

# SAFEGUARDS

SGS CONSUMER TESTING SERVICES

HARDLINES, SOFTLINES, ELECTRICAL & ELECTRONIC

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## CPSIA UPDATES 30: EXTENSION OF STAY AND COMPONENT TESTING PROVIDES RELIEF TO MANUFACTURERS

On December 17, 2009 the CPSC commissioners voted unanimously to extend the Stay of Enforcement of testing and certification for many children's products, until February 10, 2011. In doing so, the Commission reiterated that the extension of the 'stay' applies only to third party testing and certification and products still have to comply with all applicable standards, bans and rules.

A children's product is one that is primarily intended for children 12 years and younger. The stay of enforcement will remain in effect for children's products including:

- the phthalate ban for toys and child care articles,
- toys covered by the ASTM F963 safety standard,
- toy guns and caps, clacker balls, certain Juvenile Products and other durable infant products,
- electrically-operated toys, youth ATVs,
- children's bicycles,
- youth mattresses,
- carpets and rugs,
- vinyl plastic film and children's sleepwear.

The Stay of Enforcement will not be extended for 4 children's products, namely;

- bicycle helmets,
- bunk beds,
- infant rattles, and
- dive sticks

A General Certificate of Conformity (GCC) based on testing by a CPSC recognized independent third party lab will be required for these 4 products manufactured after February 10, 2010.



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The Commission also voted to extend the stay on certification and third party testing for lead content limits of children's products. This decision means that products must continue to meet the 300 ppm lead limit and supporting certification, along with third party testing, will now be required for children's products manufactured after February 10, 2011.

The existing requirement for limits of lead in paint and surface coatings, standards for full-size and non full-size cribs and pacifiers, small parts ban and lead content of children's metal jewelry must still be supported by certification and independent third party testing remains unchanged.

Non-children's products are subject to different CPSIA compliance rules. Rather than mandatory third party lab testing, manufacturers and importers are required to certify product compliance to applicable mandatory regulations by issuing a GCC based on a reasonable testing program.

The CPSC has compiled a complete, detailed list of required certifications, along with effective dates, for children's products and non-children's products. The list shows which products remain subject to the stay of enforcement and those products that don't.

#### COMPONENT TESTING POLICY ADDS FLEXIBILITY TO LEAD LIMITS COMPLIANCE

The Commission also voted unanimously to adopt an interim component parts testing enforcement policy, providing manufacturers and importers with the flexibility of certifying products on the basis of declarations of compliance from their component suppliers.

This policy allows the existing practice of testing complete samples of children's products by an independent third party lab to be tested for lead in paint and substrates compliance to continue. However, products can now be certified for compliance to lead paint and lead content limits in additional ways.

The 90 ppm lead in paint limit can now either be certified by means of test reports from recognized independent third party testing labs indicating that all paint(s) on the product meets the requirements – or – paint suppliers can issue declarations that all paint(s) used on the product comply with requirements based on recognized independent third party testing lab reports.

The 300 ppm lead content limit for accessible component parts on the product can be certified under similar options supported by recognized independent third party test labs.

The full text of the CPSC press release, including the detailed list of required certifications and effective dates can be viewed [here](#).

You can check our list of [CPSIA accredited laboratories](#) and visit our [CPSIA webpage](#). Please do not hesitate to contact us.

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