



## COVERSHEET

<b>Minister</b>	Hon Stuart Nash	<b>Portfolio</b>	Tourism
<b>Title of Cabinet Paper</b>	Self-Contained Motor Vehicles Legislation Bill: Approval for Introduction	<b>Date to be published</b>	27 September 2022

### List of documents that have been proactively released

<b>Date</b>	<b>Title</b>	<b>Author</b>
August 2022	Self-Contained Motor Vehicles Legislation Bill: Approval for Introduction	Office of the Minister of Tourism
11 August 2022	Self-Contained Motor Vehicles Legislation Bill: Approval for Introduction LEG-22-MIN-0126 Minute	Cabinet Office

### Information redacted

**YES**

Any information redacted in this document is redacted in accordance with MBIE's policy on Proactive Release and is labelled with the reason for redaction. This may include information that would be redacted if this information was requested under Official Information Act 1982. Where this is the case, the reasons for withholding information are listed below. Where information has been withheld, no public interest has been identified that would outweigh the reasons for withholding it.

Some information has been withheld for the reasons of Legal professional privilege.



# Cabinet Legislation Committee

## Minute of Decision

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### Self-Contained Motor Vehicles Legislation Bill: Approval for Introduction

**Portfolio**                      **Tourism**

On 11 August 2022, the Cabinet Legislation Committee:

- 1        **noted** that the Self-Contained Motor Vehicles Legislation Bill (the Bill) holds a category two priority on the 2022 Legislation Programme (to be passed in 2022);
- 2        **noted** that the Bill improves the management of vehicle-based freedom camping, and will:
  - 2.1      require freedom campers to use self-contained vehicles when freedom camping on local authority managed land, except on sites exempted by bylaw;
  - 2.2      provide greater consistency in certification, increased public trust in the certification system, and certainty for enforcement officers verifying whether vehicles are certified through the establishment of a new regulatory system for self-containment certification, with the Plumbers, Gasfitters and Drainlayers Board as the regulator;
  - 2.3      strengthen the regulatory requirements for self-contained vehicles, encourage increased usage of toilets on board vehicles (which will contribute to reducing the costs borne by communities) and build public confidence in the regulatory system by requiring that certified vehicles have fixed, rather than portable, toilets;
  - 2.4      strengthen the current infringement system to enhance deterrence, make enforcement more effective, and the collection process more efficient; and
  - 2.5      provide additional management tools in relation to land administered by Waka Kotahi and Land Information New Zealand where freedom camping is causing problems;
- 3        **noted** that in October 2021, the Cabinet Economic Development Committee (DEV) authorised the Minister of Tourism (the Minister) to make decisions, consistent with the policy intent agreed by DEV, on any issues that arise during the drafting process [DEV-21-MIN-0219];

- 4 **noted** that the Minister has made the following decisions to address practical issues highlighted during the drafting process:
- 4.1 clarifying the ability of enforcement officers to issue infringement notices to the registered vehicle owner (such as a rental company) of a vehicle used in the commission of a freedom camping infringement offence;
  - 4.2 enabling an enforcement officer, who believes on reasonable grounds that a person has committed or is committing an offence, to direct the person to give their email address;
  - 4.3 enabling regulations to prescribe maximum fines of up to \$3000 for new and existing freedom camping infringement offences;
  - 4.4 expanding the Plumber, Gasfitters and Drainlayers Board's existing power to issue gazette notices to enable it to issue self-containment certification documents that certification authorities and vehicle inspectors must have regard to when carrying out certifications;
  - 4.5 simplifying the conditions on which Waka Kotahi land may be used for freedom camping and incorporated in local bylaws to just requiring consent from Waka Kotahi (removing the legislative requirement for land use to be considered also, as Waka Kotahi will consider this before providing consent);
  - 4.6 removing the ability for transition dates to be extended by Order in Council;
  - 4.7 removing the accelerated infringement procedure in the Bill and reverting to the standard 28-day payment period and subsequent 28 day reminder notice period;
  - 4.8 removing rental companies' liability for infringement fees incurred by hirers;
- 5 **approved** the Self-contained Motor Vehicles Legislation Bill [PCO 23555/13.0] for introduction, subject to the final approval of the government caucus and sufficient support in the House of Representatives;
- 6 **agreed** that the Bill be introduced in August 2022;
- 7 **agreed** that the government propose that the Bill be referred to the Economic Development Committee for consideration.

Rebecca Davies  
Committee Secretary

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**Present:**

Hon Grant Robertson  
Hon David Parker (Chair)  
Hon Aupito William Sio  
Dr Duncan Webb, MP

**Officials present from:**

Office of the Prime Minister  
Officials Committee for LEG