

Western Australia

**Consumer Affairs (Safety Requirements)
Regulations 1982**

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Consumer Affairs (Safety Requirements) Regulations 1982

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Western Australia

Consumer Affairs Act 1971

Consumer Affairs (Safety Requirements) Regulations 1982

1. Citation

These regulations may be cited as the *Consumer Affairs (Safety Requirements) Regulations 1982*¹.

[2. *Repealed in Gazette 19 Jul 1985 p. 2521.*]

Part I — Child carrying seats for bicycles

[Heading inserted in Gazette 19 Jul 1985 p. 2521.]

3. Interpretation

In this Part unless the contrary intention appears —

“child carrying seat” means a seat attached or capable of being attached to a bicycle and which is principally designed to carry a child as a passenger on the bicycle.

[Regulation 3 amended in Gazette 19 Jul 1985 p. 2521.]

[Heading deleted in Gazette 19 Jul 1985 p. 2521.]

4. Instructions and load labelling

Every child carrying seat shall when supplied —

- (a) unless it is an integral part of a bicycle, be accompanied by instructions for correct fitting to a bicycle —
 - (i) printed on the packaging of the seat; or
 - (ii) printed on a leaflet accompanying the seat;
- (b) be clearly labelled with a statement of the maximum load which it is designed to carry —
 - (i) printed on the seat;
 - (ii) printed on the packaging of the seat; or
 - (iii) printed on a leaflet accompanying the seat,

but this regulation does not apply to the supply of a second-hand child carrying seat.

5. Design

Every child carrying seat shall be designed —

- (a) for location immediately behind the seat of the rider;
- (b) so that the occupant of the seat faces towards the front of the bicycle;
- (c) to incorporate a foot rest for the occupant;

- (d) to incorporate a restraining device which is an integral part of the seat comprising a webbed seat belt manufactured from high tenacity synthetic fibre and a buckling device for securing the restraint, which cannot be easily or accidentally released by the occupant of the seat;
- (e) to be constructed without sharp edges and to be attached to a tubular metal support by which it can be securely fastened to the bicycle frame.

[Regulation 5 amended in Gazette 19 Jul 1985 p. 2521.]

Part II — Kerosene heaters

[Heading inserted in Gazette 19 Jul 1985 p. 2521.]

6. Interpretation

In this Part, unless the contrary intention appears —

“**AS 2510-1981**” means the Australian Standard Specification entitled “Kerosene Space Heaters” and numbered AS 2510-1981, of the Standards Association of Australia² as in force at 1 July 1984;

“**kerosene heater**” means an oil-burning appliance designed for the production of heat for space heating by means of the burning of kerosene, not being an appliance designed for use with a flue for the removal of gases produced by the burning of kerosene into the open atmosphere.

[Regulation 6 inserted in Gazette 19 Jul 1985 p. 2521.]

7. Kerosene heater a prescribed class of goods

For the purpose of section 23U of the Act, kerosene heaters are a prescribed class of goods.

[Regulation 7 inserted in Gazette 19 Jul 1985 p. 2521-2.]

8. Requirements for kerosene heaters

Goods of the class prescribed by regulation 7 shall —

- (a) conform to AS 2510-1981;
- (b) be marked, in the manner laid down by clause 5.2 of AS 2510-1981, with the matter specified in paragraphs (a)-(j) of that clause; and
- (c) be accompanied by instructions in the form of brochure or label specifying the information referred to in clause 5.1 of AS 2510-1981.

[Regulation 8 inserted in Gazette 19 Jul 1985 p. 2522.]

9. Application of section 23V(1) and (2)

Section 23V(1) and (2) of the Act apply in respect of goods of the class prescribed by regulation 7 whether or not the goods were manufactured in or imported into the State before this Part takes effect.

[Regulation 9 inserted in Gazette 19 Jul 1985 p. 2522.]

Part III — Bean bags

[Heading inserted in Gazette 29 Nov 1985 p. 4502.]

10. Interpretation

In this Part, unless the contrary intention appears —

“bean bag” means a cushion or similar item which consists of a bag or cover surrounding the bean bag filling and includes bean bags for use in swimming pools;

“bean bag cover” means a bag or cover capable of being filled with bean bag filling and which, if filled with bean bag filling, would constitute a bean bag and includes a bag or cover intended as a separate inner lining for a bean bag;

“bean bag filling” means pellets, or small particles, of polystyrene or other similar synthetic material;

“child-resistant slide-fastener” means a slide-fastener having a sliding piece which —

- (a) does not have attached to it any tag, handle or other object which would facilitate the movement of the sliding piece; and
- (b) incorporates a locking mechanism, which prevents the sliding piece opening the slide-fastener unless a wholly separate device is used to disengage the locking mechanism and act as a handle in the moving of the sliding piece between the teeth; and

“slide-fastener” means a device comprising 2 sets of teeth, each set of teeth being located on adjacent edges of the device and having an attached sliding piece, which by moving between the adjacent teeth of each edge, causes the teeth to interlock, or cease to interlock, as the case may be, with the teeth of the adjacent edge.

[Regulation 10 inserted in Gazette 29 Nov 1985 p. 4502.]

11. Bean bags a prescribed class of goods

For the purpose of section 23U of the Act, bean bags, bean bag covers and packages of every description containing bean bag filling are a prescribed class of goods.

[Regulation 11 inserted in Gazette 29 Nov 1985 p. 4502.]

12. Requirements for bean bags

- (1) Goods of the class prescribed by regulation 11 shall have fixed securely to or stamped on them a label or notice in the following form —

“WARNING: Small Lightweight Beads Present a Severe Danger to Children if Swallowed or Inhaled”, and in relation to which —

- (a) “WARNING” shall appear in uppercase red letters of not less than 5 mm in height, on a white background;
- (b) “Small Lightweight Beads Present a Severe Danger to Children if Swallowed or Inhaled”, shall appear in upper and lower case letters as the case may be, with the upper case letters of not less than 5 mm in height.
- (2) The label or notice required by subregulation (1) shall be displayed on the goods in a conspicuous position.
- (3) Every bean bag and every bean bag cover shall have a child-resistant slide-fastener fitted to every opening through which bean bag filling can be inserted or removed.

[Regulation 12 inserted in Gazette 29 Nov 1985 p. 4502.]

13. Application of section 23V(1) and (2)

Section 23V(1) and (2) of the Act apply in respect of goods of the class prescribed by regulation 11 whether or not the goods were manufactured in or imported into the State before this Part takes effect.

[Regulation 13 inserted in Gazette 29 Nov 1985 p. 4502.]

Notes

¹ This is a compilation of the *Consumer Affairs (Safety Requirements) Regulations 1982* and includes the amendments made by the other written laws referred to in the following table.

Compilation table

| Citation | Gazettal | Commencement |
|--|--------------------------|------------------------------|
| <i>Consumer Affairs (Safety Requirements) Regulations 1982</i> | 16 Jul 1982 p. 2758 | 1 Jan 1983 (see former r. 2) |
| <i>Consumer Affairs (Safety Requirements) Amendment Regulations 1985</i> | 19 Jul 1985 p. 2521-2 | 1 Aug 1985 (see r. 2) |
| <i>Consumer Affairs (Safety Requirements) Amendment Regulations (No. 2) 1985</i> | 29 Nov 1985 p. 4501-2 | 1 Jan 1986 (see r. 2) |
| Reprint of the <i>Consumer Affairs (Safety Requirements) Regulations 1982</i> as at 4 Jan 2002 (includes amendments listed above) | | |

² The Standards Association of Australia has changed its corporate status and its name. It is now Standards Australia International Limited (ACN 087 326 690). It also trades as Standards Australia.