

# Road Transport (General) Exclusion of Road Transport Legislation (Summernats) Declaration 2021 (No 1)

Disallowable instrument DI2021—289

made under the

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

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## 1 Name of instrument

This instrument is the *Road Transport (General) Exclusion of Road Transport Legislation (Summernats) Declaration 2021* (No 1).

## 2 Commencement

- (1) This instrument (other than clause 3) commences on 5 January 2022.
- (2) Clause 3 commences on 6 January 2022.

## 3 Declaration – Vehicle use

I declare that section 5B (Improper use of motor vehicle) of the *Road Transport (Safety and Traffic Management) Act 1999* does not apply to a **designated vehicle** while being used in the:

- (a) **declared drifting area** for any period beginning on a **drifting official** declaring (in whatever manner the drifting official describes) the **drifting course** active for a testing session, media event or ticketed event and ending on a **drifting official** declaring the **drifting course** inactive; and
- (b) **declared power skid area** for any period beginning on a **power skid official** declaring (in whatever manner the power skid official describes) the **power skid course** active for a testing session, media event or ticketed event and ending on a **power skid official** declaring the **power skid course** inactive.

#### 4 Declaration – Motor accident injury insurance

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 within the **declared area** of Exhibition Park in Canberra (EPIC).

#### 5 Declaration – Vehicle registration and standards

I declare that the following road transport legislation does not apply to a **relevant vehicle** within the **declared area** of EPIC:

- (a) *Road Transport (Vehicle Registration) Act 1999*:
  - Section 18 – Prohibition on using unregistered registrable vehicles or vehicles with suspended registration
  - Section 26 – Using certain defective vehicles
- (b) *Road Transport (Vehicle Registration) Regulation 2000*:
  - Section 108 – Emission control systems to be fitted and properly maintained
  - Section 109 – Light motor vehicles not complying with sch 1
  - Section 110 – Light trailers not complying with sch 1
  - Section 111 – Light trailers not complying with sch 1

#### 6 Declaration – Driver licences

I declare that the following road transport legislation applying to high powered vehicle restrictions on a person’s driver licence from another jurisdiction does not apply within the **declared area** of EPIC:

- (a) *Road Transport (Driver Licensing) Regulation 2000*:
  - Section 60 – Conditional licence holders to comply with conditions

## 7 Notes

A reference to an Act in this instrument includes a reference to the statutory instruments made or in force under the Act, including any regulation (see Legislation Act, s104).

## 8 Definitions

In this instrument:

***declared area***, of EPIC, means the part of EPIC enclosed by the fence outlined in Schedule 1.

***declared drifting area***, of EPIC, means the part of EPIC highlighted in red in Schedule 2.

***declared power skid area***, of EPIC, means the part of EPIC highlighted in blue in Schedule 2.

***drifting official*** means a person who holds an official's licence from the Confederation of Australian Motor Sport Ltd that authorises the official to declare the drifting course active or inactive.

***drifting course*** means a road or road related area used as a course designed and approved under the 'CAMS Drifting Standing regulations'.

***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.

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

***EPIC*** means Exhibition Park in Canberra

***event*** means the event known as *Summernats 34 Car Festival* held at EPIC on 6 January 2022 to 9 January 2022 (inclusive) and includes activities for the event occurring within EPIC on 5 January 2022 and ending at 12:00 pm on 10 January 2022.

***power skid course*** means a road or road related area used as a course for participants to use designated vehicles not for their intended use

***power skid official*** means an area manager for the power skid course.

***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.

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

***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.

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

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

## **9 Expiry**

- (1) This instrument (other than clause 3) expires at 12:00pm on 10 January 2022.
- (2) Clause 3 expires at 6:00pm on 9 January 2022.

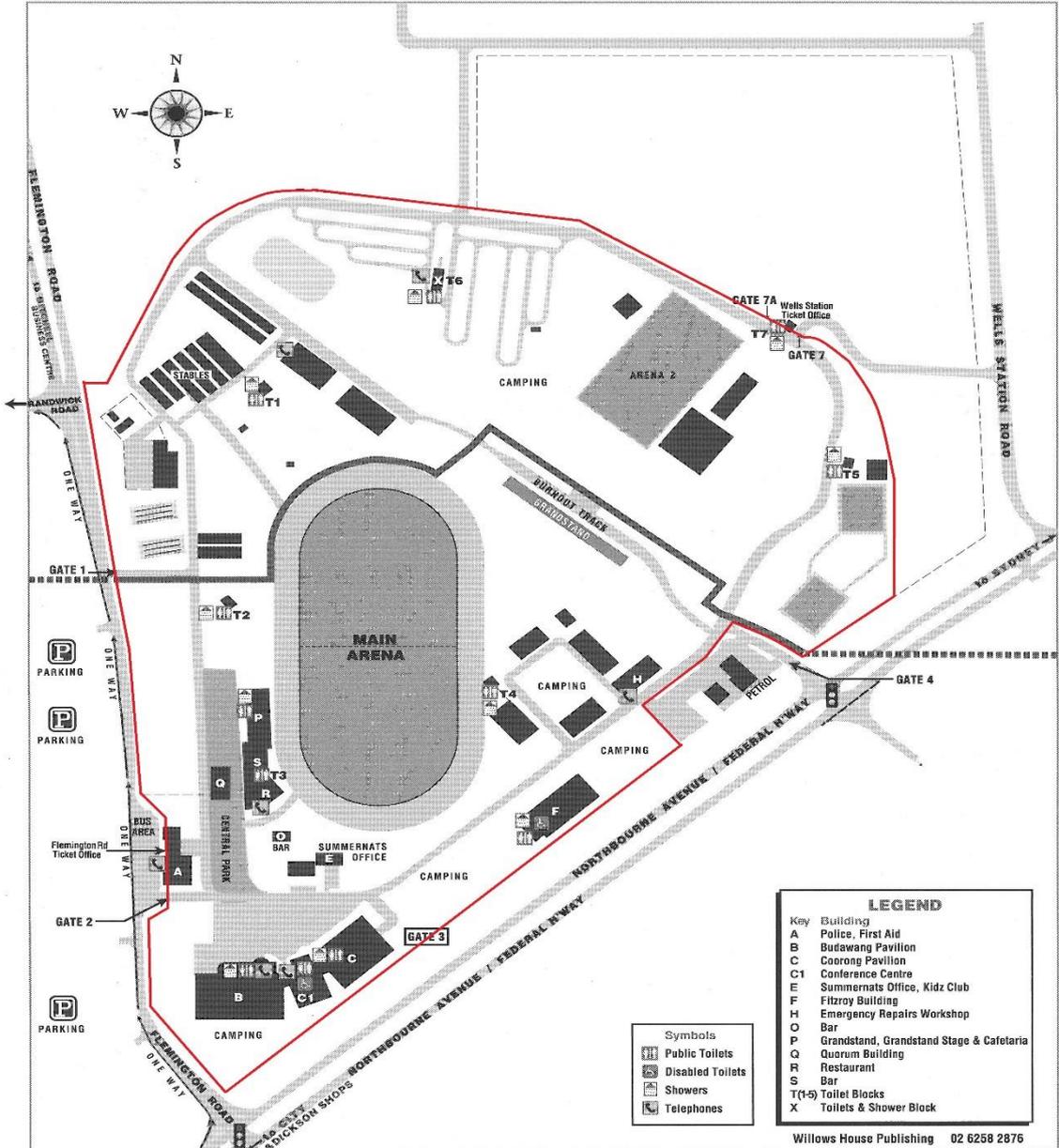
Chris Steel MLA  
Minister for Transport and City Services  
Special Minister of State

14 December 2021

# Schedule 1

## SUMMERNATS CAR FESTIVAL

Fence Line: \_\_\_\_\_



## Schedule 2

