



THE TRAFFIC REGULATIONS 1976, AMENDMENT NO. 24

CATHERINE A. TIZARD, Governor-General

ORDER IN COUNCIL

At Wellington this 14th day of June 1993

Present:

HER EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL

PURSUANT to section 77 of the Transport Act 1962, Her Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, hereby makes the following regulations.

REGULATIONS

1. Title and commencement—(1) These regulations may be cited as the Traffic Regulations 1976, Amendment No. 24, and shall be read together with and deemed part of the Traffic Regulations 1976* (hereinafter referred to as the principal regulations).

- *S.R. 1976/227
- Amendment No. 1: S.R. 1978/72
- Amendment No. 2: (*Revoked by S.R. 1986/169*)
- Amendment No. 3: (*Revoked by S.R. 1980/115*)
- Amendment No. 4: S.R. 1980/31
- Amendment No. 5: S.R. 1980/115
- Amendment No. 6: S.R. 1981/158
- Amendment No. 7: S.R. 1981/311
- Amendment No. 8: S.R. 1982/93
- Amendment No. 9: S.R. 1983/282
- Amendment No. 10: S.R. 1984/31
- Amendment No. 11: S.R. 1984/169
- Amendment No. 12: S.R. 1985/70
- Amendment No. 13: S.R. 1985/144
- Amendment No. 14: S.R. 1985/289
- Amendment No. 15: S.R. 1987/213
- Amendment No. 16: S.R. 1988/171
- Amendment No. 17: S.R. 1988/187
- Amendment No. 18: S.R. 1988/326
- Amendment No. 19: (*Revoked by S.R. 1990/333*)
- Amendment No. 20: S.R. 1989/312
- Amendment No. 21: S.R. 1990/159
- Amendment No. 22: S.R. 1990/333
- Amendment No. 23: S.R. 1992/184

(2) These regulations shall come into force on the 1st day of January 1994.

2. Safety helmets for cyclists—The principal regulations are hereby amended by inserting, after regulation 38 (as substituted by regulation 5 of the Traffic Regulations 1976, Amendment No. 15), the following regulation:

“38A. (1) No person shall ride or be carried on a bicycle on any road, unless he or she is wearing a safety helmet of an approved type that is securely fastened.

“(2) Every person riding or being carried on a bicycle on any road who is stopped by an enforcement officer shall, upon request by that or any other enforcement officer, produce for inspection by the officer the person’s safety helmet or proof of an exemption granted under subclause (3) of this regulation.

“(3) The Secretary may, on the grounds of religious belief or physical disability or other reasonable grounds, exempt in writing any person from the requirement under subclause (1) of this regulation to wear a safety helmet, and may in like manner revoke any such exemption; and nothing in that subclause shall apply to a person who is granted an exemption under this subclause.

“(4) For the purposes of this regulation, until the close of the 31st day of December 1996, the expression ‘safety helmet of an approved type’ includes a safety helmet that complies with—

“(a) New Zealand Standard Specification NZS5439; or

“(b) Australian Standard Specification AS2063.2; or

“(c) American National Standard Institute Specification ANSI Z90.4; or

“(d) Any other standard approved by the Secretary.

“(5) After the 31st day of December 1996, the Secretary shall approve only types of safety helmets that comply with a New Zealand Standard.”

BOB MACFARLANE,
Acting for Clerk of the Executive Council.

EXPLANATORY NOTE

This note is not part of the regulations, but is intended to indicate their general effect.

These regulations, which come into force on 1 January 1994, insert into the principal regulations new regulation 38A which makes the wearing of safety helmets compulsory for cyclists and their passengers.

A cyclist or person being carried on a bicycle commits an offence who—

(a) Fails to wear a safety helmet; or

(b) Fails to wear a securely-fastened safety helmet; or

(c) Fails to wear a safety helmet of an approved type; or

(d) Fails to produce a safety helmet to an enforcement officer upon request.

The Secretary is given power to exempt persons from the new requirements.

Issued under the authority of the Acts and Regulations Publication Act 1989.

Date of notification in *Gazette*: 17 June 1993.

These regulations are administered in the Ministry of Transport.