

LN148-E

Road Traffic (Safety Equipment) (Amendment) Regulation 2002
(Made under section 10(1) of the Road Traffic
Ordinance (Cap. 374))

1. Commencement

This Regulation shall come into operation on a day to be appointed by the Secretary for the Environment, Transport and Works by notice published in the Gazette.

2. Interpretation

Regulation 2(1) of the Road Traffic (Safety Equipment) Regulations (Cap. 374 sub. leg.) is amended---

(a) in the definition of "approved"---

(i) in paragraph (a)---

(A) by adding "and a public light bus registered on or after the specified date" after "goods vehicle";

(B) by adding "於一" before "項規";

(ii) in paragraph (b), by repealing "and" at the end;

(iii) in paragraph (c), by repealing "the specification and standard" and substituting "one or more of the specifications and standards";

(iv) in paragraph (d), by repealing "and" at the end;

(v) in paragraph (e), by adding "and" at the end;

(vi) by adding---

"(f) in relation to anchorage points for a public light bus registered on or after the specified date means anchorage points of a type conforming with one or more of the specifications and standards set out in Part V of Schedule 2";

(b) in the definition of "seat with integral seat belt anchorages", by repealing everything after "out" and substituting---

"in---

(a) Part III of Schedule 2 (in the case of a vehicle other than a public light bus registered on or after the specified date); or

(b) Part IIIA of Schedule 2 (in the case of a public light bus registered on or after the specified date);";

(c) by adding---

"'automatically locking retractor' (自動鎖緊式回卷器) means a retractor which allows extraction of the strap of a retractable belt to the desired length and which, when the buckle is fastened, automatically adjusts the strap to the wearer and prevents further extraction of the strap without voluntary intervention by the wearer;

"emergency locking retractor" (緊急鎖緊式回卷器) means a retractor of a retractable

belt---

(a) which during normal driving conditions does not restrict freedom of movement by the wearer;

(b) which has length adjustment components that automatically adjust the strap to the wearer; and

(c) which has a locking mechanism which can be actuated in an emergency by---

(i) deceleration of the vehicle (single sensitivity); or

(ii) a combination of deceleration of the vehicle, movement of the webbing or any other automatic means (multiple sensitivity);

"retractable belt" (可回卷安全帶) means a body restraining seat belt or a lap belt, being an approved seat belt, that is---

(a) equipped with either an automatically locking retractor or an emergency locking retractor; and

(b) capable of being extended to confine a person of torso circumference of not less than 1 200 mm;

"retractor" (回卷器) means a device designed to retract and store the strap of a retractable belt;

"specified date" (指明日期) means the date of commencement of the Road Traffic (Safety Equipment) (Amendment) Regulation 2002 (L.N. 148 of 2002);".

3. Section added

The following is added---

"6C. Rear seat belts and anchorage points for public light buses

(1) Every vehicle to which this regulation applies shall be provided with approved anchorage points designed to hold securely in position retractable belts for all its rear seats but this subregulation shall not apply so as to require anchorage points to be provided for any seat with integral seat belt anchorages.

(2) Every vehicle to which this regulation applies shall be provided with a retractable belt for each of its rear seats.

(3) Every retractable belt provided in pursuance of this regulation shall, if the seat for which it is provided is a seat with integral seat belt anchorages, be properly secured to the integral seat belt anchorage points forming part thereof, or if the seat for which it is provided is not such a seat, be properly secured to the structure of the vehicle by the anchorage points provided for it and to any other anchorage points provided on the seat for it.

(4) This regulation shall apply to every public light bus registered on or after the specified date."

4. Drivers and passengers of taxis, light

buses and goods vehicles required
to wear seat belts

Regulation 7A(3) is amended by adding "private" before "light" wherever it appears.

5. Passengers in rear seats of private cars,
taxis and public light buses required
to wear seat belts, etc.

Regulation 7B(1) and (5) is amended by repealing "or taxi" wherever it appears and substituting ", taxi or public light bus".

6. Offences

Regulation 12 is amended---

(a) in subregulation (2), by adding ", 6C" after "6B";

(b) in subregulation (3)(b), by adding "private" before "light".

7. Approved protective helmets

Schedule 1 is amended, within the square brackets, by repealing "regs. 2 & 11" and substituting "reg. 2".

8. Approved seat belts and approved
anchorage points

Schedule 2 is amended---

(a) within the square brackets, by repealing "regs. 2 & 11" and substituting "reg. 2";

(b) in Part II---

(i) in the heading, by adding "and Public Light Buses Registered on or after Specified Date" after "Goods Vehicles";

(ii) by repealing everything after the heading and before paragraph (a);

(iii) in paragraph (g), by repealing the full stop and substituting a semicolon;

(iv) by adding---

"(h) Technical Standard for Seat Belt Anchorages and Type Approval Test Procedures (TRIAS) 37-1987 made by the Minister of Land, Infrastructure and Transport of Japan for motor vehicle in Circular of Jisha No. 899 of 1 October 1983 and Circular of Kinshin No. 453 of 24 August 1971 including all revisions of that standard and test procedures made before the date this paragraph comes into operation.";

(c) in Part III---

(i) in the heading, by adding "for Vehicles other than Public Light Buses Registered on or after Specified Date" after "Anchorages";

(ii) by repealing everything after the heading and before paragraph (a);

(iii) in paragraph (d), by repealing the full stop and substituting a

semicolon;

(iv) by adding---

"(e) (i) Technical Standard for Seats and Seat Anchorages and Type Approval Test Procedures (TRIAS) 35-1975; and

(ii) Technical Standard for Seat Belt Anchorages and Type Approval Test Procedures (TRIAS) 37-1987,

made by the Minister of Land, Infrastructure and Transport of Japan for motor vehicle in Circular of Jisha No. 899 of 1 October 1983 and Circular of Kinshin No. 453 of 24 August 1971 including all revisions of those standards and test procedures made before the date this paragraph comes into operation.";

(d) by adding---

"PART IIIA

Seats with Integral Seat Belt Anchorages

for Public Light Buses Registered on

or after Specified Date

(a) ECE Regulation No. 14 made by the Economic Commission for Europe dated 1 April 1970 (E/ECE/324-E/ECE/TRANS/505/Rev. 1/Add. 13) including all revisions for vehicles with regard to safety belt anchorage made before the date this paragraph comes into operation;

(b) Directive 76/115/EEC issued by the European Economic Community dated 18 December 1975 including all revisions for anchorages for motor-vehicle safety belts made before the date this paragraph comes into operation;

(c) (i) Technical Standard for Seats and Seat Anchorages and Type Approval Test Procedures (TRIAS)

35-1975; and

(ii) Technical Standard for Seat Belt Anchorages and Type Approval Test Procedures (TRIAS) 37-1987,

made by the Minister of Land, Infrastructure and Transport of Japan for motor vehicle in Circular of Jisha No. 899 of 1 October 1983 and Circular of Kinshin No. 453 of 24 August 1971 including all revisions of those standards and test procedures made before the date this paragraph comes into operation;

(d) Australian Design Rule 5/04 approved in Road Vehicle (National Standards) Determination No. 2 of 1997 (Australia) including all revisions for anchorages for seat belt made before the date this paragraph comes into operation.";

(e) in Part IV---

(i) by repealing everything after the heading and before paragraph (a);

(ii) in paragraph (c), by repealing the full stop and substituting a semicolon;

(iii) by adding---

"(d) Technical Standard for Seat Belt Anchorages and Type Approval Test Procedures (TRIAS) 37-1987 made by the Minister of Land, Infrastructure and Transport of Japan for motor vehicle in Circular of Jisha No. 899 of 1 October 1983 and Circular of Kinshin No. 453 of 24 August 1971 including all revisions of that standard and test procedures made before the date this paragraph comes into operation.";

(f) by adding---

"PART V

Approved Anchorage Points for Public Light

Buses Registered on or after

Specified Date

(a) ECE Regulation No. 14 made by the Economic Commission for Europe dated 1 April 1970 (E/ECE/324-E/ECE/TRANS/505/Rev. 1/Add. 13) including all revisions for vehicles with regard to safety belt anchorage made before the date this paragraph comes into operation;

(b) Directive 76/115/EEC issued by the European Economic Community dated 18 December 1975 including all revisions for anchorages for motor-vehicle safety belts made before the date this paragraph comes into operation;

(c) Technical Standard for Seat Belt Anchorages and Type Approval Test Procedures (TRIAS) 37-1987 made by the Minister of Land, Infrastructure and Transport of Japan for motor vehicle in Circular of Jisha No. 899 of 1 October 1983 and Circular of Kinshin No. 453 of

24 August 1971 including all revisions of that standard and test procedures made before the date this paragraph comes into operation;

(d) Federal Motor Vehicle Safety Standard No. 210 of Federal Regulations Vol. 36 No. 232 of USA dated

2 December 1971 including all revisions for seat belt assembly anchorages made before the date this paragraph comes into operation;

(e) Australian Design Rule 5/04 approved in Road Vehicle (National Standards) Determination No. 2 of 1997 (Australia) including all revisions for anchorages for seat belt made before the date this paragraph comes into operation."

Dr. Sarah LIAO

Secretary for the Environment,

Transport and Works

9 October 2002

Explanatory Note

This Regulation amends the Road Traffic (Safety Equipment) Regulations (Cap. 374 sub. leg.) to---

- (a) require all rear seats of a public light bus registered on or after the date of commencement of this Regulation to be fitted with retractable belts and approved anchorage points;
- (b) require a passenger in the rear seat of a public light bus to wear a seat belt (if a seat belt is provided for the seat concerned); and
- (c) allow a person to drive a public light bus when passengers in the front seats are not securely fastened with seat belts.