1975 No. 290

CONSUMER PROTECTION

Toys (Safety) Regulations (Northern Ireland) 1975

Made . . . . . 13*th October* 1975
Coming into operation . . . 1*st December* 1975
To be laid before Parliament under paragraph 3(3) *of Schedule* 1 *to the Northern Ireland Act* 1974

The Department(a) of Commerce, after consultation with such persons and bodies of persons as appear to it to be requisite, in exercise of the powers conferred on it by section 1 of, and paragraph 3 of the Schedule to, the Consumer Protection Act (Northern Ireland) 1965(b) now vested in it(c) and of every other power enabling it in that behalf, hereby makes the following regulations:

1.—(1) These regulations may be cited as the Toys (Safety) Regulations (Northern Ireland) 1975 and shall come into operation on 1st December 1975.

(2) The Toys (Safety) Regulations (Northern Ireland) 1967(d) are hereby revoked.

2.—(1) In these regulations—

"the Act" means the Consumer Protection Act (Northern Ireland) 1965;

"paint" includes lacquer, varnish and other similar substances;

"soluble" in relation to an element or compound means capable of being dissolved by the method described in the Schedule to these regulations:

"toy" means a child's plaything.

(2) For the purposes of these regulations the relevant date shall—

(*a*) in relation to the sale or possession for the purpose of sale of goods and component parts by the manufacturer or importer into Northern Ireland thereof, be 1st March 1976; and

(*b*) in any other case, be 1st June 1976.

3.—(1) Subject to paragraph (2), a toy shall not, whether wholly or in part, be made of or impregnated with cellulose nitrate.

(2) This regulation shall not—

(*a*) apply to a ball of the kind used for ping-pong or table tennis; nor

(*b*) prevent the use on a toy of paint which contains cellulose nitrate.

4.—(1) A toy shall not have any coating of paint which contains lead or any compound of lead, so that the proportion (by weight) of lead calculated as the element (Pb) exceeds—

(*a*) until the relevant date, 5,000 parts; or

(*b*) on and after the relevant date, 2,500 parts,

in 1,000,000 parts of the dry paint film.

(a) Formerly Ministry: *see* 1973 c. 36 section 40 and Sch. 5 para. 8
(b) 1965 c. 14 (N.I.)
(c) S.R. & O. (N.I.) 1973 No. 504 Article 5(*c*) (II, p. 2992)
(d) S.R. & O. (N.I.) 1967 No. 317 (p. 1079)

(2)(*a*) Until the relevant date, a toy shall not have any coating of paint which contains arsenic or any compound of arsenic, so that the proportion (by weight) of arsenic calculated as the element (As) exceeds 250 parts in 1,000,000 parts of the dry paint film.

(*b*) On and after the relevant date, a toy shall not have any coating of paint which contains soluble arsenic or any soluble compound of arsenic, so that the proportion (by weight) of arsenic calculated as such exceeds 100 parts in 1,000,000 parts of the dry paint film.

(3) A toy shall not have any coating of paint which contains soluble cadmium or any soluble compound of cadmium, so that the proportion (by weight) of cadmium calculated as such exceeds—

(*a*) until the relevant date, 250 parts; or

(*b*) on and after the relevant date, 100 parts,

in 1,000,000 parts of the dry paint film.

(4) A toy shall not have any coating of paint which contains soluble barium or any soluble compound of barium, so that the proportion (by weight) of barium calculated as such exceeds 500 parts in 1,000,000 parts of the dry paint film.

(5) A toy shall not have any coating of paint which contains soluble antimony or chromium or any soluble compound of either of those elements, so that the proportion (by weight) of the element calculated as such exceeds 250 parts in 1,000,000 parts of the dry paint film.

(6) On and after the relevant date, a toy shall not have any coating of paint which contains soluble mercury or any soluble compound of mercury, so that the proportion (by weight) of mercury calculated as such exceeds 100 parts in 1,000,000 parts of the dry paint film.

5. In the case of a toy which is intended to be operated by electricity from the mains electricity supply, the toy shall be so constructed that the operating voltage does not exceed 24 volts and is supplied from a control unit or transformer separate from the toy; and for the purposes of this regulation such a control unit or transformer shall not be regarded as a toy.

6.—(1) On and after the relevant date, a toy shall not, whether wholly or in part, be made of any pile fabric which is not capable of satisfying the requirements specified in the British Standard Specification "Surface Flash in Pile Fabrics" (B.S. 4569: 1970) as published on 27th February 1970.

(2) For the purposes of paragraph (1)—

(*a*) any pile fabric (other than one made of polyester, polyamide or modified acrylic fibres) which does not bear an indication to the effect that it should not be washed shall be capable of satisfying the said requirements after being washed by the method described in Appendix C to the British Standard Specification "Code of Safety Requirements for Children's Toys and Playthings" (B.S. 3443: 1968) as added by Amendment Slip No. 2 published on 10th June 1971;

(*b*) any pile fabric (other than one made of polyester, polyamide or modified acrylic fibres) which bears an indication to the effect that it should not be washed but is suitable for dry cleaning shall be capable of satisfying the said requirements after being dry cleaned.