



# Victoria Government Gazette

No. S 290 Thursday 22 July 2010  
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## Road Safety Act 1986

DECLARATION UNDER SECTION 68(4) OF THE **ROAD SAFETY ACT 1986** THAT CERTAIN PROVISIONS OF THE **ROAD SAFETY ACT 1986** AND THE ROAD SAFETY ROAD RULES 2009 DO NOT APPLY WITH RESPECT TO CERTAIN FUNCTIONS OR EVENTS ORGANISED AND CONDUCTED BY THE AUSTRALIAN MOTOR SPORT ACTION GROUP INC.

### 1. Purpose

The purpose of this notice is to make a declaration under section 68(4) of the **Road Safety Act 1986** 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 Safety Road Rules 2009 (other than the provisions specified in column one of Schedule 2) do not apply to certain functions or events organised by the Australian Motor Sport Action Group Inc.

### 2. Authorising provision

This notice is made under section 68(4) of the **Road Safety Act 1986**. Section 68(4) provides that the Minister for Roads and Ports may, on the application of a motoring organisation and by notice published in the Government Gazette, declare that sections 68(1) and 68(2) of the **Road Safety Act 1986** and of any regulations (except as specified in the notice) do not apply with respect to any function or event that is organised and conducted by that motoring organisation.

Section 68(1) provides that it is an offence for a person to drive or be in charge of a motor vehicle which is being used in a race or speed trial on a highway. Section 68(2) makes it an offence for a person, alone or with any other person, to organise or manage a race or speed trial or to carry out or cause to be carried out any preparations for the conduct of a race or speed trial that is held or to be held on a highway.

### 3. Commencement

This notice takes effect on the day on which it is published in the Government Gazette.

### 4. Expiry

This notice expires on the day that is five years after the day on which this notice is published in the Government Gazette.

### 5. Declaration

In accordance with section 68(4) of the **Road Safety Act 1986** I, Tim Pallas, Minister for Roads and Ports, on the application of the Australian Motor Sport Action Group Inc., declare that the provisions of the **Road Safety Act 1986** specified in column one of Schedule 1 and the Road Safety Road Rules 2009 (other than the provisions specified in column one of Schedule 2) do not apply with respect to any function or event that is organised and conducted by the Australian Motor Sport Action Group Inc., provided that that function or event:

- is held on a highway in respect of which the Department of Sustainability and Environment is the coordinating road authority within the meaning of the **Road Management Act 2004**; and
- is the subject of a permit issued by the Department of Sustainability and Environment under the **Forests Act 1958** authorising the function or event.

Dated 16 July 2010

TIM PALLAS MP  
Minister for Roads and Ports

**SPECIAL**

## SCHEDULE 1

Provisions of the **Road Safety Act 1986** that do not apply to the functions or events referred to in the Declaration above

<b>Provision</b>	<b>Subject</b>
Section 68(1)	Participating in a race or speed trial
Section 68(2)	Organising, managing or carrying out preparations for a race or speed trial

## SCHEDULE 2

Provisions of the Road Safety Road Rules 2009 that do apply to the functions or events referred to in the Declaration above

<b>Provision</b>	<b>Subject</b>
Part 1	Introductory
Part 2	Interpretative provisions
Rule 78	Keeping clear of police vehicles, emergency vehicles, enforcement vehicles and escort vehicles
Rule 79	Giving way to police vehicles, emergency vehicles, enforcement vehicles and escort vehicles
Rule 300	Driver must not use a hand-held mobile
Rule 304	Obeying a direction by a police officer or authorised officer
Part 19	Exemptions
Part 20	Meaning and application of traffic control devices and traffic-related items
Part 21	General interpretative provisions
Schedules 1–4	Abbreviations, symbols and signs
Dictionary	Meaning of terms

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