



Safety and Traffic Management

A Partnership between sports organisations and Road Controlling Authorities.

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Pre Le Race

Until the police prosecuted
Astrid Andersen for a fatality
which occurred during her Le
Race event, sports organisations
ran regular events on roads with
very limited traffic management



Since 2000

- Many sports organisations have undertaken training
- Many LA/RCA have supported their sports organisations
- Over 300 TC
- Over 50 STMS





Other Positive Moves

- LA/RCA support with training
- LA/RCA support with traffic management equipment
- SPARC Guidelines for Risk Management in Sport and Recreation
- Regional and Nation Sports Organisation assistances



Negative Moves

- RCA refusing to consider sports event unless "professional" traffic management involved.
- Excessive auditing
- Fear factor by RCA representatives



Safety and Traffic Management

Event Organisation
after the *Le Race*
Appeal



Issues

- Negligence
- Criminal liability
- Health and Safety in Employment Act
- Compliance

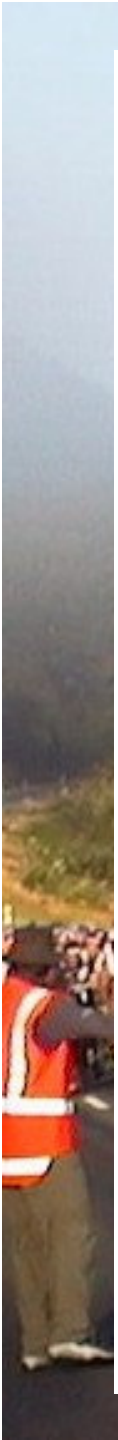
Negligence

- Compensation claims for negligence resulting in personal injury barred.
- An injured person can only claim compensation under the ACC scheme except for "gross negligence".
- An organiser must still take "reasonable care"



Criminal liability

- S.145 Crimes Act - "criminal nuisance" has now been recognised as being the equivalent of "gross negligence" or "recklessness"
- For an organiser to be guilty of criminal nuisance he must:
 - be in charge or control of something
 - fail to take reasonable care to avoid endangering the life or safety of others
 - appreciate the consequences of his failure
 - actually know he is taking a risk.



Health and Safety in Employment Act

- Application of Act
 - *Must be employer/employee relationship*
 - *"Employee" includes volunteer*
 - *Safe place of work for employees and others*
- Minimising application of the Act - separate body with no employees



Compliance

- Permits for use of roads:
 - Regional roads
 - *Local Government Act, 10th Schedule - "likely to impede traffic unreasonably"*
 - *Consult with Police*
 - State highways
 - *Transit New Zealand "Code of Practice for Temporary Traffic Management" - affect traffic flow outside "normal operating conditions"*
 - *Sports and events annex to the COP TTM*
 - *Local Roads Supplement to COP TTM*
- NZ Standards/SPARC Guidelines for Sport and Risk Management and Risk Management Supplement for Event Organisers

Compliance

- Insurance
- Waivers and acknowledgements from participants
- Entry forms
- Briefings

