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Spain – 2003 General Road Traffic Regulations



Full title: Royal Decree 1428/2003 of 21 November, approving the General Road Traffic Regulations for the implementation and development of the Articled Text of the Law on Traffic, Motor Vehicles and Road Safety, approved by Royal Decree 339/1990 of 2 March. ("BOE" Num. 306, of 23/12/2003) Entered into force: 23/01/2004.

Relevant Amendment: Royal Decree 965/2006 of 1 September, amending the General Road Traffic Regulations approved by Royal Decree 1428/2003 of 21 November. ("BOE" no. 212 of 05/09/2006, pp. 31673-31676)

http://www.boe.es/diario_boe/txt.php?id=BOE-A-2006-15406

Article 5 amends Art 117 of RD 1428/2003

Title of relevant section: Article 117 – Seat Belts or other approved restraint systems (amended by Single (único) Article 5 from RD 965/2006)

Chapter II: Belt, Helmet and Safety Features

Title III: Other rules of the road

Article 117: 1. Correctly fastened seat belts and other approved restraint systems shall be used on urban and rural roads:

a) For the driver and passengers:

1) of passenger cars

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2. The use of seat belts and other approved restraint systems by certain people based on their height and age, except for vehicles of more than nine seats including the driver, shall comply with the following regulations:

a) for the front seats of the vehicle:

It is strictly prohibited to drive around with children below the age of 12 seated in the front passenger seats without using approved devices/ equipment to that effect. Exceptionally, when their height is equal to or greater than 135cm, children under 12 years of age may use as such a device the proper adult seat belt as equipped in front seats.

b) for the rear seats of the vehicle:

1. Any person whose height is less than 135cm must use an approved restraint system adapted to their height and weight.

2. Any person whose height is equal to or more than 135 cm and up to 150 cm

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may use either an approved restraint system adapted to their height and weight or the adult seat belt.

c) Children may not be transported using a rearward-facing child-restraint system in a passenger seat protected by a front air bag, unless the air bag has been deactivated, a condition which is covered in cases where the air bag is automatically deactivated in a sufficient manner.

5. Vehicles mentioned in paragraph 1(a), 2(b1) and 2(b2) that are not equipped with safety devices may not drive children under three years of age. In addition, children over three years of age and less than 135cm in height should take a back seat.
