



New South Wales

Fair Trading (General) Amendment (Internal Window Coverings) Regulation 2002

under the

Fair Trading Act 1987

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Fair Trading Act 1987*.

JOHN AQUILINA, M.P.,

Minister for Fair Trading

Explanatory note

The object of this Regulation is to prescribe a product safety standard for corded internal window coverings (being any interior drapery hardware or window covering products that incorporate in their operation looped cords, looped bead chains or other flexible looped devices). The Regulation is to commence on 1 January 2003.

This Regulation is made under the *Fair Trading Act 1987*, including sections 26 (Safety standards) and 92 (the general power to make regulations).

2002 No 666

Clause 1 Fair Trading (General) Amendment (Internal Window Coverings)
Regulation 2002

Fair Trading (General) Amendment (Internal Window Coverings) Regulation 2002

1 Name of Regulation

This Regulation is the *Fair Trading (General) Amendment (Internal Window Coverings) Regulation 2002*.

2 Commencement

This Regulation commences on 1 January 2003.

3 Amendment of Fair Trading (General) Regulation 2002

The *Fair Trading (General) Regulation 2002* is amended as set out in Schedule 1.

Schedule 1 Amendment

(Clause 3)

Division 19

Insert after Division 18:

Division 19 Corded internal window coverings

74A Definitions

ANSI A100 means the American National Standard entitled *American National Standard for Safety of Corded Window Covering Products* and numbered ANSI/WCMA A100.1–1996, as approved by the American National Standards Institute on 27 November 1996.

AS/NZS ISO 8124 means the Australian/New Zealand Standard entitled AS/NZS ISO 8124.1:2002, *Safety of toys, Part 1: Safety aspects related to mechanical and physical properties (ISO 8124—1:2000, MOD)*, published on 16 May 2002.

corded internal window covering means any interior drapery hardware or window covering product (for example, a curtain, shade, blind, or traverse rod or track) that incorporates any of the following in its operation (other than solely as a tie-back for the covering):

- (a) a *looped bead chain* (being a series of small beads, equally spaced on a cord or connected by metal shafts, which is curved or doubled, or the ends of which are joined by a device, so as to form a closed loop),
- (b) a *looped cord* (being a form of rope, strap, or string which is curved or doubled, or the ends of which are joined by a device, so as to form a closed loop),
- (c) any other type of flexible looped device.

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Schedule 1 Amendment

74B Safety standard

- (1) The product safety standard prescribed for a corded internal window covering is that:
 - (a) it must be designed so that any exposed looped cord, looped bead chain or other flexible looped device does not extend to within 1600mm above the base of the covering when the covering is in its lowered position, and
 - (b) it must carry the label and tags required by clause 74C, and
 - (c) it must be accompanied by written information that:
 - (i) explains how to install the covering, and
 - (ii) explains how to install any safety device the covering has and how the device is designed to function, and
 - (iii) repeats the warning referred to in clause 74C (1) (b).
- (2) Subclause (1) (a) does not apply in relation to an exposed looped cord, looped bead chain or other flexible looped device:
 - (a) that is incapable of forming a loop with a circumference of greater than 300mm (for example, because the covering includes an effective means by which the exposed looped cord, looped bead chain or other flexible looped device can be secured or retracted), or
 - (b) that has a cord release device:
 - (i) that passes the release test for such devices set out in Appendix A of ANSI A100, and
 - (ii) that, in the case of a device that is intended to entirely detach from the covering when it releases its loop, does not, when tested in accordance with clause 5.2 (Small parts test) of AS/NZS ISO 8124, fit entirely into the small parts cylinder referred to in that clause (whatever the device's orientation), or
 - (c) that has a tension device that complies with the requirements of clause 6.5.4 of ANSI A100.

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- (3) Subclause 1 (c) does not apply to a corded internal window covering that is custom made for installation by a person in the business of installing internal window coverings.

74C Labels and tags

- (1) The required label and tags referred to in clause 74B (1) (b) are as follows:
- (a) a warning label that complies with the requirements of clause 5.1.1 of ANSI A100, or that complies with those requirements (including that for a pictogram) except that it substitutes the words of warning in that clause with the following:
WARNING Looped cords, looped bead chains or other flexible looped devices may cause a strangulation hazard for children under 5 years. KEEP CORDS AND CHAINS OUT OF REACH OF CHILDREN,
 - (b) a warning tag that complies with the requirements of clause 5.1.2 of ANSI A100, but which refers to “cots” instead of “cribs”,
 - (c) if the covering includes any safety device, an operational tag that explains how the device is designed to function.
- (2) A tag used for the purposes of subclause (1) (b) or (c) must be attached to an internal window covering separately from the warning label referred to in subclause (1) (a).
- (3) The same tag may be used for the purposes of both subclause (1) (b) and (c) if:
- (a) the warning (including pictogram) contained on the tag in compliance with subclause (1) (b) and any explanation contained on the tag in compliance with subclause (1) (c) are kept distinct from each other, and
 - (b) the warning and any such explanation are clear and legible.