



Victoria Government Gazette

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Road Safety Act 1986
ROAD SAFETY ROAD RULES 2017
Approved Bicycle Helmets

1. Purpose

The purpose of this notice is to set out the bicycle helmets that are approved for use under the Road Safety Road Rules 2017 (in this notice referred to as the Road Rules).

2. Authorising provision

This notice is made under rule 407(f) to the Road Rules, which defines **approved bicycle helmet** as a bicycle helmet of a type that is approved, for the purposes of the Road Rules, by the Corporation by notice in the Government Gazette.

3. Commencement

This notice comes into operation on the date of publication.

4. Revocation

The notice published in Government Gazette No. G 15 on 12 April 2012 entitled 'Approved Bicycle Helmets' is revoked.

5. Definition

In this notice, relevant Standard means Australian/New Zealand Standard AS/NZS 2063:1996 Pedal cycle helmets, and Australian Standard AS 2063 as related to helmets for pedal cyclists, each incorporating all amendments approved and published by Standards Australia.

6. Approval

For the purposes of the definition of **approved bicycle helmet** in the dictionary to the Road Rules, I, Roger Chao, delegate of the Roads Corporation, approve each bicycle helmet that –

- (a) complies with the version of the relevant Standard that was in force at the time of its manufacture in Australia, or importation into Australia, as the case may be, or any later version; and
- (b) is marked with –
 - (i) an identifying mark from a body accredited or approved by the Joint Accreditation System of Australia and New Zealand certifying compliance with that version of the relevant Standard, if manufactured in Australia or imported into Australia on or after 1 July 2012; or
 - (ii) an official standards mark certifying compliance with that version of the relevant Standard, if manufactured in Australia or imported into Australia before 1 July 2012.

Notes:

- (1) A relevant standard or amendment to a standard will be considered to be in force from the date that it is first applied as part of a mandatory consumer product safety standard under the **Competition and Consumer Act 2010** of the Commonwealth, or regulations under that Act.
- (2) Any later version of the relevant standard includes Australian/New Zealand Standard AS/NZS 2063:2008 Bicycle helmets, and any subsequent version of Australian/New Zealand Standard AS/NZS 2063, each incorporating all amendments in force at the relevant time.
- (3) Words and phrases in this notice have the same meanings as in the **Road Safety Act 1986** and the Rules and Regulations under that Act.

Dated 8 November 2019

ROGER CHAO
Director – Road User and Vehicle Access (Roads)
Department of Transport

SPECIAL

Road Safety Act 1986

ROAD SAFETY ROAD RULES 2017

Approval of Child Restraints, Booster Seats and Child Safety Harnesses

1. Purpose

The purpose of this notice is to set out the child restraints, booster seats, and child safety harnesses that are approved for use under the Road Safety Road Rules 2017 (in this notice referred to as the Road Rules).

2. Authorising provision

This notice is made under rule 407(a), (b) and (c) of the Road Rules which states that the Roads Corporation, by notice published in the Government Gazette, may declare, for the purposes of the Road Rules:

- (a) a booster seat to be an **approved booster seat**;
- (b) a child restraint to be an **approved child restraint**; and
- (c) a child safety harness to be an **approved child safety harness**.

3. Commencement

This notice comes into operation on the date of publication.

4. Revocation

The notice published in Government Gazette No. S 397 on Wednesday 29 October 2014 entitled 'Approval of Child Restraints, Booster Seats and Child Safety Harnesses' is revoked.

5. Definition

In this notice, **relevant Standard** means 'Australian/New Zealand Standard AS/NZS 1754:2013 Child restraint systems for use in motor vehicles', incorporating all amendments approved and published by Standards Australia.

6. Approval of child restraints

- (1) For the purposes of the term approved child restraint in the Road Rules, except in rule 266A(5), I, Roger Chao, delegate of the Roads Corporation, approve a child restraint with an in-built harness which –
 - (a) is designated as a Type A1, Type A1/0, Type A2, Type A2/0, Type A3, Type A3/0, Type A4, Type A4/0, Type B, Type D or Type G child restraint under the relevant Standard or any later version; and
 - (b) complies with the most recent version of the relevant Standard that was in force at the time of its manufacture in Australia, or importation into Australia, as the case may be, or any later version of the Standard in force at the time the restraint is being used; and
 - (c) is marked with an identifying mark from a body accredited or approved by the Joint Accreditation System of Australia and New Zealand certifying compliance with that version of the Standard.
- (2) For the purposes of the term **approved child restraint** in rule 266A(5), I, Roger Chao, delegate of the Roads Corporation, approve –
 - (a) a device with a back that is forward facing and raises a child's seated position in a motor vehicle, thereby enabling the existing adult lap-sash seatbelt to become suitable for use by the child, which –
 - (i) is designated as a Type E or Type F Booster Seat under the relevant Standard or any later version; and
 - (ii) complies with the most recent version of the relevant Standard that was in force at the time of its manufacture in Australia, or importation into Australia, as the case may be, or any later version of the Standard in force at the time the device is being used; and

- (iii) is marked with an identifying mark from a body accredited or approved by the Joint Accreditation System of Australia and New Zealand certifying compliance with that version of the Standard; and
- (b) a forward facing child restraint with an in-built harness which –
 - (i) is designated as a Type G child restraint under the relevant Standard or any later version; and
 - (ii) complies with the most recent version of the relevant Standard that was in force at the time of its manufacture in Australia, or importation into Australia, as the case may be, or any later version of the Standard in force at the time the restraint is being used; and
 - (iii) is marked with an identifying mark from a body accredited or approved by the Joint Accreditation System of Australia and New Zealand certifying compliance with that version of the Standard; and
- (c) a forward facing booster cushion, intended by the vehicle manufacturer to form an integrated part of the vehicle, which enables the existing adult lap-sash seatbelt to become suitable for use by a child, and which is certified as complying with clause 34.8 of Australian Design Rule 34/01 – Child Restraint Anchorages and Child Restraint Fittings.

7. Approval of booster seats

For the purposes of the term **approved booster seat** in the Road Rules, I, Roger Chao, delegate of the Roads Corporation, approve the following –

- (a) a device (whether or not it has a back) that is forward facing and raises a child's seated position in a motor vehicle, thereby enabling the existing adult lap-sash seatbelt to become suitable for use by the child, which –
 - (i) is designated as a Type E or Type F Booster Seat under the relevant Standard or any later version; and
 - (ii) complies with the most recent version of the relevant Standard that was in force at the time of its manufacture in Australia, or importation into Australia, as the case may be, or any later version of the Standard in force at the time the device is being used; and
 - (iii) is marked with an identifying mark from a body accredited or approved by the Joint Accreditation System of Australia and New Zealand certifying compliance with that version of the Standard; and
- (b) a forward facing integrated booster seat, which enables the vehicles' existing adult lap-sash seatbelt to become suitable for use by a child, and which is certified as complying with clause 34.8 of Australian Design Rule 34/01 – Child Restraint Anchorages and Child Restraint Fittings.

8. Approval of child safety harnesses

For the purposes of the term **approved child safety harness** in the Road Rules, I, Roger Chao, delegate of the Roads Corporation, approve a forward facing harness without chair that –

- (a) is suitable for use with an adult seatbelt; and
- (b) is designated as a Type C restraint under the relevant Standard or any later version; and
- (c) complies with the most recent version of the relevant Standard that was in force at the time of its manufacture in Australia, or importation into Australia, as the case may be, or any later version of the Standard in force at the time the harness is being used; and
- (d) is marked with an identifying mark from a body accredited or approved by the Joint Accreditation System of Australia and New Zealand certifying compliance with that version of the Standard.

9. Age of child restraints, booster seats and child safety harnesses

A child restraint, booster seat or child safety harness will not be considered to be approved under this notice if it is certified to comply, or purports to comply, with any version of the Standard published before Australian/New Zealand Standard AS/NZS 1754:2010.

Notes:

- (1) A standard or amendment to a standard will be considered to be in force in its entirety from the date that any part of it is first applied as part of a mandatory consumer product safety standard for child restraints under the Competition and Consumer Act 2010 of the Commonwealth, or regulations made under that Act.
- (2) In respect of a child restraint, booster seat or child safety harness which is certified to comply with a version of the Standard published before the relevant Standard defined in clause 5, 'any later version' includes Australian/New Zealand Standards AS/NZS 1754:2010, AS/NZS 1754:2013 and any subsequent version, each incorporating all amendments in force at the relevant time. In respect of a child restraint, booster seat or child safety harness which complies with the relevant Standard defined in clause 5, 'any later version' includes any subsequent version to AS/NZS 1754:2013, incorporating all amendments in force at the relevant time.
- (3) Words and phrases in this notice have the same meanings as in the **Road Safety Act 1986** and the regulations and rules under that Act.

Dated 8 November 2019

ROGER CHAO
Director – Road User and Vehicle Access (Roads)
Department of Transport

Road Safety Act 1986
ROAD SAFETY ROAD RULES 2017
Approved Horse Riding Helmets

1. Purpose

The purpose of this notice is to declare that certain types of horse riding helmets are approved for use under the Road Safety Road Rules 2017 (in this notice referred to as the Road Rules).

2. Authorising provision

This notice is made under rule 407(e) of the Road Rules, which states that an **approved horse riding helmet** means a helmet approved for the purposes of the Road Rules by the Corporation by notice published in the Government Gazette.

3. Commencement

This notice comes into operation on the date of its publication in the Government Gazette.

4. Revocation

The notice published in the Government Gazette No. S 396 on 9 November 2009 entitled 'Approved horse riding helmets' is revoked.

5. Definition

In this notice, **relevant Standard** means Australian/New Zealand Standard AS/NZS 3838:2006 'Helmets for horse riding and horse-related activities'.

6. Approval

I, Roger Chao, delegate of the Roads Corporation, approve the following horse riding helmets for the purposes of rule 407(e) of the Road Rules –

- (a) a horse riding helmet manufactured in Australia which –
 - (i) complies with a version of a relevant Standard that was in force at the time of manufacture or any later version; and
 - (ii) is marked with an official standards mark certifying compliance with that version of a relevant Standard; and
- (b) a horse riding helmet imported into Australia which –
 - (i) complies with a version of a relevant Standard that was in force at the time of importation or any later version; and
 - (ii) is marked with an official standards mark certifying compliance with that version of a relevant Standard.

Note: Words and phrases in this notice have the same meanings as in the **Road Safety Act 1986** and the Regulations under that Act.

Dated 8 November 2019

ROGER CHAO
Director – Road User and Vehicle Access (Roads)
Department of Transport

Road Safety Act 1986
ROAD SAFETY ROAD RULES 2017
Approved Motor Bike Helmets

1. Purpose

The purpose of this notice is to set out the motor bike helmets that are approved for use under the Road Safety Road Rules 2017 (in this notice referred to as the Road Rules).

2. Authorising provision

This notice is made under Rule 407(d) of the Road Rules which states that the Corporation, by notice published in the Government Gazette, may declare a motor bike helmet to be an approved motor bike helmet for the purposes of the Road Rules.

3. Commencement

This notice comes into operation on the date of publication.

4. Revocation

The notice published in Government Gazette No. G 31 on 6 August 2015 entitled 'Approved Motor Bike Helmets' is revoked.

5. Definition

In this notice –

‘**AS 1698-1988**’ means Australian Standard AS 1698-1988 ‘Protective Helmets for Vehicle Users’, incorporating all amendments approved and published by Standards Australia;

‘**AS/NZS 1698:2006**’ means Australian/New Zealand Standard AS/NZS 1698-2006 ‘Protective Helmets for Vehicle Users’, incorporating all amendments approved and published by Standards Australia and Standards New Zealand, or any later version of that standard;

‘**ECE 22.05**’ means the United Nations Economic Commission for Europe (ECE) Regulation No. 22 ‘Uniform Provisions Concerning the Approval of Protective Helmets and their Visors for Drivers and Passengers of Motor Cycles and Mopeds’, incorporating the 05 series of amendments to that regulation, and any further amendments approved and published by the ECE, or any later version of that standard; and

‘**relevant Standard**’ means:

- (i) AS 1698-1988; or
- (ii) AS/NZS 1698:2006; or
- (iii) ECE 22.05.

6. Approval of motor bike helmets

For the purposes of the term ‘approved motor bike helmet’ in the Road Rules, I, Roger Chao, delegate of the Roads Corporation, approve each motor bike helmet that –

- (a) complies with the relevant Standard in force at the time of its manufacture in, or importation into, Australia, as the case may be; and
- (b) is marked with –
 - (i) in the case of compliance with AS 1698:1988 or AS/NZS 1698-2006 and if manufactured in, or imported into, Australia before 1 July 2012, an official standards mark certifying compliance with either of those standards; or Victoria Government Gazette G 31 6 August 2015 1721
 - (ii) in the case of compliance with AS 1698:1988 or AS/NZS 1698-2006 and if manufactured in, or imported into, Australia on or after 1 July 2012, a mark from a body accredited or approved by the Joint Accreditation System of Australia and New Zealand certifying compliance with either of those standards; or

- (iii) in the case of compliance with ECE 22.05, an international approval mark in accordance with ECE 22.05.

Notes:

- (1) AS 1698-1988 is considered to be in force from the date on which it was first published by Standards Australia on 9 May 1988.
- (2) AS/NZS 1698:2006 is considered to be in force from the date on which it was first published by Standards Australia Limited and Standards New Zealand on 20 February 2006.
- (3) ECE 22.05 is considered to be in force from the date of entry into force of the 05 series of amendments to ECE Regulation No. 22, being 30 June 2000.
- (4) Words and phrases in this notice have the same meanings as in the **Road Safety Act 1986** and the Regulations under that Act.

Dated 8 November 2019

ROGER CHAO
Director Road User and Vehicle Access (Roads)
Department of Transport

Road Safety Act 1986
ROAD SAFETY ROAD RULES 2017
Approved Portable Warning Triangles

1. Purpose

The purpose of this notice is to declare that only certain types of portable warning triangles are approved for use under the Road Safety Road Rules 2017 (in this notice referred to as the Road Rules).

2. Authorising provision

This notice is made under rule 407(g) of the Road Rules, which defines **portable warning triangle** as a portable warning triangle of a type approved by the Corporation, by notice published in the Government Gazette, for the Road Rules, that is capable of –

- (a) producing a clear red warning light visible at a distance of 200 metres from the device; or
- (b) showing a red reflection of light from a headlamp attached to a motor vehicle approaching the portable device between sunset and sunrise visible 200 metres from the device.

3. Commencement

This notice comes into operation on the date of its publication in the Government Gazette.

4. Revocation

The notice published in Government Gazette No. S 396 on 9 November 2009 entitled ‘Portable warning triangles’ is revoked.

5. Definition

In this notice, **relevant Standard** means –

- (a) Australian Standard AS E38: 1962 Portable warning signs for motor vehicles; and
- (b) Australian Standard AS 3790(Int)–1990: Portable warning triangles for motor vehicles; and
- (c) Australian Standard AS 3790: 1992 Portable warning triangles for motor vehicles.

6. Approval

I, Roger Chao, delegate of the Roads Corporation, approve the following portable warning triangles for the purposes of rule 407(g) of the Road Rules –

- (a) a portable warning triangle manufactured in Australia which complies with a version of a relevant Standard that was in force at the time of manufacture or any later version; and
- (b) a portable warning triangle imported into Australia which complies with a version of a relevant Standard that was in force at the time of importation or any later version.

Notes:

1. Rule 226 states that a person must not drive a vehicle with a GVM over 12 tonnes unless the vehicle is equipped with at least 3 portable warning triangles.
2. Words and phrases in this notice have the same meanings as in the **Road Safety Act 1986** and the Rules and Regulations under that Act.

Dated 8 November 2019

ROGER CHAO
Director – Road User and Vehicle Access (Roads)
Department of Transport

Road Safety Act 1986
ROAD SAFETY ROAD RULES 2017
Declaration of Approved Seatbelts

1. Purpose

The purpose of this notice is to declare certain types of seatbelts to be approved seatbelts for the purposes of the Road Safety Road Rules 2017.

2. Authorising provision

This notice is made under rule 407(h) of the Road Safety Road Rules 2017.

Notes:

- The dictionary to the Road Safety Road Rules 2017 defines an **approved seatbelt** as a seatbelt of a type that is approved, for the purposes of the Road Safety Road Rules 2017, by the Roads Corporation under rule 407(h) of the Road Safety Road Rules 2017.
- Rule 4 of the Road Safety Road Rules 2017 states that the dictionary is part of the Road Safety Road Rules 2017 and that a definition applies to each use of the word or expression in those Rules, unless the contrary intention appears.
- Rule 407(h) of the Road Safety Road Rules 2017 states that the Roads Corporation, by notice published in the Government Gazette, may declare, for the purposes of the Road Safety Road Rules 2017, a seatbelt to be an approved seatbelt.

3. Commencement

This notice comes into operation on the date of its publication in the Government Gazette.

4. Revocation

The notice published in the Government Gazette No. S 143 on Friday 5 June 2015 entitled 'Declaration of Approved Seatbelts' is revoked.

5. Definition

In this notice, **relevant Standard** means:

- (a) (i) Australian Standard E 35 Part I – 1970, SEATBELT ASSEMBLIES FOR MOTOR VEHICLES; or
- (ii) Australian Standard E 35 Part II – 1970, SEATBELT ASSEMBLIES (INCLUDING RETRACTORS) FOR MOTOR VEHICLES, (as appropriate) published by Standards Australia;
- (b) Australian Standard AS 2596 – 1983, SEATBELT ASSEMBLIES FOR MOTOR VEHICLES published by Standards Australia;
- (c) Second Edition Australian Design Rule 4 for Seatbelts, published by the Commonwealth Department of Infrastructure and Regional Development;
- (d) Third Edition Australian Design Rule 4/00 – Seatbelts, published by the Commonwealth Department of Infrastructure and Regional Development;
- (e) United Nations Economic Commission for Europe Regulation 16 – UNIFORM PROVISIONS CONCERNING THE APPROVAL OF:
 - I. SAFETY-BELTS, RESTRAINT SYSTEMS, CHILD RESTRAINT SYSTEMS AND ISOFIX CHILD RESTRAINT SYSTEMS FOR OCCUPANTS OF POWER-DRIVEN VEHICLES
 - II. VEHICLES EQUIPPED WITH SAFETY-BELTS, RESTRAINT SYSTEMS, CHILD RESTRAINT SYSTEMS AND ISOFIX CHILD RESTRAINT SYSTEMS.

6. Declaration of Approved Seatbelts

I, Roger Chao, Director Road User and Vehicle Access (Roads), Department of Transport, declare the following seatbelts to be **approved seatbelts** for the purposes of the Road Safety Road Rules 2017 –

- (a) a seatbelt that –
 - (i) complies with the version of a relevant Standard that was in force at the time of manufacture of the seatbelt or any later version of that Standard; and
 - (ii) is marked in accordance with the relevant Standard certifying compliance with that version of a relevant Standard; or
- (b) if fitted to a vehicle that is a **personally imported vehicle** within the meaning of clause 23(1) of Schedule 2 to the Road Safety (Vehicles) Regulations 2009, complies with clause 23(2)(a) of Schedule 2 to the Road Safety (Vehicles) Regulations 2009.

Note: Words and phrases in this notice have the same meanings as in the **Road Safety Act 1986** and the Regulations under that Act.

Dated 8 November 2019

ROGER CHAO
Director – Road User and Vehicle Access (Roads)
Department of Transport

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Level 2, 1 Macarthur Street

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(03) 9600 0478

email

gazette@bluestargroup.com.au

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