



New South Wales

Motor Accidents Compensation Amendment (Olympic and Paralympic Games) Regulation 2000

under the

Motor Accidents Compensation Act 1999

His Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Motor Accidents Compensation Act 1999*.

JOHN DELLA BOSCA, M.L.C.,

Special Minister of State

Explanatory note

The object of this Regulation is to prevent claims from being made against the Nominal Defendant in relation to the use or operation of certain motor vehicles that will be exempt from the registration requirements of the *Road Transport (Vehicle Registration) Act 1997* and, accordingly under section 9 (a) of the *Motor Accidents Compensation Act 1999* will be exempt from the requirement to be insured under a third-party policy under that Act. The vehicles concerned are small vehicles designed as people movers (such as golf buggies) which are to be used for the purposes of the Olympic Games. The vehicles will be subject to alternative insurance arrangements.

This Regulation is made under the *Motor Accidents Compensation Act 1999*, including section 33 (Claim against Nominal Defendant where vehicle not insured) and section 228 (the general regulation-making power).

2000 No 419

Clause 1 Motor Accidents Compensation Amendment (Olympic and Paralympic Games) Regulation 2000

Motor Accidents Compensation Amendment (Olympic and Paralympic Games) Regulation 2000

1 Name of Regulation

This Regulation is the *Motor Accidents Compensation Amendment (Olympic and Paralympic Games) Regulation 2000*.

2 Amendment of Motor Accidents Compensation Regulation (No 2) 1999

The *Motor Accidents Compensation Regulation (No 2) 1999* is amended as set out in Schedule 1.

3 Notes

The explanatory note does not form part of this Regulation.

Schedule 1 Amendment

(Clause 2)

Clause 16B

Insert after clause 16A:

16B Exemption with respect to use of certain vehicles during Olympic Games

- (1) Pursuant to section 33 (4) (d) of the Act, there is no right of action against the Nominal Defendant under section 33 of the Act in respect of the use or operation of a motor vehicle of the kind specified in subclause (2) in the circumstances specified in subclause (3).
- (2) A motor vehicle of the kind specified in this subclause is a motor vehicle that is of the type or model known as a golf buggy, solar baby, windsor, ox-utility, resort villager, trans-sender, all-terrain vehicle or trackless train, or is a vehicle of a similar kind.
- (3) The circumstances specified in this subclause are that:
 - (a) the motor vehicle is being used for purposes associated with the Olympic Games, and
 - (b) the use of the motor vehicle occurs within the Games period, and
 - (c) a relevant certificate of insurance, in a form approved by the Authority, has been issued by an insurer in respect of the motor vehicle (except in the case of a motor vehicle owned by the Crown), and
 - (d) a label or permit has been issued by the RTA for the purpose of assisting the identification of the vehicle as a vehicle to which this clause applies.
- (4) For the purposes of subclause (3) (c), a relevant certificate of insurance is a certificate that evidences the existence of a policy of insurance that insures (subject to the terms, conditions, exclusions, warranties and endorsements of the policy) the owner of the motor vehicle and any other person who at any

2000 No 419

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Schedule 1 Amendment

time drives the vehicle (whether or not with the consent of the owner) against liability in respect of the death of or injury to a person caused by the fault of the owner or driver of the vehicle in the use or operation of the vehicle in any part of New South Wales (whether or not on a road), at least:

- (a) while the motor vehicle is being used for purposes associated with the Olympic Games, and
 - (b) for the Games period, and
 - (c) for an amount approved by the Authority for any one occurrence.
- (5) In this clause, *the Games period* means the period beginning on the commencement of this clause and ending on 31 December 2000.
- (6) In this clause, *SOCOG* and *the Olympic Games* have the same meanings as in the *Olympic Arrangements Act 2000*.

BY AUTHORITY