



Trade Practices (Consumer Product Safety Standard) (Bicycle Helmets) Amendment Regulations 2009 (No. 1)¹

Select Legislative Instrument 2009 No. 390

I, QUENTIN BRYCE, Governor-General of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, make the following Regulations under the *Trade Practices Act 1974*.

Dated 14 December 2009

QUENTIN BRYCE
Governor-General

By Her Excellency's Command

CRAIG EMERSON
Minister for Competition Policy and Consumer Affairs

1 Name of Regulations

These Regulations are the *Trade Practices (Consumer Product Safety Standard) (Bicycle Helmets) Amendment Regulations 2009 (No. 1)*.

2 Commencement

These Regulations commence on the day after they are registered.

3 Amendment of *Trade Practices (Consumer Product Safety Standard) (Bicycle Helmets) Regulations 2001*

Schedule 1 amends the *Trade Practices (Consumer Product Safety Standard) (Bicycle Helmets) Regulations 2001*.

Schedule 1 Amendments

(regulation 3)

[1] Paragraph 5 (2) (a)

substitute

- (a) protective helmets of a size too small to be reasonably fitted to:
- (i) Headform AA defined in Australian/New Zealand Standard AS/NZS 2512.1:1998, published by the Standards Association of Australia on 5 September 1998; or
 - (ii) Headform AA defined in Australian/New Zealand Standard AS/NZS 2512.1:2009, published by Standards Australia on 7 April 2009;

[2] Regulation 6

substitute

6 Standard until 12 December 2010

Until the end of 12 December 2010, each of the following is a standard for protective helmets for pedal cyclists:

- (a) the standard described in Part 1 of Schedule 1 (AS/NZS 2063:1996) as varied by Part 2 of that Schedule;
- (b) the standard described in Part 3 of Schedule 1 (AS/NZS 2063:2008) as varied by Part 4 of that Schedule;
- (c) the standard described in Part 1 of Schedule 2 (Snell Standards), subject to Part 2 of that Schedule.

7 Standard from 13 December 2010

On and after 13 December 2010, the standard for protective helmets for pedal cyclists is the standard described in Part 3 of Schedule 1 (AS/NZS 2063:2008) as varied by Part 4 of that Schedule.

[3] Schedule 1, heading

substitute

Schedule 1 Australian/New Zealand Standards

(regulations 6 and 7)

[4] Schedule 1, after Part 2

insert

Part 3 AS/NZS 2063:2008

Australian/New Zealand Standard *Bicycle helmets*, published by Standards Australia on 27 November 2008.

Part 4 Variations to AS/NZS 2063:2008

[1] **Clause 1**

omit

[2] **Clause 5.3.3**

substitute

5.3.3 Internal projections

The helmet should have no internal projections or irregularities likely to cause injury to the wearer in case of an accident.

[3] **After clause 5.5**

insert

5.6 BMX Helmets Helmets designed and constructed principally for use by cyclists engaged in BMX competition racing need not comply with provisions regarding ventilation openings or type testing.

Note

1. All legislative instruments and compilations are registered on the Federal Register of Legislative Instruments kept under the *Legislative Instruments Act 2003*. See <http://www.frli.gov.au>.