



MEDIA ACCREDITATION RULES FOR THE 2023 MELBOURNE CUP CARNIVAL

The Victoria Racing Club (**VRC**) welcomes media outlets from across the globe to its four day 2023 Melbourne Cup Carnival comprising Penfolds Victoria Derby Day (Saturday 4 November), Lexus Melbourne Cup Day (Tuesday 7 November), Kennedy Oaks Day (Thursday 9 November) and TAB Champions Stakes Day (Saturday 11 November) at Flemington Racecourse (together, the **Carnival**).

It is a condition of entry that all working media outlets and their representatives at the Carnival are accredited through the VRC's media accreditation process, which is managed by Wrights.

All accredited media outlets and each representative working at the Carnival (**Accredited Media**) are bound by the following: the [Ticketing and Conditions of Entry for Flemington Racecourse \(Course Conditions\)](#); the [Accreditation Terms and Conditions](#); and these Media Accreditation Rules.

Any Accredited Media not adhering to the Course Conditions, Accreditation Terms and Conditions or these Media Accreditation Rules may have their access to Flemington Racecourse revoked for the remainder of the Carnival.

Media accreditation applications for the Carnival must be submitted online by Thursday, 28 September 2023. Applications received following this date may not be processed.

MEDIA ACCREDITATION RULES

A. Definitions

Access Package means a right to access the relevant part of the racetrack to create visual or audio-visual content and which is granted by Network 10.

Accredited Camera means any broadcast standard audio-visual camera and does not include a personal camera or any camera that is incorporated into a mobile phone or tablet.

Approved Medium means, in relation to Accredited Media, a publication (print or online), radio, podcast or television program created, published or broadcast by that Accredited Media outlet (as specified on the Accredited Media's application form), and which publication or program is specified in the letter of authority form provided as part of the application for media accreditation at the Carnival.

Birdcage means the hospitality and entertainment area on course at Flemington Racecourse during the Carnival designated by VRC as 'The Birdcage'.

Birdcage Access Package means an Access Package for The Birdcage.

Carnival Raceday means each of Penfolds Victoria Derby Day (Saturday 4 November 2023), Lexus Melbourne Cup Day (Tuesday 7 November 2023), Kennedy Oaks Day (Thursday 9 November 2023) and TAB Champions Stakes Day (Saturday 11 November 2023).

Media Accreditation Pass means a colour-coded lanyard and card indicating that Accredited Media's areas of permitted access.

Media Non Rights Holder means any person not granted media or sponsorship rights by VRC that is in the business of transmitting audio and/or visual material by television, a video on demand service, print, online, mobile, radio any other form of physical and tangible media now known or hereafter developed or electronic files, but does not include the VRC or its production partner, Network 10 (or its related entities), Racing.com or any Other Media Rights Holder.

Members' Enclosure means the facilities within the Course that are accessible only by Members and their guests.

Mounting Yard means the area on course at Flemington Racecourse designated by VRC as the 'Mounting Yard'.

News means the reporting of news (including for the purpose of promoting the Carnival) in regularly scheduled News Program or Public Affairs Program.

Non Rights Holders means Media Non Rights Holders and Supplier Non Rights Holders.

News Program means a regularly scheduled daily news program for which the actual news of the day constitutes the main feature. News programs cannot be positioned or promoted as Carnival programs or special features.

Other Areas means areas of the racecourse other than The Birdcage and the Mounting Yard.



Other Areas Access Package means an Access Package for the Other Areas.

Other Media Rights Holders means any person granted rights by VRC from time to time to transmit, reproduce, access, use or otherwise exploit audio and/or visual coverage of a Carnival Raceday.

Public Affairs Program means a regularly scheduled television program, of which the actual news element constitutes one of the main features and which, for the avoidance of doubt, does not include news updates and includes programs currently trading as "Sunrise", "Today" and "A Current Affair". These programs cannot be positioned or promoted as Carnival programs.

Racing Coverage means audio-visual coverage of any of the following at Flemington Racecourse on any day during the Carnival:

- a. thoroughbred horse racing;
- b. jockeys weighing in, interviews with jockeys, strappers, trainers, horse owners and officials but not any press conference;
- c. awarding of race prizes and trophies and associated speeches by jockeys, strappers, trainers, horse owners and officials;
- d. steward protest hearings (where any such hearing is open to the public) and declaration of correct weight for the races;
- e. horses which have or will compete in a race (including horses in their stalls, in any pre-parade ring, on their way to or from the Mounting Yard, in the Mounting Yard, on their way from the Mounting Yard to the racecourse and horses otherwise on the racecourse before or after races, horses behind the barriers, horses entering the barriers, horses in the barriers, and horses taking part in exhibition gallops);
- f. the singing of the national anthem prior to the start of any race;
- g. coverage from the betting ring at the racetrack; and
- h. of any activity within the Mounting Yard (unless otherwise agreed by VRC).

Supplier Non Rights Holder means any supplier or service provider of VRC that has not been granted media rights by VRC and is not a Media Non Rights Holder.

VRC Media Unit means VRC Head of PR, Corporate Communications and Community Emily Morris (e.morris@vrc.net.au or 0438 700 297) and VRC Corporate Communications Manager Kelly Price (k.price@vrc.net.au or 0430 044 742).

Works means any film, audio and/or video recording, audio and/or video broadcast, still picture or photograph or any other image in or of, or taken at, Flemington Racecourse or of the Carnival.

B. REQUIREMENTS FOR ALL ACCREDITED MEDIA

General

1. Each Accredited Media outlet is responsible for briefing each person representing the outlet on the Course Conditions and Media Accreditation Rules in advance of working at the Carnival.
2. All Accredited Media will be given a Media Accreditation Pass and all photographers and camera operators will also be given a coloured arm band that corresponds with their permitted access prior to raceday. Media Accreditation Passes (and any coloured arm band if required) must visibly be worn by the Accredited Media at all times whilst on course.
3. Media Accreditation Passes are personalised and non-transferable.
4. All media accreditation applicants are required to complete and return the "letter of authority", the form of which is provided as part of the application for media accreditation, which authorises them to act on behalf of their media outlet, or the media outlet they are contracted by.
5. Accredited Media (excluding newswire service providers) must not cause or permit any Work, or part thereof, to be broadcast, published or used other than in a program or publication which is an Approved Medium for the Accredited Media outlet that created the Work. Media outlets may be asked to supply an Intention of Works document, outlining the coverage they anticipate to generate and story angles they anticipate taking.
6. No Accredited Media (other than Network 10, VRC and its production partner) will be permitted to sell, licence or otherwise deal with any Work taken during the Carnival, except with the written approval of the VRC Media Unit.
7. Access to Flemington Racecourse and specific areas including the VRC Members' Reserve is at the VRC's discretion.



8. Media accreditation does not provide access to marquees in The Birdcage. These are invitation-only areas managed by third parties.
9. Outside of the VRC's official media partners, priority accreditation and access will be granted to outlets with a high audience reach or circulation and media which are required to file frequently but will at all times be at VRC's discretion.
10. Filming and photography in the Members' Enclosure is only permitted on the Members' Lawn and not from within the Members' Grandstands, including The Club Stand, without receiving prior approval from the VRC Media Unit.
11. Filming of individual wagers is not permitted.
12. Accredited Media must adhere to the dress codes set out by the VRC [here](#).
13. Non Rights Holder video camera operators must wear the corresponding arm band at all times and will be provided with the appropriate arm band prior to raceday.
14. All media outlets and individuals are invited to liaise directly with VRC's Media Unit to request pre-recorded or stand-up interviews with talent during the Carnival period. Reasonable efforts will be made to meet your request for an interview outside of the Mounting Yard, subject to the first priority of Network 10 and Racing.com, and the availability of talent. Please contact Kelly Price of the VRC Media Unit on +61 (0) 430 044 742 or k.price@vrc.net.au
15. While the VRC acknowledges the changing media landscape and will endeavour to service all requests for media accreditation access for the Carnival, availability of accreditation is capped at 1,000 personnel for the duration of the Carnival.

C. BROADCAST MEDIA

General

16. This section applies to all Accredited Media filming, broadcasting, publishing or otherwise communicating audio or moving footage across television, a video on demand service, print, online, mobile, radio any other form of physical and tangible media now known or hereafter developed or electronic files.
17. Network 10 is VRC's exclusive free-to-air telecaster for the Carnival and holds the exclusive rights to broadcast the Carnival on live television in Australia, which includes first access to the winning connections of all races. Network 10 works with industry television network Racing.com to deliver race footage, pre-race and post-race talent interviews. Accredited Media working at the Carnival must comply with Network 10's reasonable directions.
18. No other entity may film, broadcast, publish or otherwise communicate any part of the Carnival on any of the four Carnival Racedays at or from Flemington Racecourse, except as permitted by these Media Accreditation Rules or as otherwise authorised by the VRC.
19. Non Rights Holders of any nature, including any individual staff members from accredited Non Rights Holders, are not permitted to telecast live, or imply it is broadcasting live, whether with Accredited Cameras or otherwise, from Flemington Racecourse (including live crosses and any live streaming from a digital or social platform) on a Carnival Raceday at any time from 12.01am (AEDT) until 11.59pm (AEDT) on each of those racedays, except at VRC's discretion.
20. The use of microphones or any link vans and technical equipment that would enable a live telecast or feed to be made of or from the Carnival must be pre-approved by the VRC. The VRC has the right to confiscate any equipment that has not been given prior approval and to remove all media accreditation privileges, revoking access of Accredited Media to Flemington Racecourse for the remainder of the Carnival.
21. Television network link equipment, including but not limited to television link vans and portable link equipment, will not be permitted inside the grounds of Flemington Racecourse at any time on a Carnival Raceday without the prior approval of the VRC Media Unit.
22. The parking of television link vans will not be permitted on Epsom Road, Smithfield Road, Fisher Parade or Leonard Crescent. These restrictions will be patrolled and enforced by Victoria Police.
23. Non Rights Holders and Other Media Rights Holders are permitted no more than two small crews (consisting of no more than one camera person, one audio person, one journalist, one producer and two talent) at Flemington Racecourse at any time, with access managed by the VRC Media Unit.
24. News media partner, News Corp, can exercise its right to communicate content, under its agreement with VRC, through its various online platforms including the Herald Sun website provided such content does



not include live vision of any nature from Flemington Racecourse at any time until the completion of Network 10's live telecast on each raceday the Carnival.

25. All Non Rights Holders and camera crews must be off course (and have exited Flemington Racecourse) within 30 minutes after the last race at Flemington Racecourse on each race day of the Carnival, except with the prior written consent of VRC on Penfolds Victoria Derby Day.

Racing Coverage

26. No entity or person other than Network 10, VRC and its production partner will be permitted to record any Racing Coverage. Network 10 will make the Racing Coverage available to Media Non Rights Holders.
27. Racing Coverage provided by Network 10 may only be used for News reporting purposes in regularly scheduled news updates and News Programs and must not be live.
28. Any Racing Coverage must only show the first 200 metres and/or the last 400 metres of each race.
- 29. All Racing Coverage must clearly display Network 10's watermark, which is not to be distorted or altered in any fashion. Racing.com footage cannot be used.**
30. The duration of Racing Coverage used in any one News Program should be consistent with the usual fair dealing exceptions under copyright laws, but in any case shall not exceed a total of more than two minutes or include advertising on a split screen (or otherwise).

Race broadcast (audio)

31. No entity or person other than those with the written consent of VRC will be permitted to record or broadcast any audio-only coverage of any thoroughbred horse race at Flemington Racecourse on any day during the Carnival.

D. NON-RACING COVERAGE - BIRDCAGE

32. This part applies to all sounds, vision and images taken in The Birdcage during the Carnival
33. No Accredited Media (other than Network 10, VRC and its production partner) will be permitted to bring in Accredited Cameras into The Birdcage on a raceday other than:
- a) Persons approved by Network 10 and VRC.
 - b) Other Media Rights Holders provided that the transmission of the audio-visual or visual recordings made by them in The Birdcage using Accredited Cameras is for the purposes of reporting News.
 - c) Media Non Rights Holders provided that:
 - i. the transmission of the audio-visual or visual recordings made by them in The Birdcage using Accredited Cameras for the purposes of reporting News will not occur until after the conclusion of Network 10's free-to-air telecast for the relevant raceday; or
 - ii. prior to the conclusion of Network 10's free-to-air telecast, such Media Non Rights Holder must use Network 10's free-to-air telecast dirty feed of non-Racing Coverage made in The Birdcage for the purposes of reporting News;
 - d) Other Media Rights Holders who have acquired a Birdcage Access Package, provided that they may only transmit any audio-visual or visual recordings made by them in The Birdcage using Accredited Cameras no earlier than one hour after making the recording or such earlier time as approved by Network 10;
 - e) Other Media Rights Holders who have not acquired a Birdcage Access Package and are not otherwise using the relevant recording to report News, provided that they may only transmit any audio-visual or visual recordings made by them in The Birdcage using Accredited Cameras after the conclusion of Network 10's free-to-air telecast for the relevant raceday or such earlier time as approved by Network 10; and
 - f) Non Rights Holders who are not otherwise using the relevant recording to report News, provided that they may only transmit any audio-visual or visual recordings made by them in The Birdcage using Accredited Cameras no earlier than midnight on the relevant Carnival Raceday;

provided that;



- i. before using the audio-visual or visual recordings made in The Birdcage using the Accredited Cameras, the person making the recordings uses reasonable endeavours to provide a copy of the recording to Network 10 for use by Network 10; and
- ii. except in the case of VRC sponsors, any use of the vision created in The Birdcage using an Accredited Camera must only be used on the Accredited Media's properties (being a property that is owned or operated by the entity (for clarity, for the purpose of this clause, a social media handle that is solely branded by the entity is a property operated by the entity)).

E. Non-Racing Coverage – Other Areas

34. This part applies to all sounds, vision and images taken in the Other Areas during the Carnival other than Racing Coverage.

35. No Accredited Media (other than Network 10, VRC and its production partner) will be permitted to bring in Accredited Cameras into the Other Areas on a raceday other than:

- a. Persons approved by Network 10 and VRC.
- b. Other Media Rights Holders provided that the transmission of the audio-visual or visual recordings made by them in the Other Areas using Accredited Cameras is for the purposes of reporting News.
- c. Media Non Rights Holders provided that:
 - i. the transmission of the audio-visual or visual recordings made by them in the Other Areas using Accredited Cameras for the purposes of reporting News will not occur until after the conclusion of Network 10's free-to-air telecast for the relevant raceday; or
 - ii. prior to the conclusion of Network 10's free-to-air telecast, such Media Non Rights Holder must use Network 10's free-to-air telecast dirty feed of non-Racing Coverage made in the Other Areas for the purposes of reporting News;
- d. Other Media Rights Holders who have acquired an Other Areas Access Package, provided that they may only transmit any audio-visual or visual recordings made by them in the Other Areas using Accredited Cameras no earlier than one hour after making the recording or such earlier time as approved by Network 10;
- e. Other Media Rights Holders who have not acquired an Other Areas Access Package and are not otherwise using the relevant recording to report News, provided that they may only transmit any audio-visual or visual recordings made by them in the Other Areas using Accredited Cameras after the conclusion of Network 10's free-to-air telecast for the relevant raceday or such earlier time as approved by Network 10; and
- f. Non Rights Holders who are not otherwise using the relevant recording to report News, provided that they may only transmit any audio-visual or visual recordings made by them in the Other Areas using Accredited Cameras no earlier than midnight on the relevant Carnival Raceday; provided that,
 - i. Before using the audio-visual or visual recordings made at Flemington Racecourse using the Accredited Cameras, the person making the recordings uses reasonable endeavours to provide a copy of the recording to Network 10 for use by Network 10; and
 - ii. Except in the case of VRC sponsors, any use of the vision created at Flemington Racecourse using an Accredited Camera must only be used on the Accredited Media's properties (being a property that is owned or operated by the entity (for clarity, for the purpose of this clause, a social media handle that is solely branded by the entity is a property operated by the entity)).

F. Accredited MEDIA CAPTURING, PUBLISHING OR SELLING PHOTOGRAPHY OR VIDEOGRAPHY

36. Media accreditation may be granted to photographers capturing images for editorial purposes only, except by separate contract with VRC.

37. Any Non Rights Holder filming or capturing audio or any moving footage must ensure it complies with Section B of these Media Accreditation Rules.

38. Accredited Media must respect raceday patrons at all times and be considerate when gaining photographic position.

39. Photographers and videographers who receive media accreditation (**Accredited Party**) must not take or make any Works during the Carnival period, except where such Works are created for the purpose of publication, broadcast or use for editorial purposes, as follows:



- a. in a program or publication that is an Approved Medium for that Accredited Party; or
- b. by any media outlet that is a print, broadcast or online subscriber to an approved newswire service provider.

40. A newswire service provider must use all reasonable endeavours to ensure that its subscribers only use the Works for editorial purposes in a publication (print or online) or television or radio program created, published or broadcast by that subscriber's media outlets.

41. The VRC has made a significant investment in the intellectual property of the Melbourne Cup, Melbourne Cup Carnival, the Victoria Racing Club, Flemington and associated brands. It is the VRC's intention to continue to protect and enforce its intellectual property rights. Accredited Parties must not infringe any of VRC's intellectual property rights.

42. *Commercial Photography* - Any media outlets, or individuals, working at the Carnival that wish to deliver photography for commercial (non-editorial) purposes should apply to Racing Photos, Racing Victoria (Contact Hannah Greaseley: 03 9258 4354) and such application will be assessed, and a response provided.

43. *Commercial Videography* - Any media outlets, or individuals, working at the Carnival that wish to deliver videography for commercial (non-editorial) purposes should apply to VRC, [Contact David Campbell: 0402 825 740 / d.campbell@vrc.net.au] and such application will be assessed and a response provided. If an application is successful, any footage obtained as a result of this application must only be used for the commercial purposes approved by the VRC.

G. ONLINE MEDIA

44. This section applies to any media outlet that reports, blogs, films, broadcasts, publishes or otherwise communicates stories, photography, audio and/or moving footage across any online media or channel, including social media.

45. Media accreditation for online media is intended for professional, stand-alone online editorial and News coverage only. It is not to be used for any other purposes, including but not limited to public relations, promotional, commercial or entertainment use.

46. Any Non Rights Holder filming or capturing any moving footage or photography communicated by an online outlet must ensure they comply with Sections B and F of these Media Accreditation Rules.

47. Online media may be subject to providing proof of coverage and editorial support of previous Carnivals or similar events hosted by VRC. It is anticipated that all accredited online media would leverage their editorial content with social media activity, in the lead up to and during the Carnival. Online applicants will be asked to provide audited traffic figures for their website before being granted accreditation.

H. MOUNTING YARD ACCESS

48. The Mounting Yard and Horse Area at Flemington Racecourse is an area specifically designed to accommodate horses, trainers, jockeys, connections and VRC officials. Media access is limited and designed to enable racing coverage. For the safety and security of all parties in the Mounting Yard, it is important that media granted access to this area abide by all applicable rules.

49. There is to be no Accredited Cameras, video reporters or video journalists other than from rightsholder broadcasters Network 10, Racing.com and VRC Media in the Mounting Yard at any time. All members of the crews of Accredited Media, including cameras, must remain outside the Mounting Yard and refrain from filming into the area at all times. Racing.com has priority over all networks other than Network 10.

50. There is to be no recording equipment, reporters or journalists from radio broadcasters other than those with approved permission or from rightsholder broadcasters in the Mounting Yard at any time.

51. It is a condition of access to the Horse Areas, Mounting Yard or areas adjacent to the racetrack that you organise and complete a Flemington safety induction prior to raceday. All requests for inductions and safety enquiries should be directed to the VRC's Work Health and Safety Officer Phil Barrett via the Flemington Racecourse Operations Office, on +61 (0)3 8378 088 or at safety@vrc.net.au. Induction are valid for 12 months.

52. Network 10, as the VRC's exclusive free-to-air telecaster for the Carnival, has first access to winning connections post-race. Accredited Media working in the Mounting Yard must comply with Network 10's reasonable directions.

53. Industry television network Racing.com has secondary access to post-race winning connections following Network 10.



54. All photographers accredited with access to the Mounting Yard must wear their Media Accreditation Pass and corresponding arm band at all times.

55. Camera operators from Network 10, Racing.com or those filming on their behalf with access to the Mounting Yard must wear their Media Accreditation Pass and the corresponding armband at all times.

56. All Accredited Media must remain behind the allocated media barriers before and after each race and follow the directions of VRC's officials and security personnel.

57. Except with the permission of stewards, phone calls must not be made on mobile telephones from the Mounting Yard or scales areas.

I. NON-RACEDAY MEDIA ACCESS

58. On any day during the Carnival on which a race meeting is not being held no person other than Network 10, VRC and its production partner will be permitted to bring Accredited Cameras into The Birdcage without the prior approval of Network 10.

59. All media requests for access to Flemington during the Flemington Event Lockdown Period, being Monday, 30 October – Wednesday, 15 November 2023, or on any day during the Carnival on which a race meeting is not being held should be directed to the VRC's Media Unit via Emily Morris, Head of PR, Corporate Communications and Community – e.morris@vrc.net.au, +61 (0) 438 700 297 or Kelly Price, VRC Corporate Communications Manager k.price@vrc.net.au, +61 (0) 430 044 742 and require individual sign off for access to the Flemington Racecourse grounds.

60. While the VRC will endeavour to facilitate media access, requests made in advance are more likely to be accommodated. Please note, not all areas of Flemington are always accessible and access is at the discretion of VRC

J. TRACKWORK MEDIA ACCESS

61. All media wishing to access the Flemington Racecourse for trackwork at any time of the year, excluding specific VRC media trackwork events, must receive permission and have completed the VRC's media safety induction. Please contact the VRC PR team via Kelly Price on +61 430 044 742 or K.Price@vrc.net.au to discuss.