Australian Capital Territory

Road Transport (General) Exclusion of Road Transport Legislation (Summernats) Declaration 2010 (No 1)

**Disallowable instrument DI2010—312**

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 2010 (No 1)*.

**2 Commencement**

(1) Clause 3, clause 4 and clause 6 (1) commence on 5 January 2011.

(2) The remaining provisions of this instrument commence on the day after its notification.

**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.

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.

(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 (Motor vehicles not complying with sch 1);

(iii) section 110 (Trailers not complying with sch 1);

(iv) section 111 (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 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.

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

***event*** means the event known as *The Street Machine Summernats 24 Car Festival* held at Exhibition Park in Canberra on 5 January 2011 to 10 January 2011, and includes preparatory activities for the event occurring within Exhibition Park in Canberra on 5 and 6 January 2011.

***promotional vehicle*** means a motor vehicle or trailer that is categorised by Summernats Pty Ltd, ACN 4848 139 042 961, as a promotional vehicle for the event.

**6 Expiry**

(1) Clause 3 and clause 4 expire at midday on 10 January 2011.

(2) The remaining provisions of this instrument expire on 10 January 2011.

*Note* The instrument expires at midnight (see Legislation Act, s 85 (3)).

Jon Stanhope MLA

Minister for Transport

17 December 2010

