

House of Assembly—No 98

As laid on the table and read a first time, 25 February 2016

South Australia

**Road Traffic (Helmets for Motor Bike Riders)
Amendment Bill 2016**

A BILL FOR

An Act to amend the *Road Traffic Act 1961*.

Contents

Part 1—Preliminary

- 1 Short title
- 2 Commencement
- 3 Amendment provisions

Part 2—Amendment of *Road Traffic Act 1961*

- 4 Amendment of section 162B—Safety helmets for riders of motor bikes and bicycles
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The Parliament of South Australia enacts as follows:

Part 1—Preliminary

1—Short title

- 5 This Act may be cited as the *Road Traffic (Helmets for Motor Bike Riders) Amendment Act 2016*.

2—Commencement

This Act will come into operation 1 month after the day on which it is assented to by the Governor.

3—Amendment provisions

- 10 In this Act, a provision under a heading referring to the amendment of a specified Act amends the Act so specified.

Part 2—Amendment of *Road Traffic Act 1961*

4—Amendment of section 162B—Safety helmets for riders of motor bikes and bicycles

- 15 Section 162B—after its present contents (now to be designated as subsection (1)) insert:

- (2) A safety helmet to which this subsection applies—
 - 20 (a) will be taken to comply with any specifications or matters relating to safety helmets for motor bike riders or passengers prescribed under subsection (1); and
 - (b) will be taken to be an approved motor bike helmet for the purposes of the *Australian Road Rules*; and
 - (c) may be sold or offered for sale for use by motor bike riders or passengers.

(3) Subsection (2) applies to a safety helmet that—

- (a) complies with the standard ECE 22.05 as in force at the time of the manufacture of the helmet in, or the importation of the helmet into, Australia, as the case may be (or as in force at any later time); and
- (b) is marked with an international approval mark in accordance with ECE 22.05.

(4) In this section—

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.