

No. 3 of 1972

AN ORDINANCE

Relating to Motor Traffic.

I, THE GOVERNOR-GENERAL in and over the Commonwealth of Australia, acting with the advice of the Federal Executive Council, hereby make the following Ordinance under the *Seat of Government (Administration) Act 1910-1970*.

Dated this twenty-fourth day of January, 1972.

PAUL HASLUCK
Governor-General.

By His Excellency's Command,

RALPH J. HUNT
Minister of State for the Interior.

MOTOR TRAFFIC ORDINANCE 1972

1.—(1.) This Ordinance may be cited as the *Motor Traffic Ordinance 1972*.^{*} Short title and citation.

(2.) The *Motor Traffic Ordinance 1936-1971*† is in this Ordinance referred to as the Principal Ordinance.

(3.) The Principal Ordinance, as amended by this Ordinance, may be cited as the *Motor Traffic Ordinance 1936-1972*.

2. Section 7 of the Principal Ordinance is amended by inserting in sub-section (2.), after the words "requirements of" (first occurring), the words "Part I. of". Registration of motor vehicles.

3. Section 7A of the Principal Ordinance is amended— Design rules.

(a) by inserting in sub-section (1.), after the word "section", the words "and Part II. of the Second Schedule";

(b) by inserting in sub-section (2.), after the words "this section", the words "and Part II. of the Second Schedule";

(c) by omitting paragraph (c) of sub-section (2.) and inserting in its stead the following paragraph:—

"(c) a reference to a design rule in Part II. of the Second Schedule shall be read as a reference to such a design rule as in force on the first day of January, One thousand nine hundred and seventy-two:"

^{*} Notified in the *Commonwealth Gazette* on 3 February 1972.

[†] Ordinance No. 45, 1936, as amended by Nos. 25 and 41, 1938; No. 16, 1941; No. 14, 1942; Nos. 2 and 13, 1943; No. 3, 1945; Nos. 6 and 13, 1947; No. 7, 1950; No. 17, 1951; Nos. 1 and 7, 1955; No. 6, 1956; No. 19, 1957; Nos. 10 and 15, 1958; Nos. 7 and 21, 1959; No. 11, 1960; Nos. 16 and 17, 1962; No. 21, 1963; No. 8, 1964; Nos. 9 and 13, 1965; No. 19, 1966; No. 2, 1968; Nos. 27 and 29, 1969; No. 27, 1970; and Nos. 13, 17, 37 and 39, 1971.

(d) by omitting sub-section (3.) and inserting in its stead the following sub-section:—

“(3.) Without limiting the generality of the last preceding section, the Registrar may refuse to register or renew the registration of a motor vehicle specified in the second column of Part II. of the Second Schedule unless the motor vehicle complies with the condition or conditions set out in the third column of that Schedule in relation to that motor vehicle.”;

(e) by omitting from sub-section (5.) the words “sub-section (3.) of this section” and inserting in their stead the words “Part II. of the Second Schedule”; and

(f) by omitting from paragraph (a) of sub-section (6.) the words “sub-section (3.) of this section” and inserting in their stead the words “Part II. of the Second Schedule”.

4. Section 181 of the Principal Ordinance is amended by inserting after the words “prescribed by” the words “Part I. of”.

5.—(1.) The Second Schedule to the Principal Ordinance is amended by omitting the words—

“MOTOR VEHICLES.

Conditions to be complied with before a Motor Vehicle is registered.” and inserting in their stead the words—

“PART I.

Section 7.

CONDITIONS TO BE COMPLIED WITH BEFORE A MOTOR VEHICLE IS REGISTERED.”.

(2.) The Second Schedule is amended by adding at the end thereof the following Part:—

PART II.

Section 7A.

CONDITIONS RELATING TO CERTAIN MOTOR VEHICLES.

First Column. Item No.	Second Column. Motor vehicles.	Third Column. Conditions.
1	Motor vehicle manufactured on or after the first day of January, 1970, being a motor vehicle that is equipped with a hydraulic braking system	Compliance by each hydraulic hose in the system with the requirements of the design rule known as “Australian Design Rule No. 7—Hydraulic Brake Hoses”
2	Motor vehicle manufactured on or after the first day of July, 1970, being a passenger car or a passenger car derivative	Compliance by the rim of each of the wheels of the motor vehicle with the requirements of the design rule known as “Australian Design Rule No. 20—Safety Rims”
3	Motor vehicle manufactured on or after the first day of January, 1970, and before the first day of January, 1971, other than— (a) a motor cycle; (b) a motor omnibus; or (c) a motor vehicle exceeding ten thousand pounds gross vehicle weight	The equipping of the seating provided for the driver of the motor vehicle with a seat belt that— (a) complies with the design rule known as “Australian Design Rule No. 4—Seat Belts”; and (b) is securely attached to seat belt anchorage points that, in the case of a motor vehicle that is a passenger car or a passenger car derivative, comply with the design rule known as “Australian Design Rule No. 5A—Seat Belt Anchorage Points”

Vehicles to comply with Part I. of Second Schedule.
Second Schedule.

First Column. Item No.	Second Column. Motor vehicles.	Third Column. Conditions.
4	Motor vehicle referred to in the last preceding item in which seating is provided for a passenger or passengers abreast of the seating referred to in that item	The equipping of the seating so provided with at least one seat belt that— (a) complies with the design rule known as "Australian Design Rule No. 4—Seat Belts"; and (b) is securely attached to seat belt anchorage points that, in the case of a motor vehicle that is a passenger car or a passenger car derivative, comply with the design rule known as "Australian Design Rule No. 5A—Seat Belt Anchorage Points"
5	Motor vehicle manufactured on or after the first day of January, 1971, other than— (a) a motor cycle; (b) a motor omnibus; or (c) a motor vehicle exceeding ten thousand pounds gross vehicle weight	The equipping of the seating provided for the driver of the motor vehicle with a seat belt that— (a) complies with the design rule known as "Australian Design Rule No. 4—Seat Belts"; and (b) is securely attached to seat belt anchorage points that comply with the design rule known as "Australian Design Rule No. 5A—Seat Belt Anchorage Points"
6	Motor vehicle referred to in the last preceding item in which seating is provided for a passenger or passengers in the motor vehicle	The equipping of the seating so provided for each passenger as determined by reference to seating positions for the purposes of seat belt anchorage points in accordance with the design rule known as "Design Rule No. 5A—Seat Belt Anchorage Points" with a seat belt that— (a) complies with the design rule known as "Australian Design Rule No. 4—Seat Belts"; and (b) is securely attached to seat belt anchorage points that comply with the first-mentioned design rule
7	Motor vehicle manufactured on or after the first day of January, 1971, being a passenger car or a passenger car derivative	1. Compliance by the latches and hinges of the doors of the motor vehicle with the requirements of the design rule known as "Australian Design Rule No. 2—Door Latches and Hinges" 2. Compliance by the steering column and its assembly and attachments with the requirements of the design rule known as "Australian Design Rule No. 10A—Steering Columns"
8	Motor vehicle manufactured on or after the first day of January, 1971, being a passenger car	1. Compliance by the anchorage points to which each seat provided in the motor vehicle is attached with the requirements of the design rule known as "Australian Design Rule No. 3—Seat Anchorages for Motor Vehicles" 2. The equipping of the motor vehicle with a device capable of keeping the inside surface of the windscreen of the motor vehicle clear of condensation of water vapour in accordance with the requirements of the design rule known as "Australian Design Rule No. 15—Demisting of Windscreens"

First Column. Item No.	Second Column. Motor vehicles.	Third Column. Conditions.
9	Motor vehicle manufactured on or after the first day of July, 1971, being a motor vehicle (other than a motor cycle) in which glass is used in the windscreen, a window or an internal partition of the motor vehicle	Compliance by the glass so used with the requirements of the design rule known as "Australian Design Rule No. 8—Safety Glass"
10	Motor vehicle manufactured on or after the first day of January, 1972, being a passenger car or a passenger car derivative	<ol style="list-style-type: none"> 1. The equipping of the motor vehicle with lights at the rear of the vehicle in accordance with the design rule known as "Australian Design Rule No. 1—Reversing Signal Lamps" 2. Compliance by each sun visor, as defined in the design rule known as "Australian Design Rule No. 11—Internal Sun Visors", that is fitted to the motor vehicle with the requirements of that design rule 3. The equipping of the motor vehicle with a rear vision mirror, or rear vision mirrors, in accordance with the design rule known as "Australian Design Rule No. 14—Rear Vision Mirrors" 4. The equipping of the seating provided for the occupants of the motor vehicle with head restraints in accordance with the design rule known as "Australian Design Rule No. 22—Head Restraints" 5. The equipping of the motor vehicle with a locking device that complies with the design rule known as "Australian Design Rule No. 25—Anti-Theft Locks"
11	Motor vehicle manufactured on or after the first day of January, 1972, being a passenger car	Compliance by the motor vehicle with the requirements of the design rule known as "Australian Design Rule No. 26—Vehicle Engine Emission Control"
12	Motor vehicle manufactured on or after the first day of January, 1972, being a motor vehicle (other than a motor cycle) that is equipped with automatic transmission	Compliance by the motor vehicle with the requirements of the design rule known as "Australian Design Rule No. 9—Standard Controls for Automatic Transmissions"
13	Motor vehicle manufactured on or after the first day of January, 1972, being a passenger car derivative	Compliance by the anchorage points to which each seat provided in the motor vehicle is attached with the requirements of the design rule known as "Australian Design Rule No. 3—Seat Anchorages for Motor Vehicles"