

VEHICLE REGISTRATION AND TRAFFIC STATUTE 2011

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APPENDIX ONE – TRAFFIC & PARKING MANAGEMENT FEE SCHEDULE 2011

Pursuant to section 194 of the Education Act 1989, by the Vice-Chancellor of Lincoln University under delegated authority of the Council of Lincoln University pursuant to section 222 of the Education Act 1989, and also by the Vice-Chancellor of Lincoln University pursuant to sections 32 and 34 of the State Sector Act 1988:

1. TITLE
 - 1.1 This is the Vehicle Registration and Traffic Statute 2011.
2. COMMENCEMENT
 - 2.1 This Statute is effective from 11 July 2011.
3. INTERPRETATION
 - 3.1 In this Statute, unless the context otherwise requires:

“Adjoining” means contiguous, or contiguous except for a separation by a river, stream, drain, canal, or other watercourse, or by a road, motorway, or railway.

“Authorised Person” means any person authorised by the Vice-Chancellor to enforce the provisions of this Statute or to assist with the enforcement of the provisions of this Statute.

“Bicycle” means a Vehicle running on two wheels, but which is not propelled by motorised mechanical power.

“Campus” means the land and buildings owned, occupied or used by the University from time to time together with all Adjoining land (but excludes any farm owned or used by the University).

“Council” means the Council of Lincoln University.

“Emergency Vehicle” means any ambulance Vehicle, fire service Vehicle, police Vehicle, Ministry of Defence Vehicle or Civil Defence Vehicle acting in an official capacity.

“Fine” means any fine imposed on any person pursuant to section 15.1 of this Statute.

“Holder” means the person to whom a Parking Permit is issued by the University.

“Marking” means any markings painted or otherwise affixed to any of the paved areas on Campus or any of the buildings on Campus that relate to Vehicles and/or traffic on Campus.

“Ministry of Transport” means the Ministry of Transport in New Zealand or its equivalent body.

“Mobility Car Park” means any space on Campus designated by Markings or Signs on Campus as being a Mobility Car Park or an area in which persons holding an Operation Mobility Card may Park their Vehicles.

“Motorcycle” means a Vehicle running on two wheels, or not more than three wheels when fitted with a side car, but excluding a Bicycle.

“Operation Mobility Card” means an operation mobility card issued by the Ministry of Health or any other appropriately authorised body in New Zealand.

“Parked” means that the Vehicle is stationary at any place on Campus (without it being necessary that the motor be off and/or that the Vehicle not be occupied) and **“Park”** shall have a corresponding meaning.

“Parking Permit” means a Staff Parking Permit, a Student Parking Permit, a Resident Parking Permit or a Tenant Parking Permit.

“Reserved Parking Space” means any space on Campus allocated or designated by Markings or Signs on Campus as being a parking space reserved for a particular person or category of person.

“Resident” means any person who resides on Campus.

“Resident Parking Permit” means a Parking Permit issued by the University to the Resident.

“Sign” means any sign on Campus that relates to Vehicles and/or traffic on Campus.

“Staff Member” means any member of staff at the University.

“Staff Parking Permit” means a Parking Permit issued by the University to the Staff Member.

“Student” means any student of the University.

“Student Parking Permit” means a Parking Permit issued by the University to a Student.

“Tenant” means any person who leases or rents premises from the University on Campus (but does not include any Resident).

“Tenant Parking Permit” means a Parking Permit issued by the University to a Tenant.

“Tow Company” means any company engaged by the University from time to time for the purposes of removing any Vehicle from Campus pursuant to section 12 of this Statute.

“Traffic Co-ordinator” means the person designated as the Traffic Co-ordinator for the University by the Vice-Chancellor from time to time.

“Traffic Infringement Notice” means a traffic infringement notice given by any Authorised Person or the Traffic Co-ordinator to any person under the provisions of this Statute in the form approved by the Vice-Chancellor from time to time.

“University” means Lincoln University.

“Vehicle” means any vehicle drawn or propelled by mechanical power, including (but without limitation) Motorcycles and Bicycles.

“Vice-Chancellor” means the Vice-Chancellor of the University from time to time.

“Visitor” means any person who is not a Resident, Staff Member, Tenant or Student.

4. APPLICATION

4.1 Subject to section 4.2 below, this Statute applies to Students, Staff Members, Residents, Tenants and Visitors.

4.2 This Statute does not apply to Emergency Vehicles.

5. ISSUE AND EXPIRY OF PARKING PERMITS

5.1 An appropriate Parking Permit will be issued to a Student, Resident, Staff Member or Tenant upon the receipt by the Vice-Chancellor of the fee set by the Vice-Chancellor from time to time in respect of such Parking Permit and notified on the intranet maintained by the University from time to time.

5.2 Parking Permits remain current until they expire or are revoked by the Traffic Coordinator or Vice-Chancellor under the provisions of this Statute. Parking Permits shall be deemed to expire as follows:

5.2.1 in the case of a Staff Parking Permit, on the date that the Holder of the Staff Parking Permit ceases to be a Staff Member and is administered as such;

- 5.2.2 in the case of a Student Parking Permit, on the date that the Holder of the Student Parking Permit ceases to be a Student and is administered as such;
 - 5.2.3 in the case of a Resident Parking Permit, on the date that the Holder of the Resident Parking Permit ceases to be a Resident; and
 - 5.2.4 in the case of a Tenant Parking Permit, at the time that the Holder ceases to be a Tenant.
- 5.3 The issue of a Parking Permit authorises the Holder of such Parking Permit to Park their Vehicle on Campus in the spaces designated and does not guarantee the availability of a space on Campus for such person (according to the type of Parking Permit that they hold) to Park their Vehicle.
- 5.4 Parking Permits affixed to any Vehicle must be removed by the Holder:
- 5.4.1 when they expire;
 - 5.4.2 immediately if revoked by the Vice-Chancellor; or
 - 5.4.3 before the Vehicle is sold to any other person or disposed of.

6. DISPLAY OF PARKING PERMITS

- 6.1 All Vehicles (excluding Motorcycles and Bicycles) brought on Campus by any Student must, when Parked on the Campus at any time, clearly and visibly display from the Vehicle a current and valid Student Parking Permit at all times.
- 6.2 All Vehicles (excluding Motorcycles and Bicycles) brought on Campus by any Staff Member must, when Parked on the Campus at any time, clearly and visibly display from the Vehicle a current and valid Staff Parking Permit at all times.
- 6.3 All Vehicles (excluding Motorcycles and Bicycles) brought on Campus by any Resident must, when Parked on the Campus at any time, clearly and visibly display from the Vehicle a current and valid Resident Parking Permit at all times.
- 6.4 All Vehicles (excluding Motorcycles and Bicycles) brought on Campus by any Tenant must, when Parked on the Campus at any time, clearly and visibly display from the Vehicle a current and valid Tenant Parking Permit at all times.
- 6.5 In addition to the obligations in sections 6.1 to 6.4 above, a current and valid Operation Mobility Card must be clearly and visibly displayed at all times from any Vehicle (excluding Motorcycles and Bicycles) brought on Campus by any person if that Vehicle is parked in a parking space designated as a Mobility Car Park.

7. OBSERVANCE OF MARKINGS AND SIGNS

- 7.1 All persons on Campus must, in the operation of any Vehicle at any time, observe all Markings and Signs.
- 7.2 All Markings and Signs on Campus which are similar to those used by the Ministry of Transport shall have the same meaning on Campus, and under this Statute, as such Markings and Signs would have if they were located in any other public place in New Zealand.

8. DIRECTIONS AND OTHER INSTRUCTIONS

- 8.1 All persons on Campus must, in the operation of any Vehicle at any time, comply with:
- 8.1.1 all directions or instructions given by the Traffic Co-ordinator or any other Authorised Person; and
 - 8.1.2 any particular parking requirements specified by the Vice-Chancellor from time to time.

9. PROHIBITED PARKING

- 9.1 Without limiting any other provision of this Statute, it shall be an infringement of this Statute for any person to Park any Vehicle on Campus at any time (whether partially or wholly):
- 9.1.1 on any broken or solid yellow lines or other areas marked as non-parking areas;
 - 9.1.2 on any garden, grassed or unpaved area;
 - 9.1.3 on any footpath;
 - 9.1.4 on any area that is used by pedestrians as a thoroughfare;
 - 9.1.5 in a Mobility Car Park, where the Vehicle does not display an Operation Mobility Card in accordance with section 6;
 - 9.1.6 in any Park, where the Vehicle does not display an appropriate Parking Permit in accordance with section 6 or where that Vehicle is not otherwise authorised to be Parked;
 - 9.1.7 in any manner that causes unnecessary inconvenience for any other person on Campus;
 - 9.1.8 for a period of time which exceeds the maximum amount of time for parking in any particular area;
 - 9.1.9 on any Reserved Parking Space, where the Vehicle so Parked is not registered with the University as being used by the person or category of person to whom the Reserved Parking Space has been designated or by any other person to whom that person has notified the University shall be entitled to use such Reserved Parking Space from time to time; or
 - 9.1.10 in any manner that blocks the access of any person to Campus or any part of Campus;

unless otherwise authorised by the Traffic Co-ordinator and/or Vice-Chancellor.

10. SPEED LIMIT AND MANNER OF DRIVING

- 10.1 Subject to section 10.2 below, no Vehicle shall be driven at any time on Campus in excess of the speed of twenty (20) kilometres per hour.
- 10.2 No Vehicle shall be driven at any time on Campus at a speed or in a manner which might interfere with the safety of others.

11. CLAMPING OF VEHICLES

11.1 The Traffic Co-ordinator or any Authorised Person shall be entitled at any time to clamp the wheel of any Vehicle on Campus that:

11.1.1 is Parked on Campus in breach of section 9; or

11.1.2 receives three (3) or more Traffic Infringement Notices within any twelve (12) month period;

without notice to the registered owner or any user of the Vehicle.

11.2 Any Vehicle that is clamped pursuant to section 11.1 shall remain clamped until the registered owner of the Vehicle or any user of the Vehicle:

11.2.1 pays all fines and costs associated with the clamping of the Vehicle by any person and/or which are imposed by the Vice-Chancellor in connection with the clamping of the Vehicle;

11.2.2 pays all outstanding fines; and

11.2.3 satisfies all other terms and conditions imposed by the Vice-Chancellor and/or any person connected with the clamping of the Vehicle.

12. TOWING OF VEHICLES

12.1 The Traffic Co-ordinator or any Authorised Person shall be entitled at any time to instruct the Tow Company to remove any Vehicle from Campus that:

12.1.1 is Parked on Campus in breach of section 9; or

12.1.2 receives four (4) or more Traffic Infringement Notices within any twelve (12) month period; or

12.1.3 is Parked on Campus for a continuous period of twenty-one (21) calendar days or more without the prior written approval of the Traffic Co-ordinator; or

12.1.4 appears from the condition or location of the vehicle to have been abandoned; or

12.1.5 has been clamped for a continuous period of two (2) working days or more without the prior written approval of the Traffic Co-ordinator;

without notice to the registered owner or any user of the Vehicle in question.

12.2 Any Vehicle removed from Campus pursuant to section 12.1 shall be able to be obtained by the registered owner of the Vehicle or person authorised by the owner from the Tow Company that removed the Vehicle from Campus upon:

12.2.1 payment of all fines and costs imposed by the Tow Company and/or which are imposed by the Vice-Chancellor in connection with the removal of the Vehicle from Campus;

12.2.2 satisfaction of all other terms and conditions imposed by the Vice-Chancellor and/or the Tow Company in connection with the removal of the Vehicle from Campus;

12.2.3 pays all outstanding Fines; and

12.2.4 if applicable, satisfaction of the requirements set down in section 11.2 (including, but without limitation, the payment of all of the fines and costs referred to in section 11.2.1).

13. PROVISION OF INFORMATION

- 13.1 Any person, in the operation of a Vehicle on Campus at any time or following the operation of a Vehicle on Campus at any time, shall immediately provide the Traffic Co-ordinator and/or any Authorised Person with their name and address if requested for the purposes of enforcing the provisions of this Statute.

14. RISK

- 14.1 Any Vehicle brought on Campus (including, but without limitation, when it is Parked on Campus) by any person at any time shall be at the sole risk of the owner of the Vehicle while it is on Campus. The University shall not be liable to any person for any damage or loss of any kind to any Vehicle or any other property of that person brought on Campus by any person at any time, for any reason.

15. INFRINGEMENTS

- 15.1 Any person who fails to comply with any provision of this Statute commits an offence under this Statute and shall be liable to a Fine in the amount set by the Vice-Chancellor from time to time in respect of offences against this Statute and notified on the intranet maintained by the University from time to time.
- 15.2 Traffic Infringement Notices may be issued by the Traffic Co-ordinator or any Authorised Person to any person who in the opinion of the Traffic Co-ordinator or Authorised Person is in breach of any provision of this Statute or who has at any time breached any provision of this Statute.
- 15.3 The time for payment of any Fine and the amount of reduction thereof for prompt payment, if any, shall be determined by the Vice-Chancellor and specified on the Traffic Infringement Notice.
- 15.4 Subject to the provisions of the Employment Relations Act 2000, in the event that a Staff Member or Tenant does not pay any Fine for a period of fourteen (14) calendar days from the date of issue of the relevant Traffic Infringement Notice by the Traffic Co-ordinator or any Authorised Person, the Traffic Co-ordinator may refer any Staff Member or Tenant for a meeting with any or all of the following:
- 15.4.1 the Vice-Chancellor; and
 - 15.4.2 any person nominated by the Vice-Chancellor.
- 15.5 *Subject to the provisions of the University's Discipline Regulations*, in the event that any Student does not pay any Fine for a period of fourteen (14) calendar days from the date of issue of the relevant Traffic Infringement Notice by the Traffic Co-ordinator or any Authorised Person, the matter may be referred by the Traffic Co-ordinator to the Vice-Chancellor who may lodge a negative indicator status against that Student's student account records with the University and that Student will not be able to obtain their examination results until the Fine is paid in full.
- 15.6 The Vice-Chancellor may, in his or her sole and absolute discretion, impose a ban on any person from entering the Campus in any Vehicle driven by that person (for any period of time determined by the Vice-Chancellor) if that person drives any Vehicle on Campus at any time in a manner which might interfere with the safety of any pedestrian on Campus.

16. REVOCATION AND SUSPENSION OF PARKING PERMITS

- 16.1 Any Parking Permit may be revoked by the Traffic Coordinator or any person authorised by the Vice-Chancellor, in his or her sole and absolute discretion, if the Holder of such Parking Permit commits any offence against this Statute.
- 16.2 Without limiting section 16.1, any Parking Permit may be suspended by the Traffic Coordinator or any person authorised by the Vice-Chancellor in his or her sole and absolute discretion for any period of time that he / she sees fit if the Holder of such Parking Permit commits any offence against this Statute.

17. APPEALS

- 17.1 The Council, if so requested in writing by any person upon whom a Fine or other penalty has been imposed under this Statute, shall itself review or arrange for the independent review of:
- 17.1.1 the amount of such Fine or other penalty; and/or
 - 17.1.2 the imposition of such Fine or other penalty.
- 17.2 In order to be valid, the written request referred to in section 17.1 must:
- 17.2.1 be received by the Vice-Chancellor within Twenty One (21) calendar days of the date of the Traffic Infringement Notice;
 - 17.2.2 set out all of the relevant details of the fine or other penalty in respect of which the review is sought;
 - 17.2.3 explain the reason why the review is being sought; and
 - 17.2.4 set out all of the information upon which the application for the review is based.
- 17.3 The review referred to in section 17.1 will take place in accordance with any rules and procedures for such reviews established by the Council from time to time.

18. SCHEDULE OF FEES

- 18.1 The attached schedule ([see Appendix One](#)) sets out the current fees applying to the Vehicle Registration and Traffic Statute 2011. These fees may be varied from time to time, following appropriate consultation.

Signed by the:
Vice-Chancellor of Lincoln University
this 29th day of March 2011

APPENDIX ONE – TRAFFIC & PARKING MANAGEMENT FEE SCHEDULE 2011

This is a support document to the Vehicle Registration and Traffic Statute 2011 and is required to be revised annually. The schedule outlines all fees relating to the statute as recommended by Lincworks:

ITEM	FEE	ADDITIONAL COMMENTS
Student Parking Permit	Nil	
Resident Parking Permit	Nil	
Staff Parking permit	Nil	
Tenant Parking Permit	Nil	Reserved parking spaces are at an additional cost and managed by Lincworks through the Lease Agreement.
No Permit Displayed	\$10.00	
Traffic Infringement/Fine	\$30.00	First and Second infringements
Clamp release fee/Fine	\$60.00	