

1993—No. 11

FAIR TRADING ACT 1987—REGULATION

(Relating to children's flotation toys)

NEW SOUTH WALES



[Published in Gazette No. 5 of 15 January 1993]

HIS Excellency the Governor, with the advice of the Executive Council, and in pursuance of the Fair Trading Act 1987, has been pleased to make the Regulation set forth hereunder.

KERRY A. CHIKAROVSKI, M.P.,
Minister for Consumer Affairs.

The Product Safety Regulation 1988 is amended by omitting clauses 36 and 37 and by inserting instead the following clauses:

Definitions

36. In this Part:

“**AS 1900–1991**” means the Australian Standard entitled “Flotation toys and swimming aids for children” and numbered AS 1900–1991, of the Standards Association of Australia, as in force on 16 September 1991;

“**children's flotation toys and swimming aids**” means flotation toys and swimming aids likely to be used by children of any age less than 15 years in recreational activities or to assist in swimming tuition, including but not limited to:

- (a) rings, partial rings, arm bands, and kick boards, which are inflatable, hollow moulded or made substantially from expanded foam; and
- (b) inflatable toy boats having fewer than 3 separate chambers, or having a length and width the sum of which is less than 3 metres; and

- (c) swimming vests and flotation bubbles,
but not including:
- (d) goods for therapeutic use by disabled persons; or
 - (e) goods for use as life jackets which comply, or which comply substantially with Australian Standard AS 1512–1988; or
 - (f) goods for use as buoyancy vests which comply, or which comply substantially with Australian Standard AS 1499–1988; or
 - (g) goods for use primarily as a means of flotation for persons in water and in need of rescue, including goods carried in or on ships or boats for such a purpose.

Requirements for children’s flotation toys and swimming aids

37. (1) The product safety standard prescribed for children’s flotation toys and swimming aids is that they must conform to AS 1900–1991.

(2) For the purposes of subclause (1), AS 1900–1991 is to be treated as having been amended by omitting clause 1.1.

EXPLANATORY NOTE

The object of this Regulation is to amend the Product Safety Regulation 1988 in order to be consistent with changes brought about by Australian Standard AS 1900–1991 for children’s flotation toys.

This Regulation is made under the Fair Trading Act 1987, including sections 92 and 26.
