



WELLINGTON, NEW ZEALAND

PURSUANT to Section 152 of the Land Transport Act 1998

I, **Harry James Duynhoven**, Minister for Transport Safety,

HEREBY make the following ordinary Rule:

Land Transport Rule: Heavy Vehicles Amendment

SIGNED AT Wellington

This *8th* day of *August* 2005

Harry James Duynhoven

Minister for Transport Safety

**Land Transport Rule
Heavy Vehicles Amendment 2005**

Rule 31002/1

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Land Transport Rule
Heavy Vehicles Amendment 2005

Rule 31002/1

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Objective of the Rule

Land Transport Rule: Heavy Vehicles Amendment 2005 amends *Land Transport Rule: Heavy Vehicles 2004*, which sets out requirements and standards for heavy vehicle safety.

The objective of this Rule is to amend the definitions of 'tri-axle set' and 'quad axle set' as a consequence of amendments to these definitions made in *Land Transport Rule: Vehicle Dimensions and Mass Amendment 2005*. The requirement that tyres be of the same size and that they load-share has been removed from the definitions, as well as the requirement that tandem axle sets load-share.

The purpose of these amendments is to clarify the applicable mass limits for axle sets on heavy vehicles (ie, vehicles with a gross vehicle mass of more than 3500 kilograms).

Extent of consultation

For the purposes of consultation, a number of amendments proposed to *Land Transport Rule: Heavy Vehicles 2004* and 12 other Land Transport Rules were combined into a single draft Rule, *Land Transport Rule: Omnibus Amendment 2005* (the Omnibus Amendment Rule). The changes proposed were intended mainly to convert remaining provisions in the *Traffic Regulations 1976* to Rules, to update vehicle standards, to delete redundant provisions and clarify provisions and to correct some errors in Rules.

On 1 April 2005, Land Transport New Zealand (Land Transport NZ) sent a letter containing the Rule amendment proposals to about 2200 groups and individuals who had registered an interest in the Rules to be amended, and sought submissions on the proposed changes. The draft Omnibus Amendment Rule was made available through the Land Transport NZ Help Desk and was available together with Questions and Answers on the

Land Transport NZ website. The availability of the draft was publicised in five metropolitan daily newspapers, *Te Karere National News* and the *New Zealand Gazette*. Land Transport NZ received 33 submissions on the draft Omnibus Amendment Rule, of which nine commented on the proposed changes to the definitions of axle sets.

Following consultation, the provisions in the draft Omnibus Amendment Rule were split into separate amendment Rules, including this Rule. The submissions that were received were taken into account in drafting the amendment Rules before the Rules were submitted to the Minister for Transport Safety for signing.

Section 1 Application

1.1 Title

1.1(1) This Rule is *Land Transport Rule: Heavy Vehicles Amendment 2005*.

1.1(2) In this Rule, *Land Transport Rule: Heavy Vehicles 2004* is called ‘the principal Rule’.

1.2 Date when Rule comes into force

This Rule comes into force on 15 September 2005.

Section 2 Amendments to definitions

2.1 Substitution of definitions

2.1(1) *Part 2* of the principal Rule is amended by revoking the definition of **quad-axle set**, and substituting the following definition:

“**Quad-axle set** means a set of four axles, where:

“(a) the centres of the first and fourth axles are spaced not less than 3.75 m and not more than 4 m apart; and

“(b) all axles contain an equal number of tyres; and

“(c) none of the axles is a single standard-tyred axle.”

2.1(2) *Part 2* of the principal Rule is amended by revoking the definition of **tri-axle set**, and substituting the following definition:

“**Tri-axle set** means a set of three axles, where:

“(a) the centres of the first and third axles are spaced not less than 2 m and not more than 3 m apart; and

“(b) all axles contain an equal number of tyres; and

“(c) none of the axles is a single standard-tyred axle.”

2.2

Amendment to existing definition

Part 2 of the principal Rule is amended by omitting from the definition of **tandem axle set** the words “a load-sharing axle set”, and substituting the words “an axle set”.