



Queensland

*Motor Racing Events Act 1990*

# Motor Racing Events Regulation 2003

Reprinted as in force on 20 June 2008

Reprint No. 2A

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the Office of the Queensland Parliamentary Counsel  
Warning—This reprint is not an authorised copy

# Information about this reprint

This regulation is reprinted as at 20 June 2008. The reprint shows the law as amended by all amendments that commenced on or before that day (Reprints Act 1992 s 5(c)).

The reprint includes a reference to the law by which each amendment was made—see list of legislation and list of annotations in endnotes. Also see list of legislation for any uncommenced amendments.

This page is specific to this reprint. See previous reprints for information about earlier changes made under the Reprints Act 1992. A table of reprints is included in the endnotes.

**Also see endnotes for information about—**

- **when provisions commenced**
- **editorial changes made in earlier reprints.**

## Spelling

The spelling of certain words or phrases may be inconsistent in this reprint due to changes made in various editions of the Macquarie Dictionary. Variations of spelling will be updated in the next authorised reprint.

## Dates shown on reprints

**Reprints dated at last amendment** All reprints produced on or after 1 July 2002, authorised (that is, hard copy) and unauthorised (that is, electronic), are dated as at the last date of amendment. Previously reprints were dated as at the date of publication. If an authorised reprint is dated earlier than an unauthorised version published before 1 July 2002, it means the legislation was not further amended and the reprint date is the commencement of the last amendment.

If the date of an authorised reprint is the same as the date shown for an unauthorised version previously published, it merely means that the unauthorised version was published before the authorised version. Also, any revised edition of the previously published unauthorised version will have the same date as that version.

**Replacement reprint date** If the date of an authorised reprint is the same as the date shown on another authorised reprint it means that one is the replacement of the other.



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# Motor Racing Events Regulation 2003

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# Motor Racing Events Regulation 2003

[as amended by all amendments that commenced on or before 20 June 2008]

## Part 1 Preliminary

### 1 Short title

This regulation may be cited as the *Motor Racing Events Regulation 2003*.

## Part 2 Conduct in declared area

### 2 No smoking area

- (1) The promoter may designate a part of the declared area as a no smoking area during the declared period if the promoter is satisfied smoking in the part of the area would be unsafe.
- (2) If the promoter designates an area as a no smoking area, the promoter must display in the area, or at or near the entrance to the area, a no smoking sign that complies with the requirements for a no smoking sign under the *Tobacco and Other Smoking Products Act 1998*, section 26S.
- (3) A person must not smoke in a no smoking area.  
Maximum penalty for subsection (3)—20 penalty units.

(4) In this section—

*smoke* see *Tobacco and Other Smoking Products Act 1998*, schedule.<sup>1</sup>

### **3 No public entertainment without permission**

(1) A person must not conduct public entertainment in the declared area during the declared period without the permission of the promoter.

Maximum penalty—20 penalty units.

(2) Subsection (1) does not apply to a person conducting public entertainment on premises in the declared area if the owner or occupier of the premises—

(a) carries on a business on the premises; and

(b) ordinarily allows public entertainment to be conducted on the premises in the course of carrying on the business.

### **4 No selling without permission**

(1) A person must not sell anything in the declared area during the declared period without the permission of the promoter.

Maximum penalty—20 penalty units.

(2) Subsection (1) does not apply to an occupant of the declared area selling things from premises in the declared area if—

(a) the occupant ordinarily sells things of the same type from the premises; and

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<sup>1</sup> Under the *Tobacco and Other Smoking Products Act 1998*, schedule—

*smoke* means smoke, hold or otherwise have control over an ignited smoking product.

*smoking product*—

(a) ...; or

(b) otherwise, means a tobacco product, herbal cigarette or loose smoking blend.

[Note—the terms *tobacco product*, *herbal cigarette* and *loose smoking blend* are also defined in the schedule.]

- (b) the occupant was selling things of the same type from the premises immediately before the declared period started.

## **5 No damage to plants without permission**

- (1) A person must not damage a plant in the declared area during the declared period without the permission of the owner of the plant.

Maximum penalty—20 penalty units.

- (2) In this section—

*damage*, in relation to a plant, includes pick a flower from the plant and uproot the plant.

## **6 No lighting fires without permission**

A person must not light a fire in the declared area during the declared period without the permission of the promoter.

Maximum penalty—20 penalty units.

## **7 Other prohibited conduct**

A person must not do any of the following in the declared area during the declared period—

- (a) climb or remain on—
  - (i) the roof of a building or structure without the permission of the owner or occupier of the building or structure; or
  - (ii) a bush, shrub or tree on public land; or
  - (iii) a fence or wall on public land;
- (b) use a seat or other structure under the control of the promoter for a purpose other than the purpose for which the seat or other structure was intended;
- (c) block an aisle, passage or step of a grandstand;
- (d) deposit litter other than in a receptacle provided for the purpose;

- (e) throw a bottle, stone or other object;
- (f) discharge a firearm unless the person is a police officer acting in that capacity;
- (g) be disorderly or create a disturbance on public land.

*Examples for paragraph (g)—*

- 1 using indecent or obscene language or threatening or insulting words
- 2 behaving in an abusive, indecent, insulting, riotous or threatening manner

Maximum penalty—20 penalty units.

## **8 Compliance with traffic requirements**

- (1) This section applies to a road in the declared area that has ceased, under section 6(2)<sup>2</sup> of the Act, to be a road.
- (2) However, this section does not apply to the motor racing circuit between 7a.m. and 7p.m. on any day during the declared period.
- (3) A person in charge of a motor vehicle on the road must comply with the following—
  - (a) an indication given by an official traffic sign installed under the *Transport Operations (Road Use Management) Act 1995*, chapter 5, part 2;<sup>3</sup>
  - (b) a direction or requirement indicated on a sign displayed by the promoter;
  - (c) a direction or requirement given by an authorised person.

Maximum penalty—20 penalty units.

- (4) In this section—

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<sup>2</sup> Section 6 (Promoter to have care, control etc. of declared area) of the Act

<sup>3</sup> *Transport Operations (Road Use Management) Act 1995*, chapter 5 (Road use), part 2 (Official traffic signs)



**indication** see the *Transport Operations (Road Use Management) Act 1995*, schedule 4.<sup>4</sup>

**motor vehicle** means any type of transport that moves on wheels and is propelled by a motor that forms part of the vehicle.

**official traffic sign** see the *Transport Operations (Road Use Management) Act 1995*, schedule 4.<sup>5</sup>

## Part 3 Fees

### 9 Filming etc. from outside declared area—Act, s 47

For section 47(2) of the Act, the prescribed amount of fee is \$275000.

## Part 4 Declaration of particular matters for 2008

### 10 Definition for pt 4

In this part—

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4 Under the *Transport Operations (Road Use Management) Act 1995*, schedule 4 (Dictionary)—

**indication** given by an official traffic sign includes—

- (a) a direction on an official traffic sign; and
- (b) a direction, indication or requirement that, under a regulation, is prescribed as being given or imposed, because of an official traffic sign.

5 Under the *Transport Operations (Road Use Management) Act 1995*, schedule 4 (Dictionary)—

**official traffic sign** means a sign, marking, light or device placed or erected to regulate, warn or guide traffic.

***Gold Coast motor racing event*** means the motor racing event commonly called the Gold Coast Indy that takes place at the Gold Coast.

**11 Declared area for Gold Coast motor racing event for 2008—Act, schedule, definition *declared area***

- (1) The declared area for the Gold Coast motor racing event for 2008 is the area marked as the ‘declared area’ on the plan called ‘2008 Gold Coast Indy 300 Event Precinct Plan’ prepared and held by the promoter for the event for 2008, trading as Gold Coast Motor Events Co.
- (2) The plan is available for inspection by members of the public, between 9a.m. and 4p.m. on business days, at—
  - (a) the registered office of Gold Coast Events Co Pty Ltd ACN 010 949 649 at level 14, Mineral House, 41 George Street, Brisbane; and
  - (b) the office of the promoter for the Gold Coast motor racing event for 2008, trading as Gold Coast Motor Events Co, at level 5, 64 Marine Parade, Southport.

**12 Declared period for Gold Coast motor racing event for 2008—Act, schedule, definition *declared period***

The declared period for the Gold Coast motor racing event for 2008 is the period starting at midday on Wednesday 22 October 2008 and ending at midday on Monday 27 October 2008.

**13 Official title for Gold Coast motor racing event for 2008—Act, schedule, definition *official title***

The official title for the Gold Coast motor racing event for 2008 is ‘2008 Gold Coast Indy 300’.

**14 Promoter for Gold Coast motor racing event for 2008—Act, schedule, definition *promoter***

The following persons are the promoter for the Gold Coast motor racing event for 2008—

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- Gold Coast Events Co Pty Ltd ACN 010 949 649
- Igli Holdings Pty Ltd ACN 004 014 233
- International Management Group of America Pty Ltd  
ACN 001 788 343
- Papandrea Pty Ltd ACN 011 028 596
- Raxmont Pty Ltd ACN 011 053 044
- Southcoast Tyre Services Pty Ltd ACN 009 795 126
- Truffle Pty Ltd ACN 011 011 368.

## Endnotes

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### 2 Date to which amendments incorporated

This is the reprint date mentioned in the Reprints Act 1992, section 5(c). Accordingly, this reprint includes all amendments that commenced operation on or before 20 June 2008. Future amendments of the Motor Racing Events Regulation 2003 may be made in accordance with this reprint under the Reprints Act 1992, section 49.

### 3 Key

#### Key to abbreviations in list of legislation and annotations

Key	Explanation	Key	Explanation
AIA	= Acts Interpretation Act 1954	(prev)	= previously
amd	= amended	proc	= proclamation
amdt	= amendment	prov	= provision
ch	= chapter	pt	= part
def	= definition	pubd	= published
div	= division	R[X]	= Reprint No. [X]
exp	= expires/expired	RA	= Reprints Act 1992
gaz	= gazette	reloc	= relocated
hdg	= heading	renum	= renumbered
ins	= inserted	rep	= repealed
lap	= lapsed	(retro)	= retrospectively
notfd	= notified	rv	= revised edition
num	= numbered	s	= section
o in c	= order in council	sch	= schedule
om	= omitted	sdiv	= subdivision
orig	= original	SIA	= Statutory Instruments Act 1992
p	= page	SIR	= Statutory Instruments Regulation 2002
para	= paragraph	SL	= subordinate legislation
prec	= preceding	sub	= substituted
pres	= present	unnum	= unnumbered
prev	= previous		

## 4 Table of reprints

Reprints are issued for both future and past effective dates. For the most up-to-date table of reprints, see the reprint with the latest effective date.

If a reprint number includes a letter of the alphabet, the reprint was released in unauthorised, electronic form only.

Reprint No.	Amendments included	Effective	Notes
1	none	30 May 2003	
1A	—	1 June 2003	provs exp 31 May 2003
1B	2004 SL No. 120	2 July 2004	
1C	2004 SL No. 272	1 January 2005	
1D	2005 SL No. 176	12 August 2005	
1E	2006 SL No. 189	28 July 2006	
1F	2007 SL No. 1	25 January 2007	R1F withdrawn, see R2
2	—	25 January 2007	
2A	2008 SL No. 167	20 June 2008	

## 5 Tables in earlier reprints

Name of table	Reprint No.
Corrected minor errors	2

## 6 List of legislation

### **Motor Racing Events Regulation 2003 SL No. 95 (prev Gold Coast Motor Racing Events Regulation 2003)**

made by the Governor in Council on 29 May 2003

notfd gaz 30 May 2003 pp 371–6

commenced on date of notification

exp 1 September 2013 (see SIA s 54)

Note—The expiry date may have changed since this reprint was published. See the latest reprint of the SIR for any change.

amending legislation—

### **Gold Coast Motor Racing Events Amendment Regulation (No. 1) 2004 SL No. 120**

notfd gaz 2 July 2004 pp 705–7

commenced on date of notification

### **Tobacco and Other Smoking Products Amendment Regulation (No. 1) 2004 SL No. 272 pts 1, 3**

notfd gaz 10 December 2004 pp 1195–8

ss 1–2 commenced on date of notification

remaining provisions commenced 1 January 2005 (see s 2)

**Gold Coast Motor Racing Events Amendment Regulation (No. 1) 2005 SL No. 176**  
notfd gaz 12 August 2005 pp 1297–1303  
commenced on date of notification

**Gold Coast Motor Racing Events Amendment Regulation (No. 1) 2006 SL No. 189**  
notfd gaz 28 July 2006 pp 1480–2  
commenced on date of notification

**Gold Coast Motor Racing Events Amendment Regulation (No. 1) 2007 SL No. 1**  
notfd gaz 25 January 2007 pp 387–8  
commenced on date of notification

**Gold Coast Motor Racing Events Amendment Regulation (No. 1) 2008 SL No. 167**  
notfd gaz 20 June 2008 pp 1074–5  
commenced on date of notification

## **7 List of annotations**

### **Short title**

s 1 amd 2008 SL No. 167 s 3

### **No smoking area**

s 2 amd 2004 SL No. 272 s 8

### **PART 4—DECLARATION OF PARTICULAR MATTERS FOR 2008**

**pt hdg** sub 2004 SL No. 120 s 3; 2005 SL No. 176 s 3; 2006 SL No. 189 s 3; 2007 SL No. 1 s 3; 2008 SL No. 167 s 4

### **Definition for pt 4**

s 10 sub 2004 SL No. 120 s 3; 2005 SL No. 176 s 3; 2006 SL No. 189 s 3; 2007 SL No. 1 s 3; 2008 SL No. 167 s 4

### **Declared area for Gold Coast motor racing event for 2008—Act, schedule, definition “declared area”**

s 11 sub 2004 SL No. 120 s 3; 2005 SL No. 176 s 3; 2006 SL No. 189 s 3; 2007 SL No. 1 s 3; 2008 SL No. 167 s 4

### **Declared period for Gold Coast motor racing event for 2008—Act, schedule, definition “declared period”**

s 12 sub 2004 SL No. 120 s 3; 2005 SL No. 176 s 3; 2006 SL No. 189 s 3; 2007 SL No. 1 s 3; 2008 SL No. 167 s 4

### **Official title for Gold Coast motor racing event for 2008—Act, schedule, definition “official title”**

s 13 sub 2004 SL No. 120 s 3; 2005 SL No. 176 s 3; 2006 SL No. 189 s 3; 2007 SL No. 1 s 3; 2008 SL No. 167 s 4

### **Promoter for Gold Coast motor racing event for 2008—Act, schedule, definition “promoter”**

s 14 prev s 14 exp 31 May 2003 (see s 15)  
pres s 14 ins 2008 SL No. 167 s 4

**PART 5—REPEAL PROVISION**

**pt hdg** exp 31 May 2003 (see s 15)

**Expiry of pt 5**

**s 15** exp 31 May 2003 (see s 15)