

24 September 2021




Withheld to protect personal privacy

Dear  Withheld to protect personal privacy

I refer to your request dated 1 September, pursuant to the Official Information Act 1982 (the Act) seeking:

Withheld to protect personal privacy

“Do I  a human being have to pay RUC charges on my vehicle and can this be proven by law with the exact links to the information in the current act or statute.

Can you also show me in the current relating acts where it shows that registration of a vehicle to use the roads is not a choice and is illegal to use an un-registered vehicle on the roads and can be enforced by law.”

The requirement to pay RUC is set out in the Road User Charges Act 2012 (the RUC Act) which you can see in its entirety here:

www.legislation.govt.nz/act/public/2012/0001/latest/whole.html#DLM3394830.

I refer you specifically to sections 7 – 25 of the RUC Act which provide more detail on what is required for a road user to comply with the RUC Act. Exemptions to paying RUC are listed in sections 37 - 40.

You can find more information about who pays RUC on the Waka Kotahi the NZ Transport Agency (Waka Kotahi) website, here: www.nzta.govt.nz/vehicles/licensing-rego/road-user-charges/.

The relevant legislation for motor vehicle registration is set out in the Land Transport Act 1998 (the LTA) and the Land Transport (Motor Vehicle Registration and Licensing) Regulations 2011 which you can find, respectively, at the two links below:

www.legislation.govt.nz/act/public/1998/0110/latest/DLM3701427.html#DLM3701427

www.legislation.govt.nz/regulation/public/2011/0079/latest/DLM2938433.html

I refer you specifically to section 242 of the LTA, which details registration and licencing requirements, and section 77 of the Regulations, which sets out how operating an unregistered or unlicensed motor vehicle on a road is an offence.

You can find more information about vehicle registration and licensing on the Waka Kotahi website here: www.nzta.govt.nz/vehicles/licensing-rego/.

I also note that the interpretation section of the LTA defines the enforcement authorities and officers responsible for this legislation’s enforcement – this includes NZ Police, though there are others which you can find listed in section 2.

www.transport.govt.nz

HEAD OFFICE: PO BOX 3175, Wellington 6140, New Zealand. TEL: +64 4 439 9000

AUCKLAND OFFICE: NZ Government Auckland Policy Office, PO BOX 106483, Auckland 1143, New Zealand. TEL +64 9 985 4800

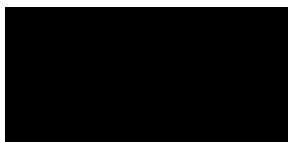
This reply addresses the information you requested under the OIA. You have the right to contact the Ombudsman about this reply at:

Office of the Ombudsman
P O Box 10-152
WELLINGTON.

The Ministry publishes its OIA responses and the information contained in this reply to you may be published on the Ministry website. Before publishing we will remove any personal or identifiable information.

Thank you again for your email and taking an active interest in New Zealand's land transport legislation.

Yours sincerely



Withheld to protect personal privacy

Marian Willberg
Manager, Demand Management and Revenue Policy