

Safe Movement Guideline | Queensland rally vehicle registration scheme

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Part 1 - Introduction

1. Purpose of the guideline

This safe movement guideline provides guidance in relation to the exemptions and requirements for Queensland rally vehicles to access the road network.

2. How this guideline should be used

This guideline is designed to assist customers that want to operate a rally vehicle under an Authority to Operate that meets the conditions and requirements in Part 2 of this guideline.

3. Guideline authority

This guideline is issued under the *Transport Operations (Road Use Management—Vehicle Standards and Safety) Regulation 2021* section 53, in accordance with the Statutory Instruments Act 1992 section 22.

4. Definitions

Unless otherwise stated, words and expressions used in the guideline have the same meanings as those defined in the *Transport Operations (Road Use Management) Act 1995* or the *Transport Operations (Road Use Management – Vehicle Standards and Safety) Regulation 2021*.

Accredited MA Course Checker means a person appointed by MA 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 MA Regulations and best practices.

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

Administrative Arrangement means the Memorandum of Understanding between TMR and MA about the administration of this guideline.

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

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

Closed Roads means public roads closed by legal processes.

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.

MA means Motorsports Australia.

MA Licensed Inspector means a person appointed by MA 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 MA and directions issued by MA for vehicles to be approved for an Authority to Operate.

MA Regulations means regulations as detailed in the Motorsport Australia Manual and/or specific MA Technical Regulations applicable to the Category and Class of vehicle for participation in a MA Rally event.

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

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 MA 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 *Safe Movement Guideline for fitting of safety cages and harness type seatbelts to MA club rally vehicles in Queensland*.

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 7 of the Registration Regulation.

Registration Regulation means the *Transport Operations (Road Use Management-Vehicle Registration) Regulation 2021*.

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

RVRS Inspection Form means a form, approved by MA and issued by a MA 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 2021*.

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

5. Exemptions to vehicle standards

- 5.1 A Rally Vehicle operating under this Guideline does not need to comply with the following requirements, subject to the conditions stated in this guideline:
- 5.1.1 Fitting of a compliance or identification plate, in accordance with Section 100 of the VSS Regulation;
 - 5.1.2 For a vehicle manufactured prior to 1 January 1969 — Compliance with a requirement of Schedule 1 of the VSS Regulation, but only to the extent that the non-compliance is required to meet, or otherwise permitted, by the MA Regulations;
 - 5.1.3 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 21(1), but only to the extent that the non-compliance is required to meet, or otherwise permitted, by the MA Regulations;
 - 5.1.4 For a vehicle manufactured from 1 January 1989 — Compliance with 3rd Edition Australian Design Rules as required by Schedule 1, Section 22(1), but only to the extent that the non-compliance is required to meet, or otherwise permitted, by the MA regulations; and
- 5.2 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 the Act.

Part 2 - Conditions of use

1. General requirements

- 1.1 Vehicles operating under this guideline are required to comply with all other requirements that may apply to the vehicle under the Act. This guideline only provides exemptions from the requirements listed in Part 1, Section 5 of this guideline.
- 1.2 A Rally Vehicle must not be used on a road unless it is registered.
- 1.3 A Rally Vehicle must not be used on a road unless the operator has a Current Authority to Operate for the vehicle.
- 1.4 A Rally Vehicle may only be used on a road:
 - 1.4.1 To road test the vehicle within a 15-kilometre radius from the place where the vehicle is garaged;
 - 1.4.2 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;
 - 1.4.3 To participate in a Multi-stage Rally Competition sanctioned by MA;
 - 1.4.4 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;
 - 1.4.5 To transport the vehicle to and from an event mentioned in Part 2, paragraph 1.4.3 or 1.4.4; or
 - 1.4.6 For Course Checking for an event mentioned in Part 2, paragraph 1.4.3.
- 1.5 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.
- 1.6 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 MA Course Checker and carry with them their MA Course Checker's accreditation.
- 1.7 The operator of a Rally Vehicle must present the documents listed in Part 2, paragraph 1.6 to an authorised officer if requested.

2. Other permitted use

- 2.1 A Rally Vehicle may be used in a motorsport event other than one provided for in Part 2, paragraph 1.3, but only if the event is held on private property or closed roads.
- 2.2 When being used other than in accordance with Part 2 paragraph 1.3, the vehicle is considered to be unregistered and Compulsory Third Party Insurance for the vehicle does not apply.
- 2.3 When being used other than in accordance with Part 2, paragraph 1.3, the number plates for the vehicle must be removed.

3. Other conditions

3.1 Disposal

- 3.1.1 The registration of a vehicle operating under this guideline cannot be transferred.
- 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.
- 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 Part 2, paragraphs 3.1.1 and 3.1.2.

3.2 Number plates

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

Part 3 - Authority to Operate

1. Applying for an Authority to Operate

- 1.1 To operate under this guideline, a person must apply to MA for and be issued with an Authority to Operate.
- 1.2 Before a person makes an application for an Authority to Operate, they must obtain an RVRs Inspection Form from a MA Licensed Inspector.
- 1.3 When making an application, a person must provide the following to MA:
 - (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 MA Vehicle Logbook for the vehicle; and
 - (e) A completed RVRs Inspection Form completed not more than 28 days before the application is made.

2. Deciding an application

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

3. Renewing an Authority to Operate

- 3.1 MA 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.
- 3.2 An operator who wishes to renew an Authority to Operate, must apply to MA.
- 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.

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

4. Cancelling or suspending an Authority to Operate or registration

4.1 MA must cancel or suspend an Authority to Operate in accordance with the Administrative Arrangement.

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.