

## Proactive Release

This document is proactively released by Te Manatū Waka the Ministry of Transport.

Some information has been withheld on the basis that it would not, if requested under the Official Information Act 1982 (OIA), be released. Where that is the case, the relevant section of the OIA has been noted and no public interest has been identified that would outweigh the reasons for withholding it. \*Note - N/A (see below)

Listed below are the most commonly used grounds from the OIA.

N/A - Document released in full. No information has been withheld for this proactive release

<u>Section</u>	<u>Description of ground</u>
6(a)	as release would be likely to prejudice the security or defence of New Zealand or the international relations of the New Zealand Government
6(b)	as release would be likely to prejudice the entrusting of information to the Government of New Zealand on a basis of confidence by <ul style="list-style-type: none"> <li>(i) the Government of any other country or any agency of such a Government; or</li> <li>(ii) any international organisation</li> </ul>
6(c)	prejudice the maintenance of the law, including the prevention, investigation, and detection of offences, and the right to a fair trial
9(2)(a)	to protect the privacy of natural persons
9(2)(b)(ii)	to protect information where the making available of the information would be likely unreasonably to prejudice the commercial position of the person who supplied or who is the subject of the information
9(2)(ba)(i)	to protect information which is subject to an obligation of confidence or which any person has been or could be compelled to provide under the authority of any enactment, where the making available of the information would be likely to prejudice the supply of similar information, or information from the same source, and it is in the public
9(2)(ba)(ii)	to protect information which is subject to an obligation of confidence or which any person has been or could be compelled to provide under the authority of any enactment, where the making available of the information would be likely otherwise to damage the public interest
9(2)(f)(ii)	to maintain the constitutional conventions for the time being which protect collective and individual ministerial responsibility
9(2)(f)(iv)	to maintain the constitutional conventions for the time being which protect the confidentiality of advice tendered by Ministers of the Crown and officials
9(2)(g)(i)	to maintain the effective conduct of public affairs through the free and frank expression of opinions by or between or to Ministers of the Crown or members of an organisation or officers and employees of any public service agency or organisation in the course of their duty
9(2)(h)	to maintain legal professional privilege
9(2)(i)	to enable a Minister of the Crown or any public service agency or organisation holding the information to carry out, without prejudice or disadvantage, commercial activities
9(2)(j)	to enable a Minister of the Crown or any public service agency or organisation holding the information to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations)

**In Confidence**

Office of the Minister of Transport

Cabinet Legislation Committee

**APPROVAL FOR LAND TRANSPORT (MOTOR VEHICLE REGISTRATION AND LICENSING) AMENDMENT REGULATIONS (NO 2) 2024**

**Proposal**

- 1 This paper seeks authorisation for submission to the Executive Council of the Land Transport (Motor Vehicle Registration and Licensing) Amendment Regulations (No 2) 2024 (the proposed regulations).

**Policy**

- 2 The proposed regulations amend the Land Transport (Motor Vehicle Registration and Licensing) Regulations 2011 to implement Cabinet decisions to adjust motor vehicle licensing fees to reflect changes in the value of money since these fees were last amended in 1995<sup>1</sup> [CAB-24-MIN-0057 and CAB-24-MIN-0228.02 refer].
- 3 The adjustments will take place over two tranches. The first increase on 1 January 2025 will be \$25 on top of the current fee for most vehicles (\$43.50) and an approximate 57.5 percent increase for fees of other, specified, vehicles. The second increase of \$25 for most vehicles, or a further 36.5 percent increase for specified types with a different rate, will come into place from 1 January 2026. Fee rates for specific vehicle types calculated proportionally have been rounded to the nearest \$0.50. These fees are scheduled without GST.
- 4 The table below outlines the fee changes for the different vehicle types with GST included, for ease of reference. The fees as listed in the attached regulations are GST exclusive.
- 5 While the Cabinet decisions in paragraph 2 above focused on the fee applying to most motor vehicles i.e. “vehicles not falling within any of the other categories”, the paper under ECO-24-SUB-0105 included the proposal for percentage increases for the other vehicle types. CAB-24-MIN-0228.02 authorised me to make detailed policy decisions to give effect to the decision to increase these fees.

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<sup>1</sup> The Transport (Vehicle Registration And Licensing) Regulations 1994 Amendment No. 2 1995 separated out the administration fee component, to make the fee for ‘any other motor vehicle’ \$43.50.

**Table one: Annual Vehicle Licence fee increases scheduled**

Vehicle type	Item under Part 2 of Schedule 5	Current rate (incl. GST) \$	Schedule 1 Jan 2025 (+ 57.5%) (incl. GST) \$	Schedule 2 Jan 2026 (+ a further 36.5%) (incl. GST) \$
Motorcycles (not veteran or vintage)	(1)	28.18	44.28	60.38
Mopeds (not veteran)	(2)	16.68	26.45	35.65
Veteran motor vehicle (1918 and older)	(3a)	12.08	18.98	25.88
Vintage motor vehicle (40+ years old)	(3b)	22.43	35.08	48.30
Trailers (with load, less than 2000 kgs)	(4)	28.18	44.28	60.38
Tractor or self-propelled agricultural machine	(5)	50.03	78.78	107.53
Traction engine (steam powered)	(6)	12.08	18.98	25.88
All-terrain vehicle (ATVs)	(7)	28.18	44.28	60.38
Vehicles not falling within any of the other categories (most vehicles, includes cars and trucks)	(8)	50.03	78.78	107.53
Trade plate for motorcycle or moped	(9)	28.18	44.28	60.38
Trade plate for any other vehicle	(10)	50.03	78.78	107.53

**Timing and 28-day rule**

- 6 The proposed regulations are drafted to come into force on 1 January 2025. No waiver of the 28-day rule is sought.

**Compliance**

- 7 The proposed regulations comply with each of the following:
- 7.1 the principles of the Treaty of Waitangi;
  - 7.2 The proposed regulations do not contain any Treaty of Waitangi provisions. Advice was not sought from the Treaty Provisions Officials Group;
  - 7.3 the rights and freedoms contained in the New Zealand Bill of Rights Act 1990 or the Human Rights Act 1993;
  - 7.4 the principles and guidelines set out in the Privacy Act 2020;
  - 7.5 relevant international standards and obligations;
  - 7.6 the Legislation Guidelines (2021 edition), which are maintained by the Legislation Design and Advisory Committee.

### **Regulations Review Committee**

- 8 The Ministry of Transport has advised that it has not identified any grounds for the Regulations Review Committee to draw the proposed regulations to the attention of the House of Representatives under Standing Order 327.

### **Certification by Parliamentary Counsel**

- 9 Parliamentary Counsel Office (PCO) have certified the proposed regulations as being in order for submission to Cabinet.

### **Impact Analysis**

- 10 The Ministry of Transport produced a regulatory impact statement on 10 May 2024 to help inform the decisions taken by the Government relating to the revenue package for the GPS 2024. This will be published when the proposed regulations are gazetted.

### **Publicity**

- 11 I intend to make a public statement on these matters at the time the regulations are gazetted.
- 12 The New Zealand Transport Agency currently issue reminder notices to vehicle owners at least six weeks in advance of the licence fee being due. Reminder notices for Advanced Fleet Licensing (larger organisation fleets) and Trade Plates (used by licensed motor vehicle dealers) are sent in mid-October for January licence renewals. Current timelines should enable the updated rates to be included on all notices for licences due from 1 January 2025.

### **Proactive release**

- 13 I propose to proactively release this paper with appropriate redactions under the Official Information Act 1982 within 30 business days of final decisions being confirmed by Cabinet, in line with guidelines from the Cabinet Office.

### **Consultation**

- 14 The proposed increases to annual vehicle licence fees were signalled in the draft Government Policy Statement on Land Transport 2024 (GPS), and confirmed in the final publication. The introduction of these increases in two tranches has been widely reported in the media. Consultation was undertaken as part of the GPS 2024 process, including survey feedback on these particular changes.
- 15 The following departments have been consulted on the proposed regulations: the Ministry of Business, Innovation and Employment, Treasury, Parliamentary Council Office and Inland Revenue. The Department of the Prime Minister and Cabinet has been informed. The New Zealand Transport Agency have also been consulted on implementation matters.

## Recommendations

I recommend that the Cabinet Legislation Committee:

- 1 note that on 24 June 2024, Cabinet agreed to restore the Motor Vehicle Registration fee to its 1990s level in real terms with an increase of \$25 in January 2025, followed by a further \$25 increase in January 2026;
- 2 note that the Land Transport (Motor Vehicle Registration and Licensing) Amendment Regulations (No 2) 2024 will give effect to the decision referred to in paragraph 1 above;
- 3 authorise the submission to the Executive Council of the Land Transport (Motor Vehicle Registration and Licensing) Amendment Regulations (No 2) 2024;
- 4 note that the Land Transport (Motor Vehicle Registration and Licensing) Amendment Regulations (No 2) 2024 come into force in two stages from 1 January 2025.

Authorised for lodgement

Hon Simeon Brown

Minister of Transport

# **Land Transport (Motor Vehicle Registration and Licensing) Amendment Regulations (No 2) 2024**

## **Order in Council**

At Wellington this                      day of                      2024

Present:  
in Council

These regulations are made under section 269 of the Land Transport Act 1998 on the advice and with the consent of the Executive Council.

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	<b>Schedule</b>	<b>4</b>
	<b>Part 2 of Schedule 5 replaced</b>	

## **Regulations**

### **1 Title**

These regulations are the Land Transport (Motor Vehicle Registration and Licensing) Amendment Regulations (No 2) 2024.

### **2 Commencement**

- (1) These regulations come into force on 1 January 2025.
- (2) However, regulation 6 comes into force on 1 January 2026.

### **3 Principal regulations**

These regulations amend the Land Transport (Motor Vehicle Registration and Licensing) Regulations 2011.

### **4 Regulation 63 replaced (Registration and licensing fees)**

Replace regulation 63 with:

#### **63 Registration and licensing fees**

*Fees for registration or cancellation of registration of motor vehicle*

- (1) The fees payable for the registration or cancellation of registration of a motor vehicle are specified in Parts 1 and 1A of Schedule 5.
- (2) The fees specified in Part 1A of Schedule 5 are in addition to the fees specified in Parts 1 and 5 of Schedule 5.

*Fees for licensing of motor vehicle*

- (3) The fees payable for the licensing of a motor vehicle are specified in Parts 2 and 4 of Schedule 5.
- (4) The fees specified in Part 4 of Schedule 5 are in addition to the fees specified in Part 2 of Schedule 5.
- (5) The fee payable to license a motor vehicle,—
  - (a) for a period of 1 year, must be the annual fee that applies on the first day of the period for which the licence is issued; and
  - (b) for a period of less than 1 year, must be calculated as a proportion of the annual fee that applies on the first day of the period for which the licence is issued.

*Certain fees are land transport revenue*

- (6) The fees specified in Parts 1 and 2 of Schedule 5 that are payable under this regulation (excluding applicable refunds, and goods and services tax payable under the Goods and Services Tax Act 1985) are land transport revenue for the purposes of section 6 of the Land Transport Management Act 2003.

**5 Schedule 5 amended on 1 January 2025**

Replace Part 2 of Schedule 5 with the Part 2 set out in Part 1 of the Schedule of these regulations.

**6 Schedule 5 amended on 1 January 2026**

Replace Part 2 of Schedule 5 with the Part 2 set out in Part 2 of the Schedule of these regulations.



**Schedule**  
**Part 2 of Schedule 5 replaced**

rr 5, 6

**Part 1**  
**Annual licence fees commencing on 1 January 2025**

<b>Part 2</b>		<b>Fee</b>
<b>Annual licence fees</b>		<b>(\$)</b>
<b>Vehicle type</b>		<b>Fee</b>
1	For a motorcycle (not being a motorcycle to which item 3 applies)	38.50
2	For a moped (not being a moped to which item 3(a) applies)	23.00
3	For a—	
	(a) veteran motor vehicle (including a motorcycle and a moped):	16.50
	(b) vintage motor vehicle (including a motorcycle but not including a moped)	30.50
4	For a trailer that, with the load it is for the time being carrying, does not weigh more than 2 000 kilograms	38.50
5	For a tractor or self-propelled agricultural machine	68.50
6	For a traction engine	16.50
7	For an all-terrain vehicle	38.50
8	For a motor vehicle not falling within any of the previous categories	68.50
9	For any trade plate for use on a motorcycle or moped	38.50
10	For any trade plate for use on any other motor vehicle	68.50

**Part 2**  
**Annual licence fees commencing on 1 January 2026**

<b>Part 2</b>		<b>Fee</b>
<b>Annual licence fees</b>		<b>(\$)</b>
<b>Vehicle type</b>		<b>Fee</b>
1	For a motorcycle (not being a motorcycle to which item 3 applies)	52.50
2	For a moped (not being a moped to which item 3(a) applies)	31.00
3	For a—	
	(a) veteran motor vehicle (including a motorcycle and a moped):	22.50
	(b) vintage motor vehicle (including a motorcycle but not including a moped)	42.00
4	For a trailer that, with the load it is for the time being carrying, does not weigh more than 2 000 kilograms	52.50
5	For a tractor or self-propelled agricultural machine	93.50

	<b>Vehicle type</b>	<b>Fee (\$)</b>
6	For a traction engine	22.50
7	For an all-terrain vehicle	52.50
8	For a motor vehicle not falling within any of the previous categories	93.50
9	For any trade plate for use on a motorcycle or moped	52.50
10	For any trade plate for use on any other motor vehicle	93.50

Clerk of the Executive Council.

### **Explanatory note**

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

These regulations amend the Land Transport (Motor Vehicle Registration and Licensing) Regulations 2011 (the **principal regulations**). These regulations replace regulation 63 and Part 2 of Schedule 5 of the principal regulations to increase the fees payable for the licensing of motor vehicles.

The fee increases come into effect in 2 stages as follows:

- the first increase comes into effect on 1 January 2025 and will apply until 31 December 2025;
- the second fee increase comes into effect on 1 January 2026.

These regulations replace regulation 63 of the principal regulations. However, the only new requirements are under *new regulation 63(5)*. *New regulation 63(5)*—

- clarifies that the licensing fees specified in Part 2 of Schedule 5 of the principal regulations are annual fees; and
- specifies that the fee payable to license a motor vehicle for a period of less than 1 year must be calculated as a proportion of the annual fee that applies on the first day of the period for which the licence is issued.

These regulations must be confirmed by an Act before the close of 31 December 2025. If they are not confirmed, they will be revoked on the close of that date. *See* subpart 3 of Part 5 of the Legislation Act 2019.

### **Regulatory impact statement**

The Ministry of Transport produced a regulatory impact statement on 10 May 2024 to help inform the decisions taken by the Government relating to the contents of this instrument.

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

- <https://www.transport.govt.nz/about-us/what-we-do/regulatory-impact-assessment/>

- <https://treasury.govt.nz/publications/informationreleases/ris>

Issued under the authority of the Legislation Act 2019.

Date of notification in *Gazette*:

These regulations are administered by the Ministry of Transport.



# Cabinet Legislation Committee

## Minute of Decision

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*This document contains information for the New Zealand Cabinet. It must be treated in confidence and handled in accordance with any security classification, or other endorsement. The information can only be released, including under the Official Information Act 1982, by persons with the appropriate authority.*

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### Land Transport (Motor Vehicle Registration and Licensing) Amendment Regulations (No 2)

**Portfolio**                      **Transport**

On 26 September 2024, the Cabinet Legislation Committee:

- 1        **noted** that on 24 June 2024, Cabinet agreed to restore the Motor Vehicle Registration fee to its 1990s level in real terms with an increase of \$25 in January 2025, followed by a further \$25 increase in January 2026;
- 2        **noted** that the Land Transport (Motor Vehicle Registration and Licensing) Amendment Regulations (No 2) 2024 (the Regulations) will give effect to the decision referred to in paragraph 1 above;
- 3        **authorised** the submission to the Executive Council of the Land Transport (Motor Vehicle Registration and Licensing) Amendment Regulations (No 2) 2024 [PCO 26522/7.0];
- 4        **noted** that the Regulations come into force in two stages from 1 January 2025.

Tom Kelly  
Committee Secretary

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**Present:**

Hon Simeon Brown (Chair)  
Hon Shane Jones  
Hon Brooke van Velden  
Hon Paul Goldsmith  
Hon Mark Mitchell  
Hon Tama Potaka  
Hon Nicole McKee  
Hon Casey Costello  
Hon Simon Watts  
Hon Chris Penk  
Hon Nicola Grigg  
Hon Andrew Bayly  
Hon Scott Simpson, MP  
Jamie Arbuckle, MP  
Todd Stephenson, MP

**Officials present from:**

Officials Committee for LEG  
Prime Minister's Office



# Cabinet

## Minute of Decision

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### Report of the Cabinet Legislation Committee: Period Ended 27 September 2024

On 30 September 2024, Cabinet made the following decisions on the work of the Cabinet Legislation Committee for the period ended 27 September 2024:

Out of Scope

LEG-24-MIN-0195    **Land Transport (Motor Vehicle Registration and Licensing) Amendment Regulations (No 2)**    CONFIRMED  
Portfolio: Transport

Out of Scope

Out of Scope



Rachel Hayward  
Secretary of the Cabinet