VERŻJONI ELETTRONIKA

L.N. 93 of 2017

PRODUCT SAFETY ACT (CAP. 427)

Aerosols Dispensers (Amendment) Regulations, 2017

IN exercise of the powers conferred by article 39 of the Product Safety Act, the Minister for Social Dialogue, Consumer Affairs and Civil Liberties, on the advice of the Malta Competition and Consumer Affairs Authority, has made the following regulations:-

Citation and commencement. S.L. 427.26

1. (1) The title of these regulations is the Aerosols Dispensers (Amendment) Regulations, 2017, and these regulations shall be read and construed as one with the Aerosol Dispensers Regulations, hereinafter referred to as "the principal regulations".

(2) These regulations shall come into force on the 12th February, 2018.

Amends regulation 2 of the principal regulations.

2. Immediately after regulation 2.2 of the principal regulations there shall be added the following new regulation:

"2.3 These regulations transpose Commission Directive 2016/2037 of 21 November 2016 amending Council Directive 75/324/EEC as regards the maximum allowable pressure of aerosol dispensers and to adapt its labelling provisions to Regulation (EC) No 1272/2008 of the European Parliament and of the Council on classification, labelling and packaging of substances and mixtures.".

Amends regulation 7 of the principal regulations.

3. Regulation 7 of the principal regulations shall be amended as follows:

(a) in regulation 7.2 the words "Director of Consumer Affairs" shall be substituted by the words "Director General of Technical Regulations Division";

(b) regulation 7.2.2 shall be deleted; and

(c) in regulation 7.3 the words "Consumer and Industrial Goods Directorate of the Malta Standards Authority" shall be substituted by the words "Technical Regulations Division of the Malta Competition and Consumer Affairs Authority".

Amends point 2.2 of the Schedule to the principal regulations.

4. Point 2.2 of the Schedule to the principal regulations shall be substituted by the following:

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"2.2 Labelling

Without prejudice to Regulation (EC) No 1272/2008, each aerosol dispenser must visibly bear the following legible and indelible marking:

(a) where the aerosol is classified as 'non-flammable' according to the criteria of point 1.9, the signal word 'Warning' and the other label elements for Aerosols Category 3 provided for in Table 2.3.1 of Annex I to Regulation (EC) No 1272/2008;

(b) where the aerosol is classified as 'flammable' according to the criteria of point 1.9, the signal word 'Warning' and the other label elements for Aerosols Category 2 provided for in Table 2.3.1 of Annex I to Regulation (EC) No 1272/2008;

(c) where the aerosol is classified as 'extremely flammable' according to the criteria of point 1.9, the signal word 'Danger' and the other label elements for Aerosols Category 1 provided for in Table 2.3.1 of Annex I to Regulation (EC) No 1272/2008;

(d) where the aerosol dispenser is a consumer product, the precautionary statement P102 provided for in Part 1, Table 6.1 of Annex IV to Regulation (EC) No 1272/2008;

(e) any additional operating precautions which alert consumers to the specific dangers of the product; if the aerosol dispenser is accompanied by separate instructions for use, the latter must also reflect such operating precautions.".

Amends point 3.1.2 of the Schedule to the principal regulations.

5. Point 3.1.2 of the Schedule to the principal regulations shall be substituted by the following:

"3.1.2 Filling

The pressure at 50°C in the aerosol dispenser must not exceed the values provided for in the following table, depending upon the content of gases in the aerosol

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dispenser:

Content of gases	**Pressure at 50°C**
Liquefied gas or mixture of gases having a flammable range with air at 20°C and a standard pressure of 1,013 bar	12 bar
Liquefied gas or mixture of gases not having a flammable range with air at 20°C and a standard pressure of 1,013 bar	13,2 bar
Compressed gases or gases dissolved under pressure not having a flammable range with air at 20°C and a standard pressure of 1,013 bar	15 bar

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