



Victoria Government Gazette

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Road Safety Act 1986

PARTIAL EXEMPTION FROM ROAD RULES AND PROVISIONS OF THE ROAD SAFETY ACT 1986 FOR PARTICIPANTS IN THE 2007 NGK RALLY OF MELBOURNE

Purpose

- 1 The purpose of this notice is to exempt participants in the 2007 NGK Rally of Melbourne ('the Event') from certain provisions of the **Road Safety Act 1986** and certain provisions of the Road Rules.

Authorising provision

- 2 This notice is issued and published under section 99B(4) of the **Road Safety Act 1986** on the application of KLC Investments (Vic) Pty Ltd, ABN 57 124 650 031, ('the Event Organiser') which proposes to conduct the Event as a non-road activity on highways in the Shire of Yarra Ranges and Murrindindi Shire.

Background

- 3 The Event has been an annual event in the Yarra Valley, Toolangi and Marysville areas for the past 13 years.
- 4 It comprises a series of rally championships that represent the premier round of the Australian Rally Championship series.
- 5 The Event Organiser is conducting the Event under the auspices of the Confederation of Australian Motorsport.
- 6 The Event Organiser has applied for declarations under section 99B(4) of the Act to exempt participants in the event from certain provisions of the **Road Safety Act 1986** and certain provisions of the Road Rules. In particular, the Event Organiser has applied for exemptions from the provisions specified in this notice in relation to –
- (a) the highways (or parts of highways); and
 - (b) the period –
- specified in the notice.

Declaration of Exemptions with respect to the Events

- 7 I, Tim Pallas, Minister for Roads, on the application of the Event Organiser, by this notice declare that, subject to the limitations and conditions specified in this notice, the provisions of the **Road Safety Act 1986** specified in column one of Schedule 1 and the Road Rules (other than the provisions specified in column one of Schedule 2) do not apply to the Event to be conducted on the highways or parts of highways specified in Schedule 3 during the period specified in Schedule 4.
- 8 The descriptions in column two of Schedules 1 and 2 of the provisions specified in column one of those Schedules are for information purposes only and do not extend or limit the extent of, or otherwise affect, an exemption under this notice.
- 9 Where Schedule 3 specifies a part of a highway by reference to an intersection or other location, the intersection or location referred to is part of the highway specified for the purposes of this notice.

Limitations

- 10 The exemptions declared by this notice apply only to a person who is a participant whilst that person is actually participating in the Event.

SPECIAL

Conditions

- 11 The following conditions apply to the conduct of the Event by the Event Organiser.
- (a) The parts of the highway used for the non-road activity are closed to traffic during the times when the activity is actually being carried out, which may not be the full period specified in Schedule 4.
 - (b) The Event Organiser has obtained all permits required in respect of the relevant non-road activity by the responsible road authority under section 99B(1) of the **Road Safety Act 1986**, and the Event is conducted in accordance with such permits and all other authorities.
 - (c) The Event Organiser has prepared and will comply with a safety plan appropriate for the nature and scale of the Event.
 - (d) That all applicable provisions of relevant legislation are complied with, including (without limitation), relevant provisions of the **Road Safety Act 1986**, the **Road Management Act 2004** and the **Occupational Health and Safety Act 2004** and any regulations under those Acts including the Road Rules (other than the provisions of the **Road Safety Act 1986** and the Road Rules which do not apply by force of this notice).
 - (e) That a copy of this notice is produced on demand by the officer of the Event Organiser who is in charge of the Event to any member of the police force or to any person who is an authorised officer of VicRoads under section 71 of the **Road Management Act 2004**.
- 12 An exemption under this notice does not cease to apply only because of a failure to comply with a condition in clause 11 (other than the condition in clause 11(b)).

Dated 23 October 2007

TIM PALLAS
Minister for Roads

Schedule 1

Provisions of the **Road Safety Act 1986** that do not apply to Event participants

Provision	Subject
Section 65A(1)	Improper use of motor vehicle
Section 68(1)	Participating in speed trials
Section 68(2)	Organising or managing speed trials

Schedule 2

Provisions of the Road Rules that apply to Event participants

Provision	Subject
Part 1	Introductory
Part 2	Interpretative provisions
Rule 78	Driver must not obstruct police and emergency vehicles
Rule 79	Driver must give way to emergency vehicles
Rule 300	Driver must not use hand-held mobile phone
Rule 304	Obeying police directions
Part 19	Exemptions
Part 20	Meaning and application of traffic control devices and traffic-related items
Part 21	General interpretive provisions
Schedules 1 to 4	Abbreviations, symbols and signs
Dictionary	Meanings of terms

Schedule 3

Highways or parts of highways to which exemptions apply

Item	Specified highway or part of highway
1.	The part of Old Yarra Glen – Glenburn Road indicated as special stage 1 and 7 ('SS1,7') on the NGK Rally of Melbourne attached at Schedule 5
2.	The parts of Marginal Road, Horseyard Creek Road and Klondyke Roads indicated as special stage 2 and 8 ('SS 2,8') on the NGK Rally of Melbourne attached at Schedule 5
3.	The parts of Klondyke and Blowhard Roads indicated as special stage 3 and 9 ('SS 3,9') on the NGK Rally of Melbourne attached at Schedule 5
4.	The parts of Plantation, Yellowdindi, Murrindindi and Siberia Roads indicated as special stage 5 and 14 ('SS 5,14') on the NGK Rally of Melbourne attached at Schedule 5
5.	The parts of Anderson Mill, Paradise Plains, Olsen and Yellow Dog Roads indicated as special stage 4 ('SS 4,13') on the NGK Rally of Melbourne attached at Schedule 5
6.	Yarra Glen Showgrounds indicated as special stage 6 and 10 ('SS 6,10') on the NGK Rally of Melbourne attached at Schedule 5
7.	The part of Donna Buang Road indicated as special stage 11 and 16 ('SS 11,16') on the NGK Rally of Melbourne attached at Schedule 5
8.	The part of Acheron Way indicated as special stage 12 and 17 ('SS 12,17') on the NGK Rally of Melbourne attached at Schedule 5
9.	Healesville Sportsground indicated as special stage 15 and 18 ('SS 15,18') on the NGK Rally of Melbourne attached at Schedule 5
10.	Donald Road, Healesville between Don Road and Gibbs Road

Schedule 4

Period during which exemptions apply

Item	Specified highway or part of highway	Specified period
1.	The part of Old Yarra Glen – Glenburn Road indicated as special stage 1 and 7 ('SS1,7') on the NGK Rally of Melbourne attached at Schedule 5	Saturday 10 November 2007 0430 hours – 1515 hours
2.	The parts of Marginal Road, Horseyard Creek Road and Klondyke Roads indicated as special stage 2 and 8 ('SS 2,8') on the NGK Rally of Melbourne attached at Schedule 5	Saturday 10 November 2007 0450 hours – 1545 hours
3.	The parts of Klondyke and Blowhard Roads indicated as special stage 3 and 9 ('SS 3,9') on the NGK Rally of Melbourne attached at Schedule 5	Saturday 10 November 2007 0530 hours – 1610 hours

4.	The parts of Plantation, Yellowdindi, Murrindindi and Siberia Roads indicated as special stage 5 and 14 ('SS 5,14') on the NGK Rally of Melbourne attached at Schedule 5	Saturday 10 November 2007 0810 hours – 1300 hours Sunday 11 November 2007 0730 hours – 1215 hours
5.	The parts of Anderson Mill, Paradise Plains, Olsen and Yellow Dog Roads indicated as special stage 4 ('SS 4') on the NGK Rally of Melbourne attached at Schedule 5	Saturday 10 November 2007 0715 hours – 1205 hours Sunday 11 November 2007 0650 hours – 1130 hours
6.	Yarra Glen Showgrounds indicated as special stage 6 and 10 ('SS 6,10') on the NGK Rally of Melbourne attached at Schedule 5	Saturday 10 November 2007 1010 hours – 1730 hours
7.	The part of Donna Buang Road indicated as special stage 11 and 16 ('SS 11,16') on the NGK Rally of Melbourne attached at Schedule 5	Sunday 11 November 2007 0530 hours – 1440 hours
8.	The part of Acheron Way indicated as special stage 12 and 17 ('SS 12,17') on the NGK Rally of Melbourne attached at Schedule 5	Sunday 11 November 2007 0600 hours – 1510 hours
9.	Healesville Sportsground indicated as special stage 15 and 18 ('SS 15,18') on the NGK Rally of Melbourne attached at Schedule 5	Sunday 11 November 2007 0945 hours – 1730 hours
10.	Donald Road, Healesville between Don Road and Gibbs Road	Sunday 11 November 2007 0945 hours – 1730 hours

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