

## TRANSPORT AMENDMENT BILL

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### EXPLANATORY NOTE

*Clause 2:* Under the principal Act an invalid carriage that weighs not more than 5 cwt. unladen is excluded from the definition of the term "motor vehicle" in section 2 (1), and the provisions of that Act relating to motor vehicles do not apply to it. The purpose of this clause is to abolish this weight limitation so that those provisions will not apply to any invalid carriage, irrespective of its weight.

*Clause 3:* The purpose of this clause is to provide that the same annual licence fee will be payable in respect of a station wagon used for private purposes as is payable in the case of a motor car.

*Clause 4:* At present power cycles come within the definition of the term "motor cycle", and are liable as motor cycles for an initial registration fee of £2 and an annual licence fee of £2. This clause provides that the registration fee and annual licence fee for power cycles are each to be £1.

*Clause 5:* The maximum penalty for driving a motor vehicle while disqualified is a fine of £100. The effect of this clause is that the maximum penalty in such a case will be imprisonment for a term of three months or a fine of £100.

Hon. Mr Goosman

## TRANSPORT AMENDMENT

### ANALYSIS

Title.	3. Station wagons used for private purposes liable for same annual licence fees as motor cars.
1. Short Title.	4. Registration and licence fees for power cycles.
2. Abolishing weight restriction on invalid carriages.	5. Penalty for driving while disqualified.

### A BILL INTITULED

AN ACT to amend the Transport Act 1949.

Title.

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

1. This Act may be cited as the Transport Amendment Act 1954, and shall be read together with and deemed part of the Transport Act 1949 (hereinafter referred to as the principal Act).

Short Title.

1949, No. 7

2. (1) Section two of the principal Act is hereby amended by omitting from the definition of the term "invalid carriage" in subsection one the words "weighing not more than five hundredweight unladen".

Abolishing weight restriction on invalid carriages.

(2) This section shall come into force on the first day of July, nineteen hundred and fifty-five.

3. (1) Section two of the principal Act is hereby further amended by inserting in subsection one, after the definition of the terms "service" or "transport service", the following definition:

Station wagons used for private purposes liable for same annual licence fees as motor cars.

"Station wagon" means a motor vehicle which, though designed principally for the carriage of goods, has a permanently constructed

body with two or more windows along each side and one or more rear doors and provides seating accommodation alongside and behind the driver comparable with that of a motor car, but so that the total number of persons (inclusive of the driver) that the vehicle is designed to carry does not exceed nine:” 5

(2) Section two of the principal Act is hereby further amended by inserting in subsection one, after the definition of the term “private motor car”, the following definition: 10

“‘Private station wagon’ means a station wagon that is used exclusively in one or more of the following ways:

“(a) By any person for purposes of pleasure or for private or domestic purposes, but not for business purposes:

“Provided that for the purposes of this paragraph the term ‘business purposes’ does not include the carriage of any person to or from his place of business or the place where he carries on his profession or calling: 20

“(b) In person by the owner (being an individual) for no business purpose other than his own carriage in relation to his profession, business, or calling, so long as that profession, business, or calling is not that of a commercial traveller, insurance agent or inspector or assessor, land or estate agent, manufacturer’s agent, stock agent, station agent, or salesman: 25 30

“(c) By a medical practitioner for the purposes of his profession:

“(d) By the owner (being a farmer), or by any person on his behalf, in connection with the farming operations of the owner: 35

“(e) In connection with the work of any public or private hospital or charitable or benevolent or religious institution or trade union by or on behalf of the Board or other authority controlling the hospital or institution or trade union: ”. 40

(3) The First Schedule to the principal Act (as substituted by subsection four of section four of the Transport Amendment Act (No. 2) 1953) is hereby amended as follows: 1953, No. 116

5 (a) By inserting in clause two, after the words "motor car", the words "or private station wagon":

10 (b) By inserting in clause four, after the words "motor vehicle", the words "(not being a motor car or private station wagon)".

4. (1) Section two of the principal Act is hereby further amended by inserting in subsection one, after the definition of the term "passenger service vehicle", the following definition: Registration and licence fees for power cycles.

15 " "Power cycle" means a pedal bicycle or pedal tricycle that is fitted with a detachable motor attachment for alternative propulsion:"

20 (2) Section seventeen of the principal Act is hereby amended by inserting in paragraph (a) of subsection two (as substituted by subsection one of section four of the Transport Amendment Act (No. 2) 1953), after the word "trailer", the words "or power cycle".

25 (3) The First Schedule to the principal Act (as substituted by subsection four of section four of the Transport Amendment Act (No. 2) 1953) is hereby further amended by repealing clause one, and substituting the following clauses: 1953, No. 116

"(1) For every motor cycle (not being a power cycle) £ s. d. 2 0 0

30 "(1A) For every power cycle 1 0 0".

5. Section thirty-one of the principal Act is hereby amended by inserting in subsection six, after the words "summary conviction", the words "to imprisonment for a term not exceeding three months or". Penalty for driving while disqualified.