

Land Transport Rule: Setting of Speed Limits Amendment 2023

Cindy Kiro, Governor-General

Order in Council

At Wellington this 11th day of December 2023

Present:

Her Excellency the Governor-General presiding in Council

This ordinary rule is made by Her Excellency the Governor-General under sections 152A and 157 of the Land Transport Act 1998, acting –

- (a) on the advice and consent of the Executive Council
- (b) on the recommendation of the Minister of Transport, after having regard to the criteria specified in section 164(2) of that Act.

**Land Transport Rule:
Setting of Speed Limits Amendment 2023
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Section 1 Preliminary provisions

1.1 Title

This Rule is *Land Transport Rule: Setting of Speed Limits Amendment 2023*.

1.2 Commencement

This Rule comes into force on 15 December 2023.

1.3 Principal Rule amended

This Rule amends the *Land Transport Rule: Setting of Speed Limits 2022*.

1.4 Objective of Rule

The objective of this Rule is to amend *Land Transport Rule: Setting of Speed Limits 2022* to—

- (a) remove the mandatory requirement to create speed management plans in the Principal Rule; and
- (b) allow the Minister to set deadlines for speed management planning; and
- (c) revoke any existing deadlines set by the Agency under clause 3.6 of the Principal Rule; and
- (d) remove any other existing deadlines for speed management planning in the Principal Rule.

Section 2 Amendments to Principal Rule

2.1 Clause 3.1 amended

- (1) Replace clause 3.1 heading with:

3.1 Option to prepare speed management plans and requirement to meet any deadlines.

- (2) Replace clause 3.1(1), with:

3.1(1) The Agency (as RCA), each territorial authority and each regional transport committee may prepare a speed management plan in accordance with this Section 3. However, speed management plans must be prepared in accordance with any deadlines that may be set by the Minister under clause 3.6.

- (3) Replace clause 3.1(2) with:

3.1(2) Each regional council may assist with the preparation of a speed management plan in accordance with this Section 3. However, speed management plans must be prepared in accordance with any deadlines that may be set by the Minister under clause 3.6.

2.2 **Clause 3.3 amended**

- (1) In clause 3.3(1) replace “The Agency (as RCA) must –” with “When preparing a State highway speed management plan, the Agency (as RCA) must –”.

2.3 **Clause 3.4 amended**

- (1) In clause 3.4(2) replace “Each territorial authority must” with “When a regional speed management plan is being prepared, each territorial authority must”.
- (2) In clause 3.4(3) replace “Each regional transport committee must” with “To prepare a regional speed management plan, each regional transport committee must”.

2.4 **Clause 3.6 amended**

- (1) In the clause 3.6 heading, replace “Agency” with “Minister”.
- (2) In clause 3.6(1) replace “Agency” with “Minister”.
- (3) Clause 3.6(2) is revoked.
- (4) After clause 3.6(1), insert:

(2) Any previous deadlines set by the Agency under this Rule are revoked and no longer have effect.

2.5 **Clause 3.7 amended**

- (1) In clause 3.7(1) replace “in accordance with the deadlines set by the Agency” with “in accordance with the deadlines set by the Minister”.
- (2) In clause 3.7(2), replace “In setting deadlines for the review of a plan, the Agency must –” with “In setting deadlines for the review of a plan, the Minister must –”.

2.6 **Clause 5.4 revoked and consequential amendments**

- (1) Clause 5.4 is revoked.
- (2) Remove “and” from clause 3.11(2)(e) and replace “;” with “.”.
- (3) Remove clause 3.11(2)(f).

- (4) Remove from clause 3.17(1) “, and against the targets in clause 5.4”.

Rachel Hayward,
Clerk of the Executive Council

Date of notification in Gazette: 13 December 2023