

Public Notice for legal inspection of phthalates in toys

By the Bureau of Standards, Metrology and Inspection (BSMI), Ministry of Economic Affairs

November 22, 2007

Background:

With a view to responding to the public's requests for restriction on the use of phthalates in toys, the Bureau of Standards, Metrology and Inspection requires that toys shall pass phthalates tests before they can be imported or placed on the market. This requirement applies to toys that are already announced to be subject to mandatory inspection.

Date of implementation:

July 1, 2008

Products (HS/CCCN codes) covered and their applicable inspection standards:

Toys ([3407.00.10.00-1](#), [3824.90.99.90-2](#), [3918.90.10.00-4](#), [3923.50.00.00-7](#), [3926.40.00.00-7](#), [3926.90.90.90-8](#), [4903.00.10.00-8](#), [4908.90.00.00-6](#), [4911.99.00.00-2](#), [6307.90.90.90-1-D](#), [9501.00.10.00-4-B](#), [9502.10.00.00-3](#), [9502.91.00.00-5](#), [9502.99.10.00-5](#), [9502.99.20.00-3](#), [9502.99.20.00-3](#), [9502.99.90.00-8](#), [9503.10.10.00-0](#), [9503.20.10.00-8](#), [9503.30.10.00-6](#), [9503.41.10.00-3](#), [9503.49.10.00-5](#), [9503.50.10.00-1](#), [9503.60.10.00-9](#), [9503.70.10.10-5](#), [9503.70.10.20-3](#), [9503.70.10.90-8](#), [9503.80.10.10-3](#), [9503.80.10.90-6](#), [9503.90.10.10-1](#), [9503.90.10.20-9](#), [9503.90.10.30-7](#), [9503.90.10.90-4](#), [9504.40.00.00-5](#), [9504.90.90.00-5-A](#), [9504.90.90.00-5-B](#), [9505.90.00.00-3](#), [9506.62.90.00-7](#), [9506.69.90.00-0](#), [9506.99.00.90-4-B](#))

Inspection standards:

The inspection standards for phthalates tests are CNS 4797 "Safety of Toys – General Requirements" and CNS 15138 "Method of test for determination of plasticizers from plastic toys."

Conformity assessment procedures:

Registration of Product Certification (RPC) Scheme (Module II + III)

Monitoring Inspection

Notes:

*Registration of Product Certification (RPC) Scheme

Module II (type-test): this module generally applies to products of fixed construction and mass production. The manufacturer or the authorized local representative shall apply to the designated body together with a specimen of the product concerned for the conduction of necessary tests against specified standards or technical specifications. Where the specimen meets relevant requirements, the designated body shall issue a type-test report to the applicant. This module has to be used in combination with other modules.

Module III (conformity-to-type declaration): a declaration of conformity to type shall be drawn up by the manufacturer or the authorized local representative, declaring that the products concerned comply with the type as described in the type-test report.

Products will be allowed to use the Commodity Inspection Mark, the letter "R" and the identification number given by the BSMI, after they are certified and registered with the BSMI. These products can then pass through customs directly without any further inspection. The application fee and annual fee for RPC is NT\$5,000 for each type of product, and a RPC certificate is valid for three years.

*Monitoring Inspection

The Monitoring Inspection Scheme is a simplified batch-by-batch inspection system, based upon a confidence building process. When a number of batches of a certain commodity have successfully passed batch-by-batch inspection, the inspection of that commodity may be conducted in the manner

of batch-by-batch verification, randomly selected batch inspection, document examination or monitoring program. However, the inspection mode will revert to batch-by-batch inspection if any noncompliance is found. In addition, manufacturers who obtain management system certification from the BSMI and comply with the requirements may issue the monitoring inspection certificate on their own. Alternately, the certificate can be issued by the BSMI once the inspection records have been submitted for approval. This will expedite the procedures for customs clearance and shipping, reduce the inspection workload for authorities and manufacturers and also prevent inferior goods from entering the market.

Further information on the two procedures is also available on the BSMI web site at http://www.bsmi.gov.tw/english/regulatory_index.htm