Australian Capital Territory

Road Transport (General) Application of Road Transport Legislation Declaration 2023 (No 6)

**Disallowable instrument DI2023–201**

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 6).*

**2 Commencement**

This instrument commences at 9:00am on 14 July 2023.

**3 Motor accident injury insurance declaration**

1. I declare that the *Motor Accident Injuries Act 2019* does not apply to a:
2. a **designated vehicle**; or
3. 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** in the **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. On the day the event officials declare a special stage for the event active, I declare that the *Motor Accident Injuries Act 2019* does not apply to a:
   1. a **designated vehicle**; or
   2. a motor vehicle involved in a motor accident with a **designated vehicle**; while the vehicle is in the **transport stage** for the event.

**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 Declaration – other road transport legislation**

On the day the event officials declare a **special stage** for the **event** active, I declare that the following road transport legislation does not apply to a **designated vehicle** or the driver of a **designated vehicle**, in the **transport stage** for the event:

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

**6 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 NBMS 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 outlined in white in the map at Schedule 1.

***transport stage for the event*** means a road or road related area outlined in yellow in the map 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.

**7 Expiry**

This instrument expires on 27 August 2023.

Chris Steel MLA

Minister for Transport and City Services

Special Minister of State

11 July 2023

**Schedule 1 – Stages for the event**

(see section 6)

