



Victoria Government Gazette

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Road Safety Act 1986

ROAD SAFETY ROAD RULES 2009

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 2009 (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. Expiry

This notice expires on 9 November 2019.

5. Revocation

The notice published in Government Gazette No.G 6 on Thursday 9 February 2012 entitled 'Approval of Child Restraints, Booster Seats and Child Safety Harnesses' is revoked.

6. 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.

7. Approval of child restraints

- (1) For the purposes of the term **approved child restraint** in the Road Rules, except in rule 266(4)(a), I, James Holgate, 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 266(4)(a), I, James Holgate, delegate of the Roads Corporation, approve –
 - (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 –

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- (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
 - (iv) was designated as a Type E Booster Cushion under Australian/New Zealand Standard AS/NZS 1754:2004 ('2004 version of the Standard'), and complies with the 2004 version of the Standard as was in force at the time of its manufacture in Australia, or importation into Australia, as the case may be, and 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 the 2004 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.

8. Approval of booster seats

For the purposes of the term **approved booster seat** in the Road Rules, I, James Holgate, 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

- (iv) was designated as a Type E Booster Cushion under the Australian/New Zealand Standard AS/NZS 1754:2004 ('2004 version of the Standard'), and complies with the 2004 version of the Standard as was in force at the time of its manufacture in Australia, or importation into Australia, as the case may be, and 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 the 2004 version of the Standard; and
- (b) 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.

9. Approval of child safety harnesses

For the purposes of the term **approved child safety harness** in the Road Rules, I, James Holgate, 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.

10. 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 1754:2004.

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 6, '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 6, '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 28 October 2014

JAMES HOLGATE
Director Vehicle and Road Use Policy
Policy and Programs
Roads Corporation

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