

Thursday 21 July, 2011

26 JUL 2011

To whom it may concern,

On 1 July 2011 the Victorian Government introduced tough new laws for dangerous drivers.

Dangerous and high-risk drivers now face harsher consequences including longer impoundment periods. The immediate impoundment period has been increased from 48 hours to 30 days.

Previously, motorsport events and venues were required to obtain a declaration from the Minister regarding an exemption from motor vehicles undergoing loss of traction. This requirement no longer applies.

The *Road Safety Amendment (Hoon Driving and Other Matters) Act 2011* provides an automatic exemption from the section 65A(1) to the following:

- A motoring organisation event or function
- A driver training business
- A venue designed, or primarily used, for driver training or at a motor sport venue.

An extract of the Act is attached on the following page.

If you would like any more information on how the changes may affect your organisation, please contact Julie Van Dort on 9091 1734.

Regards,

James Holgate
Acting Executive Director,
Road Safety and Network Access
VicRoads

**Extract of section 65A of the Road Safety Act 1986
incorporating amendments as at 1 July 2011**

For further details go to: www.legislation.vic.gov.au

65A Improper use of motor vehicle

- (1) A person must not drive a motor vehicle in a manner which causes the motor vehicle to undergo loss of traction by one or more of the motor vehicle's wheels.

Penalty: 5 penalty units.

- (2) In a proceeding for an offence against subsection (1) it is a defence to the charge for the accused to prove that he or she had not intentionally caused the alleged loss of traction.

- (2A) Subsection (1) does not apply to a person who drives a motor vehicle in the manner described in subsection (1) on land other than a highway in the course of—

(a) an event or function that—

- (i) is conducted at a motor sport venue; and
- (ii) is authorised by the operator of the venue; or

(b) an event or function that—

- (i) is organised, conducted or sanctioned by a motoring organisation; and
- (ii) is conducted in accordance with the rules of conduct of the motoring organisation; or

(c) driver training that—

- (i) is supervised by a person for financial gain or in the course of any trade or business; and
- (ii) is conducted at a venue designed, or primarily used, for driver training or at a motor sport venue; or

(d) vehicle testing by, or authorised by, a manufacturer of vehicles or vehicle components; or

(e) training activities of Victoria Police.

- (2B) In subsection (2A)—

motor sport venue means a permanent venue for motor sports that—

- (a) has a permanent track; and
- (b) is used for 2 or more motor sport events or functions each year; and
- (c) is on land the use of which for motor sports and any development associated with that use is lawful.