

SAFE GUARDS

SGS CONSUMER TESTING SERVICES

HARDLINES

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BRAZIL IMPLEMENTS NEW TOY IMPORT REGULATIONS

Since August 2007 new stringent import rule for toys, Administrative Rule 326/2007, has been in force in Brazil (see our [SafeGuards 082/07](#)). Test reports from outside Brazil were not accepted. It has been superseded by the new Administrative Rule 321/2009 which allows foreign labs which are accredited by the International Laboratory Accreditation Cooperation (ILAC) to test toy shipments for compliance with Brazilian regulations, although foreign conformity assessment bodies undertaking the certification and issuing the applicable certificate of conformity must still be accredited by INMETRO.

Following extensive discussions with foreign governments and private companies, Brazil's National Institute of Technology, Normalisation and Industrial Quality (INMETRO), issued an administrative rule on October, 29th 2009 (Administrative Rule 321/2009) that allows foreign exporters to choose between two Systems (5 and 7) to certify their toy shipments to Brazil. Parties wishing to use "System 5" must submit an application that clearly identifies the production plant that is the object of the evaluation, the name of the toy and its technical description, and certain specific documentation on the plant's quality management system.



GENERAL: BRAZILIAN TOY CERTIFICATION PROCEDURE

All toys placed on the market must be certified by an accredited body recognized by Inmetro (Brazilian accreditation body).

Two certification models may be used.



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- System 7: Batch Certification.
 - ◆ Certification is based on all applicable tests.
 - ◆ Sample size to be tested depends on the batch size.
 - ◆ The lab must be accredited by Inmetro.
- System 5: QMS (Quality Management System) Assessment Certification associate with product testing.
 - ◆ The certification body analyses the manufacturer's quality management system documentation.
 - ◆ The certification body schedules an initial audit of the manufacturer's QA system and collects samples for initial testing.
 - ◆ All applicable tests are to be performed on representative model.
 - ◆ Maintenance audits by the certification body including test procedure.
 - ◆ The lab must be accredited under Inmetro, but for this model it is also accepted under ILAC.

Testing: toys should be tested for compliance applying the Brazilian NM 300 standards & Inmetro Ordinance 369/2007 by an accredited laboratory.

Conformity certification: when all requirements are met, a conformity certificate will be issued by the accredited certification body.

Conformity Identification Mark: the Mark (below) must be visibly printed on the packaging or a label after certification.



CONFORMITY IDENTIFICATION MARK FOR IMPORTED TOYS

- Imported toys: the mandatory Conformity Identification Mark may not be pre-printed on the packaging.
- The mandatory Conformity Identification Mark shall be affixed only after product certification.

IMPORT OF PARTS AND PIECES

- Imported parts and pieces that still have to be assembled and are not intended to be marketed as toys are exempt from certification,
- After assembly in Brazil certification system 7 needs to be applied.

SGS will follow-up and inform interested parties as development on international legislation occurs.

Throughout our global network of laboratories, we are able to provide a range of services, including testing and consultancy for a comprehensive range of Children's products and other consumer products for worldwide markets. Please do not hesitate to contact us for further information.

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