



New South Wales

# Fair Trading Amendment (Monkey Bikes) Regulation 2007

under the

Fair Trading Act 1987

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Fair Trading Act 1987*.

LINDA BURNEY, M.P.,  
Minister for Fair Trading

## Explanatory note

The object of this Regulation is to amend the *Fair Trading Regulation 2007* to prescribe a product safety standard for monkey bikes.

This Regulation is made under the *Fair Trading Act 1987*, including sections 26 and 92 (the general regulation-making power).

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Clause 1 Fair Trading Amendment (Monkey Bikes) Regulation 2007

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## **Fair Trading Amendment (Monkey Bikes) Regulation 2007**

under the

Fair Trading Act 1987

### **1 Name of Regulation**

This Regulation is the *Fair Trading Amendment (Monkey Bikes) Regulation 2007*.

### **2 Amendment of Fair Trading Regulation 2007**

The *Fair Trading Regulation 2007* is amended as set out in Schedule 1.

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## Schedule 1 Amendments

(Clause 2)

### Part 2, Division 7A

Insert after Division 7 of Part 2:

### Division 7A Monkey bikes

#### 28A Definitions

In this Division:

***applicable vehicle standards*** means the standards prescribed by regulations made under the *Road Transport (Vehicle Registration) Act 1997* with which a vehicle must comply to be eligible to be registered without conditions under those regulations.

***monkey bike*** means a scaled down cruising or sports motor cycle that:

- (a) is commonly known as a monkey bike, mini bike or pocket bike, and
- (b) is powered by an internal combustion engine, and
- (c) does not comply with the applicable vehicle standards that would apply to the motor cycle if it were to be driven on a road or road related area (within the meaning of the *Road Transport (Vehicle Registration) Act 1997*).

#### 28B Safety standard

The product safety standard prescribed for a monkey bike is that:

- (a) the monkey bike must have a self-closing, hand operated throttle that:
  - (i) returns in a clockwise direction to allow the monkey bike's motor to idle when a person riding the monkey bike releases the person's grip on the throttle, and
  - (ii) is mounted on the right handlebar of the monkey bike, and

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#### Schedule 1 Amendments

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- (b) the monkey bike must have a braking system that:
  - (i) is capable of acting on the front and rear wheels of the monkey bike, and
  - (ii) automatically distributes the braking effort applied by a person riding the monkey bike to the braking system's control lever equally onto each brake lining without the need for an adjuster at the brake calliper, and
  - (iii) unless the monkey bike is fitted with a drum-type braking system—incorporates a floating or sliding type brake calliper that compensates for any increased movement of its components arising from wear, and
- (c) the monkey bike must have 2 foot pegs, each capable of holding a static load of:
  - (i) the maximum carrying capacity recommended by the manufacturer of the monkey bike, or
  - (ii) if a maximum carrying capacity is not recommended by the manufacturer—70 kilograms, and
- (d) the steering head system for the monkey bike:
  - (i) must not exhibit free play, and
  - (ii) must move freely under its own weight from right lock to left lock when the front wheel of the monkey bike is raised off the ground, and
- (e) the monkey bike must have a functioning, thumb operated device on the right or left handlebar that is:
  - (i) capable of stopping the motor, and
  - (ii) clearly visible to a person riding the monkey bike.

BY AUTHORITY

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