year; and
- (3) Replace regulation 9(4)(b) with:
 - (b) for the reference periods in subclause (2)(c) and (d), must be—
 - (i) determined in accordance with subclause (5); and
 - (ii) published in the *Gazette* by the Minister not later than 8 months before the commencement of the applicable obligation year.
- (4) In regulation 9(5), replace “subclause (4)(b)” with “subclause (4)(aa)(ii) and (b)”.
- (5) Replace regulation 9(6) with:
- (6) In determining the **weight** of a vehicle to be used for the purposes of the formulas in regulation 10, the following rules concerning maximum and minimum weights apply:
 - (a) any Type A vehicle that has a weight of less than 1,200 kilograms must be treated as having a weight of 1,200 kilograms; and
 - (b) any Type A vehicle that has a weight of more than 2,000 kilograms must be treated as having a weight of 2,000 kilograms; and
 - (c) any Type B vehicle that has a weight of less than 1,600 kilograms must be treated as having a weight of 1,600 kilograms; and
 - (d) any Type B vehicle that has a weight of more than 2,300 kilograms must be treated as having a weight of 2,300 kilograms.

7 New regulation 17A and cross-heading inserted

After regulation 17, insert:

Targets for reducing carbon dioxide emissions

17A Targets for reducing carbon dioxide emissions

The targets for the purposes of calculating the weight-adjusted target applicable to each vehicle importer in accordance with these regulations are,—

- (a) for the calendar year beginning on 1 January 2025,—
 - (i) for Type A vehicles, 112.6 grams; and
 - (ii) for Type B vehicles, 223 grams; and
- (b) for the calendar year beginning on 1 January 2026,—
 - (i) for Type A vehicles, 108 grams; and
 - (ii) for Type B vehicles, 207 grams; and

- (c) for the calendar year beginning on 1 January 2027,—
 - (i) for Type A vehicles, 103 grams; and
 - (ii) for Type B vehicles, 175 grams; and
- (d) for the calendar year beginning on 1 January 2028,—
 - (i) for Type A vehicles, 76 grams; and
 - (ii) for Type B vehicles, 144 grams; and
- (e) for the calendar year beginning on 1 January 2029,—
 - (i) for Type A vehicles, 65 grams; and
 - (ii) for Type B vehicles, 131 grams.

Rachel Hayward,
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 mostly come into force on 3 October 2024, amend the Land Transport (Clean Vehicle Standard) Regulations 2022 (the **principal regulations**).

The regulations amend the principal regulations to include disability vehicles in the list of excluded vehicles for the purposes of Part 13 of the Land Transport Act 1998. The definition of disability vehicle is amended to remove the requirement relating to a swivel or swing-out seat and to add a requirement that a vehicle be inspected and approved as a disability vehicle. The amendments relating to disability vehicles come into force on 5 September 2024.

The regulations amend regulation 9, which provides information for the purposes of the formulas in regulation 10, to do the following:

- specify the slope of the limit line used to calculate weight-adjusted targets for Type A (passenger) vehicles for the 2025 and 2026 obligation years:
- correct an error that has resulted in data for a reference period needing to be published before the reference period, which is not possible because the data is not known until the end of the reference period:
- adjust the rules concerning maximum and minimum weights of Type B (commercial) vehicles (the amendments to the rules come into force on 1 January 2025).

The regulations insert *new regulation 17A* into the principal regulations, which specifies targets for reducing carbon dioxide emissions for the years beginning 1 January 2025 to 1 January 2029.

Regulatory impact statement

The Ministry of Transport produced a regulatory impact statement on 25 June 2024 to help inform the decisions taken by the Government relating to the contents of this instrument.

A copy of this regulatory impact statement can be found at—

- <https://www.transport.govt.nz/about-us/what-we-do/proactive-releases/Search-Form>
- <https://treasury.govt.nz/publications/informationreleases/ris>

Issued under the authority of the Legislation Act 2019.

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These regulations are administered by the Ministry of Transport.