

ROAD USER CHARGES BILL

EXPLANATORY NOTE

This Bill establishes a new system of charging for road use in place of the present heavy-traffic licensing and mileage tax.

The Bill requires a current road user licence to be displayed on every vehicle (including a trailer) whose gross laden weight is more than 3.5 tonnes and every non-petrol powered vehicle, while on a road. The gross weight of the vehicle must not be greater than the maximum gross weight specified in the licence. Road user licences are of 3 kinds, namely—

- (a) Distance licences, which apply for a specified distance only;
- (b) Supplementary licences, which can be added to a distance licence to increase the maximum gross weight thereof;
- (c) Time licences, which apply for a specified period of time and which relate to specified types of vehicles only (being vehicles that usually do a lot of off-road running).

The amounts required to be paid for the issue of licences are set out in the Third Schedule to the Bill and these charges vary according to the road wear which it is estimated will be caused by the vehicles to which the licences relate.

The Bill amends the Transport Act 1962 to provide, among other things, for refunds of motor spirits duty paid in respect of vehicles licensed under the Bill.

The Bill also amends the National Roads Act 1953 to require the National Roads Board to submit each year to the Minister of Works and Development a budget for the National Roads Fund for the next 3 years, and to prepare each year a final programme of road works for the following year.

Clause 1 relates to the Short Title and commencement. Except for clauses 26, 28, and 33, the Bill is to come into force on 1 April 1978.

Clause 2 relates to interpretation.

Clause 3 provides that the Act shall bind the Crown.

Clause 4 provides that the following vehicles are exempted from the Act:

- (a) Any motor vehicle whose motive power is always wholly derived from motor spirits on which motor spirits duty is imposed and whose gross laden weight is 3.5 tonnes or less;
- (b) Any trailer whose gross laden weight is 3.5 tonnes or less;
- (c) Any motor vehicle that is exempted from the Act by regulations.

PART I

ROAD USER LICENCES

Motor Vehicles Not To Be On Road Unless Licensed Under This Act

Clause 5 provides that no person shall operate a motor vehicle (including a trailer but not including an off-road motor vehicle) on a road unless—

- (a) A current distance licence relating to the vehicle is displayed thereon; and
- (b) The gross weight of the motor vehicle is not more than the maximum gross weight specified in the licence; and
- (c) The motor vehicle is fitted, in accordance with regulations made under the Act, with a distance recorder in good working condition.

A distance licence is current if the reading of the distance recorder fitted to the vehicle is more than the minimum reading, and not more than the maximum reading, specified in the licence.

Clause 6 provides that no person shall operate an off-road motor vehicle (being a vehicle specified as an off-road motor vehicle in the Second Schedule to the Bill) on a road unless—

- (a) A current time licence relating to the vehicle is displayed thereon; and
- (b) The gross weight of the vehicle is not more than the maximum gross weight specified in the licence.

Clause 7 provides that the weight limit of a distance licence may be increased by the addition thereto of a supplementary licence. The weight limit of the distance licence is increased only while—

- (a) Where the supplementary licence is endorsed with the details of a permit to exceed weight limits issued under the Heavy Motor Vehicle Regulations 1974, the vehicle is being operated on a road pursuant to that permit; or
- (b) In any other case, the reading of the distance recorder fitted to the vehicle is not less than the minimum reading, and not more than the maximum reading, specified in the supplementary licence.

Issue of Licences

Clause 8 relates to applications for licences.

Subclause (1) provides that every application for a licence shall be in a form provided for the purpose by the Registrar of Motor Vehicles, and specifies the information to be contained therein.

Subclause (2) provides that in every application for a licence the maximum gross weight to be specified in the licence shall be a multiple of 1 tonne.

Subclause (3) provides that in every application for a distance licence the minimum reading to be specified in the licence shall be not greater than—

- (a) Where the last distance licence held in respect of the vehicle was surrendered, the reading of the distance recorder fitted to the vehicle at the time of surrender;
- (b) In any other case, the maximum reading specified in the last distance licence held in respect of the vehicle.

The subclause also provides that where an application for a distance licence is made in contravention of this subclause, the amount arrived at by multiplying the distance by which the minimum reading was overstated by the appropriate rate specified in the Third Schedule to the Bill shall, until paid in full or remitted by the Commissioner, constitute a debt due to the Crown by the applicant for the licence.

Subclause (4) provides that in every application for a distance licence, the distance to which the licence is to relate shall be an integral multiple of 1000 kilometres or 621 miles.

Subclause (5) provides that in every application for a supplementary licence, the distance to which the licence is to relate shall be an integral multiple of 50 kilometres or 31 miles.

Subclause (6) provides that in every application for a time licence, the period during which the licence is to be in force shall be either a quarter or a year.

Clause 9 provides that every application for a licence shall be accompanied by the appropriate road user charge calculated in accordance with the Third Schedule to the Bill, together with the prescribed administration fee.

The clause also provides that where the Commissioner is of the opinion, after considering the road wear that is likely to be caused by the vehicle to which the licence relates, that a road user charge for any particular licence is excessive, he may remit part of the charge.

Clause 10 provides that every issuing officer to whom an application for a licence is made shall issue the licence as soon as practicable.

Clause 11 provides for the issue of a new licence where a mistake is made in the issue of a licence or in the application therefor.

Clause 12 provides for the issue of a duplicate licence where a licence has been lost, damaged, destroyed, or rendered illegible.

Clause 13 provides for the issue of a new licence where a distance recorder fitted to a vehicle is replaced.

Refunds and Surrender of Licences

Clause 14 provides for refunds of distance licence charges where supplementary licences are issued.

Clause 15 provides for refunds of distance licence charges where 2 current distance licences relate to the same vehicle.

Clause 16 provides for refunds of road user charges for off-road running.

Clause 17 provides for refunds of road user charges where—

- (a) A vehicle is destroyed or becomes permanently useless as a vehicle or is removed permanently from New Zealand; or
- (b) A current licence ceases to be valid by virtue of *clause 21* of the Bill (which provides that licences issued before a change in the rates of road user charges shall cease to be valid on the expiration of 1 month from the date of the change); or
- (c) The Commissioner is satisfied, in respect of a current licence, that a licence of that kind or for the distance or weight specified therein, is not likely to be needed for the vehicle to which it relates during the foreseeable future; or

(d) The Commissioner in his absolute discretion is satisfied, in respect of a current licence, that for any other reason this clause should apply.

Clause 18 provides that—

- (a) No refund of an amount less than \$2 shall be made; and
- (b) In calculating the amount of a refund payable in respect of a licence under any provision of the Bill, the Registrar shall make due allowance for any refund paid or payable in respect of that licence under any other provision of the Bill.

General Provisions

Clause 19 prescribes the manner in which licences must be displayed on motor vehicles.

Clause 20 provides that the Governor-General may, by Order in Council, reduce or increase any or all of the rates of road user charges specified in the Third Schedule, provided that no such rate may be increased under this clause to such an extent that it would exceed, by more than one-fifth of that amount, the amount of the rate specified in that Schedule. The clause also provides for the validation by Parliament of every alteration of the Third Schedule made under this clause.

Clause 21 provides that where a road user charge rate is altered, no distance licence or supplementary licence issued before the date of commencement of the alteration shall be valid after the expiry of 1 month from that date.

Clause 22 provides that all road user charges shall initially be paid into the Post Office Account and be subsequently transferred to the National Roads Fund. The clause also provides that all refunds of road user charges shall be paid out of the National Roads Fund without further appropriation than this clause.

Clause 23 relates to offences. The clause provides for a fine of \$5000 in respect of certain offences committed by an owner of a motor vehicle, and a fine of \$1000 in respect of other offences.

Subclause (3) provides that it shall be a defence in proceedings for an offence of operating a motor vehicle on a road without the appropriate distance or supplementary licence if the Court is satisfied that it was not possible to obtain the licence at any time during the period between the time when the need for the licence was reasonably foreseeable and the time when the alleged offence was committed, and an appropriate licence covering the period during which the motor vehicle was on a road in contravention of the Act has subsequently been obtained for the vehicle.

Subclause (4) provides that it shall be a defence in proceedings for an offence of operating a motor vehicle on a road without a properly working distance recorder if the Court is satisfied that the vehicle was fitted with a distance recorder at the time, and it was not possible to obtain and fit a properly working distance recorder during the period between the damage to or malfunction of the existing recorder and the time of the alleged offence, and a properly working distance recorder has subsequently been fitted to the vehicle.

Clause 24: Subclause (1) empowers the making of regulations relating to various matters.

Subclause (2) provides that the Governor-General may, by Order in Council, add to or omit from any of the categories specified in the Second Schedule to the Bill (which relates to off-road vehicles) any class of motor vehicle.

PART II

AMENDMENTS TO OTHER ACTS

Amendments to Transport Act 1962

Clauses 25 and 30 amend certain provisions of the Transport Act 1962 to enable traffic officers to use certain of their present powers to enforce the provisions of the Bill.

Clause 26 repeals the provisions of the Transport Act 1962 relating to heavy-traffic licences. This clause is to come into force on 1 March 1978.

Clause 27 amends section 188 of the Transport Act 1962 (which relates to refunds of motor spirits duty). The effect of the amendments is to extend the section to enable operators of vehicles that are licensed under this Bill to obtain refunds of motor spirits duty paid in respect of the vehicles.

Clause 28 inserts a new section 188A in the Transport Act 1962. The new section provides that the Governor-General may by Order in Council—

- (a) Amend section 187 (2) (a) of the Transport Act 1962 by reducing or increasing the proportion of motor spirits duty that is credited to the National Roads Fund;
- (b) Amend section 188 of the Transport Act 1962 by reducing or increasing the amount of any refund of motor spirits duty that may be made under that section.

The section provides that every such Order in Council shall be subject to subsequent validation by Parliament.

Clause 29 repeals the provisions in the Transport Act 1962 relating to mileage tax.

Clause 30 is referred to above.

Clause 31 relates to consequential repeals.

Amendments to National Roads Act 1953

Clause 32 inserts a new section 5A in the National Roads Act 1953. The new section provides that the National Roads Board shall, not later than 31 October in each year, recommend to the Minister of Works and Development for his approval a budget for the National Roads Fund for each of the following 3 financial years. Every such budget shall as far as possible show revenue equalling expenditure and shall contain—

- (a) A preliminary programme of road works that the Board considers should be undertaken during those 3 years;
- (b) An estimate of the cost per year of the programme; and
- (c) An estimate of the net revenue expected to be derived each year by **the Fund and the amount** of any deficit or balance in the Fund expected to be carried over from the previous financial year.

Clause 33 amends section 22 (5) of the National Roads Act 1953 by increasing from 5 percent to 8 percent the maximum amount of commission that may be paid to local authorities for the collection of heavy-traffic fees.

Clause 34 makes consequential amendments to section 22 of the National Roads Act 1953 (which relates to the National Roads Fund).

Clause 35 makes consequential amendments to section 22A of the National Roads Act 1953 (which relates to the allocation of the estimated revenue of the National Roads Fund). The clause also amends subsection (1) of section 22A to make it clear that money in the National Roads Fund may be held over for expenditure in a subsequent financial year.

Clause 36 inserts a new section 22B in the National Roads Act 1953. The new section provides that the National Roads Board shall each year prepare a final programme of road works for the next financial year, and shall advise each District Council of the programme and authorise the carrying out of works in accordance with the programme.

Hon. Mr McLachlan

ROAD USER CHARGES

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A BILL INTITULED

An Act to impose a charge for the use of roads by heavy vehicles and certain other vehicles; and to abolish mileage tax and heavy-traffic licensing

BE IT ENACTED by the General Assembly of New Zealand in Parliament assembled, and by the authority of the same, as follows:

1. Short Title and commencement—(1) This Act may be cited as the Road User Charges Act 1977.

(2) Section 26 of this Act shall come into force on the 10 1st day of March 1978.

(3) Sections 28 and 33 of this Act shall come into force on the day on which this Act receives the Governor-General's assent.

(4) Subject to subsections (2) and (3) of this section, 15 this Act shall come into force on the 1st day of April 1978.

2. Interpretation—(1) In this Act, unless the context otherwise requires,—

“Commissioner” means the Commissioner of Works; and, in relation to any particular function, duty, or power of the Commissioner, includes any person for the time being authorised to exercise or perform that function, duty, or power: 20

“Distance licence” means a licence in the form prescribed for a distance licence that has attached thereto in the prescribed manner all labels required to be attached thereto by regulations made under this Act and that has been issued by an issuing officer in accordance with this Act: 25

“Distance recorder” means— 30

(a) In the case of a motor vehicle that is required to be fitted with a hubodometer by regulations made under this Act, a hubodometer of the kind required to be fitted:

(b) In the case of any other motor vehicle, a distance recorder that records in kilometres or miles and that is of a nature and accuracy sufficient to provide a reliable record of the distance travelled by the vehicle: 35

“Distance to which the licence relates” means—

5 (a) In relation to a distance licence or a supplementary licence not endorsed with the word “Permit”, the distance arrived at by subtracting the minimum reading specified in the licence from the maximum reading specified in the licence:

10 (b) In relation to a supplementary licence endorsed with the word “Permit”, the distance specified in the licence as the distance to which the licence relates:

“Gross laden weight”, in relation to a motor vehicle, means the greater of the following weights:

15 (a) Any weight specified (subsequent to the latest modification thereof, if any) as the gross laden weight of the vehicle by the manufacturer thereof:

20 (b) Any weight specified as the gross laden weight of the vehicle, or of a vehicle of that kind, by the Secretary for Transport, by notice in the *Gazette* or by notice to the owner of the vehicle at the time:

25 Provided that if, in respect of a motor vehicle, no such weight has been specified as aforesaid, the term “gross laden weight” means, in relation to that vehicle, the total of the unladen weight of the vehicle and the weight of the maximum load that the vehicle may safely carry:

30 “Gross weight”, in relation to a motor vehicle, means the weight of the motor vehicle together with the load that the motor vehicle is for the time being carrying, including any equipment and accessories:

35 Provided that for the purposes of this Act and of any regulations under this Act, and without limiting the methods by which the gross weight of a motor vehicle may be determined, the gross weight of a motor vehicle may be determined by adding the weights transmitted to the road surface at different parts of the motor vehicle:

40 “Issuing officer” means an officer of the Post Office or any other person authorised by the Registrar to act as an issuing officer for the purposes of this Act:

“Licence” means a distance licence, a time licence, or a supplementary licence:

- “Licence category”, in relation to a motor vehicle, means the category prescribed, in the Second Schedule to this Act (in the case of an off-road motor vehicle) or the First Schedule to this Act (in the case of any other motor vehicle), as the licence category for the class of motor vehicle to which the motor vehicle belongs: 5
- “Maximum gross weight”, in relation to a licence, means the weight specified in the licence as the maximum gross weight: 10
- “Maximum reading”, in relation to a distance licence or a supplementary licence, means the figure specified in the licence as the maximum reading:
- “Minimum reading”, in relation to a distance licence or a supplementary licence, means the figure specified in the licence as the minimum reading: 15
- “Motor vehicle” means a vehicle drawn or propelled by mechanical power, and includes a trailer:
- “Motor spirits duty” has the same meaning as in section 187 (1) of the Transport Act 1962 (as substituted by section 2 of the Transport Amendment Act 1975): 20
- “Off-road motor vehicle” means a motor vehicle of a class specified in the Second Schedule to this Act:
- “To operate” means to use or drive or ride on any road, or cause or permit to be driven or ridden on any road, or to permit to be on any road, whether the person operating is present in person or not: 25
- “Owner”, in relation to a motor vehicle, has the same meaning as in section 2 (1) of the Transport Act 1962: 30
- “Prescribed” means prescribed by regulations made under this Act:
- “Quarter” means a period of 3 months ending with the last day of March, June, September, or December in any year: 35
- “Reading”, in relation to a distance recorder, means the amount of distance recorded on the distance recorder at any particular time:
- “Registrar” means the Registrar of Motor Vehicles appointed under the Transport Act 1962: 40
- “Registration plate” has the same meaning as in section 2 (1) of the Transport Act 1962:
- “Road” includes a highway (whether or not it has been declared to be a State highway) and a street:

5 “Supplementary licence” means a licence in the form prescribed for a supplementary licence that has attached thereto in the prescribed manner all labels required to be attached thereto by regulations made under this Act and that has been issued by an issuing officer in accordance with this Act:

10 “Time licence” means a licence in the form prescribed for a time licence that has attached thereto in the prescribed manner all labels required to be attached thereto by regulations made under this Act and that has been issued by an issuing officer in accordance with this Act:

“Trailer” has the same meaning as in section 2 (1) of the Transport Act 1962:

15 “Unladen weight”, in relation to a vehicle, has the same meaning as in section 2 (1) of the Transport Act 1962:

“To use”, in relation to a motor vehicle, includes to drive, draw, or propel by means of another vehicle:

20 “Vehicle” has the same meaning as in section 2 (1) of the Transport Act 1962:

25 “Vehicle type number”, in relation to a motor vehicle, means the number prescribed, in the Second Schedule to this Act (in the case of an off-road motor vehicle) or the First Schedule to this Act (in the case of any other motor vehicle), as the vehicle type number for the class of motor vehicle to which the motor vehicle belongs:

30 “Weight”, in relation to an axle, a group of axles, or a motor vehicle, means the weight, or (as the case may be) the sum of the weights, recorded on a weighing device of a type approved for the purposes of the definition of the term “weight” in the Transport Act 1962, and used in a manner prescribed by the Minister of Transport by notice in the *Gazette*:

35 “Year” means a period of 12 months ending with the last day of March.

40 (2) For the purposes of this Act, every trailer (whether attached to another motor vehicle or not) shall be deemed to be a separate motor vehicle.

(3) In the computation for the purposes of this Act of the weight of motor vehicles engaged in the carriage of passengers, 12 persons (including any personal effects carried free of charge) shall be deemed to weigh 1 tonne, and in computing the number of persons the driver shall be included: 5

Provided that in the case of a motor vehicle used for the carriage of school children and their teachers, and for no other purpose, 30 school children shall be deemed to weigh 1 tonne, and each teacher and the driver shall each be deemed to weigh one-fifteenth of a tonne. 10

(4) For the purposes of this Act, at any particular time—

(a) A distance licence or supplementary licence is current only if the reading at that time on the distance recorder fitted to the motor vehicle to which the licence relates is more than the minimum reading, and not more than the maximum reading, specified in the licence: 15

(b) A time licence is current only if the licence specifies the quarter or year, as the case may be, that is the current quarter or year at that time. 20

3. Act to bind Crown—This Act shall bind the Crown.

4. Motor vehicles exempted from this Act—Notwithstanding any other provision of this Act, nothing in Part I of this Act shall apply to— 25

(a) Any motor vehicle whose motive power is always wholly derived from motor spirits on which motor spirits duty is imposed and whose gross laden weight is 3.5 tonnes or less; or

(b) Any trailer whose gross laden weight is 3.5 tonnes or less; or 30

(c) Any motor vehicle that is exempted from Part I of this Act by regulations made under this Act.

PART I

ROAD USER LICENCES

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Motor Vehicles not to be on Road Unless Licensed under this Act

5. Certain motor vehicles to have distance licences—Subject to section 7 of this Act, no person shall operate a motor vehicle (other than an off-road motor vehicle, as defined in section 2 of this Act) on a road unless— 40

- (a) There is displayed on the motor vehicle in accordance with this Act a distance licence specifying—
- 5 (i) The number or distinguishing mark shown on the registration plate or plates of the motor vehicle; and
 - (ii) The serial number (if any) of the distance recorder fitted to the motor vehicle; and
 - (iii) The vehicle type number of the motor vehicle; and
 - 10 (iv) Such other information as is required to be specified therein by this Act; and
- (b) The gross weight of the motor vehicle is not more than the maximum gross weight specified in that licence; and
- 15 (c) The motor vehicle is fitted (in accordance with any regulations relating thereto made under this Act) with a distance recorder in good working condition; and
- 20 (d) The reading of the distance recorder is more than the minimum reading, and not more than the maximum reading, specified in that licence.

6. Certain motor vehicles to have time licences—No person shall operate an off-road motor vehicle (as defined in section 2 of this Act) on a road unless—

- 25 (a) There is displayed on the motor vehicle in accordance with this Act a current time licence specifying—
- (i) The number or distinguishing mark shown on the registration plate or plates of the motor vehicle; and
 - 30 (ii) The vehicle type number of the motor vehicle; and
 - (iii) Such other information as is required to be specified therein by this Act; and
- (b) The gross weight of the motor vehicle is not more than the maximum gross weight specified in that licence.
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7. Weight limit of distance licence may be increased by supplementary licence—(1) Where—

- (a) A current distance licence and a supplementary licence are displayed on a motor vehicle in accordance with this Act and both licences specify—
- 40 (i) The number or distinguishing mark shown on the registration plate or plates of the motor vehicle; and

- (ii) The serial number (if any) of the distance recorder fitted to the motor vehicle; and
 - (iii) The vehicle type number of the motor vehicle; and
 - (iv) Such other information as is required to be specified therein by this Act; and 5
- (b) The maximum gross weight specified in the supplementary licence is greater than the maximum gross weight specified in the distance licence— 10
- the maximum gross weight specified in the distance licence shall be deemed to be increased to the maximum gross weight specified in the supplementary licence during the time that—
- (c) Where the supplementary licence is endorsed with the word "Permit" and the details of the permit have been endorsed on the licence in accordance with subsection (2) of this section, the motor vehicle is being operated on a road pursuant to that permit; 15
 - or
 - (d) In any other case, the reading of the distance recorder fitted to the motor vehicle is not less than the minimum reading, and not more than the maximum reading, specified in the supplementary licence. 20
- (2) Notwithstanding any other enactment, any controlling authority that issues a permit for a motor vehicle to exceed weight limits under the Heavy Motor Vehicle Regulations 1974 may endorse the number of the permit and the name of the authority on a supplementary licence relating to the motor vehicle if— 25
- (a) The licence is endorsed with the word "Permit" and no other permit number has been endorsed thereon; 30
 - and
 - (b) The distance to which the supplementary licence relates is not less than the distance that the motor vehicle may travel pursuant to the permit.

Issue of Licences

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- 8. Applications for licences**—(1) Subject to sections 12 and 13 of this Act, every application for a licence for a motor vehicle shall be in a form provided for the purpose by the Registrar and, subject to subsections (2) to (6) of this section, shall contain the following information: 40
- (a) The full name and address of the applicant;
 - (b) The number or distinguishing mark shown on the registration plate or plates of the motor vehicle:

- (c) The vehicle type number of the motor vehicle:
- (d) The maximum gross weight to be specified in the licence:
- 5 (e) In the case of a distance licence or a supplementary licence only,—
- (i) The serial number (if any) of the distance recorder fitted to the motor vehicle, and whether the distance recorder records in kilometres or in miles:
- 10 style="padding-left: 40px;">(ii) Except in the case of a supplementary licence that is to be endorsed with the word “Permit”, the maximum reading and minimum reading to be specified in the licence:
- (f) In the case of a supplementary licence only, whether the licence is to be endorsed with the word “Permit”,
- 15 and, if the licence is to be so endorsed, the distance to which the licence is to relate:
- (g) In the case of a time licence only, the period during which the licence is to be in force:
- (h) Such other information as is prescribed by regulations
- 20 made under this Act.

Every such application shall be signed by the applicant or his agent.

(2) In every application under this section for a licence, the maximum gross weight to be specified in the licence shall

25 be an integral multiple of 1 tonne.

(3) In every application under this section for a distance licence for a motor vehicle (other than for the first such licence for that vehicle), the minimum reading to be specified in the licence shall be not greater than—

- 30 (a) Where the last distance licence held in respect of the motor vehicle is surrendered pursuant to section 17 of this Act, the reading of the distance recorder fitted to the motor vehicle, at the time of the surrender of the licence:
- 35 (b) In any other case, the maximum reading specified in the last distance licence held in respect of the motor vehicle.

Where an application for a distance licence is made in contravention of this subsection, the amount arrived at by multiplying the distance by which the minimum reading was overstated by the appropriate rate specified in Part I of the Third Schedule to this Act shall, until paid in full to or

40 remitted by the Commissioner, constitute a debt due to the Crown by the applicant for the licence, and may be recovered

45 accordingly in any Court of competent jurisdiction.

(4) In every application under this section for a distance licence for a motor vehicle, the distance to which the licence is to relate shall be an integral multiple of—

- (a) 1000 kilometres, where the distance recorder fitted to the motor vehicle records in kilometres: 5
- (b) 621 miles, where the distance recorder fitted to the motor vehicle records in miles.

(5) In every application under this section for a supplementary licence for a motor vehicle, the distance to which the licence is to relate shall be an integral multiple of— 10

- (a) 50 kilometres, where the distance recorder fitted to the motor vehicle records in kilometres:
- (b) 31 miles, where the distance recorder fitted to the motor vehicle records in miles.

(6) In every application under this section for a time licence for a motor vehicle, the period during which the licence is to be in force shall be either a quarter or a year. 15

9. Road user charges—(1) Subject to subsection (3) of this section and to any regulations made under this Act, every application under section 8 of this Act for a licence shall be accompanied by the appropriate road user charge for that licence calculated in accordance with the Third Schedule to this Act together with the prescribed administration fee. 20

(2) Subject to subsection (3) of this section, where a licence is issued under this Act, the amount of the appropriate road user charge for the licence and the prescribed administration fee shall, until paid in full to the Registrar or the Commissioner, constitute a debt due to the Crown by the applicant for the licence, and may be recovered accordingly in any Court of competent jurisdiction. 25 30

(3) Where the Commissioner is of the opinion, after considering the road wear that is likely to be caused by the vehicle to which the licence relates, that a road user charge calculated in accordance with the Third Schedule to this Act is excessive in respect of any particular licence, he may, in his absolute discretion, remit part of the charge; and if the full charge has been paid may cause the part remitted to be refunded to the applicant for the licence. 35

10. Issue of licences—(1) Every issuing officer to whom an application for a licence is made in accordance with sections 8 and 9 of this Act shall as soon as practicable— 40

- (a) Ensure that there is inserted without alteration in a licence in the prescribed form and colour—
- 5 (i) The information specified in the application in accordance with paragraphs (b) to (g) of section 8 (1) of this Act; and
- (ii) Such other information or matters as are provided for in the form of licence; and
- 10 (b) In the case of a supplementary licence that is to be endorsed with the word “Permit”, ensure that the licence is so endorsed; and
- (c) Issue the licence, together with any appropriate prescribed labels, to the applicant or his agent.
- (2) No licence shall relate to more than one motor vehicle.

11. Issue of new licence where mistake made—Where an issuing officer is satisfied that a mistake has been made in the issue of a licence or in the application for a licence that has been issued, he may, upon receipt of the licence and (if he so requires) a new application, cancel the licence and issue in its place a new licence containing the correct information.

20 12. Issue of duplicate licence on loss, etc., of original licence—(1) Where an issuing officer is satisfied that a licence has been lost, damaged, destroyed, or rendered illegible, he may, on receipt of the fee prescribed in regulations made under this Act, issue a duplicate licence in place of the lost,

25 damaged, destroyed, or illegible licence.

(2) Every duplicate licence shall be endorsed with the word “Duplicate” and with the particulars of the original licence, and shall have the same effect as the original licence.

30 (3) An application for a duplicate licence shall be made in a form provided for the purpose by the Registrar, and shall state how the original licence was lost, damaged, destroyed, or rendered illegible.

35 (4) If, after the issue of a duplicate licence, the applicant therefor finds the original licence, he shall forthwith send the original licence to the Registrar.

13. Issue of new licence where distance recorder replaced—

(1) Where an issuing officer is satisfied that, subsequent to the issue of a distance licence or a supplementary licence relating to a motor vehicle, a distance recorder has been

40 fitted to the motor vehicle in place of or in addition to another distance recorder, he may, if the licence is still current, cancel it and issue a new licence in its place in accordance with this section.

(2) Every application under this section for a new licence shall be in a form provided for the purpose by the Registrar and shall contain the following information:

- (a) The full name and address of the applicant: 5
- (b) The reading of the original distance recorder at the time of application and whether it records in kilometres or miles:
- (c) The minimum reading to be specified in the new licence: 10
- (d) The serial number of the new distance recorder and whether it records in kilometres or miles:
- (e) The reason for the fitting of the new distance recorder:
- (f) Such other information as the Registrar considers necessary for the purposes of this section. 15

Every such application shall be signed by the applicant and accompanied by the licence to be cancelled.

(3) The form, colour, and labels of, and the information contained in, every new licence issued under this section shall be the same as those of the original licence, except that— 20

- (a) The minimum reading specified in the new licence shall be the minimum reading specified in the application in accordance with subsection (2) (c) of this section: 20
- (b) The maximum reading specified in the new licence shall be the figure arrived at by adding to the minimum reading specified therein the difference (converted, where necessary, to kilometres or miles at the rate of 50 kilometres equal 31 miles) between the maximum reading specified in the original licence and the reading of the original distance recorder at the time of application: 30
- (c) The distance recorder serial number specified in the new licence shall be the number of the new distance recorder. 35

Refunds and Surrender of Licences

14. Refund of distance licence charge where supplementary licence issued—(1) Where a supplementary licence is issued and the maximum gross weight specified in a distance licence is deemed to be increased to the maximum gross 40

weight specified in the supplementary licence by virtue of section 7 of this Act, the Commissioner shall, as soon as practicable after the issue of the supplementary licence, refund or cause to be refunded to the applicant for the supplementary licence a refund calculated in accordance with subsection (2) of this section.

(2) For the purposes of subsection (1) of this section, the refund of a road user charge shall be the amount arrived at by multiplying the distance common to both licences by the road user charge rate for the distance licence.

15. Refund of current distance licence charge where new distance licence issued—(1) Where 2 distance licences that relate to the same motor vehicle both apply to a common distance and the maximum gross weight specified in the licence issued last is greater than that specified in the licence issued first, the Commissioner shall, as soon as practicable after the issue of the licence issued last, refund or cause to be refunded to the applicant for the licence issued last a refund calculated in accordance with subsection (2) of this section.

(2) For the purposes of subsection (1) of this section, the refund of a road user charge shall be the amount arrived at by multiplying the distance common to both licences by the road user charge rate for the licence issued first.

16. Refunds for off-road travel—(1) Where the Commissioner is satisfied that a distance recorder fitted to a motor vehicle has recorded distance travelled by the motor vehicle while not on a road and a distance licence relating to the motor vehicle was current at the time that distance was recorded, he shall, upon application to an issuing officer made after the expiry or surrender of the licence, as soon as practicable refund or cause to be refunded to the applicant a proportion (calculated in accordance with subsection (3) of this section) of the road user charge paid in respect of the licence.

(2) Every application under this section shall be in a form provided for the purpose by the Commissioner and shall contain such information as the Commissioner considers necessary to enable the refund to be made in accordance with this section.

(3) For the purposes of subsection (1) of this section, the proportion of a road user charge to be refunded shall be the proportion arrived at by dividing the distance recorded by the distance recorder while the motor vehicle was not on a road by the distance to which the distance licence relates. 5

17. Other refunds of road user charges—(1) Where—

- (a) A motor vehicle to which a current licence relates is destroyed or becomes permanently useless as a motor vehicle or is removed permanently beyond New Zealand; or 10
- (b) A current licence ceases to be valid by virtue of section 21 of this Act; or
- (c) The Commissioner is satisfied, in respect of a current licence relating to a motor vehicle, that a licence of that kind or for the distance or weight specified therein, is not likely to be needed for the motor vehicle during the foreseeable future; or 15
- (d) The Commissioner in his absolute discretion is satisfied, in respect of a current licence relating to a motor vehicle, that, for any other reason this section should apply— 20

the Commissioner shall, as soon as practicable after application to an issuing officer is made in accordance with this section, refund or cause to be refunded to the applicant a proportion (calculated in accordance with subsection (3) of this section) of the road user charge paid in respect of the licence. 25

(2) Every application under this section shall be in a form provided for the purpose by the Commissioner and shall contain such information as the Commissioner considers necessary to enable the refund to be made in accordance with this section. Every application under paragraph (c) or paragraph (d) of subsection (1) of this section shall be accompanied by the licence. 35

(3) For the purposes of subsection (1) of this section, the proportion of a road user charge to be refunded shall be—

- (a) In the case of a distance licence or a supplementary licence, the proportion arrived at by dividing the difference between the maximum reading specified in the licence and the reading of the motor vehicle's distance recorder at the time of application (or, where the licence has ceased to be valid by virtue of section 21 of this Act, at the time the licence ceased to be valid) by the distance to which the licence relates: 40 45

- 5 (b) In the case of a time licence, the proportion arrived at by dividing the number of whole months between the date of surrender of the licence (or, where the licence has ceased to be valid by virtue of section 21 of this Act, the time the licence ceased to be valid) and the end of the period to which the licence relates by the total number of whole months to which the licence relates.

10 **18. Further provisions relating to refunds**—Notwithstanding any other provision of this Act,—

- (a) No refund of an amount less than \$2 shall be made under Part I of this Act:
- 15 (b) In calculating the amount of a refund payable in respect of a licence under any provision of Part I of this Act, the Commissioner shall make due allowance for any refund paid or payable in respect of that licence under any other provision of Part I of this Act.

General Provisions

20 **19. Display of licences**—Every licence shall be displayed, in an upright and conspicuous position, as follows:

- (a) In the case of a motor vehicle fitted with a windscreen, the licence shall be affixed to the inside of the windscreen on the passenger side so that the side of the licence displaying the number or distinguishing mark shown on the registration plate or plates of the motor vehicle faces towards the foremost part of the motor vehicle and is easily visible from outside it:
- 25
- 30 (b) In the case of a motor vehicle not fitted with a windscreen, the licence shall be affixed either—
- (i) On the windscreen of a motor vehicle to which the vehicle is attached, as prescribed in paragraph (a) of this section; or
- 35 (ii) At the front of the left side of the vehicle—so that the side of the licence displaying the number or distinguishing mark shown on the registration plate of the vehicle is easily visible from outside the vehicle.

20. Rates of road user charges may be altered by Order in Council—(1) The Governor-General may from time to time, by Order in Council, reduce or increase any or all of the rates of road user charges specified in the Third Schedule to this Act:

5

Provided that no such rate may be increased under this section to such an extent that it would exceed, by more than one fifth of that amount, the amount of that rate specified in the Third Schedule to this Act.

(2) Every Order in Council made under this section and laid before Parliament in any session pursuant to the Regulations Act 1936 (as amended by the Regulations Amendment Act 1962) shall—

10

(a) Where the Order in Council is made on or before the 30th day of June in any calendar year, expire on the close of the last day of that session except so far as it is expressly validated or confirmed by an Act of the General Assembly passed during that session; and

15

(b) Where the Order in Council is made on or after the 1st day of July in any calendar year, expire on the close of the last day of the last session of Parliament in the following calendar year except so far as it is expressly validated or confirmed by an Act of the General Assembly passed during that session or a preceding session.

20

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(3) If any Order in Council or any provision of any Order in Council expires by virtue of subsection (2) of this section, the road user charge rate or rates altered by that Order in Council or provision shall, from the expiry of that Order in Council or provision and until it is or they are again altered, be the same as it was or they were immediately before that Order in Council or provision came into force.

30

21. Distance and supplementary licences become invalid 1 month after road user charge altered—Notwithstanding any other provision of this Act, where a road user charge rate specified in the Third Schedule to this Act is altered pursuant to subsection (1) or subsection (3) of section 20 of this Act or by any other Act, no distance licence or supplementary licence issued before the date of commencement of the alteration shall be valid after the expiry of 1 month from that date.

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22. Road user charges to be paid to National Roads Fund—

(1) All road user charges received by an issuing officer under this Act shall initially be paid into the Post Office Account and, subject to section 22 (4) of the National Roads Act 5 1953, shall subsequently from time to time be paid from that Account to the National Roads Fund.

(2) All refunds of road user charges payable under this Act shall be paid out of the National Roads Fund without further appropriation than this subsection.

10 **23. Offences—**(1) Subject to subsections (3) and (4) of this section but without limiting subsection (2) of this section, every person who—

(a) Operates a motor vehicle on a road in contravention of section 5 or section 6 of this Act; or

15 (b) Subject to section 7 (2) of this Act, alters or defaces any licence; or

(c) Operates on a road any motor vehicle bearing a licence that has been altered or defaced or that is in any way obscured or not easily distinguishable; or

20 (d) Affixes or causes to be affixed to any motor vehicle anything (not being a licence) that is likely to be mistaken for a licence; or any licence that is not current or is no longer valid or that does not relate to the motor vehicle; or

25 (e) Operates any motor vehicle that has affixed to it anything (not being a licence) that is likely to be mistaken for a licence, or any licence that is not current or is no longer valid or that does not relate to the motor vehicle; or

30 (f) Makes any application under this Act that he knows or ought to have known is incorrect in a material particular; or

(g) Alters or wilfully damages any distance recorder fitted to a motor vehicle to which this Act applies—
35 commits an offence against this Act, and is liable on summary conviction to a fine not exceeding \$1,000.

(2) Subject to subsections (3) and (4) of this section but without limiting subsection (1) of this section, where—

40 (a) A motor vehicle is operated on a road in contravention of section 5 or section 6 of this Act; or

(b) An application for a licence for a motor vehicle is made that is incorrect in a material particular—the owner of the motor vehicle commits an offence against this Act, and is liable to a fine not exceeding \$5,000.

(3) It shall be a defence in proceedings for an offence of operating a motor vehicle on a road without the appropriate distance licence or supplementary licence if the Court is satisfied that— 5

(a) It was not possible to obtain the licence at any time during the period between the time when the need for the licence was reasonably foreseeable and the time when the alleged offence was committed; and 10

(b) An appropriate licence covering the distance for which the motor vehicle was on a road in contravention of this Act has subsequently been obtained for the motor vehicle. 15

(4) It shall be a defence in proceedings for an offence of operating a motor vehicle on a road without a properly working distance recorder if the Court is satisfied that—

(a) A distance recorder was fitted to the motor vehicle at the time; and 20

(b) It was not possible to obtain and fit a properly working distance recorder to the motor vehicle, or to repair the distance recorder fitted to the motor vehicle, during the period between the damage to or malfunction of the distance recorder fitted to the motor vehicle and the time of the alleged offence; and 25

(c) A properly working distance recorder has subsequently been fitted to the motor vehicle, or the distance recorder fitted to the motor vehicle has subsequently been repaired. 30

(5) Notwithstanding section 14 of the Summary Proceedings Act 1957, any information in respect of any offence against this Act or against any regulations made thereunder may be laid at any time within 2 years from the time when the matter of the information arose. 35

24. Regulations and Orders in Council—(1) The Governor-General may from time to time, by Order in Council, make regulations for all or any of the following purposes:

(a) Prescribing the forms of licences and of labels to be attached thereto, and empowering the Registrar to prescribe the colours of licences and labels: 40

- (b) Prescribing matters in respect of which fees are to be payable under this Act or under regulations made under this Act, the amount of the fees, and the persons liable to pay them:
- 5 (c) Prescribing circumstances in which an issuing officer may issue a licence notwithstanding that the road user charge, or part thereof, payable in respect thereof has not been paid, or if he is satisfied that the charge has been or will be paid:
- 10 (d) Empowering the Registrar to cancel any licence if the road user charge payable in respect thereof has not been paid:
 - (e) Requiring motor vehicles, or any class or classes of motor vehicles, to be fitted with hubodometers from 15 specified dates; prescribing the types of hubodometers to be fitted and the manner of fitting and maintenance; regulating the replacement of hubodometers; and prohibiting or restricting, for the purposes of this Act, certain actions in respect of 20 hubodometers:
 - (f) Requiring every person who issues a certificate of fitness or a warrant of fitness for a motor vehicle to report to the Commissioner the reading of the motor vehicle's distance recorder at the time of issue of the certificate or warrant:
 - 25 (g) Regulating the endorsement of licences for the purposes of section 7 of this Act:
 - (h) Prescribing offences in respect of the contravention of or non-compliance with any regulations made under 30 this Act; and prescribing the fines, not exceeding \$1,000, that may be imposed in respect of any such offence:
 - (i) Providing for such other matters, not inconsistent with this Act, as are contemplated by or necessary for 35 giving full effect to the provisions of this Act and for its due administration.
- (2) The Governor-General may from time to time, by Order in Council, add to or omit from any of the categories specified in the Second Schedule to this Act any class of 40 motor vehicle; and every reference in this Act to the Second Schedule to this Act shall be construed as a reference to that Schedule with any alterations made by any Order in Council for the time being in force under this subsection.

PART II

AMENDMENTS TO OTHER ACTS

Amendments to Transport Act 1962

25. Powers of constables and traffic officers—(1) Section 68B (1) of the Transport Act 1962 (as inserted by section 8 (1) of the Transport Amendment Act (No. 2) 1967) is hereby amended— 5

(a) By omitting the words “and any regulations or bylaws for the time being in force under this Act”, and substituting the words “and the Road User Charges Act 1977 and any regulations or bylaws for the time being in force under either of those Acts”: 10

(b) By adding to paragraph (b) the words “or any licence or document resembling a licence displayed thereon”. 15

(2) Section 69A (1) of the Transport Act 1962 (as inserted by section 22 of the Transport Amendment Act 1968) is hereby amended by repealing paragraph (c), and substituting the following paragraph: 20

“(c) Where he has good cause to suspect that— 20

“(i) The weight of any heavy motor vehicle on any road or on any axle of any heavy motor vehicle on any road exceeds the maximum prescribed by this Act or by or pursuant to regulations made under this Act; or 25

“(ii) The gross weight of any motor vehicle on any road exceeds the maximum gross weight specified in a licence issued under the Road User Charges Act 1977 and displayed on the vehicle— he may direct the driver or person in charge of the vehicle to drive the vehicle to any site and on to a weighing device specified by the traffic officer for the purpose of ascertaining the weight of the vehicle or the weight on its axles: 30

“Provided that nothing in this paragraph shall authorise a traffic officer to direct the driver or person in charge, in order to drive his vehicle to any site or weighing device, to travel a distance that would increase the total length of his journey by more than 4 kilometres, or by more than 16 kilometres in any case where the traffic officer has good cause to suspect that the driver has detoured 35 40

from his normal route for the purpose of avoiding being required to have the weight of his vehicle or on any axle of his vehicle measured.”

26. Repeal of provisions relating to heavy-traffic licences—

- 5 (1) The following enactments are hereby repealed:
- (a) Paragraphs (1) and (m) of section 77 (1) of the Transport Act 1962:
 - (b) Sections 77 (2) and 78 of the Transport Act 1962.
- 10 (2) Notwithstanding any other provision of this Act, heavy-traffic licences that are issued pursuant to regulations made under paragraphs (1) and (m) of section 77 (1) of the Transport Act 1962 for a term expiring after the 28th day of February 1978 may be surrendered, and part of the licence fee paid in respect thereof may be refunded to the licensee, as if this Act had not been passed.

27. Refund of motor spirits duty—(1) Section 188 of the Transport Act 1962 (as substituted by section 2 of the Transport Amendment Act 1975 and amended by section 2 of the Transport Amendment Act (No. 2) 1976) is hereby further
20 amended by repealing subsections (1) to (6), and substituting the following subsections:

“(1) In this section, unless the context otherwise requires,—

25 “‘Commercial vessel’ means a vessel used exclusively or principally for commercial purposes:

“‘Exempted vehicle’ means—

30 “(a) A motor vehicle that is exempted from the payment of registration fees and annual licence fees by virtue of section 13 of this Act; or

“(b) A motor vehicle that is not required to be registered under section 7 of this Act and that is used for commercial purposes; or

35 “(c) A motor vehicle that is of a kind declared by the Governor-General, by Order in Council, to be an exempted vehicle for the purposes of this section;—

but does not include a licensed vehicle:

40 “‘Goods-service vehicle’ means a motor vehicle designed exclusively or principally for carrying goods and used exclusively under a goods-service licence issued under Part VII of this Act, but does not include an exempted vehicle or a licensed vehicle:

“ ‘Licensed vehicle’ means a motor vehicle to which a current licence within the meaning of the Road User Charges Act 1977 relates:

“ ‘Passenger-service vehicle’ means a motor vehicle designed exclusively or principally for carrying passengers and used exclusively in 1 or more of the following ways: 5

“(a) Under a passenger-service licence issued under Part VII of this Act: 10

“(b) As a contract vehicle: 10

“(c) For the carriage to or from school of school children and their teachers— but does not include a taxicab, an exempted vehicle, or a licensed vehicle.

“(2) This section applies to motor spirits (in respect of which motor spirits duty has been paid and in respect of which no exemption from or refund of motor spirits duty has been granted under any other enactment) which is used for any of the following purposes, otherwise than as fuel for any vehicle used principally in vehicle races or trials or any other sporting events: 20

“(a) As fuel in an exempted vehicle:

“(b) As fuel in a licensed vehicle:

“(c) As fuel in a passenger-service vehicle:

“(d) As fuel in a goods-service vehicle: 25

“(e) As fuel in a commercial vessel:

“(f) For commercial purposes otherwise than as fuel in any motor vehicle, vessel, or aircraft:

“(g) As fuel in an aircraft—

“(i) Operated under an air service licence granted under the Air Services Licensing Act 1951 or an international air service licence granted under the International Air Services Licensing Act 1947; or 30

“(ii) Employed by the holder of any such licence to train his staff. 35

“(3) Persons using any motor spirits with respect to which this section applies shall, on application—

“(a) To the Secretary in the case of aviation fuel; and

“(b) To a Registrar in the case of other motor spirits,— 40

be entitled to a refund in respect of motor spirits duty to the extent specified in subsection (5) of this section.

“(4) All refunds under this section shall be paid out of the National Roads Fund and out of the Consolidated Revenue Account to the extent specified in subsection (5) of this section without further appropriation than this section.

“(5) Subject to subsection (6) of this section, the refunds authorised by this section shall be paid in respect of motor spirits used as described in column 1 of the table following this subsection and to the extent specified in column 2 of that table, and shall be paid from the National Roads Fund or the Consolidated Revenue Account, as the case may be, to the extent specified in column 3 or, as the case may be, column 4 of that table. The table referred to in this subsection is as follows:

“TABLE OF REFUNDS OF MOTOR SPIRITS DUTY

<i>Column 1</i>	<i>Column 2</i>	<i>Column 3</i>	<i>Column 4</i>
Use of Motor Spirits Entitling Refund of Motor Spirits Duty	Amount of Refund per Litre of Motor Spirits	Amount of Refund per Litre of Motor Spirits Payable from National Roads Fund	Amount of Refund per Litre of Motor Spirits Payable from Consolidated Revenue Account
	c	c	c
Used as fuel in an exempted vehicle ..	9.7	5.0	4.7
Used as fuel in a licensed vehicle	9.7	5.0	4.7
Used as fuel in a passenger-service vehicle ..	6.4	1.7	4.7
Used as fuel in a goods-service vehicle ..	5.7	1.0	4.7
Used as fuel in a commercial vessel ..	9.7	5.0	4.7
Used for commercial purposes otherwise than as fuel in any motor vehicle, vessel, or aircraft	9.7	5.0	4.7
Being aviation fuel, used as fuel in an aircraft:			
(a) Operated under the terms of either an air service licence granted under the Air Services Licensing Act 1951 or an international air service licence granted under the International Air Services Licensing Act 1947; or			
(b) Employed by the holder of any such licence to train his staff.	9.36	..	9.36

“(6) For the purposes of the table following subsection (5) of this section, the number of litres of motor spirits used as fuel during any particular period in a vehicle to which a current distance licence within the meaning of the Road User Charges Act 1977 relates shall be deemed to be the smaller of 5
the following numbers:

“(a) The number of litres of motor spirits actually used in the vehicle during the period:

“(b) The number arrived at by dividing the distance in kilometres travelled by the vehicle during the 10
period by the figure prescribed by regulations made under this Act as the minimum number of kilometres that a vehicle of that kind will travel on 1 litre of motor spirits.”

(2) Refunds under Part VIII of the Transport Act 1962 15
of motor spirits duty paid, whether before or after the commencement of this section, in satisfaction of a liability for such duty incurred before the commencement of this section may be applied for and made as if this Act had not been 20
passed.

28. Amount of motor spirits duty credited to Consolidated Revenue Account, and refunds of such duty, may be altered by Order in Council—The Transport Act 1962 is hereby amended by inserting, after section 188 (as substituted by section 2 of the Transport Amendment Act 1975), the 25
following section:

“188A. (1) The Governor-General may from time to time, by Order in Council,—

“(a) Amend section 187 (2) (a) of this Act by increasing or reducing the amount of the duty received in 30
respect of each litre of motor spirits (other than aviation fuel) that shall be credited to the Consolidated Revenue Account:

“(b) Amend section 188 of this Act—

“(i) By omitting from, or inserting in, columns 35
2 to 4 of the table of refunds of motor spirits duty set out in the section, any amount or amounts of refund per litre of motor spirits:

“(ii) By increasing or reducing any or all of the amounts of refund per litre of motor spirits specified 40
in columns 2 to 4 of the said table.

“(2) Every Order in Council made under subsection (1) of this section and laid before Parliament in any session pursuant to the Regulations Act 1936 (as amended by the Regulations Amendment Act 1962) shall—

5 “(a) Where the Order in Council is made on or before the 30th day of June in any calendar year, expire on the close of the last day of that session except so far as it is expressly validated or confirmed by an Act of the General Assembly passed during that session; and

10 “(b) Where the Order in Council is made on or after the 1st day of July in any calendar year, expire on the close of the last day of the last session of Parliament in the following calendar year except so far as it is expressly validated or confirmed by an Act of the General Assembly passed during that session or a preceding session.

15 “(3) If any Order in Council or any provision of any Order in Council expires by virtue of subsection (2) of this section, the amount or amounts altered by that Order in Council or provision shall, from the expiry of that Order in Council or provision and until it is or they are again altered, be the same as it was or they were immediately before that Order in Council or provision came into force.”

25 **29. Repeal of provisions relating to mileage tax—**(1) Sections 190 and 191 of the Transport Act 1962 (as substituted by section 3 of the Transport Amendment Act 1975 and section 24 of the Transport Amendment Act (No. 2) 1969 respectively and heretofore amended) are hereby repealed.

30 (2) The Second Schedule to the Transport Act 1962 (as substituted by section 13 (1) of the Transport Amendment Act 1965 and heretofore amended) is hereby repealed.

35 (3) Notwithstanding any other provision of this Act, returns shall be made, and mileage tax shall be payable, in respect of distance travelled during any quarter ending not later than the 31st day of March 1978 as if this Act had not been passed, and all provisions of the Transport Act 1962 relating to mileage tax shall be deemed to remain in full force and effect for all purposes relating to any such returns or tax.

40 **30. Evidence of testing and accuracy of weighing devices—**Section 197 of the Transport Act 1962 (as substituted by section 22 (1) of the Transport Amendment Act 1970) is hereby amended—

- (a) By inserting in subsection (1), after the words “offence against this Act”, the words “or the Road User Charges Act 1977”:
- (b) By inserting in subsection (5), after the words “offence against this Act”, the words “or the Road User Charges Act 1977”.

31. Consequential repeals—The following enactments are hereby consequentially repealed—

- (a) Section 13 of, and the Schedule to, the Transport Amendment Act 1965: 10
- (b) Section 20 of the Transport Amendment Act 1971:
- (c) Section 29 of the Transport Amendment Act 1974:
- (d) Section 3 of the Transport Amendment Act 1975:
- (e) The Transport Amendment Act (No. 2) 1976.

Amendments to National Roads Act 1953 15

32. Board to submit budget to Minister each year—The National Roads Act 1953 is hereby amended by inserting, after section 5, the following section:

“5A. The Board shall, not later than the 31st day of October in each year, recommend to the Minister for his approval a budget for the Fund for each of the following 3 financial years. Every such budget shall as far as possible show revenue equalling expenditure and shall contain—

- “(a) A preliminary programme of road works (covering both maintenance and construction works) that the Board considers should be undertaken during those years; 25
- “(b) An estimate of the cost per year of the programme; and
- “(c) An estimate of the net revenue expected to be derived each year from the sources specified in section 22 (2) of this Act and the amount of any deficit or balance in the Fund expected to be carried over from the previous financial year.” 30

33. Amount payable to local authorities for collection of heavy-traffic fees—Section 22 (5) of the National Roads Act 1953 shall while it continues in force have effect as if it had been amended by omitting the word “five”, and substituting the figure “8”. 35

34. National Roads Fund—(1) Section 22 of the National Roads Act 1953 is hereby amended by repealing subsection (2) (as heretofore amended), and substituting the following subsection:

5 “(2) For the purposes of this Act there shall be credited to the National Roads Fund without further authority than this section all money received in respect of every financial year from the following sources:

10 “(a) All road user charges paid under the Road User Charges Act 1977:

“ (b) All money payable into the Fund pursuant to Part VIII of the Transport Act 1962 (being money received in respect of motor spirits duty within the meaning of that Part):

15 “(c) All money paid to the Board from any source in respect of the construction, maintenance, or control of any State highway:

20 “(d) All money received from transfers, sales, or hire of materials or plant or property of any kind or from the execution of works for other organisations:

“(e) All other money lawfully credited to the Fund.”

(2) Section 22 (5) of the National Roads Act 1953 is hereby repealed.

20 (3) The following enactments are hereby consequentially repealed:

(a) Section 25 (2) of the Transport Amendment Act (No. 2) 1969:

30 (b) So much of the Second Schedule to the National Roads Amendment Act 1959 as relates to section 22 of the National Roads Act 1953.

35. Allocation of estimated revenue of Fund—(1) Section 22A of the National Roads Act 1953 (as inserted by section 9 of the National Roads Amendment Act 1959 and heretofore amended) is hereby further amended by repealing subsection

35 (1), and substituting the following subsection:

40 “(1) Not later than the 31st day of December in each year, after assessing the revenue expected to be received in the next financial year by the Fund from the sources described in paragraphs (a) and (b) of section 22 (2) of this Act, less the expenses incidental to the collection thereof, the Board shall determine the amount of that revenue—

- “(a) To be allocated for payment in accordance with section 23 of this Act to the local authorities of boroughs and town districts not forming part of a county, being not less than 16 percent of that revenue: 5
- “(b) To be allocated for payment in accordance with the said section 23 to the local authorities of counties, town districts forming part of a county, and road districts, being not less than 23 percent of that revenue: 10
- “(c) To be allocated for expenditure under section 27 of this Act, being not less than 50 percent of that revenue:
- “(d) To be reserved for subsequent additional allocation or expenditure within the said financial year as the Board may from time to time decide: 15
- “(e) To be reserved for allocation or expenditure in financial years after the said financial year.”

(2) Section 22A (2) of the National Roads Act 1953 (as so inserted) is hereby amended by omitting the words “paragraphs (a) to (d)”, and substituting the words “paragraphs (a) to (e)”. 20

(3) The following enactments are hereby consequentially repealed:

- (a) Section 4 (2) of the Transport Amendment Act 1967: 25
- (b) Section 2 of the National Roads Amendment Act 1970.

36. Board to prepare programme of road works—The National Roads Act 1953 is hereby amended by inserting, after section 22A (as inserted by section 9 of the National Roads Amendment Act 1959), the following section: 30

“22B. (1) The Board shall, not later than the 31st day of December in each year and after performing the duty imposed on it by section 22A of this Act, prepare a final programme of road works (covering both maintenance and construction works) for the next financial year. 35

“(2) As soon as possible after the completion of the programme referred to in subsection (1) of this section, the Board shall advise each District Council of the programme and, subject to such conditions as the Board may impose, authorise the carrying out of works in accordance with the programme.” 40

SCHEDULES

FIRST SCHEDULE

Section 2

VEHICLE TYPE NUMBERS AND LICENCE CATEGORIES
FOR DISTANCE AND SUPPLEMENTARY LICENCES

Definitions—In this Schedule,—

“Axle” means one or more shafts, spindles, or bearings in the same vertical transverse plane by means of which, in conjunction with wheels mounted on those shafts, spindles, or bearings, a portion of the weight of the vehicle is transmitted to the roadway; and in particular—

“Oscillating axle” means any axle which complies with the following provisions:

- (a) The axle has 4 wheels attached thereto, consisting of 2 pairs of wheels; and
- (b) Each such pair of wheels is mounted on a separate axle so affixed to the motor vehicle as to share the load equally between the 2 wheels and to permit oscillation of the separate axles in a vertical transverse plane which is at right angles to the longitudinal centre line of the vehicle; and
- (c) The centre of each such wheel is at least 50 cm distant from the centre of every other wheel fitted to the motor vehicle:

“Twin-tyred axle” means—

- (a) Any axle, not being an oscillating axle, which has a wheel track of 1.3 m or more and is equipped with 4 or more tyres:
- (b) Any other axle declared to be a twin-tyred axle for the purposes of the Heavy Motor Vehicle Regulations 1974 by the Secretary for Transport by notice in the *Gazette*:

“Single-tyred axle” means any axle fitted with 2 or more wheels, but which is neither an oscillating axle nor a twin-tyred axle:

“Close”, in relation to 2 or more axles, means that the longitudinal centre lines of the axles are less than 2.4 metres apart:

“Spaced”, in relation to an axle, means that the longitudinal centre line of the axle is at least 2.4 metres distant from the longitudinal centre line of the nearest other axle.

FIRST SCHEDULE—continued

Class of Motor Vehicle	Vehicle Type Number	Licence Category
1. Powered vehicles with 2 axles with:		
(a) 2 single-tyred spaced axles	1	1
(b) 1 single-tyred spaced axle and 1 twin-tyred spaced axle	2	2
(c) Any other configuration	3	1
2. Powered vehicles with 3 axles with:		
(a) 1 single-tyred axle together with only 2 single-tyred close axles	4	4
(b) 1 single-tyred axle together with only 2 close axles, 1 single-tyred and the other twin-tyred	5	6
(c) 1 single-tyred axle together with only 2 twin-tyred close axles	6	7
(d) 1 twin-tyred axle together with only 2 single-tyred close axles	7	6
(e) 3 single-tyred spaced axles	8	3
(f) 2 single-tyred spaced axles and 1 twin-tyred spaced axle	9	5
(g) 2 twin-tyred spaced axles and 1 single-tyred spaced axle	10	7
(h) Any other configuration	11	3
3. Powered vehicles with 4 axles with:		
(a) 1 single-tyred axle together with only 3 close axles, 1 single-tyred and 2 twin-tyred	12	8
(b) 1 single-tyred axle together with only 3 twin-tyred close axles	13	9
(c) 2 single-tyred close axles spaced at least 2.4 metres from 2 twin-tyred close axles	14	9
(d) 1 single-tyred and 1 twin-tyred spaced axles together with 2 twin-tyred close axles	15	9
(e) 2 twin-tyred spaced axles together with 2 single-tyred close axles	16	8
(f) 1 single-tyred and 3 twin-tyred spaced axles	17	9
(g) Any other configuration	18	8
4. Powered vehicles with 5 axles with:		
(a) 1 single-tyred spaced axle together with 2 twin-tyred close axles spaced at least 2.4 metres from 2 twin-tyred close axles	19	10
(b) 1 single-tyred spaced axle together with 2 twin-tyred close axles and 2 twin-tyred spaced axles	20	10
(c) Any other configuration	21	10

FIRST SCHEDULE—*continued*

Class of Motor Vehicle	Vehicle Type Number	Licence Category
5. Powered vehicles with 6 or more axles ..	22	10
6. Unpowered vehicles with 1 axle with:		
(a) A single-tyred spaced axle	23	11
(b) A twin-tyred spaced axle	24	12
(c) Any other configuration	25	11
7. Unpowered vehicles with 2 axles with:		
(a) Single-tyred close axles	26	14
(b) Single-tyred spaced axles	27	13
(c) 1 single-tyred and 1 twin-tyred spaced axles	28	15
(d) Twin-tyred close axles	29	17
(e) Twin-tyred spaced axles	30	16
(f) Any other configuration	31	13
8. Unpowered vehicles with 3 axles with:		
(a) Single-tyred close axles	32	19
(b) Twin-tyred close axles	33	23
(c) 1 single-tyred axle and only 2 single-tyred close axles	34	18
(d) 1 single-tyred axle together with only 2 close axles, 1 single-tyred and 1 twin-tyred	35	20
(e) 1 single-tyred axle together with only 2 twin-tyred close axles	36	21
(f) 1 twin-tyred axle together with only 2 twin-tyred close axles	37	22
(g) 1 twin-tyred axle together with only 2 close axles, 1 twin-tyred and 1 single-tyred	38	21
(h) Twin-tyred spaced axles	39	22
(i) Any other configuration	40	19
9. Unpowered vehicles with 4 axles with:		
(a) Single-tyred close axles	41	23
(b) Twin-tyred close axles	42	24
(c) 2 twin-tyred close axles spaced at least 2.4 metres from 2 twin-tyred close axles	43	24
(d) Any other configuration	44	23
10. Unpowered vehicles with 5 or more axles ..	45	24

Section 2

SECOND SCHEDULE

OFF-ROAD MOTOR VEHICLES

Class of Motor Vehicle	Vehicle Type Number
1. Licence Category A:	
(a) Plant for servicing oil filled cables	71
(b) Road rollers	72
(c) Tractors other than those owned and operated by farmers on their own farms	73
(d) Post debarkers	74
(e) Saw bench apparatus	75
(f) Chippers	76
(g) Sawing or shearing apparatus for tree cutting ..	77
(h) Stone and gravel crushing and screening plant ..	78
(i) Asphalt mixing and paving plant	79
(j) Bulldozers and angle dozers	80
(k) Tractor mounted mobile cranes	81
2. Licence Category B:	
(a) Front end loaders	82
(b) Mobile pile drivers	83
(c) Motor scrapers	84
(d) Self-propelled water carts that are always unladen on the road	85
(e) Self-propelled trench diggers and excavators ..	86
3. Licence Category C:	
(a) Mobile cranes excluding mobile vehicle recovery units	87
(b) Motor graders	88

THIRD SCHEDULE

Section 9

ROAD USER CHARGES

PART I

CHARGE RATES FOR DISTANCE LICENCES

Dollars Per Kilometre/0.621 Miles of Distance to which Licence Relates

Maximum Gross Weight (in Tonnes) to be Specified in Licence	Licence Category of Motor Vehicle					
	1	2	3	4	5	6
1.0	0.00418	0.00418	0.00418	0.00418	0.00418	0.00418
2.0	0.00466	0.00465	0.00464	0.00464	0.00463	0.00463
3.0	0.00522	0.00517	0.00512	0.00511	0.00511	0.00510
4.0	0.00599	0.00582	0.00566	0.00565	0.00562	0.00561
5.0	0.00710	0.00671	0.00630	0.00627	0.00622	0.00619
6.0	0.00877	0.00796	0.00711	0.00705	0.00693	0.00689
7.0	0.01124	0.00972	0.00815	0.00805	0.00783	0.00774
8.0	0.01478	0.01219	0.00951	0.00933	0.00896	0.00881
9.0	0.01972	0.01558	0.01129	0.01101	0.01040	0.01017
10.0	0.02644	0.02013	0.01360	0.01316	0.01224	0.01189
11.0	0.03536	0.02612	0.01655	0.01591	0.01457	0.01405
12.0	0.04693	0.03384	0.02030	0.01939	0.01749	0.01675
13.0	0.06165	0.04363	0.02497	0.02372	0.02111	0.02009
14.0	0.08010	0.05584	0.03075	0.02907	0.02555	0.02417
15.0	0.10283	0.07087	0.03780	0.03558	0.03095	0.02913
16.0	0.13050	0.08912	0.04631	0.04344	0.03744	0.03509
17.0	0.16378	0.11104	0.05648	0.05282	0.04518	0.04219
18.0	0.20339	0.13711	0.06853	0.06393	0.05433	0.05057
19.0	0.25010	0.16782	0.08269	0.07698	0.06505	0.06038
20.0	0.30473	0.20371	0.09918	0.09217	0.07753	0.07180
21.0	0.36812	0.24533	0.11828	0.10976	0.09197	0.08500
22.0	0.44117	0.29327	0.14024	0.12998	0.10854	0.10015
23.0	0.52484	0.34815	0.16534	0.15308	0.12748	0.11745
24.0	0.62009	0.41062	0.19388	0.17934	0.14899	0.13710
25.0	0.72797	0.48134	0.22616	0.20904	0.17330	0.15931
26.0	0.84954	0.56102	0.26249	0.24247	0.20066	0.18428
27.0	0.98593	0.65039	0.30321	0.27993	0.23130	0.21226
28.0	1.13828	0.75021	0.34867	0.32174	0.26550	0.24348
29.0	1.30782	0.86126	0.39922	0.36823	0.30351	0.27817
30.0	1.49578	0.98437	0.45522	0.41974	0.34562	0.31660
Incremental rate	0.31992	0.20943	0.09510	0.08744	0.07142	0.06515
40.0	4.69494	3.07862	1.40625	1.29410	1.05986	0.96814
Incremental rate	0.67407	0.44109	0.20004	0.18387	0.15011	0.13689
50.0	11.43566	7.48957	3.40664	3.13282	2.56094	2.33703
Incremental rate	1.22538	0.80173	0.36339	0.33399	0.27260	0.24856
60.0	23.68948	15.50690	7.04056	6.47276	5.28691	4.82261
Incremental rate	2.01767	1.32000	0.59814	0.54973	0.44862	0.40904
70.0	43.86621	28.70694	13.02198	11.97010	9.77315	8.91297
Incremental rate	3.09475	2.02456	0.91727	0.84301	0.68792	0.62720
80.0	74.81369	48.95259	22.19473	20.40022	16.65236	15.18495
Incremental rate	4.50041	2.94408	1.33377	1.22578	1.00023	0.91192
90.0	119.81784	78.39340	35.53246	32.65804	26.65463	24.30411
Incremental rate	6.27850	4.10720	1.86061	1.70995	1.39527	1.27207

Road User Charges
 THIRD SCHEDULE—*continued*
 PART I—*continued*

Maximum Gross Weight (in Tonnes) to be Specified in Licence	Licence Category of Motor Vehicle					
	7	8	9	10	11	12
1.0	0.00418	0.00418	0.00418	0.00418	0.00046	0.00045
2.0	0.00463	0.00463	0.00463	0.00463	0.00112	0.00099
3.0	0.00510	0.00508	0.00508	0.00508	0.00252	0.00186
4.0	0.00559	0.00555	0.00555	0.00553	0.00552	0.00345
5.0	0.00615	0.00605	0.00604	0.00600	0.01135	0.00629
6.0	0.00680	0.00659	0.00656	0.00648	0.02160	0.01111
7.0	0.00758	0.00719	0.00714	0.00699	0.03818	0.01874
8.0	0.00853	0.00787	0.00779	0.00753	0.06338	0.03022
9.0	0.00972	0.00866	0.00853	0.00812	0.09983	0.04671
10.0	0.01120	0.00958	0.00939	0.00876	0.15049	0.06954
11.0	0.01304	0.01067	0.01039	0.00946	0.21872	0.10020
12.0	0.01531	0.01196	0.01156	0.01025	0.30818	0.14032
13.0	0.01811	0.01350	0.01294	0.01114	0.42290	0.19170
14.0	0.02152	0.01531	0.01457	0.01214	0.56727	0.25629
15.0	0.02564	0.01746	0.01647	0.01328	0.74602	0.33620
16.0	0.03057	0.01998	0.01870	0.01457	0.96423	0.43371
17.0	0.03642	0.02293	0.02130	0.01603	1.22734	0.55122
18.0	0.04332	0.02636	0.02431	0.01769	1.54112	0.69132
19.0	0.05139	0.03033	0.02779	0.01957	1.91171	0.85674
20.0	0.06076	0.03490	0.03179	0.02170	2.34560	1.05037
21.0	0.07157	0.04014	0.03636	0.02410	2.84962	1.27526
22.0	0.08398	0.04612	0.04157	0.02680	3.43095	1.53461
23.0	0.09813	0.05291	0.04747	0.02982	4.09714	1.83177
24.0	0.11419	0.06058	0.05413	0.03321	4.85606	2.17027
25.0	0.13234	0.06921	0.06162	0.03698	5.71596	2.55378
26.0	0.15274	0.07889	0.07000	0.04119	6.68542	2.98611
27.0	0.17557	0.08970	0.07936	0.04585	7.77338	3.47127
28.0	0.20104	0.10172	0.08976	0.05101	8.98912	4.01337
29.0	0.22934	0.11505	0.10130	0.05670	10.34229	4.61673
30.0	0.26068	0.12979	0.11403	0.06296	11.84288	5.28579
Incremental rate	0.05307	0.02479	0.02139	0.01035	2.55621	1.13955
40.0	0.79140	0.37772	0.32793	0.16650	37.40498	16.68129
Incremental rate	0.11141	0.05178	0.04461	0.02134	5.38946	2.40234
50.0	1.90553	0.89556	0.77401	0.37990	91.29961	40.70467
Incremental rate	0.20223	0.09380	0.08075	0.03844	9.79997	4.36811
60.0	3.92786	1.83359	1.58153	0.76431	189.29932	84.38577
Incremental rate	0.33275	0.15418	0.13269	0.06302	16.13824	7.19308
70.0	7.25534	3.37544	2.90847	1.39447	350.68188	156.31654
Incremental rate	0.51018	0.23627	0.20331	0.09642	24.75485	11.03348
80.0	12.35711	5.73816	4.94153	2.35872	598.23047	266.65137
Incremental rate	0.74173	0.34340	0.29546	0.14003	36.00024	16.04562
90.0	19.77446	9.17221	7.89616	3.75898	958.23291	427.10767
Incremental rate	1.03464	0.47892	0.41203	0.19518	50.22491	22.38554

THIRD SCHEDULE—continued

PART I—continued

Maximum Gross Weight (in Tonnes) to be Specified in Licence	Licence Category of Motor Vehicle					
	13	14	15	16	17	18
1.0	0.00045	0.00045	0.00045	0.00045	0.00045	0.00045
2.0	0.00092	0.00091	0.00091	0.00090	0.00090	0.00090
3.0	0.00148	0.00146	0.00143	0.00140	0.00139	0.00138
4.0	0.00225	0.00216	0.00209	0.00199	0.00195	0.00191
5.0	0.00337	0.00316	0.00297	0.00273	0.00264	0.00254
6.0	0.00504	0.00461	0.00422	0.00373	0.00353	0.00332
7.0	0.00750	0.00670	0.00598	0.00507	0.00471	0.00431
8.0	0.01104	0.00967	0.00845	0.00689	0.00629	0.00560
9.0	0.01598	0.01380	0.01184	0.00934	0.00837	0.00727
10.0	0.02271	0.01938	0.01639	0.01259	0.01111	0.00942
11.0	0.03162	0.02675	0.02238	0.01681	0.01464	0.01217
12.0	0.04320	0.03629	0.03010	0.02221	0.01915	0.01565
13.0	0.05793	0.04841	0.03989	0.02903	0.02480	0.01998
14.0	0.07636	0.06357	0.05211	0.03749	0.03181	0.02533
15.0	0.09910	0.08223	0.06713	0.04787	0.04038	0.03184
16.0	0.12676	0.10493	0.08538	0.06045	0.05075	0.03970
17.0	0.16004	0.13222	0.10731	0.07552	0.06317	0.04908
18.0	0.19965	0.16469	0.13337	0.09343	0.07790	0.06020
19.0	0.24636	0.20296	0.16408	0.11449	0.09522	0.07324
20.0	0.30099	0.24770	0.19997	0.13909	0.11542	0.08844
21.0	0.36438	0.29961	0.24159	0.16759	0.13882	0.10602
22.0	0.43744	0.35942	0.28953	0.20039	0.16575	0.12624
23.0	0.52110	0.42789	0.34442	0.23793	0.19654	0.14934
24.0	0.61635	0.50585	0.40688	0.28063	0.23156	0.17561
25.0	0.72423	0.59413	0.47760	0.32896	0.27119	0.20531
26.0	0.84580	0.69360	0.55728	0.38339	0.31580	0.23873
27.0	0.98219	0.80518	0.64665	0.44442	0.36582	0.27619
28.0	1.13454	0.92983	0.74647	0.51258	0.42167	0.31800
29.0	1.30408	1.06851	0.85752	0.58839	0.48378	0.36449
30.0	1.49204	1.22226	0.98063	0.67241	0.55261	0.41600
Incremental rate	0.31992	0.26163	0.20943	0.14283	0.11695	0.08744
40.0	4.69120	3.83856	3.07488	2.10075	1.72212	1.29036
Incremental rate	0.67407	0.55117	0.44109	0.30068	0.24611	0.18387
50.0	11.43192	9.35026	7.48583	5.10756	4.18318	3.12908
Incremental rate	1.22538	1.00190	0.80173	0.54640	0.44716	0.33399
60.0	23.68575	19.36925	15.50136	10.57160	8.65481	6.46903
Incremental rate	2.01767	1.64964	1.32001	0.89952	0.73610	0.54973
70.0	43.86249	35.86563	28.70322	19.56685	16.01576	11.96636
Incremental rate	3.09475	2.53020	2.02456	1.37958	1.12889	0.84301
80.0	74.80995	61.16762	48.94885	33.36264	27.30463	20.39648
Incremental rate	4.50041	3.67941	2.94408	2.00609	1.64152	1.22578
90.0	119.81410	97.96173	78.38966	53.42355	43.71979	32.65430
Incremental rate	6.27850	5.13308	4.10720	2.79858	2.28996	1.70995

Road User Charges

THIRD SCHEDULE—continued

PART I—continued

Maximum Gross Weight (in Tonnes) to be Specified in Licence	Licence Category of Motor Vehicle					
	19	20	21	22	23	24
1.0	0.00045	0.00045	0.00045	0.00045	0.00045	0.00045
2.0	0.00090	0.00090	0.00089	0.00089	0.00089	0.00089
3.0	0.00137	0.00137	0.00136	0.00135	0.00135	0.00134
4.0	0.00189	0.00188	0.00185	0.00184	0.00183	0.00180
5.0	0.00248	0.00246	0.00240	0.00237	0.00234	0.00227
6.0	0.00321	0.00316	0.00304	0.00297	0.00291	0.00277
7.0	0.00411	0.00402	0.00380	0.00367	0.00356	0.00330
8.0	0.00525	0.00510	0.00473	0.00451	0.00431	0.00388
9.0	0.00671	0.00647	0.00588	0.00552	0.00521	0.00452
10.0	0.00858	0.00820	0.00731	0.00677	0.00629	0.00524
11.0	0.01094	0.01039	0.00908	0.00828	0.00759	0.00605
12.0	0.01390	0.01312	0.01127	0.01104	0.00916	0.00697
13.0	0.01758	0.01651	0.01396	0.01240	0.01104	0.00803
14.0	0.02209	0.02065	0.01722	0.01512	0.01330	0.00925
15.0	0.02758	0.02568	0.02116	0.01839	0.01599	0.01066
16.0	0.03418	0.03172	0.02587	0.02229	0.01918	0.01228
17.0	0.04205	0.03891	0.03146	0.02689	0.02293	0.01414
18.0	0.05135	0.04741	0.03804	0.03230	0.02732	0.01627
19.0	0.06226	0.05737	0.04573	0.03861	0.03243	0.01871
20.0	0.07496	0.06895	0.05467	0.04592	0.03833	0.02149
21.0	0.08964	0.08234	0.06497	0.05435	0.04512	0.02465
22.0	0.10650	0.09771	0.07679	0.06399	0.05288	0.02822
23.0	0.12577	0.11527	0.09028	0.07499	0.06171	0.03226
24.0	0.14765	0.13520	0.10558	0.08745	0.07171	0.03679
25.0	0.17239	0.15774	0.12285	0.10151	0.08298	0.04186
26.0	0.20023	0.18308	0.14228	0.11731	0.09563	0.04753
27.0	0.23141	0.21148	0.16402	0.13498	0.10977	0.05383
28.0	0.26621	0.24316	0.18826	0.15468	0.12552	0.06083
29.0	0.30490	0.27836	0.21520	0.17656	0.14300	0.06856
30.0	0.34775	0.31736	0.24503	0.20077	0.16234	0.07709
Incremental rate	0.07269	0.06613	0.05050	0.04094	0.03263	0.01421
40.0	1.07466	0.97862	0.75000	0.61013	0.48868	0.21923
Incremental rate	0.15278	0.13894	0.10598	0.08582	0.06832	0.02948
50.0	2.60246	2.36799	1.80985	1.46836	1.17184	0.51402
Incremental rate	0.27746	0.25228	0.19236	0.15570	0.12386	0.05324
60.0	5.37702	4.89083	3.73347	3.02534	2.41049	1.04643
Incremental rate	0.45662	0.41517	0.31649	0.25612	0.20369	0.08739
70.0	9.94327	9.04256	6.89839	5.58649	4.44742	1.92032
Incremental rate	0.70020	0.63661	0.48524	0.39263	0.31221	0.13381
80.0	16.94522	15.40866	11.75081	9.51277	7.56955	3.25844
Incremental rate	1.01808	0.92560	0.70547	0.57079	0.45384	0.19440
90.0	27.12601	24.66469	18.80553	15.22065	12.10798	5.20240
Incremental rate	1.42018	1.29117	0.98405	0.79614	0.63299	0.27103

Road User Charges

THIRD SCHEDULE—continued

PART II

CHARGE RATES FOR SUPPLEMENTARY LICENCES

Dollars Per Kilometre/0.621 Miles of Distance to which Licence Relates

Maximum Gross Weight (in Tonnes) to be Specified in Licence	Licence Category of Motor Vehicle					
	1	2	3	4	5	6
1.0	0.00419	0.00418	0.00418	0.00418	0.00418	0.00418
2.0	0.00468	0.00466	0.00464	0.00464	0.00464	0.00464
3.0	0.00534	0.00525	0.00515	0.00515	0.00513	0.00513
4.0	0.00637	0.00607	0.00577	0.00575	0.00571	0.00569
5.0	0.00804	0.00732	0.00658	0.00653	0.00642	0.00638
6.0	0.01071	0.00922	0.00768	0.00758	0.00736	0.00728
7.0	0.01482	0.01207	0.00921	0.00902	0.00862	0.00847
8.0	0.02089	0.01619	0.01133	0.01100	0.01032	0.01005
9.0	0.02952	0.02199	0.01420	0.01367	0.01258	0.01215
10.0	0.04138	0.02990	0.01802	0.01723	0.01556	0.01491
11.0	0.05723	0.04042	0.02303	0.02187	0.01943	0.01848
12.0	0.07791	0.05410	0.02947	0.02782	0.02437	0.02302
13.0	0.10432	0.07154	0.03761	0.03534	0.03059	0.02873
14.0	0.13748	0.09338	0.04775	0.04469	0.03830	0.03580
15.0	0.17845	0.12033	0.06020	0.05617	0.04775	0.04445
16.0	0.22838	0.15315	0.07531	0.07009	0.05919	0.05492
17.0	0.28853	0.19265	0.09344	0.08679	0.07290	0.06746
18.0	0.36018	0.23968	0.11499	0.10663	0.08916	0.08233
19.0	0.44475	0.29515	0.14036	0.12998	0.10830	0.09981
20.0	0.54371	0.36004	0.16999	0.15725	0.13063	0.12021
21.0	0.65860	0.43535	0.20435	0.18886	0.15650	0.14383
22.0	0.79107	0.52215	0.24391	0.22525	0.18628	0.17102
23.0	0.94282	0.62157	0.28919	0.26690	0.22034	0.20211
24.0	1.11564	0.73478	0.34071	0.31428	0.25908	0.23747
25.0	1.31142	0.86300	0.39903	0.36791	0.30293	0.27748
26.0	1.53209	1.00750	0.46473	0.42833	0.35230	0.32254
27.0	1.77970	1.16963	0.53841	0.49607	0.40766	0.37304
28.0	2.05635	1.35075	0.62069	0.57173	0.46947	0.42943
29.0	2.36423	1.55231	0.71223	0.65589	0.53822	0.49215
30.0	2.70562	1.77578	0.81369	0.74917	0.61442	0.56166
Incremental rate	0.58130	0.38041	0.17255	0.15861	0.12950	0.11810
40.0	8.51862	5.57987	2.53920	2.33528	1.90939	1.74263
Incremental rate	1.22522	0.80163	0.36334	0.33395	0.27256	0.24852
50.0	20.77081	13.59613	6.17262	5.67477	4.63499	4.22787
Incremental rate	2.22761	1.45733	0.66035	0.60690	0.49527	0.45156
60.0	43.04689	28.16943	12.77610	11.74375	9.58766	8.74347
Incremental rate	3.66813	2.39965	1.08717	0.99915	0.81531	0.74334
70.0	79.72820	52.16589	23.64777	21.73523	17.74078	16.17683
Incremental rate	5.62645	3.68067	1.66741	1.53239	1.25040	1.13999
80.0	135.99271	88.97255	40.32187	37.05916	30.24483	27.57677
Incremental rate	8.18221	5.35251	2.42467	2.22833	1.81823	1.65767
90.0	217.81479	142.49763	64.56862	59.34244	48.42715	44.15344
Incremental rate	11.41505	7.46727	3.38257	3.10863	2.53650	2.31249

THIRD SCHEDULE—continued

PART II—continued

Maximum Gross Weight (in Tonnes) to be Specified in Licence	Licence Category of Motor Vehicle					
	7	8	9	10	11	12
1.0	0.00418	0.00418	0.00418	0.00418	0.00047	0.00046
2.0	0.00464	0.00463	0.00463	0.00463	0.00132	0.00108
3.0	0.00512	0.00509	0.00509	0.00508	0.00349	0.00229
4.0	0.00566	0.00558	0.00557	0.00554	0.00858	0.00481
5.0	0.00630	0.00612	0.00610	0.00603	0.01882	0.00962
6.0	0.00712	0.00673	0.00669	0.00654	0.03708	0.01801
7.0	0.00817	0.00745	0.00738	0.00710	0.06687	0.03153
8.0	0.00954	0.00832	0.00819	0.00772	0.11232	0.05204
9.0	0.01133	0.00938	0.00917	0.00842	0.17822	0.08165
10.0	0.01366	0.01068	0.01036	0.00922	0.26998	0.12280
11.0	0.01664	0.01228	0.01182	0.01014	0.39366	0.17817
12.0	0.02042	0.01425	0.01359	0.01121	0.55595	0.25075
13.0	0.02514	0.01664	0.01574	0.01246	0.76418	0.34380
14.0	0.03097	0.01954	0.01833	0.01392	1.02631	0.46088
15.0	0.03809	0.02303	0.02143	0.01563	1.35094	0.60582
16.0	0.04669	0.02719	0.02512	0.01761	1.74732	0.78273
17.0	0.05697	0.03211	0.02948	0.01990	2.22533	0.99603
18.0	0.06915	0.03790	0.03459	0.02256	2.79548	1.25039
19.0	0.08345	0.04466	0.04055	0.02561	3.46892	1.55079
20.0	0.10012	0.05250	0.04746	0.02911	4.25744	1.90248
21.0	0.11942	0.06154	0.05541	0.03311	5.17348	2.31100
22.0	0.14162	0.07189	0.06451	0.03765	6.23009	2.78218
23.0	0.16699	0.08370	0.07487	0.04279	7.44097	3.32212
24.0	0.19583	0.09708	0.08662	0.04858	8.82046	3.93721
25.0	0.22845	0.11219	0.09987	0.05508	10.38355	4.63413
26.0	0.26517	0.12916	0.11475	0.06236	12.14585	5.41983
27.0	0.30633	0.14816	0.13140	0.07047	14.12358	6.30156
28.0	0.35228	0.16934	0.14995	0.07948	16.33365	7.28684
29.0	0.40337	0.19286	0.17055	0.08946	18.79358	8.38349
30.0	0.45998	0.21890	0.19335	0.10048	21.52159	9.59960
Incremental rate	0.09613	0.04405	0.03853	0.01846	4.64729	2.07155
40.0	1.42129	0.65936	0.57861	0.28511	67.99451	30.31508
Incremental rate	0.20220	0.09238	0.08074	0.03844	9.79865	4.36752
50.0	3.44334	1.58316	1.38602	0.66946	165.98097	73.99028
Incremental rate	0.36733	0.16762	0.14646	0.06953	17.81776	7.94164
60.0	7.11666	3.25939	2.85059	1.36474	344.15869	153.40672
Incremental rate	0.60463	0.27575	0.24090	0.11421	29.34193	13.07796
70.0	13.16297	6.01692	5.25957	2.50684	637.57813	284.18628
Incremental rate	0.92723	0.42275	0.36928	0.17495	45.00847	20.06056
80.0	22.43526	10.24441	8.95242	4.25638	1090.00	484.79199
Incremental rate	1.34824	0.61459	0.53684	0.25423	65.45461	29.17346
90.0	35.91771	16.39034	14.32081	6.79867	1740.00	776.52661
Incremental rate	1.88081	0.85726	0.74879	0.35451	91.31750	40.70062

Road User Charges

THIRD SCHEDULE—continued

PART II—continued

Maximum Gross Weight (in Tonnes) to be Specified in Licence	Licence Category of Motor Vehicle					
	13	14	15	16	17	18
1.0	0.00045	0.00045	0.00045	0.00045	0.00045	0.00045
2.0	0.00094	0.00093	0.00093	0.00091	0.00091	0.00090
3.0	0.00160	0.00156	0.00151	0.00146	0.00143	0.00141
4.0	0.00263	0.00248	0.00234	0.00216	0.00209	0.00201
5.0	0.00430	0.00392	0.00358	0.00315	0.00298	0.00279
6.0	0.00697	0.00619	0.00548	0.00459	0.00424	0.00384
7.0	0.01109	0.00963	0.00833	0.00667	0.00602	0.00529
8.0	0.01716	0.01468	0.01245	0.00962	0.00852	0.00726
9.0	0.02578	0.02181	0.01825	0.01371	0.01195	0.00994
10.0	0.03764	0.03159	0.02616	0.01924	0.01656	0.01349
11.0	0.05349	0.04463	0.03669	0.02656	0.02262	0.01813
12.0	0.07417	0.06161	0.05036	0.03602	0.03044	0.02408
13.0	0.10059	0.08329	0.06780	0.04804	0.04036	0.03160
14.0	0.13374	0.11048	0.08964	0.06306	0.05273	0.04095
15.0	0.17471	0.14405	0.11659	0.08157	0.06796	0.05243
16.0	0.22465	0.18496	0.14941	0.10407	0.08645	0.06635
17.0	0.28479	0.23421	0.18891	0.13112	0.10866	0.08305
18.0	0.35645	0.29287	0.23594	0.16331	0.13508	0.10289
19.0	0.44101	0.36210	0.29141	0.20125	0.16620	0.12624
20.0	0.53997	0.44308	0.35630	0.24560	0.20257	0.15351
21.0	0.65486	0.53709	0.43161	0.29706	0.24476	0.18512
22.0	0.78733	0.64547	0.51841	0.35634	0.29335	0.22151
23.0	0.93908	0.76961	0.61783	0.42422	0.34897	0.26316
24.0	1.11190	0.91099	0.73104	0.50150	0.41228	0.31054
25.0	1.30768	1.07113	0.85926	0.58900	0.48396	0.36418
26.0	1.52835	1.25162	1.00377	0.68761	0.56472	0.42459
27.0	1.77596	1.45413	1.16589	0.79821	0.65530	0.49234
28.0	2.05261	1.68040	1.34702	0.92176	0.75647	0.56799
29.0	2.36049	1.93219	1.54857	1.05923	0.86904	0.65215
30.0	2.70188	2.21137	1.77204	1.21163	0.99382	0.74544
Incremental rate	0.58130	0.47533	0.38041	0.25933	0.21227	0.15861
40.0	8.51488	6.96463	5.57613	3.80497	3.11656	2.33154
Incremental rate	1.22522	1.00176	0.80163	0.54633	0.44710	0.33395
50.0	20.76707	16.98224	13.59239	9.26827	7.58758	5.67103
Incremental rate	2.22761	1.82127	1.45733	0.99309	0.81266	0.60690
60.0	43.04315	35.19496	28.16570	19.19922	15.71415	11.74001
Incremental rate	3.66813	2.99898	2.39965	1.63514	1.33799	0.99915
70.0	79.72447	65.18474	52.16217	35.55061	29.09410	21.73151
Incremental rate	5.62645	4.60000	3.68066	2.50796	2.05216	1.53239
80.0	135.98897	111.18472	88.96881	60.63022	49.61566	37.05542
Incremental rate	8.18221	6.68947	5.35251	3.64707	2.98421	2.22833
90.0	217.81105	178.07944	142.49390	97.10097	79.45775	59.33870
Incremental rate	11.41506	9.33249	7.46727	5.08797	4.16319	3.10863

Road User Charges
 THIRD SCHEDULE—*continued*
 PART II—*continued*

Maximum Gross Weight (in Tonnes) to be Specified in Licence	Licence Category of Motor Vehicle					
	19	20	21	22	23	24
1.0	0.00045	0.00045	0.00045	0.00045	0.00045	0.00045
2.0	0.00090	0.00090	0.00090	0.00090	0.00090	0.00089
3.0	0.00140	0.00139	0.00138	0.00137	0.00136	0.00135
4.0	0.00197	0.00196	0.00191	0.00189	0.00187	0.00182
5.0	0.00269	0.00265	0.00255	0.00249	0.00243	0.00232
6.0	0.00364	0.00356	0.00334	0.00322	0.00310	0.00286
7.0	0.00492	0.00475	0.00436	0.00413	0.00392	0.00346
8.0	0.00664	0.00636	0.00569	0.00528	0.00493	0.00415
9.0	0.00893	0.00848	0.00742	0.00677	0.00620	0.00494
10.0	0.01196	0.01128	0.00965	0.00866	0.00780	0.00588
11.0	0.01589	0.01489	0.01251	0.01106	0.00979	0.00699
12.0	0.02091	0.01949	0.01612	0.01406	0.01228	0.00831
13.0	0.02722	0.02528	0.02064	0.01780	0.01534	0.00987
14.0	0.03507	0.03245	0.02621	0.02239	0.01908	0.01173
15.0	0.04468	0.04122	0.03300	0.02797	0.02361	0.01392
16.0	0.05631	0.05184	0.04120	0.03469	0.02904	0.01650
17.0	0.07026	0.06456	0.05100	0.04270	0.03550	0.01952
18.0	0.08681	0.07965	0.06260	0.05217	0.04312	0.02303
19.0	0.10628	0.09739	0.07623	0.06328	0.05204	0.02710
20.0	0.12900	0.11809	0.09211	0.07621	0.06241	0.03179
21.0	0.15533	0.14206	0.11048	0.09116	0.07439	0.03717
22.0	0.18563	0.16965	0.13161	0.10834	0.08813	0.04331
23.0	0.22029	0.20120	0.15576	0.12796	0.10382	0.05027
24.0	0.25972	0.23709	0.18322	0.15026	0.12164	0.05815
25.0	0.30433	0.27769	0.21426	0.17546	0.14176	0.06701
26.0	0.35458	0.32341	0.24921	0.20382	0.16440	0.07695
27.0	0.41092	0.37467	0.28838	0.23559	0.18975	0.08805
28.0	0.47383	0.43190	0.33210	0.27104	0.21802	0.10040
29.0	0.54380	0.49556	0.38071	0.31045	0.24944	0.11409
30.0	0.62134	0.56610	0.43458	0.35411	0.28424	0.12923
Incremental rate	0.13180	0.11986	0.09145	0.07406	0.05897	0.02548
40.0	1.93935	1.76474	1.34908	1.09475	0.87393	0.38403
Incremental rate	0.27742	0.25225	0.19234	0.15568	0.12385	0.05323
50.0	4.71354	4.28724	3.27243	2.65153	2.11242	0.91637
Incremental rate	0.50410	0.45833	0.34938	0.28272	0.22484	0.09644
60.0	9.75455	8.87057	6.76627	5.47876	4.36086	1.88075
Incremental rate	0.82986	0.75449	0.57508	0.46530	0.36999	0.15852
70.0	18.05316	16.41551	12.51703	10.13177	8.06072	3.46599
Incremental rate	1.27272	1.15711	0.88189	0.71350	0.56730	0.24293
80.0	30.78038	27.98659	21.33594	17.26678	13.73369	5.89529
Incremental rate	1.85069	1.68255	1.28231	1.03743	0.82480	0.35308
90.0	49.28725	44.81212	34.15907	27.64110	21.98170	9.42613
Incremental rate	2.58178	2.34721	1.78882	1.44718	1.15054	0.49242

THIRD SCHEDULE—continued

PART III

CHARGE RATES FOR TIME LICENCES

Dollars Per Annum

Maximum Gross Weight (in Tonnes) to be Specified in Licence	Licence Category of Motor Vehicle		
	A	B	C
1.0	10	10	10
2.0	10	10	12
3.0	10	10	15
4.0	10	13	19
5.0	10	15	22
6.0	10	18	26
7.0	11	21	32
8.0	13	26	38
9.0	15	31	46
10.0	18	37	55
11.0	22	43	65
12.0	25	51	76
13.0	29	58	88
14.0	33	67	100
15.0	38	76	114
16.0	43	86	129
17.0	48	96	145
18.0	54	107	161
19.0	59	118	177
20.0	65	130	194
21.0	71	141	212
22.0	76	153	229
23.0	82	165	247
24.0	88	176	265
25.0	94	188	282
26.0	100	200	300
27.0	106	212	318
28.0	112	223	335
29.0	118	235	353
30.0	124	247	371
Incremental rate	5.890	11.780	17.670

THIRD SCHEDULE—continued**PART IV***Miscellaneous Provisions*

1. Definition of “incremental rate”—In this Schedule, the term “incremental rate” means the incremental rate per tonne for maximum gross weights between the immediately preceding maximum gross weight and the immediately following maximum gross weight (if any).

2. Provisions relating to road user charges for time licences—In calculating the road user charge payable in respect of a time licence for a period that has already commenced, the amount arrived at in accordance with Part III of this Schedule shall be reduced by one third (in the case of a licence for a quarter) or one twelfth (in the case of a licence for a year) for every whole month between the commencement of the period and the date of issue.