

CE302*

Fair Trading Act 1987

Fair Trading (Product Safety Standard) Amendment Regulations 2006

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Fair Trading (Product Safety Standard) Amendment Regulations 2006*.

2. The regulations amended

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

[* Reprint 1 as at 7 October 2005.]

3. Parts 16 and 17 inserted

After Part 15 the following Parts are inserted —

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Part 16 — Child carrying seats for bicycles

40. Interpretation

In this Part —

“**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.

41. Instructions and load labelling

- (1) Every child carrying seat must when supplied —
 - (a) 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,unless it is an integral part of a bicycle; and
 - (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.
- (2) This regulation does not apply to the supply of a second-hand child carrying seat.

42. Design

Every child carrying seat must 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; and
- (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.

Part 17 — Bean bags**43. Interpretation**

In this Part —

“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;

“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.

44. Requirements for bean bags

- (1) Bean bags, bean bag covers and packages of every description containing bean bag filling must 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”.
- (2) In the label or notice —
 - (a) “WARNING” must appear in upper case 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”, must 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 must be displayed on the goods in a conspicuous position.
- (3) Every bean bag and every bean bag cover must have a child-resistant slide-fastener fitted to every opening through which bean bag filling can be inserted or removed.

By Command of the Governor,

M. C. WAUCHOPE, Clerk of the Executive Council.