

MAURITIUS STANDARDS BUREAU

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SAFETY GUIDELINES

PROCEDURES FOR THE EVALUATION OF THIRD PARTY TEST REPORTS OR CERTIFICATE OF CONFORMITY, OR SUPPLIER'S DECLARATION OF CONFORMITY

The Toys (Safety) Regulations (GN 262 of 2021 + GN 151 of 2023 (Amendment))

DOCUMENT REFERENCE: MSB/FIB/SG/ 02

*Prepared by: R. R. GUNNOO
Manager*

Signature.....

Date: 2025-01-15

*Verified by: C. BAICHOO
Head of Chemical Unit*

Signature.....

Date: 2025-01-15

*Reviewed by: M. Y. FOONDUN
Deputy Director*

Signature.....

Date: 2025-01-15

*Approved by: L. CHUMMUN BHUJOHORY (Mrs.)
Director*

Signature.....

Date:2025-01-15

SAFETY GUIDELINES AS PER THE TOYS (SAFETY) REGULATIONS (GN 262 of 2021 + GN 151 of 2023 (Amendment))

Checklist of documents to be submitted for verification of Third party test reports or certificate of conformity, or Supplier's Declaration of Conformity	
1	<p>Application from importer with all contact details to be submitted in person or by e-mail through the Single Window System (Tradenet). This should include:</p> <ul style="list-style-type: none"> ▪ Name of importer ▪ Address ▪ Telephone & Fax No, E-Mail address, etc. ▪ Billing address <p>(Form CA 001/19 – See Annex 1 and 2- (also available on website)</p>
2	<p>Legible photocopies of documents with clear description of item imported/to be imported together with the Bill of Lading (where applicable)</p>
3	<p>Copies of Third-Party Test Reports or Certificate of Conformity, from a Conformity Assessment Body, OR Copies of Supplier's Declaration of Conformity specifying the Test Reports that have been referred to, must be submitted, for each toy with respect to any Toy Safety Standard. Note: Test reports submitted for verification shall be valid for a period of up to a maximum of 5 years as from the date of issue. Reports that date back to more than five years at the time of application will not be accepted</p>
4	<p>The Essential Safety Requirements are mainly focused on the following parameters:</p> <ul style="list-style-type: none"> ▪ <i>Physical and Mechanical properties</i> <p>1) Toys and their parts and, in the case of fixed toys, their anchorages, shall have the requisite mechanical strength and, where appropriate. stability to withstand the stresses to which they are subjected during use without breaking or becoming liable to distortion at the risk of causing physical injury.</p> <p>(2) Accessible edges, protrusions, cords, cables and fastenings on toys shall be so designed and constructed that the risks of physical injury from contact with them are</p>

SAFETY GUIDELINES AS PER THE TOYS (SAFETY) REGULATIONS (GN 262 of 2021 + GN 151 of 2023 (Amendment))

reduced as far as possible.

(3) Toys shall be so designed and constructed as to minimize the risk of physical injury which could be caused by the movement of their parts.

(4) Toys, and their component parts, and any detachable parts of toys which are clearly intended for use by children under 3 years of age shall be of such dimensions as to prevent their being swallowed or inhaled.

(5) Toys, and their parts and the packaging in which they are contained for retail sale shall not present risk of strangulation or suffocation.

(6) Toys intended for use in shallow water which are capable of carrying or supporting a child on the water shall be so designed and constructed as to reduce as far as possible, taking into account the recommended use of the toy, any risk of loss of buoyancy of the toy and loss of support afforded to the child.

(7) Toys which give possibility of getting inside and which thereby constitute an enclosed space for occupants shall have a means of exit which can open easily from the inside.

(8) (a) Toys conferring mobility on their users shall, as far as possible, incorporate a braking system which is suited to the type of toy and is commensurate with the kinetic energy developed by it.

(b) Such a system shall be easy for the user to operate without risk of ejection or physical injury for the user or for third parties.

(9) The form and composition of projectiles and the kinetic energy they may develop when fired from a toy designed for that purpose shall be such that, taking into account the nature of the toy, there is no unreasonable risk of physical injury to the user or to

SAFETY GUIDELINES AS PER THE TOYS (SAFETY) REGULATIONS (GN 262 of 2021 + GN 151 of 2023 (Amendment))

third parties.

(10) Toys containing heating elements shall be so constructed as to ensure that—

(a) the maximum temperature of any accessible surfaces does not cause

burns when touched;

(b) and gases contained within toys do not reach temperatures or pressures

which are such that their escape from a toy, other than for reasons

essential to the proper functioning of the toy, might cause burns, scalds or

other physical injury.

- **Flammability**

(1) (a) Toys shall not constitute a dangerous flammable element in

the child's environment and shall therefore be composed of materials which—

(i) do not burn if directly exposed to a flame or spark or other potential

seat of fire;

(ii) are not readily flammable or the flame goes off as soon as the fire

cause disappears;

(iii) where they do ignite, burn slowly and present a low rate of spread of

the flame; or

(iv) irrespective of the toy's chemical composition, are treated so as to

delay the combustion process.

(b) The combustible materials shall not constitute a risk of ignition for other

materials used in the toy.

(2) Toys which, for reasons essential to their functioning, contain dangerous

SAFETY GUIDELINES AS PER THE TOYS (SAFETY) REGULATIONS (GN 262 of 2021 + GN 151 of 2023 (Amendment))

substances or preparations, in particular materials and equipment for chemistry experiments, model assembly, plastic or ceramic moulding, enamelling, photography or similar activities, shall not contain substances or preparations which may become flammable due to the loss of non-flammable volatile components.

(3) (a) Toys shall, not be explosive or contain elements or substances likely to explode.

(b) Paragraph (a) shall not apply to toy percussion caps.

(4) Toys and, in particular, chemical games and toys, shall not contain such substances or preparations—

(a) which, when mixed, may explode;

(b) through chemical reaction, or through heating;

(c) when mixed with oxidizing substances:

(d) which contain volatile components which are flammable or explosive vapour/air mixture.

- **Chemical properties**

(1) Toys shall be so designed and constructed that they do not present health hazards or risks of physical injury by ingestion, inhalation or contact with the skin, mucous tissues or eyes.

(2) Toys shall in all cases comply with the relevant Mauritian legislation relating to certain categories of products or to the prohibition, restriction or use or labelling of certain dangerous substances and preparations.

SAFETY GUIDELINES AS PER THE TOYS (SAFETY) REGULATIONS (GN 262 of 2021 + GN 151 of 2023 (Amendment))

	<p>(3) (a) In particular, for the protection of children’s health, bioavailability resulting from the use of toys shall not, as an objective, exceed the levels per day as per the requirements of the relevant toy safety standard.</p>
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SAFETY GUIDELINES AS PER THE TOYS (SAFETY) REGULATIONS (GN 262 of 2021 + GN 151 of 2023 (Amendment))

5	<p>a. Every test report should bear the following information:</p> <ul style="list-style-type: none"> ▪ Test report Number ▪ Date of issue ▪ Item No ▪ Item Name ▪ Test Results <p>b. the Suppliers Declaration of Conformity shall contain the requirements as per the attached format at Annex 3.</p> <p>c. MSB may request for additional information where deemed necessary.</p>
6	<p>Procedure for Sampling:</p> <p>Where the toy importer is unable to provide a Third-party test reports or certificate of conformity, or Supplier's Declaration of Conformity, a sampling exercise will be carried out in the presence of an officer from the following organizations.</p> <ol style="list-style-type: none"> 1. Consumer Affairs Unit (CAU) 2. Customs – Mauritius Revenue Authority (MRA) 3. Importer or his representative <p>Sampling will be done on a risk-based analysis and will have to be agreed upon between CAU and Customs Officers. The sampling of the toys shall be based on the parameters governing the essential safety requirements depending on the category of toys.</p> <p>The number of items to be sampled will have to be in line with the parameters defined in the Essential Safety Requirements mentioned at Clause 4 above. (i.e. At least 1 item from each category whichever is relevant).</p> <p>Test reports will be issued to the Consumer Affairs Unit (CAU) within 3 days, subject to the number of samples submitted and testing work load.</p> <p>Testing fees will vary between Rs 3 000 to Rs 15 000 depending on the complexity of the toy</p>
7	<p>Importers should ensure that the manufacturer marks the warnings in a clearly visible, easily legible, understandable and accurate manner, or on the packaging and if appropriate, include the warnings in the instructions for use. Appropriate graphical symbols, legible age warning labeling and any other additional information on risks involved, ways of avoiding such risks and adult supervision, shall be specified on the packaging where applicable.</p>
8	<p>MSB will not issue a Conformity Report, Test Report or a “Verification of Certificate of Conformity – Toys” Report in the following circumstances:</p> <ul style="list-style-type: none"> ▪ Any product or item which is not considered as a toy (As listed in the First Schedule of the Regulations). ▪ Any product or material intended for use in play by children above 14 years' old. ▪ Where toys will not be put for sale on the local market. ▪ Where the toy does not satisfy the basic requirements of the Regulations. <p>In any cases, Consumer Affairs Unit will be the Regulatory Authority to issue the clearances</p>

9	The Conformity Report, Test Report and “Verification of Certificate of Conformity – Toys” Report delivered by MSB will be valid for a period of one year as from the date of issue.
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Notes

- **A minimum of 3 working days is required for the processing of requests depending on the number of test reports submitted**
- **In the event of doubtful reports, the importer shall be requested to crosscheck the documents with the issuing bodies and assessment may require a longer delay for processing. In case of a negative feedback from the issuing body, there will be no further processing of the test report and client will be requested to submit samples of toys for testing through the Consumer Affairs Unit.**
- **Reports or certificate where data or any other information appearing is not clear, will not be accepted**
- **No application will be processed until all relevant documents are received.**
- **Payment by cash/cheque/bank transfer to be made in favor of the Mauritius Standards Bureau and payable at the time of submission of test reports.**
- **Application fee of Rs 1 000 will be charged for every multiple of 5 test reports. A surcharge of 10% will be levied for delayed payments.**
- **Any Clients having an outstanding balance will be required to clear any previous balances before the issue of further clearance certificates**

ANNEX 1

SAFETY GUIDELINES AS PER THE TOYS (SAFETY) REGULATIONS (GN 262 of 2021 + GN 151 of 2023 (Amendment))

APPLICATION FORM FOR A CONFORMITY REPORT

Regulations:

One of the following regulations shall apply. Tick as appropriate:

- ☐ Consumer Protection (Safety Requirements) Regulations 2019 (GN 142 of 2019)
- ☐ Plastic and Polyethylene Pipes and Fittings (Mauritius Standard Specifications) (Amendment) Regulations 2019 (GN 143 of 2019)
- ☐ Toys (Safety) Regulations 2021 (GN 262 of 2021 + GN 151 of 2023 (Amendment))

PART A (To be filled by Importer)

Particulars of Importer

Name of Importer:	.....
Address:	.....
BRN (For Company):	.....
ID (For individual importer)	.....
Bill of Entry : (where applicable)	.....
Import from (Country):	.....
Country of Origin:	.....

Documents enclosed / Goods Imported

Copies of certificates of conformity / Test Reports or Goods Imported and details as per:

-TABLE 1 - TABLE OF GOODS/DOCUMENTS, (All goods except electrical cables), Form: CA 002-1/19

-TABLE 2 - TABLE OF GOODS/DOCUMENTS, (Electrical cables), Form: CA 002-2/19

Undertaking

The undersigned, certify

- | | |
|------|--|
| i) | that I have not imported any goods prohibited under the Law of Mauritius subject matter of the present request are not prohibited by Law of Mauritius. |
| ii) | having submitted the relevant and authentic certificates of conformity/test reports for all types of goods imported, wherever applicable as detailed in Tables CA002-1/19 and CA002-2/19, for verification purposes by the Mauritius Standards Bureau. |
| iii) | that the MSB can submit a conformity / nonconformity report, which may be and/or will be issued by MSB to the Importer and to the Enforcement Authority or any other regulatory bodies. |
| iv) | that upfront payment will be effected by the Importer to MSB, upon submission of the application form, for testing the sample or verification of the certificate of conformity as applicable. |

Contact person:	.....	Tel:	.....
Signature:	.....	E-mail:	.....
ID of contact person:	.....	Fax no.:	.....
Date :	.....	

PART B (To be filled by the Mauritius Standards Bureau)

Name of receiving Officer:	
Date:	
Job Code:	
Remarks:	

SAFETY GUIDELINES AS PER THE TOYS (SAFETY) REGULATIONS (GN 262 of 2021 + GN 151 of 2023 (Amendment)

ANNEX 2
MAURITIUS STANDARDS BUREAU
VILLA ROAD – MOKA

TABLE 1 - TABLE OF GOODS/ DOCUMENTS
(All goods except electrical cables)

No.	Issuing Body and Certificate No. (If applicable)	Issue Date	Item Description		Applicable Standards	Remarks
			Item name	Model no. / serial number		

Note: Insert number of pages submitted at the top of each page.

Name of Applicant:

Date:

Signature of Applicant:

ANNEX 3

The Supplier's Declaration of Conformity (SDoC) shall be in accordance with ISO/IEC 17050-1, and shall contain the following information:

- 1. Certificate No.**
- 2. Issuer's name and address.**
- 3. Object of the declaration** (Identification that allows the product's traceability. e.g. a serial or model number, or type identification).
- 4. Documents referred to: (e.g. Test Report, Laboratory's name, Report No, Item Name and Item No)**
- 5. A statement, saying that the manufacturer takes full responsibility for the product's compliance**
- 6. A list of all methods used for verifying the product's compliance applicable standards and/or regulations the product complies with.**
- 7. Any other additional information**
- 8. Notification body, if applicable**
- 9. The place and date of issuing the SDoC.**
- 10. Authorized Signature (Name, function)**