Australian Capital Territory

Road Transport (General) Application of Road Transport Legislation Declaration 2023 (No 2)

**Disallowable instrument DI2023–19**

made under the

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

**1 Name of instrument**

This instrument is the *Road Transport (General) Application of Road Transport Legislation Declaration 2023 (No 2)*.

**2 Commencement**

This instrument commences at 8:00am on 8 March 2023.

**3 Motor accident injury insurance declaration**

I declare that the *Motor Accident Injuries Act 2019* does not apply to:

(a) a **designated vehicle**; or

(b) a motor vehicle involved in a motor accident with a **designated vehicle**; while the **designated vehicle** is being used to participate in a **special stage** inthe **event** for any period beginning on an event official declaring (in whatever manner the event official describes) the special stage active for a testing session, media event, corporate event day or rally competition and ending on an event official declaring the special stage inactive.

**4 Declaration – other road transport legislation**

I declare that the following road transport legislation does not apply to a **designated vehicle** or the driver of a **designated vehicle**, while participating in a special stage of the **event** for any period beginning on an event official declaring (in whatever manner the event official describes) the stage active for a testing session, media event, corporate event day or rally competition and ending on an event official declaring the stage inactive:

1. *Road Transport (Driver Licensing) Act 1999*:

* Section 31 – Driver must be licensed
* Section 33A – Contravening interlock condition

1. *Road Transport (Vehicle Registration) Act 1999*:

* Section 18 – Prohibition on using unregistered registerable vehicles or vehicles with suspended registration

1. *Road Transport (Vehicle Registration) Regulation 1999*:

* Section 59 – Display of numberplates
* Section 60 – Using vehicle without numberplate etc

1. *Road Transport (Safety and Traffic Management) Act 1999*:

* Section 5A – Races, attempts on speed records, speed trails etc
* Section 5B – Improper use of motor vehicle
* Section 7 – Furious, reckless or dangerous driving
* Section 8 – Menacing driving

1. *Road Transport (Road Rules) Regulation 2017*:

* Part 3 – Speed Limits
* Part 4 – Making Turns
* Part 5 – Change of direction and stop signals
* Part 7 – Giving way
* Part 8 - Traffic signs and road markings
* Part 11 – Keeping left, overtaking and other driving rules –
  + 1. Division 11.1 General
    2. Division 11.2 Keeping to Left
    3. Division 11.3 Overtaking
* Part 13 – Lights and warning devices
* Part 18 – Miscellaneous road rules –

1. Section 288 – Driving on path.

**5 Definitions**

In this instrument:

***designated vehicle*** means any of the following vehicles:

(a) an event registered motor vehicle; or

(b) a promotional or official vehicle

***event registered motor vehicle*** means a vehicle entered to participate in the event, and may be an unregistered, unidentified or uninsured motor vehicle.

***promotional or official vehicle*** means a registered vehicle being used for promotional or official purposes during the special stages.

***event*** means the IME Test Day 2023.

***event official*** means an official for the event who holds an official’s licence from Motorsport Australia that authorises the official to declare event stages active or inactive.

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

***special stage for the event***, means a road or road related area identified as a special stage or power stage for the event outlined in the maps at Schedule 1.

***unidentified motor vehicle***—see the *Motor Accident Injuries Act 2019,* section 327.

***uninsured motor vehicle***—see the *Motor Accident Injuries Act 2019,* section 325.

**6 Expiry**

This instrument expires on 18 March 2023.

Chris Steel MLA

Minister for Transport and City Services

Special Minister of State

2 March 2023

**Schedule 1 – Special stage**

(see *special stage for the event*, clause 5)

