

CE301\*

Fair Trading Act 1987

## **Fair Trading (Product Safety Standard) Amendment Regulations 2008**

Made by the Lieutenant-Governor and deputy of the Governor in Executive Council.

### **1. Citation**

These regulations are the *Fair Trading (Product Safety Standard) Amendment Regulations 2008*.

### **2. Commencement**

These regulations come into operation as follows:

- (a) regulations 1 and 2 — on the day on which these regulations are published in the *Gazette*;
- (b) the rest of the regulations — on the day after that day.

### **3. The regulations amended**

The amendments in these regulations are to the *Fair Trading (Product Safety Standard) Regulations 2001*.

### **4. Part 24 inserted**

After regulation 57 the following Part is inserted —

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## **Part 24 — Child restraint systems for use in motor vehicles**

### **58. Terms used in this Part**

In this Part —

“**booster cushion**” means a device to raise a child’s position in a motor vehicle and adapt an adult seat belt for use as a child restraint, and which does not have a back above the seating plane;

“**booster seat**” means a device to raise a child’s position in a motor vehicle and adapt an adult seat belt for use as a child restraint, and which has a back above the seating plane;

“**child restraint**” means a restraining device for a child passenger in a motor vehicle that is intended to reduce the risk of bodily injury to the child in the event of a motor vehicle impact;

“**restraint component**” means a device to restrain a child in a child restraint, to anchor a child restraint to a motor vehicle or to restrain a vehicle seat.

**59. Product safety standard for child restraint systems for use in motor vehicles**

The product safety standard for child restraints, restraint components, booster seats and booster cushions consists of —

- (a) the standard set out in Schedule 16 Division 1 clause 1, as varied by Schedule 16 Division 2; or
- (b) the standard set out in Schedule 16 Division 1 clause 2, as varied by Schedule 16 Division 2; or
- (c) the standard set out in Schedule 16 Division 1 clause 3, as varied by Schedule 16 Division 2.

**60. Product to which this Part does not apply**

This Part does not apply to a device that is —

- (a) designed for children with a disability; or
- (b) an integrated feature of a motor vehicle.

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**5. Schedule 16 inserted**

After Schedule 15 the following Schedule is inserted —

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**Schedule 16 — Standard for child restraint systems for use in motor vehicles**

[r. 59]

**Division 1 — Standards**

**1. AS/NZS 1754:2004**

Australian/New Zealand Standard AS/NZS 1754:2004  
 “Child restraint systems for use in motor vehicles”  
 published by Standards Australia on 8 November 2004 as  
 amended by Amendment No. 1 of 29 December 2004.

**2. AS/NZS 1754:2000**

Australian/New Zealand Standard AS/NZS 1754:2000  
“Child restraint systems for use in motor vehicles”  
published by Standards Australia on 1 February 2000 as  
amended by Amendment No. 1 of 27 April 2001.

**3. AS/NZS 1754:1995**

Australian/New Zealand Standard AS/NZS 1754:1995  
“Child restraint systems for use in motor vehicles”  
published by Standards Australia on 5 December 1995 as  
amended Amendment No. 1 of 2 May 1997, Amendment  
No. 2 of 9 May 1997 and Amendment No. 3 of 2 May 1998.

**Division 2 — Variations to Standards****4. Clause 1.1**

In clause 1.1 —

- (a) delete “passenger cars and their derivatives,”, insert  
instead —  
“ motor vehicles, ”;
- (b) delete the second sentence.

**5. Clauses deleted**

Delete clauses 2.4, 2.5, 2.6, 3.12, 5.2.2(b) and 6.3(h).

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By Command of the Lieutenant-Governor and deputy of the Governor,

G. M. PIKE, Clerk of the Executive Council.

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