

L.N. 527 of 2004

PRODUCT SAFETY ACT
(ACT NO. V OF 2001)

Dangerous Substances and Preparations (Restrictions)
(Amendment) Regulations, 2004

IN exercise of the powers conferred by article 39 of the Product Safety Act, the Minister for Competitiveness and Communications has, on the advice of the Malta Standards Authority, made the following regulations:

1. The title of these regulations is the Dangerous Substances and Preparations (Restrictions) (Amendment) Regulations, 2004, and they shall be read and construed as one with the Dangerous Substances and Preparations (Restrictions) Regulations, 2003 hereinafter referred to as “the principal regulations”. Citation.
L.N. 346 of 2003.

2. The First Schedule to the principal regulations shall be amended as follows:– Amends the First
Schedule to the
principal
regulations.

(a) in point 28, Nickel, for paragraph 1 in the second column there shall be substituted the following:

“(1) as from the 1st September, 2005, in all post assemblies which are inserted into pierced ears and other pierced parts of the human body unless the rate of nickel release from such post assemblies is less than $0.2 \mu\text{g}/\text{cm}^2/\text{week}$ (migration limit):

Provided that the provisions of point 28 hereof shall continue to apply until the 1st September 2005;”

(b) in point 44, Azocolourants, for paragraph 1 in the second column there shall be substituted the following:

“1. Azodyes which, by reductive cleavage of one or more azo groups, may release one or more of the aromatic amines listed in the Second Schedule hereof, in detectable concentrations, i.e. above 30 ppm in the finished articles or in the dyed parts thereof, according to the testing methods listed in that Schedule, may not be used in textile and leather articles which may come into direct and prolonged contact with the human skin or oral cavity, such as:

- clothing, bedding, towels, hairpieces, wigs, hats, nappies and other sanitary items, sleeping bags,
- footwear, gloves, wristwatch straps, handbags, purses/wallets, briefcases, chair covers, purses worn round the neck,
- textile or leather toys and toys which include textile or leather garments,
- yarn and fabrics intended for use by the final consumer.”; and

(c) in the second column of point 45, entitled diphenylether, pentabromo derivative $C_{12}H_5Br_5O$, there shall be added after paragraph 2 thereof the following new paragraph 3:

“3. By way of derogation, until the 31st March, 2006 paragraphs 1 and 2 hereof shall not apply to aircraft emergency evacuation systems.”

Amends the
Second Schedule
to the principal
regulations.

3. The following table shall be added immediately at the end of the Second Schedule to the principal regulations:

“List of testing methods

European Standardisation Organization (¹)	Reference and title of the standard	Reference document	Reference of the superseded standard
CEN	Leather - Chemical tests – Determination of certain azo colourants in dyed leathers	CEN ISO/TS 17234:2003	None
CEN	Textiles – Methods for the determination of certain aromatic amines derived from azo colourants – Part 1: Detection of the use of certain azo colourants accessible without extraction	EN 14362-1:2003	None
CEN	Textiles – Methods for determination of certain aromatic amines derived from azo colourants – Part 2: Detection of the use of certain azo colourants accessible by extracting the fibres”.	EN 14362-2:2003	None

¹ ESO: European Standardisation Organisations:

CEN: rue de Stassart 36, B-1050 Bruxelles; tel. (32-2) 550 08 11, fax: (32-2) 550 08 19. <http://www.cenorm.be>

CENELEC: rue de Stassart 35, B-1050 Bruxelles; tel (32-2) 519 68 71, fax: (32-2) 519 69 19. <http://www.cenelec.org>

ETSI: 650, route des Lucioles, F-06921 Sophia Antipolis; tel. (33) 492 94 42 00, fax: (33) 493 65 47 16. <http://www.etsi.org>”

