

# Road Transport (General) Application of Road Transport Legislation Declaration 2023 (No 3)

## Disallowable instrument DI2023–28

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 3)*.

### 2 Commencement

This instrument commences at 7:00 am on 18 March 2023.

### 3 Declaration – Motor accident injury insurance

- (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** of 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.

- (2) 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:
- (a) a **designated vehicle**; or
  - (b) 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:

(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 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:

(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

## 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 LCCC Blue Range Rally Sprint 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 orange or purple 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 16 April 2023.

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

16 March 2023

**Schedule 1 – Special stage**  
(see section 6)

