Suppliment tal-Gazzetta tal-Gvern ta' Malta Nru. 20,896, 26 ta' Lulju, 2022

Taqsima B

L.N. 212 of 2022

PRODUCT SAFETY ACT (CAP. 427)

Safety of Toys (Amendment) Regulations, 2022

IN EXERCISE of the powers conferred by articles 38 and 39 of the Product Safety Act, the Minister for Inclusion, Voluntary Organisations and Consumer Rights, on the advice of the Director General (Technical Regulations), has made the following regulations:-

Citation, scope and commencement. S.L. 427.40.

1. (1) The title of these regulations is the Safety of Toys (Amendment) Regulations, 2022 and these regulations shall be read and construed as one with the Safety of Toys Regulations, hereinafter referred to as "the principal regulations".

(2) The scope of these regulations is to transpose:

(a) Commission Directive (EU) 2020/2088 of 11 December 2020 amending Annex II to Directive 2009/48/EC of the European Parliament and of the Council as regards the labelling of allergenic fragrances in toys;

(b) Commission Directive (EU) 2020/2089 of 11 December 2020 amending Annex II to Directive 2009/48/EC of the European Parliament and of the Council as regards the prohibition of allergenic fragrances in toys; and

(c) Commission Directive (EU) 2021/903 of 3 June 2021 amending Directive 2009/48/EC of the European Parliament and of the Council as regards specific limit values for aniline in certain toys.

(3) These regulations shall come into force as follows:

(a) regulations 2(a), (b), and (c) only insofar as the new paragraphs (k) and (l) are concerned, and regulation 3 shall come into force on 5th July 2022; and

(b) regulation 2(c) only insofar as the new paragraph (m) is concerned, and regulation 4 shall come into force on 5th December 2022.

Amends regulation 1 of the principal regulations.

2. Sub-regulation (2) of regulation 1 of the principal regulations shall be amended as follows:

(a) in paragraph (i) thereof, the words "as regards aluminium; and" shall be substituted by the words "as regards aluminium;";

(b) in paragraph (j) thereof, the words "as regards formaldehyde." shall be substituted by the words "formaldehyde;"; and

(c) immediately after paragraph (j) thereof there shall be added the following new paragraphs:

"(k) Commission Directive (EU) 2020/2088 of 11 December 2020 amending Annex II to Directive 2009/48/EC of the European Parliament and of the Council as regards the labelling of allergenic fragrances in toys;

(l) Commission Directive (EU) 2020/2089 of 11 December 2020 amending Annex II to Directive 2009/48/EC of the European Parliament and of the Council as regards the prohibition of allergenic fragrances in toys; and

(m) Commission Directive (EU) 2021/903 of 3 June 2021 amending Directive 2009/48/EC of the European Parliament and of the Council as regards specific limit values for aniline in certain toys.".

Amends Schedule I to the principal regulations.

3. Item (13) of Part IV of Schedule I to the principal regulations shall be amended as follows:

(a) immediately after the entry

"55	Treemoss extracts	90028-67-4"

there shall be added the following new entries:

"Nº	Name of the allergenic fragrance	CAS number
56	Atranol (2,6-Dihydroxy-4-methyl-benzaldehyde)	526-37-4
57	Chloroatranol (3-Chloro-2,6-Dihydroxy-4-methyl-benzaldehyde)	57074-21-2
58	Methyl heptine carbonate	111-12-6 ";

(b) the entry

"(4)	Citronellol	106-22-9 "

shall be substituted by the following new entry:

"(4)	Citronellol	106-22-9; 1117-61-9; 7540-51-4 ";

(c) the entry

"10	Methyl heptine carbonate	11 1-12-6 "

shall be deleted and the entry

" 11	3-methyl-4-(2.6,6-trimethyl-2-cyclohexen-1-yl)-3-buten-2-one	127-51-5 "

shall be renumbered as entry

"10	3-methyl-4-(2.6,6-trimethyl-2-cyclohexen-1-yl)-3-buten-2-one	127-51-5";

and immediately thereafter there shall be added the following new entries:

"11	Acetylcedrene	32388-55-9
12	Amyl salicylate	2050-08-0
13	trans-Anethole	4180-23-8
14	Benzaldehyde	100-52-7
15	Camphor	76-22-2; 464-49-3
16	Carvone	99-49-0; 6485-40-1; 2244-16-8
17	beta-Caryophyllene (ox.)	87-44-5
18	Rose ketone-4 (Damascenone)	23696-85-7
19	alpha-Damascone (TMCHB)	43052-87-5; 23726-94-5
20	cis-beta-Damascone	23726-92-3

21	delta-Damascone	57378-68-4
22	Dimethylbenzyl carbinyl acetate (DMBCA)	151-05-3
23	Hexadecanolactone	109-29-5
24	Hexamethylindanopyran	1222-05-5
25	(DL)-Limonene	138-86-3
26	Linalyl acetate	115-95-7
27	Menthol	1490-04-6; 89-78-1; 2216-51-5
28	Methyl salicylate	119-36-8
29	3-methyl-5-(2,2,3-trimethyl-3-cyclopenten-1-yl) pent-4-en-2-ol	67801-20-1
30	alpha-Pinene	80-56-8
31	beta-Pinene	127-91-3
32	Propylidene phthalide	17369-59-4
33	Salicylaldehyde	90-02-8
34	alpha-Santalol	115-71-9
35	beta-Santalol	77-42-9
36	Sclareol	515-03-7
37	alpha-Terpineol	10482-56-1; 98-55-5
38	Terpineol (mixture of isomers)	8000-41-7
39	Terpinolene	586-62-9
40	Tetramethyl acetyloctahydro naphthalenes	54464-57-2; 54464-59-4; 68155-66-8; 68155-67-9
41	Trimethyl benzenepropanol (Majantol)	103694-68-4
42	Vanillin	121-33-5
43	Cananga odorata and Ylang-ylang oil	83863-30-3; 8006-81-3
44	Cedrus atlantica bark oil	92201-55-3; 8000-27-9
45	Cinnamomum cassia leaf oil	8007-80-5
46	Cinnamomum zeylanicum bark oil	84649-98-9
47	Citrus aurantium amara flower oil	8016-38-4
48	Citrus aurantium amara peel oil	72968-50-4
49	Citrus bergamia peel oil expressed	89957-91-5

50	Citrus limonum peel oil expressed	84929-31-7
51	Citrus sinensis (syn.: Aurantium dulcis) peel oild expressed	97766-30-8; 8028-48-6
52	Cymbopogon citratus/schoenanthus oils	89998-14-1; 8007-02-01; 89998-16-3
53	Eucalyptus spp. leaf oil	92502-70-0; 8000-48-4
54	Eugenia caryophyllus leaf/flower oild	8000-34-8
55	Jasminum grandiflorum/officinale	84776-64-7; 90045-94-6; 8022-96-6
56	Juniperus virginiana	8000-27-9; 85085-41-2
57	Laurus nobilis fruit oil	8007-48-5
58	Laurus nobilis leaf oil	8002-41-3
59	Laurus nobilis seed oil	84603-73-6
60	Lavandula hybrida	91722-69-9
61	Lavandula officinalis	84776-65-8
62	Mentha piperita	8006-90-4; 84082-70-2
63	Mentha spicata	84696-51-5
64	Narcissus spp.	Diverse, including 90064-25-8
65	Pelargonium graveolens	90082-51-2; 8000-46-2
66	Pinus mugo	90082-72-7
67	Pinus pumila	97676-05-6
68	Pogostemon cablin	8014-09-3; 84238-39-1
69	Rose flower oil (Rosa spp.)	Diverse, including 8007-01-0, 93334-48-6, 84696-47-9, 84604-12-6, 90106-38-0, 84604-13-7, 92347-25-6
70	Santalum album	84787-70-2; 8006-87-9
71	Turpentine (oil)	8006-64-2; 9005-90-7; 8052-14-0 ".

Amends Schedule III to the principal regulations.

4. In Schedule III to the principal regulations, immediately after the entry

"Formamide	75-12-7	20 µg/m3 (emission limit) after a maximum of 28 days from commencement of the emission testing of foam toy materials containing more than 200 mg/kg (cut off limit based on content)."

there shall be added the following new entry:

"Aniline	62-53-3	30 mg/kg 10 mg/kg 30 mg/kg	after reductive cleavage in textile toy material and leather toy material as free aniline in finger paints after reductive cleavage in finger paints".

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