

Brock Commodore Owners Association of Australia (Inc)

Constitution for the Registration & Use of Historic Vehicles in NSW

1. BACKGROUND

- a. NSW RMS registers historic vehicles under the Conditional Registration scheme, which provides the vehicle with limited access to the road network and Compulsory Third Party (CTP) insurance cover. Historic vehicles registered in NSW under this scheme are exempt from the payment of stamp duty, motor vehicle tax and national charges.
- b. Conditional registration is only an option for historic vehicles if the registered operator of the vehicle is a member of an RMS-recognised historic vehicle club and the vehicle's use of the road network is restricted.

2. ELIGIBILITY

- a. All applicants shall read this Constitution and fully understand their responsibilities and agree to abide with this Constitution before Historic Vehicle Registration eligibility is approved by the NSW Historic Vehicle Registrar, hereinafter "HVR".
- b. A vehicle eligible for historic registration through the Brock Commodore Owners Association of Australia Inc (hereinafter "BCOAA") must be 30 years of age or older as from the year of manufacture and meet the membership criteria. Other vehicles may be considered at the discretion of the HVR.
- c. Vehicles must be as close to original condition as possible, with NO alterations except for safety features such as seat belts and turn indicators or period accessories and options, if desired.
- d. Note: LPG conversions are acceptable providing the Historic Vehicle Declaration is completed by the BCOAA Registrar.
- e. Owners of eligible vehicles will need to make arrangements with the HVR to bring the vehicle to an agreed meeting or event for inspection to check that the vehicle is eligible for Historic registration. It is recommended that this is done before any other steps are taken towards obtaining Historic Registration.
- f. The registered operator must be a member of the BCOAA for a minimum period of 12 months before and have attended a minimum of 4 BCOAA events prior to being able to apply for historic registration, unless otherwise determined by the committee.
- g. To maintain eligibility for historic registration, the registered owner must personally attend a minimum of 4 BCOAA meetings or events every 12 months, unless otherwise determined by the committee.
- h. Proof of BCOAA membership must be provided to RMS when establishing or renewing conditional registration.

3. VEHICLE SUITABILITY FOR SAFE USE

- a. All vehicles must undergo an annual inspection.
- b. A vehicle operating under the scheme must be declared suitable for safe use by a vehicle safety check inspection report (pink slip).
- c. Chassis, serial, body and engine numbers will form part of the identification of a Historic vehicle. Any change must be notified in writing to the Roads and Maritime Services and the HVR.

4. VEHICLE USE

- a. Vehicles can only be used for events organised by the BCOAA, another Club or recognised community organisations provided an official invitation has been received and documented by the BCOAA in the official minutes, official club correspondence, or the official 'Day Book'.
- b. Every time it is planned to take a vehicle with BCOAA Historic registration out on to a public road, the registered owner must notify the HVR by way of text or, ideally providing 24 hours notice, so that this usage can be entered in the BCOAA's official records. This notification is required for all journeys and includes servicing within a short distance from the place of garaging and the inspection of the vehicle.
- c. In the absence of the HVR, permission required in Clause 4 may be granted by the President, Secretary or Treasurer. This permission must be properly recorded in the Club Records by the HVR with full details of time, place and reason. A person approving the movement other than the HVR must advise the HVR of the permission details per email within 24 hours of such permission being granted.
- d. Any BCOAA member wishing to use their vehicles for the carriage of persons to or from a wedding or reception should first check their legal obligation under the Passenger Transport Act 1990 with Transport NSW's Accreditation and Licensing Section on 1800 227 774 or(02) 9891 8900. The BCOAA must also authorise the use of the vehicle for this purpose.
- e. Vehicles must display conditional registration number plates and a current registration label.
- f. Name bars may be affixed to the number plate provided the positioning of the name bar does not obscure the number plate.

4. CONDITIONS

- a. All enquiries must be directed to the HVR. Individual approaches to the Roads and Maritime Services (hereinafter "RMS") are not permitted.
- b. Historic vehicles registered under the conditional registration scheme are subject to the following conditions of operation by the RMS:
 - i. Registered operator must be a member of an authorised motoring club
 - ii. Use only in conjunction with an authorised club event or maintenance
- c. Historic number plates are issued to a member of the BCOAA and are not transferable either to another vehicle or person in the event of the vehicle being sold.
- d. Plates must be immediately returned to the RMS:
 - i) In the event of the sale of the vehicle on which they are issued
 - ii) Upon the member's resignation from the Club
 - iii) Upon the member's failure to remain a financial member within the meaning of the Constitution of the Club or on failure to pay any levy that may be constitutionally approved by a duly constituted Club meeting
 - iv) At the directive of a Club Committee decision
 - v) If the HVR considers the vehicle has been made unsafe or altered after it has been inspected.
- e. The BCOAA approves Historic Registration in the belief that the members' prime intended use is for BCOAA events. The HVR retains the right to reconsider eligibility for issue or renewal, should this cease to be the case or if the vehicle does not attend BCOAA events specified in Clause 2(g) during the year without good cause.
- f. The name of the registered operator's Club must be entered as a special condition. If the registered operator belongs to more than one club, the name of the primary club or both

clubs may be entered as a special condition as requested. Other conditions may be applied as required.

g. Any issued Certificate of Approved Operations detailing the conditions applicable to the operation of the vehicle, must be carried in the vehicle whenever the vehicle is used on a road or road related area.

5. LOADS

a. Historic vehicles registered under the conditional registration scheme must meet the following requirements if carrying a load:

- i. Loads cannot be carried for commercial purposes. Loads must either be the private property of the vehicle owner and/or carried as part of a club event.
- ii. The maximum load allowed is two thirds of the manufacturers load limit, and
- iii. The load has to be restrained to the performance based standards detailed in the Load Restraint Guide

6. SEATBELTS AND CHILD RESTRAINTS

a. Motor cars, tourers and limousines can only carry one person per seating position. Seat belts must be worn, where fitted.

b. Drivers of historic vehicles registered under the conditional registration scheme are exempt from the requirement to fit child restraints when carrying children between 12 months and seven years of age, provided:

- i. They have written advice from an authorised engineering signatory that it is not reasonably practicable to install seatbelts and/or child restraints in the historic vehicle, and
- ii. This written advice is carried in the vehicle when transporting any child between 12 months and seven years of age.

c. All passengers under 12 months of age must be restrained in an approved child restraint.

7. INSURANCE

A minimum insurance cover of Third Party Property Insurance is required. Proof of a cover must be proved to the Club Registrar. It is strongly recommended that full insurance be obtained. As a policy, full insurance on a Conditional registration vehicle is approximately the same cost as Third Party Property Insurance.

8. GENERAL

a. This policy applies to BCOAA members resident in NSW. All members must be financial.

b. The decision of the HVR in the interpretation of this Constitution is final and is not open to appeal.

c. Vehicles registered under the scheme may operate temporarily in other States and Territories, under the same conditions as apply in NSW. Temporarily is considered to be three months continuously.

d. Interstate vehicles (operating under a similar scheme in their home state/territory) may be driven in NSW if they legally comply with the rules and regulations of their permit/registration.

e. This Constitution is administered for NSW members of the Brock Commodore Owners Association of Australia Inc. by the NSW Historic Vehicles Registrar.