

Proposed Updates to Safety Standards for Toys and Children's Products

The Government proposes adopting up-to-date safety standards promulgated by the relevant standards institutions for toys and some children's products listed in Schedule 2 ("Schedule 2 products") under the Toys and Children's Products Safety Ordinance (Cap. 424) ("the Ordinance"). We are seeking comments on the proposal.

2. The Ordinance stipulates that a person must not manufacture, import or supply a toy or Schedule 2 product unless it complies with all the applicable requirements contained in any one of the safety standards (mostly international standards or standards adopted by major economies) specified in Schedules 1 and 2 respectively to the Ordinance. We keep in view updates to the standards so as to apply up-to-date, operative versions to products supplied in Hong Kong.

3. It has come to our notice that the specified standards for toys and for four classes of Schedule 2 products have been updated/amended to new versions as follows -

Toy Standards –

- (a) a new part of the International Standard, "ISO 8124-5:2015 Safety of toys — Part 5: Determination of total concentration of certain elements in toys", has been published;
- (b) the existing part of the European Standard "BS EN 71-1:2011+A3:2014" has been updated to "BS EN 71-1:2014";
- (c) the existing part of the European Standard "BS EN 71-3:2013" has been updated to "BS EN 71-3:2013+A1:2014"; and
- (d) a new part of the European Standard, "BS EN 71-14:2014 Safety of Toys — Part 14: Trampolines for domestic use", has been published.

Schedule 2 Product Standards –

- (a) the existing Australian Standard "AS 2432:2009" for *babies dummies* has been updated to "AS 2432:2015";

- (b) the existing European Standard “BS EN 1466:2004+A1:2007” for *carry cots and similar handled products and stands* has been updated to “BS EN 1466:2014”;
- (c) the existing ASTM Standard “ASTM F404-14” for *children’s high chairs and multi-purpose high chairs for domestic use* has been updated to “ASTM F404-14a”; and
- (d) the existing European Standard “BS EN 71-3:2013” for *children’s paints* has been updated to “BS EN 71-3:2013+A1:2014”.

4. The table attached at the Annex to this document summarises the major changes introduced by the latest standards^{Note}.

5. We intend to apply the updated standards as soon as possible.

6. As we noted in the consultation conducted in 2014, a new part of the European Standard, “BS EN 71-13:2014 Safety of toys – Part 13: Olfactory board games, cosmetic kits and gustative games”, has been published. As we understand that more time would still be needed for developing the complementary test methods, we do not propose to adopt this part in the Ordinance in this exercise. We would however actively consider adopting this part in the next exercise with a view to keeping the regulatory regime under the Ordinance on par with those in major economies.

7. If you have any comments on the proposal, please send them to us on or before **1 December 2015** by any of the following means:

By mail to: Special Duties Division
Commerce, Industry and Tourism Branch
Commerce and Economic Development Bureau
23th Floor, West Wing, Central Government Offices,
2 Tim Mei Avenue, Tamar, Hong Kong

By fax to: 2869 4420

By email to: tcpsostandards_updates@cedb.gov.hk

8. Any questions about this document may be addressed to Ms. Shirley KWOK, Assistant Secretary for Commerce and Economic Development (Commerce and Industry), who can be reached at 2810 3235 (phone), 2869 4420 (fax), or shirley_kwok@cedb.gov.hk (email).

^{Note} The table is prepared for general information only. Interested parties should refer to the standards for the detailed requirements.

9. Submissions will be received on the basis that we may freely reproduce and publish them, in whole or in part, in any form and use, adapt or develop any proposal put forward without seeking permission or providing acknowledgement of the party making the proposal.

10. Please note that names of respondents, their affiliation(s) and comments may be posted on our website or referred to in other documents we publish. If you do not wish your name and/or affiliation to be disclosed, please state so when making your submission. Any personal data submitted will only be used for purposes which are directly related to consultation purposes under this consultation paper. Such data may be transferred to other Government departments/agencies for the same purposes. For access to or correction of personal data contained in your submission, please contact Ms. Ada Wong, Executive Assistant, who can be reached at 3655 5954 (phone), 2869 4420 (fax), or ada_wong@cedb.gov.hk (email).

Commerce, Industry and Tourism Branch
Commerce and Economic Development Bureau
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