

Vehicle Standard (Australian Design Rule 83/00 — External Noise) Amendment Instrument 2021 (No.1)

I, Kevin Hogan, Assistant Minister to the Deputy Prime Minister, make the following instrument.

Dated 17/5/21

[SIGNED]

Kevin Hogan
Assistant Minister to the Deputy Prime Minister

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1 Name

This instrument is the Vehicle Standard (Australian Design Rule 83/00 - External Noise) Amendment Instrument 2021 (No.1).

2 Commencement

This instrument commences on the day after it is registered.

3 Authority

This instrument is made under section 7 of the *Motor Vehicle Standards Act 1989* (the Act).

4 Schedules

Each instrument that is specified in a Schedule to this instrument is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this instrument has effect according to its terms.

Schedule 1—Amendments

Vehicle Standard (Australian Design Rule 83/00 – External Noise) 2005

1 1 Scope

Omit “Motor Vehicles, motor cycles and mopeds”, substitute “*road motor vehicles*”

2 2 Applicability and Implementation

Repeal the whole section, substitute

“2.1 This vehicle standard applies to road vehicles of the vehicle categories and from the dates specified in the applicability table in subsection 2.2.

2.2 Applicability table

<i>Vehicle Category</i>	ADR Category Code	Special Sub Category	Date of Manufacture on or After
Moped 2 wheels, Moped 3 Wheels Motor Cycle Motor Cycle and Side Car Motor Tricycle	LA	<i>New Models</i>	1 January 2005
	LB		
	LC	All Vehicles	1 January 2006
	LD		
	LE		
Passenger car Forward-control passenger vehicle Off-road passenger vehicle Light omnibus Heavy omnibus Light goods vehicle Medium goods vehicle Heavy goods vehicle	MA	<i>New Models</i> with Petrol Engines	1 January 2005
		All Vehicles with Petrol Engine	1 January 2006
	MB	<i>New Models</i> with <i>LPG</i> or <i>NG</i> engines and the GVM does not exceed 3.5 tonnes	1 January 2005
		All Vehicles with <i>LPG</i> or <i>NG</i> engines and the GVM does not exceed 3.5 tonnes	1 January 2007
	MC	<i>New Models</i> with Diesel engines and the GVM does not exceed 3.5 tonnes	1 January 2006
	MD		
	ME	All Vehicles with Diesel engines and the GVM does not exceed 3.5 tonnes	1 January 2007
	NA		
	NB	<i>New Models</i> with Diesel, <i>LPG</i> or <i>NG</i> engines and the GVM exceeds 3.5 tonnes	1 January 2007
	NC	All Vehicles with Diesel, <i>LPG</i> or <i>NG</i> engines and the GVM exceeds 3.5 tonnes	29 February 2008
All other vehicles		1 January 2014	
Very Light Trailer	TA		
Light Trailer	TB		
Medium Trailer	TC		
Heavy Trailer	TD		Not Applicable

”.

3 3 Definitions

Repeal the whole section, substitute

“3 Definitions

Note 1: A number of expressions used in this instrument are defined in Section 5 of the Act, including the following:

- (a) Road Motor Vehicle;

3.1 In this instrument:

Act means the *The Motor vehicle Standards Act 1989*.

Vehicle Category means a category of vehicle defined in paragraph 4 of the Vehicle Standard (Australian Design Rule – Definitions and Vehicle Categories) 2005.

New Models means vehicles of a vehicle type where the earliest *date of manufacture* of vehicles in the type was later than the relevant applicability date in the applicability table.

LPG – Means Liquid Petroleum Gas

NG – Means Natural Gas

M Category Vehicles – means vehicles of MA, MB, MC, MD or ME *vehicle categories*

N Category Vehicles – means vehicles of NA, NB or NC *vehicle categories*

L Category Vehicles – means vehicles of LA, LB, LC, LD or LE *vehicle categories*

Rated maximum net power –Has the same meaning as set out in the Definitions Section of Appendix A.

PN – Means *Rated maximum net power*

- (2) A number of expressions used in this instrument are defined in Vehicle Standard (Australian Design Rules Definitions and Vehicle Categories) 2005, including the following:
- (a) GVM
 - (b) Date of Manufacture
- (3) Definitions set out in appendices A, B, and C are used within those appendices.

4 6 Alternative Standards

1.1 Omit subsection 6.1 substitute

“6.1 For M and N category vehicles, the technical requirements of United Nations (UN) Regulation No. 51, uniform provisions concerning the approval of motor vehicles having at least four wheels with regard to their noise emissions, from the 02 series of amendments and including up to the 03 series of amendments, shall be deemed to be equivalent to the technical requirements of this vehicle standard.”

1.2 Omit subsection 6.2 substitute

“6.2 For LC, LD and LE category vehicles, the technical requirements of UN Regulation No. 41 Uniform Provisions Concerning the Approval of Motor Cycles with Regard to Noise, from the 03 series of amendments up to and including the 04 series of amendments, are deemed to be equivalent to the technical requirements of this vehicle standard.”

1.3 Omit subsection 6.3. Substitute

“6.3 For LA and LB category vehicles, the technical requirements of UN Regulation No. 63 Uniform Provisions Concerning the Approval of Two-Wheeled Mopeds with Regard to Noise, from the 01 series of amendments, up to and including the 02 series

of amendments are deemed to be equivalent to the technical requirements of this vehicle standard.”

1.4 After Subsection 6.3 insert a new subsection:

“6.4 For LB, LD and LE category vehicles, the technical requirements of UN Regulation No. 9 uniform provisions concerning the approval of L2, L4 and L5 with regard to noise, from the 06 series of amendments and including up to the 08 series of amendments are be deemed to be equivalent to the technical requirements of this vehicle standard.”