

1964/208

THE TRAFFIC REGULATIONS 1956, AMENDMENT NO. 12

BERNARD FERGUSSON, Governor-General

ORDER IN COUNCIL

At the Government House at Wellington this 16th day of December 1964

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL

PURSUANT to the Transport Act 1962, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, hereby makes the following regulations.

REGULATIONS

1. (1) These regulations may be cited as the Traffic Regulations 1956, Amendment No. 12, and shall be read together with and deemed part of the Traffic Regulations 1956* (hereinafter referred to as the principal regulations).

(2) These regulations shall come into force on the seventh day after the date of their notification in the *Gazette*.

2. Regulation 3 of the principal regulations is hereby amended by inserting, after the definition of the term "bicycle", the following definition:

"'Breakdown vehicle' means any motor vehicle designed or adapted for the salvage of motor vehicles that have met with mishap; but does not include a motorcar or a station wagon:".

3. Regulation 3 of the principal regulations is hereby further amended by revoking the definition of the term "power cycle", and substituting the following definition:

"'Power cycle' means—

"(a) A motor vehicle running on two wheels and fitted with a motor the total piston displacement of which does not exceed 60 cubic centimetres; or

"(b) A pedal tricycle that for alternative propulsion is fitted with a motor (whether detachable or not) the total piston displacement of which does not exceed 60 cubic centimetres:".

*S.R. 1956/217 (Reprinted with Amendments Nos. 1 to 8: S.R. 1963/157)
 Amendment No. 9: S.R. 1963/224
 Amendment No. 10: S.R. 1964/85
 Amendment No. 11: S.R. 1964/119

4. Regulation 3 of the principal regulations is hereby further amended—

- (a) By omitting from the definition of the term “warrant of appointment” the words “City Council”, and substituting the words “local authority”;
- (b) By omitting from the same definition the words “the Council”, and substituting the words “the local authority”.

5. Regulation 17 of the principal regulations is hereby amended by revoking subclause (3), and by substituting the following subclause:

“(3) Where the construction, equipment, or loading of any vehicle or any trailer drawn by it is such that it would prevent the driver from giving satisfactory arm signals as provided for in subclause (1) of this regulation, no person shall operate the vehicle unless—

- “(a) In the case of a heavy motor vehicle first registered on or after the 1st day of June 1965, it is fitted with an approved flashing-light signalling device:
- “(b) In the case of any heavy motor vehicle (whenever registered), if any signalling device with which it is fitted is replaced, it is fitted with an approved flashing-light signalling device:
- “(c) In the case of any other motor vehicle, it is fitted with any approved signalling device.”

6. Regulation 42 of the principal regulations is hereby amended by revoking paragraph (a) of subclause (3), and substituting the following paragraph:

- “(a) The service brake, in the case of any vehicle equipped with a service brake acting upon not less than four wheels of the vehicle, is capable of bringing the vehicle to a standstill within a distance of 30 ft from a speed of 20 miles an hour, and in any other case is capable of bringing the vehicle to a standstill within a distance of 35 ft from a speed of 20 miles an hour; and”.

7. (1) The principal regulations are hereby further amended by inserting, after regulation 51A (as substituted by regulation 15 (1) of the Traffic Regulations 1956, Amendment No. 7), the following regulations:

“Seat Belts

“51B. (1) No person shall operate a motorcar or a station wagon or a goods-service vehicle (not being a heavy motor vehicle), unless it is fitted with a seat belt of an approved type for the use of the driver and, in the case of a vehicle providing seating accommodation for one or more passengers alongside the driver, at least one other seat belt of an approved type for the use of a passenger seated in the same line transversely as the driver.

“(2) For the purposes of this regulation, a seat belt bearing a standard mark as defined in section 2 of the Standards Act 1941 shall be deemed to be a seat belt of an approved type.

“(3) The provisions of this regulation shall not apply to any vehicle first registered before the 1st day of January 1965.

"Use of Television in Motor Vehicles"

"51c. No person shall operate a motor vehicle which is equipped with or in which is carried any television set so placed that—

"(a) The screen or any part of the screen is directly or indirectly visible to the driver from his driving position; or

"(b) The screen or any part of the screen is likely to distract the attention of the driver of any other motor vehicle; or

"(c) The controls, other than the sound-volume control and the main switch, are within the driver's reach from his driving position."

(2) Regulation 2 of the principal regulations (as amended by regulation 15 (2) of the Traffic Regulations 1956, Amendment No. 7) is hereby further amended by inserting, after the reference to regulation 51A, the following words:

"51B. Seat Belts.

"51c. Use of Television in Motor Vehicles."

8. (1) Regulation 125 of the principal regulations is hereby further amended by revoking subclause (9), and substituting the following subclause:

"(9) The Minister may at any time, by notice in writing to the controlling authority, disallow any resolution made pursuant to subclause (8) of this regulation and thereupon the resolution shall have no force or effect and the controlling authority shall not proceed to erect the sign, or, if the sign has already been erected, shall forthwith cause it to be removed. Any sign which the controlling authority is so required to remove shall, as from the date of the Minister's disallowance, cease to have any force or effect."

(2) Regulation 24 of the Traffic Regulations 1956, Amendment No. 2, is hereby consequentially amended by revoking subclause (2).

T. J. SHERRARD,
Clerk of the Executive Council.

EXPLANATORY NOTE

This note is not part of the regulations, but is intended to indicate their general effect.

Regulation 2 defines the term "breakdown vehicle" for the purposes of the principal regulations.

Regulation 3 redefines the term "power cycle" so as to conform with the definition of that term in the Transport Act 1962.

Regulation 4 amends the definition of the term "warrant of appointment" in consequence of the provisions of the Transport Act 1962 enabling any local authority to appoint traffic officers.

Regulation 5 amends the provisions relating to signalling devices by requiring all heavy motor vehicles first registered on or after 1 June 1965 from which the driver cannot give an adequate hand signal to be equipped with flashing-light direction indicators.

Regulation 6 prescribes that the foot brake of a motor vehicle fitted with four-wheel brakes shall be capable of stopping the vehicle within 30 ft at a speed of 20 miles an hour instead of 35 ft.

Regulation 7 requires all motorcars, station wagons, and light trucks registered after 31 December 1964 to be fitted with seat belts, and also regulates the use of television sets in motor vehicles.

Regulation 8 omits the requirement that local authorities must notify the Minister of the erection of stop signs.

Issued under the authority of the Regulations Act 1936.

Date of notification in *Gazette*: 17 December 1964.

These regulations are administered in the Transport Department.