

## COMPETITION AND CONSUMER ACT 2010

### Consumer Protection Notice No. 3 of 2014

#### **SAFETY STANDARD: CHILD RESTRAINT SYSTEMS FOR USE IN MOTOR VEHICLES**

I, the Hon. Bruce Billson MP, Minister for Small Business, pursuant to subsection 105(1) of the Australian Consumer Law (ACL), being Schedule 2 to the *Competition and Consumer Act 2010*, hereby:

- (a) **REVOKE** the Consumer Product Safety Standard declared under section 105(1) of the ACL by Consumer Protection Notice No. 21 of 2011;
- (b) **DECLARE** that, in respect of consumer goods of a kind specified in Division 1 of the Schedule to this Notice, each version of the standard approved by Standards Australia specified in Division 2 of the Schedule, as varied by Division 3 of the Schedule, is an alternative safety standard for the purposes of section 106 of the ACL.

#### **THE SCHEDULE**

##### **Division 1: Particulars of the consumer goods**

The following consumer goods are specified:

- (1) Child restraints for use in motor vehicles, being devices to reduce the risk of bodily injury to a child passenger in the event of a motor vehicle impact.
- (2) Components:
  - (a) to restrain a child in a child restraint;
  - (b) to anchor a child restraint to a motor vehicle; and
  - (c) to restrain a vehicle seat.
- (3) Booster seats for use in motor vehicles, being devices:
  - (a) for raising a child's position in a motor vehicle; and
  - (b) for adapting an adult seat belt for use as a child restraint; and
  - (c) having a back above the seating plane.
- (4) Booster cushions for use in motor vehicles, being devices:
  - (a) for raising a child's position in a motor vehicle; and
  - (b) for adapting an adult seat belt for use as a child restraint; and
  - (c) having no back above the seating plane.

**Note:** This safety standard does NOT apply to motor vehicle child restraints designed for children with a disability or to items that are an integrated feature of a motor vehicle.

## **Division 2: The Declared Standard**

Australian/New Zealand Standard AS/NZS 1754:2013, *Child restraint systems for use in motor vehicles*, approved by Standards Australia and published on 7 June 2013;

or

Australian/New Zealand Standard AS/NZS 1754:2010, *Child restraint systems for use in motor vehicles*, published 24 February 2010 as amended by, and incorporating, all amendments approved and published by Standards Australia prior to the date of this instrument;

or

Australian/New Zealand Standard AS/NZS 1754:2004, *Child restraint systems for use in motor vehicles*, published 8 November 2004 as amended by, and incorporating, all amendments approved and published by Standards Australia prior to the date of this instrument.

## **Division 3: Variations**

Australian/New Zealand Standard AS/NZS 1754:2013 is varied by:

- (1) Deleting the text “passenger cars and their derivatives,” and replacing with “motor vehicles,” in the first sentence of clause 1.1;
- (2) Deleting the second sentence of clause 1.1;
- (3) Deleting clause 1.6;
- (4) Deleting clauses 2.3; 2.4; and 2.5;
- (5) Deleting clauses 3.13; 5.2.2(b); and 6.3(h);
- (6) Deleting clauses 3.14; 4.6; 5.8; 6.3(r); 6.4.3(v); 6.4.3(oo); 6.6(n)(E); and 6.6(x);
- (7) Deleting the following texts in Table 5.1:
  - (a) ‘For aircraft testing TNO P $\frac{3}{4}$ ’;
  - (b) ‘For aircraft testing TNO P1 $\frac{1}{2}$ ’;
  - (c) ‘For aircraft testing TNO P3’;
  - (d) ‘For aircraft testing TNO P6’;
- (8) Deleting Figures 3.17; and 6.5;
- (9) Deleting the second paragraph of clause 5.1; and
- (10) Deleting Appendix F.

Australian/New Zealand Standard AS/NZS 1754:2010 (as amended) is varied by:

- (1) Deleting the text “passenger cars and their derivatives,” and replacing with “motor vehicles,” in the first sentence of clause 1.1;
- (2) Deleting the second sentence of clause 1.1;
- (3) Deleting clauses 2.3; 2.4; and 2.5; and
- (4) Deleting clauses 3.12; 5.2.2(b); and 6.3(h).

Australian/New Zealand Standard AS/NZS 1754:2004 (as amended) is varied by:

- (1) Deleting the text “passenger cars and their derivatives,” and replacing with “motor vehicles,” in the first sentence of clause 1.1;
- (2) Deleting the second sentence of clause 1.1;
- (3) Deleting clauses 2.4; 2.5; and 2.6; and
- (4) Deleting clauses 3.12; 5.2.2(b); and 6.3(h).

Dated this 11<sup>th</sup> day of September 2014.

The Hon Bruce Billson MP  
Minister for Small Business