



7 November 2017

(17-6041)

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Committee on Technical Barriers to Trade

Original: English/French

NOTIFICATION

The following notification is being circulated in accordance with Article 10.6

1. Notifying Member: <u>CANADA</u> If applicable, name of local government involved (Article 3.2 and 7.2):
2. Agency responsible: Department of Health Name and address (including telephone and fax numbers, email and website addresses, if available) of agency or authority designated to handle comments regarding the notification shall be indicated if different from above: Canada's Notification Authority and Enquiry Point Global Affairs Canada Technical Barriers and Regulations Division 111 Sussex Drive, Ottawa, ON K1A 0G2 Canada Telephone: (343) 203-4273 Fax: (613) 943-0346 E-mail: enquiry@international.gc.ca
3. Notified under Article 2.9.2 [X], 2.10.1 [], 5.6.2 [], 5.7.1 [], other:
4. Products covered (HS or CCCN where applicable, otherwise national tariff heading. ICS numbers may be provided in addition, where applicable): Magnetic toys for children (may include Consumer Products (not including food, therapeutics or cosmetics)) (ICS: 97.020, 97.140, 97.190 and 97.200)
5. Title, number of pages and language(s) of the notified document: Regulations Amending the Toys Regulations (Magnetic Toys) (27 pages, in English and French)
6. Description of content: The current <i>Toys Regulations</i> , made under the <i>Canada Consumer Product Safety Act</i> , would be amended to include the following two principal elements: <ol style="list-style-type: none">1. A requirement that any magnetic toy or magnetic component that can be entirely enclosed in the small parts cylinder must have a magnetic flux index less than $0.5 \text{ T}^2\text{mm}^2$ ($50 \text{ kG}^2\text{mm}^2$). The small parts cylinder is illustrated in Schedule 1 of the <i>Toys Regulations</i> and the small parts test incorporates the use of a force of not more than 4.45 N. The method to assess magnetic flux index is set out in a new Schedule of the <i>Toys Regulations</i>.2. A requirement stating that the above criteria must also be met after the magnetic toy or magnetic component is subjected to a standard series of integrity tests set out in a new Schedule of the <i>Toys Regulations</i>. The integrity tests include: a soaking test, an initial tension test for magnets, a drop test, a torque test, a tension test, an impact test for magnets, a compression test, and a final tension test for magnets. <p>The proposed amendments establish two exceptions. The first is an exception for a magnet that is required for the function of a motor, relay, speaker, and other electric or electronic</p>

<p>component, as long as the magnetic property is not part of the intended learning or play pattern for the toy. The second is an exception for magnets in toys that are advanced magnetic electrical experimental kits intended for children eight years of age or older, where the kit has a warning on its packaging and instructions regarding the danger of swallowing magnets.</p>
<p>7. Objective and rationale, including the nature of urgent problems where applicable: The objective of the proposed amendments to the <i>Toys Regulations</i> is to set out specific requirements under the existing Regulations that will help to protect children from the serious ingestion hazard posed by small powerful magnets in toys, consolidating the requirements with other Canadian safety requirements for toys.</p>
<p>8. Relevant documents: <i>Canada Gazette</i>, Part I, 4 November 2017, pages 4185-4211 (available in English and French)</p>
<p>9. Proposed date of adoption: Not stated.</p> <p>Proposed date of entry into force: The amended Toys Regulations would come into force on the day that, in the sixth month after the month in which they are published in the <i>Canada Gazette</i>, Part II, has the same calendar number as the day on which they are published or, if that sixth month has no day with that number, the last day of that sixth month.</p>
<p>10. Final date for comments: 17 January 2018</p>
<p>11. Texts available from: National enquiry point [X] or address, telephone and fax numbers and email and website addresses, if available, of other body:</p> <p>The electronic version of the regulatory text can be downloaded at: http://gazette.gc.ca/rp-pr/p1/2017/2017-11-04/html/reg1-eng.php http://gazette.gc.ca/rp-pr/p1/2017/2017-11-04/html/reg1-fra.php</p>