

Submission

LAND TRANSPORT (NZTA) LEGISLATION AMENDMENT BILL

February 2020



SUBMISSION ON LAND TRANSPORT (NZTA) LEGISLATION AMENDMENT BILL

By: Waipa District Council

Submission deadline: February 7 2020

Authority: Made under delegated authority by the CEO

Format: Submitted electronically, 2 hard copies to follow

Hearing: We do not wish to be heard

INTRODUCTION

Waipa District Council (our Council) welcomes the opportunity to provide comment on the Land Transport (NZTA) Legislation Amendment Bill.

As a Road Controlling Authority, our council is affected by a number of components of this bill and is pleased that this legislation is signalling a strengthened regulatory leadership by the NZ Transport Agency, in particular speed management and enforcement. This submission is supportive of the intention of the bill, and provides specific commentary for this purpose.

PART 1: LAND TRANSPORT MANAGEMENT ACT 2003

SUBMISSION POINT 1.1

Clause 8 Regulatory Strategy (Reporting Functions)

It is noted that amendments to the Land Transport Act will enable the NZ Transport Agency to issue infringement notices for moving vehicle offences where the alleged offence was detected by surveillance equipment, thereby collecting data regarding operating speeds on local authority roads. As part of the development of the Regulatory Strategy and subsequent reporting actions, it is requested that it be enabled so that all collected data can, and will, be proactively shared with local authorities to support risk based, evidence supported, road safety programmes to be developed.

SUBMISSION POINT 1.2

Clause 12 Amendment to Regional Transport Committee functions

The legislation will require that regional transport committees must carry out any functions conferred onto it from the LTMA or any other land transport Act, however it is unclear as to what these functions are expected to be. When researching the Treasury document (Impact Summary : Tackling Unsafe Speeds) there is reference to responsibility for proposed changes to speed limits (via the new Regional Speed Management Plans) sitting with the NZTA, RCA's and *Regional Transport Committees*. Clarification is sought on this matter.

PART 2: LAND TRANSPORT ACT 1998

SUBMISSION POINT 2.1

Clause 104 and Clause 110 Register of Land Transport Records and Establishment of Committee

Our council agrees with the proposed Register, and significantly supports this development. Over the last twelve months or so, our council has been part of the National Speed Limit Register (NSLR) pilot project. We now wish to progress this with urgency to meet our communities expectations as we acknowledge how important this data is to our communities.

We note that the legislation requires a committee to be established in association with the register, but there is limited information provided on what the committee will oversee. The concern our council has is that the establishment of a committee may mean further delays to the establishment of the register. Further whilst speed limits is given as an example of transport records expected to be held in such a register, our council is also keen to see a further register to include bridge (and other structure) restrictions to support efficient route choice for our transport system users. Our council also notes a prescribed fee may be payable for access to these records, but we consider that this should be avoided wherever possible as the information is of significant general value rather than to the specific user or requestor of the data.

Clause 112 Agency to be nominated as an Enforcement Officer

Our council supports this as it is understood that this is the most efficient mechanism for infringement notice issue and revenue recovery. As noted earlier, we believe that provision needs to be considered to remove any possible legislative barriers to using the data collected for assessing future safety focussed interventions.



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