



Will be considered for: release with redactions

## MIN-4316 - E-scooter declaration renewal decision

25 September 2023

Provide advice on Waka Kotahi NZ Transport Agency's decision on whether to make a declaration under section 168A of the Land Transport Act 1998 (the LTA) that e-scooters with a power output of no more than 300W are not motor vehicles.

### Waka Kotahi NZ Transport Agency's response:

The e-scooter (Declaration Not to be Motor Vehicles) Notice 2018 (the Declaration) expires on 30 September 2023. Having weighed the considerations of system effectiveness, efficiency and safety, Waka Kotahi has decided to renew the Declaration for a further five years.

Waka Kotahi considered renewing the Declaration for a 24-month period. This was tied largely to the preference to ensure system improvements are carried out in a reasonable period, with the further review providing an incentive for this. However, it was noted that improvements requiring legislative changes would not realistically be achieved in a 24-month window.

Alongside the decision to renew the Declaration, Waka Kotahi has committed to undertaking system improvements that will be implemented to support the longer renewal period. It has been agreed that a program of work needs to be carried out, including three basic streams:

1. Short-term improvements – focused on connecting Waka Kotahi and cementing National guidance for e-scooters covered by the declaration, including closer work with Local Government partners.
2. Medium-term improvements – enhance the Waka Kotahi role in managing micro-mobility in the Land Transport System.
3. Long-term improvements – advocate for, and work with, Te Manatū Waka on required Vehicle Classification reform.

Waka Kotahi also believes that the five-year renewal period will better promote certainty in the system. Amongst other benefits, the decision will promote incentives for participants in the system, including e-scooter providers and local authorities, to invest the time and resources to continue and enhance the system effectiveness benefits of e-scooters and support system improvements.

Waka Kotahi is currently informing key stakeholders of the decision which will be gazetted at 1pm on Thursday, 28 September 2023.