



Queensland

# Fair Trading Amendment Regulation (No. 1) 2006

## Subordinate Legislation 2006 No. 8

made under the

*Fair Trading Act 1989*

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**1 Short title**

This regulation may be cited as the *Fair Trading Amendment Regulation (No. 1) 2006*.

**2 Regulation amended**

This regulation amends the *Fair Trading Regulation 2001*.

**3 Insertion of new ss 13F and 13G**

After section 13E—

*insert—*

**‘13F Mini-motorbikes**

‘Schedule 5A is a safety standard for mini-motorbikes.

**‘13G Corded interior window coverings**

‘Schedule 5B is a safety standard for corded interior window coverings.’.

**4 Insertion of new schs 5A and 5B**

After schedule 5—

*insert—*

**‘Schedule 5A Safety standard for mini-motorbikes**

section 13F

**‘1 Throttle**

‘(1) A mini-motorbike must have a self-closing, hand operated throttle that returns in a clockwise direction to allow the mini-motorbike’s motor to idle when a person riding the mini-motorbike releases his or her grip on the throttle.

‘(2) The throttle must be mounted on the right handlebar of the mini-motorbike.

**‘2 Braking system**

- ‘(1) A mini-motorbike must have a braking system capable of acting on the front and rear wheels of the motorbike.
- ‘(2) Unless the mini-motorbike is fitted with a drum-type braking system, the braking system must incorporate a floating or sliding type brake calliper that compensates for any increased movement of its components arising from wear.
- ‘(3) The braking system must automatically distribute the braking effort applied by a person riding the mini-motorbike to the braking system’s control lever equally onto each brake lining without the need for an adjuster at the brake calliper.

**‘3 Foot pegs**

‘A mini-motorbike must have 2 foot pegs, each capable of holding a static load of—

- (a) the maximum carrying capacity recommended by the motorbike’s manufacturer; or
- (b) if the manufacturer does not state a maximum carrying capacity—70kg.

**‘4 Steering**

- ‘(1) The steering head system for a mini-motorbike must not exhibit free play.
- ‘(2) Also, when the front wheel of the mini-motorbike is raised off the ground, the steering head system must move freely under its own weight from right lock to left lock.

**‘5 Supplemental engine stop**

- ‘(1) A mini-motorbike must have a functioning, thumb operated, device on the right or left handlebar that is capable of stopping the motor.
- ‘(2) The device must be clearly visible to a person riding the mini-motorbike.

## **‘Schedule 5B Safety standard for corded interior window coverings**

section 13G

### **‘1 Design**

- ‘(1) A corded interior window covering must be so designed that the looped cord used to lower and raise the covering is at least 1600mm above the base of the covering when the covering is lowered to its lowest point.
- ‘(2) Subsection (1) does not apply if the looped cord used to lower and raise the covering—
- (a) can not form a loop with a circumference of more than 300mm, for example, because the covering includes an effective way of retracting or securing the looped cord; or
  - (b) has a cord release device that—
    - (i) passes the release test for cord release devices set out in ANSI A100, Appendix A; or
    - (ii) if the device is intended to entirely detach from the covering when it releases its loop, does not, when tested in accordance with AS/NZS ISO 8124, clause 5.2,<sup>1</sup> fit entirely into the small parts cylinder mentioned in that clause, whatever the device’s operation; or
  - (c) has a tension device that complies with ANSI A100, clause 6.5.4.

### **‘2 Labels and tags**

- ‘(1) A corded interior window covering must have attached to it—
- (a) a warning label that—
    - (i) complies with ANSI A100, clause 5.1.1; or

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<sup>1</sup> AS/NZS ISO 8124, clause 5.2 (Small parts test)

- (ii) complies with the requirements mentioned in paragraph (a), other than to the extent the statement on the warning label has on it the words ‘Warning. Looped cords may cause a strangulation hazard for children under 5. Keep cords and chains out of reach of children.’; and
  - (b) a warning tag that complies with ANSI A100, clause 5.1.1 but which mentions cots instead of cribs; and
  - (c) if the covering includes a safety device—an operational tag that explains how the device is designed to function.
- ‘(2) A tag mentioned in subsection (1)(b) or (c) must be separate from the label mentioned in subsection (1)(a).
- ‘(3) However, a single tag may be used for subsection (1)(b) and (c) if the warning required under subsection (1)(b) and any pictogram and the explanation mentioned in subsection (1)(c) are kept separate from each other and are clear and legible.

### ‘3 Explanation

- ‘(1) A corded interior window covering must be accompanied by a written explanation of—
- (a) how to instal the covering; and
  - (b) how to instal any safety device the covering has and how the covering is designed to function.
- ‘(2) The written explanation must also state the warning mentioned in section 2(1)(a).
- ‘(3) Subsection (2) does not apply to a corded interior window covering that is custom-made for installation by a person whose business is installing interior window coverings.’.

### 5 Amendment of sch 6 (Dictionary)

Schedule 6—

*insert—*

‘**ANSI A100** means the United States of America standard ANSI/WMCA 100.1-1996 entitled American National Standard for Safety of Corded Window Covering Products as

approved by the American National Standards Institute on 27 November 1996.

***corded interior window coverings*** means any form of interior drapery hardware or window covering product, for example, a curtain, shade, blind or traverse rod or track, that incorporates a looped cord in its operation, other than as a tie-back for the covering.

***looped beaded chain*** means a series of small beads, equally spaced on a cord or connected by metal shafts, that is curved or doubled, or the ends of which are joined by a device, to form a closed loop.

***looped cord*** means any of the following—

- (a) any type of rope, strap or string that is curved or doubled, or the ends of which are joined by a device, to form a closed loop;
- (b) a looped beaded chain;
- (c) another type of flexible device.

***mini-motorbike*** means a motorbike that can not be registered under the *Transport Operations (Road Use Management) Act 1995* because it does not comply with Australian Design Rules applying to motorbikes under the *Motor Vehicle Standards Act 1989* (Cwlth).’.

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#### ENDNOTES

- 1 Made by the Governor in Council on 1 February 2006.
- 2 Notified in the gazette on 3 February 2006.
- 3 Laid before the Legislative Assembly on . . .
- 4 The administering agency is the Office of Fair Trading.