

# CHECKLIST

## for visual inspection of soft toys (e.g. dolls, plush and teddy bears) intended for children under 36 months

According to the Council Directive 88/378/EEC of 3 May 1988 on the approximation of the laws of the Member States concerning the safety of toys a 'toy' shall mean any product or material designed or clearly intended for use in play by children of less than 14 years of age.

The main difficulty of this definition is the concept of "use in play" or "playing value". Virtually, everything has playing value for a child, but this does not make every object fall into the definition of toy. To be considered as a toy for the purpose of the Directive, the playing value has to be introduced in an intended way by the manufacturer. The declaration by the manufacturer of the intended use is a criterion to be considered. Nevertheless, the **reasonable expected use** shall prevail over the declaration of intended use by the manufacturer. If the manufacturer labels the products as not being toys, he has to be able to support this claim. (European Commission Guidance document no. 4 on the application of the directive on the safety of toys (88/378/EEC))

**Customs code**

**9503 00 XX**

*Please see examples before answering aboved questions.*

*If you answer "no" for questions 1, 2 or 3, the check is over and you shall not answer the next ones.*

*Mind similar products can be sold as decorations. In case of doubts, request the adequate market surveillance authority.*

**Definition of the object**

**YES NO**

- |   |  |                          |                          |                          |                          |                          |                          |                          |                          |                          |                          |
|---|--|--------------------------|--------------------------|--------------------------|--------------------------|--------------------------|--------------------------|--------------------------|--------------------------|--------------------------|--------------------------|
| <ol style="list-style-type: none"> <li>1. Could the checked product be described as a soft-filled object with simple features intended to hold and cuddle?</li> <li>2. Does it have a trunk covered or filled in soft materials, easy to squeeze by hand?</li> <li>3. Is it made of plush or textile material?</li> <li>4. Does it contain simple patterns (with an exception of a face), is soft and cosy and usually with simple extra accessories (e.g. a little milk bottle, a bag)?</li> <li>5. Does it contain a simple electric, electronic or mechanical equipment, easily to use?</li> </ol> | <table border="0"> <tr> <td style="padding: 5px;"><input type="checkbox"/></td> <td style="padding: 5px;"><input type="checkbox"/></td> </tr> <tr> <td style="padding: 5px;"><input type="checkbox"/></td> <td style="padding: 5px;"><input type="checkbox"/></td> </tr> <tr> <td style="padding: 5px;"><input type="checkbox"/></td> <td style="padding: 5px;"><input type="checkbox"/></td> </tr> <tr> <td style="padding: 5px;"><input type="checkbox"/></td> <td style="padding: 5px;"><input type="checkbox"/></td> </tr> <tr> <td style="padding: 5px;"><input type="checkbox"/></td> <td style="padding: 5px;"><input type="checkbox"/></td> </tr> </table> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
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| <input type="checkbox"/>  | <input type="checkbox"/>   |                          |                          |                          |                          |                          |                          |                          |                          |                          |                          |

**Examples:**



If you answer “no” for at least one of below questions (except questions no. 10 and 11), please inform the adequate market surveillance authority.

**Minimum standards soft-filled toy must comply with** **YES** **NO**

6. Are labels and warnings visible, legible, permanent and in a language understandable for consumer?

7. Does it have a CE mark?

*Please note: a CE mark can be placed on a package or label.*

8. Does the label include name and address of the manufacturer, his authorized representative or importer, trade mark?

9. Are parts of toy easily detachable (e.g. eyes)?

*To affirm your decision, you should test elements detached from a toy in the testing small parts cylinder. If a result is positive (they fit easily), please contact the adequate market surveillance authority.*

10. Is it marked a below graphic sign referring to age?



11. Are seams and a cover material durable enough so that a child doesn't get inside a toy?

12. If it is a toy with attached long fibres (see examples), does it have a warning: **“Watch out! Inadequate for children below 10 months because of long hair”**

**Examples:**

