

Road Transport (General) Exclusion of Road Transport Legislation (Summernats) Declaration 2017 (No 1)

Disallowable instrument DI2017—314

made under the

Road Transport (General) Act 1999, section 13 (Power to exclude vehicles, persons or animals from road transport legislation)

1 Name of instrument

This instrument is the *Road Transport (General) Exclusion of Road Transport Legislation (Summernats) Declaration 2017 (No 1)*.

2 Commencement

This instrument commences on 3 January 2018.

3 Third-party insurance—declaration

- (1) The *Road Transport (Third-Party Insurance) Act 2008* does not apply to a designated vehicle within the declared area of Exhibition Park in Canberra (EPIC), the declared impound area adjacent to EPIC across Flemington Road and the area between the declared area of EPIC and the declared impound area.

Note A reference to an Act includes a reference to the statutory instruments made or in force under the Act, including any regulation (see Legislation Act, s 104).

- (2) However subclause (1) does not apply if the designated vehicle is—
- (a) covered under a policy of compulsory third-party insurance of a place other than the ACT or under a law of the Commonwealth; or
 - (b) subject to coverage under a compulsory motor vehicle or trailer accident compensation scheme of a place other than the ACT or of the Commonwealth.

- (3) In this clause:

designated vehicle means any of the following vehicles:

- (a) a registered entrant motor vehicle;
- (b) a registered promotional vehicle;
- (c) an unidentified motor vehicle;

(d) an uninsured motor vehicle.

Note For the application of this clause to trailers, see the definitions of the relevant terms.

registered means registered under the *Road Transport (Vehicle Registration) Act 1999*.

unidentified motor vehicle—see the *Road Transport (Third-Party Insurance) Act 2008*, section 62.

uninsured motor vehicle—see the *Road Transport (Third-Party Insurance) Act 2008*, section 60.

4 Vehicle registration and standards—declaration

(1) The prescribed vehicle registration and standards provisions do not apply to a relevant vehicle within the declared area of Exhibition Park in Canberra (EPIC), declared impound area adjacent to EPIC across Flemington Road and the area between the declared area of EPIC and the declared impound area.

(2) In this clause:

prescribed vehicle registration and standards provisions means—

(a) the following provisions of the *Road Transport (Vehicle Registration) Act 1999*:

- (i) section 18 (Prohibition on using unregistered registrable vehicles or vehicles with suspended registration);
- (ii) section 26 (Using certain defective vehicles); and

(b) the following provisions of the *Road Transport (Vehicle Registration) Regulation 2000*:

- (i) section 108 (Emission control systems to be fitted and properly maintained);
- (ii) section 109 (Light motor vehicles not complying with sch 1);
- (iii) section 110 (Light trailers not complying with sch 1);
- (iv) section 111 (Light combinations not complying with sch 1).

relevant vehicle means—

- (a) an entrant motor vehicle; or
- (b) a promotional vehicle.

Note For the application of this clause to trailers, see the definitions of the relevant terms.

5 Driver licences – declaration

(1) The prescribed conditions applying to high powered vehicle restrictions on a person's driver licence from another jurisdiction do not apply within the declared area of Exhibition Park in Canberra (EPIC) and declared impound area adjacent to EPIC across Flemington Road.

(2) In this clause:

prescribed conditions means—

- (a) the following provision of the *Road Transport (Driver Licensing) Regulation 2000*:
 - (i) section 60 (Conditional licence holders to comply with conditions).

6 Condition

Section 3 and 4 only apply in respect of the area between the declared area of EPIC and the declared impound area if the vehicle is not operating under its own power.

7 Definitions

In this instrument:

declared area, of Exhibition Park in Canberra, means that part of Exhibition Park in Canberra enclosed by the fence outlined in Schedule 1.

declared impound area, adjacent to EPIC across Flemington Road, means that part of the road or road related area enclosed by the boundary outlined in Schedule 2.

entrant motor vehicle means a motor vehicle or trailer that is entered in the event.

event means the event known as *Summernats 31 Car Festival* held at Exhibition Park in Canberra on 4 January 2018 to 7 January 2018, and includes preparatory activities for the event occurring within Exhibition Park in Canberra on 3 January 2018.

promotional vehicle means a motor vehicle or trailer that is categorised by Summernats Pty Ltd, ACN 139 042 961, as a promotional vehicle for the event.

8 Expiry

This instrument expires at midday on 8 January 2018.

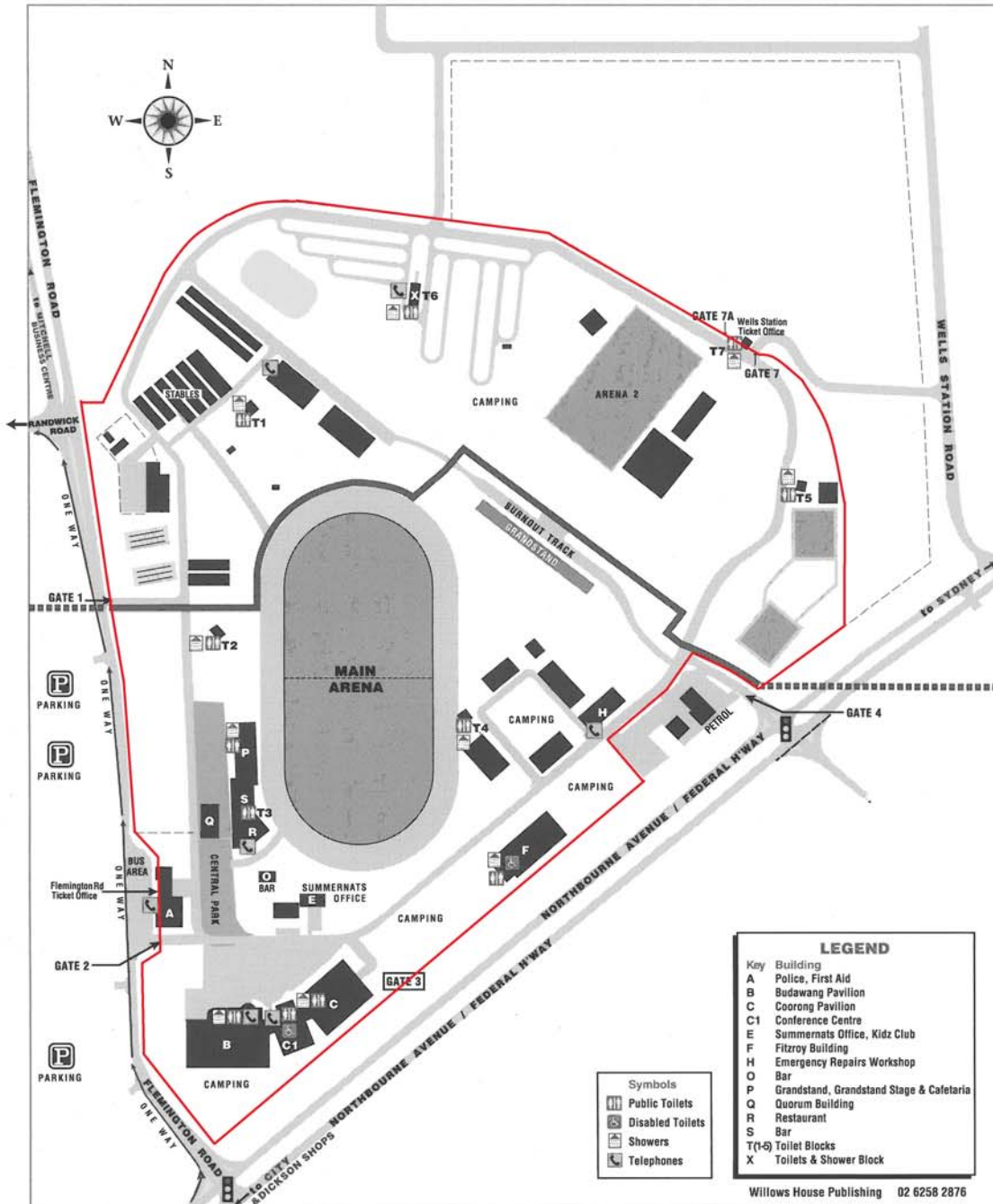
Shane Rattenbury
Minister for Justice, Consumer Affairs and Road Safety
15 December 2017

Schedule 1-Declared Area

(see declared area, clause 6)

SUMMERNATS
CAR FESTIVAL

Fence Line: _____



Schedule 2-Declared Impound Area

(see declared impound area, clause 6)

