

Guideline for the Queensland Rally Vehicle Registration Scheme

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1 Guideline Authority

This guideline is issued under section 14(1)(a) of the VSS Regulation, in accordance with section 22 of the *Statutory Instruments Act 1992*.

2 Commencement Date

This guideline commences on 17 April 2015.

3 Definitions and references to legislation

3.1 The dictionary in paragraph 9 defines terms used in this Guideline.

3.2 References to sections and schedules are references to those sections and schedules in the VSS Regulation, unless otherwise stated.

4 Provisions of the regulation that do not apply

4.1 Pursuant to section 16(2), a Rally Vehicle operating under this Guideline does not need to comply with the following requirements, subject to the conditions stated in this Guideline:

4.1.1 Fitting of a compliance or identification plate, in accordance with Schedule 1, Section 12;

4.1.2 For a vehicle manufactured prior to 1 January 1969 — Compliance with a requirement of Schedule 1, but only to the extent that the non-compliance is required to meet, or otherwise permitted, by the CAMS Regulations;

4.1.3 For a vehicle manufactured between 1 January 1969 and 31 December 1988 (inclusive) — Compliance with 2nd Edition Australian Design Rules as required by Schedule 1 Section 7(1), but only to the extent that the non-compliance is required to meet, or otherwise permitted, by the CAMS Regulations;

4.1.4 For a vehicle manufactured from 1 January 1989 — Compliance with 3rd Edition Australian Design Rules as required by Schedule 1, Section 8(1), but only to the extent that the non-compliance is required to meet, or otherwise permitted, by the CAMS regulations; and

4.1.5 Obtaining, displaying and providing a safety certificate when offering a registered Rally Vehicle for sale, as required by sections 23(1) and 24(1).

4.2 Contravention of any of the conditions included in this Guideline will mean the operator of a vehicle does not have the benefit of this Guideline, and may be liable for offences committed under a transport Act.

5 Application

This Guideline applies only to Rally Vehicles that have a Current Authority to Operate.

6 Conditions of Use

6.1 General

- 6.1.1 A Rally Vehicle must not be used on a road unless it is registered.
- 6.1.2 A Rally Vehicle must not be used on a road unless the operator has a Current Authority to Operate for the vehicle.
- 6.1.3 A Rally Vehicle may only be used on a road:
- 6.1.3.1 To road test the vehicle within a 15-kilometre radius from the place where the vehicle is garaged;
 - 6.1.3.2 To travel in order to have the vehicle repaired. There is no distance restriction in these circumstances, however such travel must be openly justifiable and supported by reasonable evidence that the travel is to or from a repairer;
 - 6.1.3.3 To participate in a Multi-stage Rally Competition sanctioned by CAMS;
 - 6.1.3.4 For practice, publicity, display or training associated with an event mentioned in paragraph 6.1.3.3 conducted at the venue or on the event route;
 - 6.1.3.5 To transport the vehicle to and from an event mentioned in paragraph 6.1.3.3 or 6.1.3.4; or
 - 6.1.3.6 For Course Checking for an event mentioned in paragraph 6.1.3.3.
- 6.1.4 When using a Rally Vehicle on a road, the operator of the vehicle must exercise extreme caution, taking into consideration all traffic requirements and conditions.
- 6.1.5 When using a Rally Vehicle on a road, the operator must carry a copy of the following documents with them in the vehicle:
- The Current Authority to Operate issued for the vehicle; and
 - An appropriate Motorsport Licence; or
 - If the vehicle is used for Course Checking, one person in the vehicle must be an accredited CAMS Course Checker and carry with them their CAMS Course Checker's accreditation.
- 6.1.6 The operator of a Rally Vehicle must present the documents listed in paragraph 6.1.5 to an authorised officer if requested.

6.2 Other permitted use

- 6.2.1 A Rally Vehicle may be used in a motorsport event other than one provided for in paragraph 6.1.3, but only if the event is held on private property or closed roads.
- 6.2.2 When being used other than in accordance with paragraph 6.1.3, the vehicle is considered to be unregistered and Compulsory Third Party Insurance for the vehicle does not apply.
- 6.2.3 When being used other than in accordance with paragraph 6.1.3, the number plates for the vehicle must be removed.

6.3 Other conditions

6.3.1 Disposal

- 6.3.1.1 The registration of a vehicle operating under this Guideline cannot be transferred.
- 6.3.1.2 If the vehicle is sold or otherwise disposed of, the registration must be cancelled and an application for a new registration made in the name of the new owner.
- 6.3.1.3 When selling a Rally Vehicle, the owner does not need to obtain a safety certificate but must advise any prospective purchasers of the effect of paragraphs 6.3.1.1 and 6.3.1.2.

6.3.2 Number plates

- 6.3.2.1 A Rally Vehicle that is registered must have Limited Use Number Plates affixed.

7 **Authority to operate under this Guideline**

7.1 Applying for an Authority to Operate

- 7.1.1 To operate under this Guideline, a person must apply to CAMS for and be issued with an Authority to Operate.
- 7.1.2 Before a person makes an application for an Authority to Operate, they must obtain an RVRS Inspection Form from a CAMS Licensed Inspector.
- 7.1.3 When making an application, a person must provide the following to CAMS:
 - a) A completed application for an Authority to Operate Form;
 - b) Proof of origin;
 - c) A copy of the applicant's Driver Licence;
 - d) A copy of the CAMS Vehicle Logbook for the vehicle; and
 - e) A completed RVRS Inspection Form completed not more than 28 days before the application is made.

7.2 Deciding an application

- 7.2.1 CAMS must decide an application for an Authority to Operate in accordance with the Administrative Arrangement.

7.3 Renewing an Authority to Operate

- 7.3.1 CAMS or TMR may remind the operator of a Rally Vehicle of the need to renew an Authority to Operate, however if a reminder is not given or received, it does not affect—
 - a) the expiry of the existing Authority to Operate; or
 - b) the operator's obligation to renew the Authority to Operate before it expires, if the operator intends to use the vehicle on a road after the existing Authority to Operate expires.
- 7.3.2 An operator who wishes to renew an Authority to Operate, must apply to CAMS.

- 7.3.3 When making an application to renew an Authority to Operate, the applicant must provide the following:
- a) A completed application for the renewal of an Authority to Operate form;
 - b) If the vehicle has been modified since the last RVRS Inspection Form for the vehicle was completed – a new RVRS Inspection Form that was completed after the vehicle was modified and no more than 28 days before the application is made; and
 - c) A copy of the Scrutineering Record for the vehicle showing the vehicle has been scrutineered against the requirements for production class rally events, as a minimum.

7.3.4 CAMS must decide an application for the renewal of an Authority to Operate in accordance with the Administrative Arrangement.

7.4 Cancelling or suspending an Authority to Operate or registration

7.4.1 CAMS must cancel or suspend an Authority to Operate in accordance with the Administrative Arrangement.

7.4.2 As provided by section 18(1)(b) of the Act, contravention of any condition of this Guideline is grounds to amend, suspend or cancel the vehicle's registration.

8 Effect of this guideline on other laws

8.1 Vehicles operating under this Guideline are required to comply with all other requirements that may apply to the vehicle under a transport Act. This Guideline only provides exemptions from the requirements listed in paragraph 4.

9 Dictionary

a) The terms used in this Guideline have the meaning given in the Act or the VSS Regulation.

b) In this Guideline:

Accredited CAMS Course Checker means a person appointed by CAMS to check and traverse the intended route prior to the event and compare it with the route instructions to be issued to crews, to point out any errors or ambiguities to the Clerk of the Course of the event for rectification, and to ensure that the route is fair, passable, safe and in accord with current CAMS Regulations and best practices.

Act means the *Transport Operations (Road Use Management) Act 1995*.

Administrative Arrangement means the Memorandum of Understanding between TMR and CAMS about the administration of this Guideline.

Appropriate Motor Sport Licence means a current CAMS Rally licence issued by CAMS.

Authority to Operate means an Authority to Operate issued under the Administrative Arrangement.

CAMS means the Confederation of Australian Motor Sport Limited.

CAMS Licensed Inspector means a person appointed by CAMS to inspect vehicles to ensure they are in a safe operating condition and otherwise meet the requirements of and comply with all relevant laws, policies of the Queensland Government (including its departments) and CAMS and directions issued by CAMS for vehicles to be approved for Authorities to Operate.

CAMS Regulations means regulations as detailed in the *CAMS Manual of Motor Sport* and/or specific *CAMS Technical Regulations* applicable to the Category and Class of vehicle for participation in a CAMS Rally event.

CAMS Vehicle Logbook means a log book which contains evidence of registration of an automobile with CAMS and a description and specification of the vehicle to which it refers.

Closed Roads means public roads closed by legal processes.

Compliance Plate means a plate affixed to a motor vehicle by its manufacturer indicating which 2nd Edition Australian Design Rules the vehicle complied with.

Course Checking means a check of the intended route/course prior to the event to compare it with the route instructions to be issued to crews, to point out any errors or ambiguities to the Clerk of the Course of the event for rectification, and to ensure that the route is fair, passable, safe and in accord with current regulations and best practices.

Current Authority to Operate means an Authority to Operate which has not expired or been cancelled or suspended.

Identification Plate means a plate authorised to be placed on a vehicle, or taken to have been placed on a motor vehicle, under the Motor Vehicle Standards Act.

Limited Use Number Plates mean number plates assigned to vehicles being operated subject to conditions for use imposed by Guidelines or Permits.

Motor Vehicle Standards Act means the *Motor Vehicle Standards Act 1989* (Cth).

Multi-stage Rally Competition means an event consisting of several special stages each followed by a transport section designed to take vehicles to the start of the next section in a non-competitive fashion. Transport sections are run entirely or partly on roads open to normal traffic.

Proof of Origin means-

- a) For a vehicle that has been imported for Racing or Rally Use - A copy of the Vehicle Import Approval for the vehicle.
- b) For a vehicle constructed from a body shell provided by the original vehicle manufacturer - a receipt for the body shell from the original vehicle manufacturer.
- c) For a vehicle fitted with a compliance or identification plate, either;
 - i. Proof the vehicle is fitted with a compliance or identification plate; or
 - ii. Proof of previous unrestricted road registration from TMR or a corresponding authority; or
- d) For a vehicle not covered by a) – c) but otherwise eligible for registration –either:
 - i. Proof of previous unrestricted road registration from TMR or a corresponding authority; or
 - ii. Other evidence that demonstrates the vehicle is eligible for unrestricted road registration.

Rally Vehicle means a vehicle that:

- a) Is built or modified primarily for use in Multi-stage Rally Competitions;
- b) Complies with the CAMS Regulations, but in doing so does not comply with the VSS Regulation; and
- c) Is one of the following:
 - i. A vehicle imported under the Motor Vehicle Standards Act as a racing or Rally Vehicle;
 - ii. A vehicle constructed from a body shell provided by the original vehicle manufacturer;
 - iii. A vehicle fitted with a compliance or identification plate; or
 - iv. A vehicle not covered by (i) – (iii) but which is eligible for registration; but
- d) Does not include:
 - i. A vehicle that is recorded in the Register, or in a register kept under a corresponding law, as a Statutory Write-off;
 - ii. A vehicle that is recorded in the Register, or in a register kept under a corresponding law, as a Repairable Write-off, unless there is a Written-off Vehicle Inspection Report for the vehicle; or
 - iii. A vehicle that can operate under the Guideline for modified standard vehicles used in club level motorsport in Queensland, Form 38.

Register, as a noun, has the meaning given by the Registration Regulation.

Registered, in relation to a vehicle, has the meaning given to it by section 6 of the Registration Regulation.

Registration Regulation means the *Transport Operations (Road Use Management-Vehicle Registration) Regulation 2010*.

Repairable Write-off has the meaning given to it by the Registration Regulation.

RVRS Inspection Form means a form, approved by CAMS and issued by a CAMS Licensed Inspector.

Statutory Write-off has the meaning given to it by the Registration Regulation.

TMR means the Queensland Department of Transport and Main Roads.

VSS Regulation means the *Transport Operations (Road Use Management-Vehicle Standards and Safety) Regulation 2010*.

Written-off Vehicle Inspection Report has the meaning given to it by the Registration Regulation.