

# Road Transport (General) Application of Road Transport Legislation Declaration 2023 (No 7)

Disallowable instrument DI2023-254

made under the

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

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## 1 Name of instrument

This instrument is the *Road Transport (General) Application of Road Transport Legislation Declaration 2023 (No 7)*.

## 2 Commencement

This instrument commences at 7:00am on 16 November 2023.

## 3 Motor accident injury insurance declaration

(1) I declare that the *Motor Accident Injuries Act 2019* does not apply to a:

- (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** 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 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:

- (a) *Road Transport (Driver Licensing) Act 1999*:

- Section 31 – Driver must be licensed
- Section 33A – Contravening interlock condition
- (b) *Road Transport (Vehicle Registration) Act 1999*:
  - Section 18 – Prohibition on using unregistered registerable vehicles or vehicles with suspended registration
- (c) *Road Transport (Vehicle Registration) Regulation 1999*:
  - Section 59 – Display of numberplates
  - Section 60 – Using vehicle without numberplate etc
- (d) *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
- (e) *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 –
    - a. Division 11.1      General
    - b. Division 11.2      Keeping to Left
    - c. Division 11.3      Overtaking
  - Part 13 – Lights and warning devices
  - Part 18 – Miscellaneous Road rules –
    - a. 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 Rally of Canberra 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 red 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 17 December 2023.

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

13 November 2023

## Schedule 1























