

SCHEDULE 5

Regulation 6

Amendment to the Toys (Safety) Regulations 2011

1. The Toys (Safety) Regulations 2011 are amended in accordance with paragraphs 2 to 7.

Commencement Information

- I1** Sch. 5 para. 1 in force at 31.12.2020, see [reg. 1\(b\)](#)

Amendment to Part 1

- 2.—(1) In regulation 3—
 - (a) in the definition of “importer”—
 - (i) in sub-paragraph (a) for “EU” substitute “ relevant market ”;
 - (ii) in sub-paragraph (b) for “third country on the EU” substitute “ market outside the relevant market on the relevant ”;
 - (b) in the following definitions for “EU” substitute “ relevant ”
 - (i) “make available on the market”;
 - (ii) “place on the market”;
 - (c) after the definition of “recall” insert—

““relevant market” means—

 - (a) the market in Northern Ireland; and
 - (b) the market of the EEA states;

“relevant state” means—

 - (a) Northern Ireland; or
 - (b) any EEA state;”.
- (2) In regulation 8(2)(b) for “EU” substitute “ relevant market ”.

Commencement Information

- I2** Sch. 5 para. 2 in force at 31.12.2020, see [reg. 1\(b\)](#)

Amendment to Part 2

- 3.—(1) In regulation 17(2) and (4) for “Member” substitute “ relevant ”.
- (2) In regulation 25 for “EU” substitute “ relevant market ”.

Commencement Information

- I3** Sch. 5 para. 3 in force at 31.12.2020, see [reg. 1\(b\)](#)

Amendment to Part 3

4. In regulation 40(2)—
 - (a) for “member States” substitute “ relevant states ” (twice);

Changes to legislation: There are currently no known outstanding effects for the *The Product Safety and Metrology etc. (Amendment) (Northern Ireland) (EU Exit) Regulations 2020, SCHEDULE 5*. (See end of Document for details)

- (b) in sub-paragraph (b)—
 - (i) after “objections” insert “, other than an immaterial objection, ”;
 - (ii) after “have” insert “ been ”;
 - (iii) for “Directive.” substitute “ Directive; ”;
- (c) after sub-paragraph (b) insert—
 - “(c) in sub-paragraph (b), an “immaterial objection” is an objection on the grounds that—
 - (i) the person designated is established in the United Kingdom; or
 - (ii) an accreditation certificate attesting that the person meets the requirements laid down in paragraphs 2 to 11 of Article 26 of the Directive was issued by the United Kingdom Accreditation Service, in respect of that person.”.

Commencement Information

I4 Sch. 5 para. 4 in force at 31.12.2020, see [reg. 1\(b\)](#)

Amendment to Part 4

5. In regulation 48 after “participate in” insert “, or ensure that its personnel who are responsible for carrying out the conformity assessment activities are informed of, ”.

Commencement Information

I5 Sch. 5 para. 5 in force at 31.12.2020, see [reg. 1\(b\)](#)

Amendment to Part 5

- 6.**—(1) In regulation 52(4) for “the United Kingdom” substitute “ Northern Ireland ”.
- (2) In regulation 53(5) for “Member State” substitute “ relevant state ”.
- (3) In regulation 54(1) omit “other” where it appears before “Member States”.

Commencement Information

I6 Sch. 5 para. 6 in force at 31.12.2020, see [reg. 1\(b\)](#)

Amendment to Part 6

7. In regulation 58(2) for “member States” substitute “ relevant states ”.

Commencement Information

I7 Sch. 5 para. 7 in force at 31.12.2020, see [reg. 1\(b\)](#)

Changes to legislation:

There are currently no known outstanding effects for the The Product Safety and Metrology etc. (Amendment) (Northern Ireland) (EU Exit) Regulations 2020, SCHEDULE 5.