



New South Wales

Fair Trading Amendment (Babies' Dummies) Regulation 2008

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*.

VIRGINIA JUDGE, M.P.,
Minister for Fair Trading

Explanatory note

The object of this Regulation is to prescribe the Australian Standard entitled AS 2432:1991, *Babies' dummies* as the product safety standard for babies' dummies.

This Regulation is made under the *Fair Trading Act 1987*, including sections 26 and 92 (the general regulation-making power).

2008 No 564

Clause 1 Fair Trading Amendment (Babies' Dummies) Regulation 2008

Fair Trading Amendment (Babies' Dummies) Regulation 2008

under the

Fair Trading Act 1987

1 Name of Regulation

This Regulation is the *Fair Trading Amendment (Babies' Dummies) Regulation 2008*.

2 Amendment of Fair Trading Regulation 2007

The *Fair Trading Regulation 2007* is amended as set out in Schedule 1.

Schedule 1 Amendment

(Clause 2)

Part 2, Division 16A

Insert after Division 16:

Division 16A Babies' dummies**68A Definitions**

In this Division:

AS 2432 means the Australian Standard entitled AS 2432—1991, *Babies' dummies* published by Standards Australia on 15 November 1991.

baby's dummy means an article used to pacify a baby, that includes a teat which the baby sucks but from which the baby does not obtain fluid.

68B Safety standard

The product safety standard prescribed for a baby's dummy is that it must comply with AS 2432.

68C Variation of AS 2432

For the purposes of this Division, AS 2432 is taken to have been amended as follows:

- (a) by omitting clauses 3 and 5,
- (b) by omitting "Clauses 6.2 and 6.3" from clause 6.1 and inserting instead "Clause 6.2",
- (c) by omitting clause 6.3,
- (d) by omitting clause 6.4.2 (a),
- (e) by omitting "25 mm" from clause 6.4.2 (c) (iii) and inserting instead "15 mm",
- (f) by omitting "25 mm" from the note following clause 6.4.2 (d) (ii), wherever occurring, and inserting instead "15 mm",
- (g) by omitting the notes to clause 6.4.3,
- (h) by omitting clauses 7.2–7.4,

2008 No 564

Fair Trading Amendment (Babies' Dummies) Regulation 2008

Schedule 1 Amendment

- (i) by omitting clause 9.1 and inserting instead:

9.1 General

The pack shall be legibly labelled with the name and address of the Australian manufacturer or Australian distributor.

- (j) by omitting clause 9.3 and inserting instead:

9.3 Warning notice

The pack shall bear a clear and legible warning notice which shall include the following word or words that have the same meaning:

WARNING

DO NOT TIE DUMMY AROUND BABY'S
NECK AS IT PRESENTS A
STRANGULATION HAZARD

In the warning notice the word "PACIFIER" or "SOOTHER" may be substituted for the word "DUMMY".

- (k) by omitting Appendix A,
(l) by omitting clause C2 from Appendix C and inserting instead:

C2 PRINCIPLE

A dummy is placed centrally on the test template with its major and minor axes aligned with the major and minor axes of the template and the teat protruding down through the opening. A specified tensile force is applied to the teat in an attempt to force the dummy through the opening in the template. If the dummy is not forced through the opening in the template, the dummy is inverted and the procedure repeated.

- (m) by omitting "AND REAGENT" from clause C3 of Appendix C,
(n) by omitting "and reagent are" from clause C3 of Appendix C and inserting instead "is",
(o) by omitting clause C3 (b) from Appendix C,

-
- (p) by omitting the second paragraph from clause C3 (c) of Appendix C and inserting instead: "The test template shall have inscribed on it the major axis (I) and the minor axis (II)",
 - (q) by omitting "shall be representative of the batch and" from clause C4 of Appendix C,
 - (r) by omitting clause C6 (c) from Appendix C,
 - (s) by omitting clause C6 (d) from Appendix C and inserting instead:
 - (d) Place the dummy, teat down, in the opening of the template as shown in Figure C2, so that the major axis of the shield aligns with the major axis I-I of the template and the minor axis of the shield aligns with the minor axis II-II of the template.
 - (t) by omitting clause C6 (h), (i) and (j) from Appendix C and inserting instead:
 - (j) Place the dummy, teat up, in the opening of the template as shown in Figure C3, so that the major axis of the shield aligns with the major axis I-I of the template and the minor axis of the shield aligns with the minor axis II-II of the template.
 - (u) by omitting clause C6 (m) from Appendix C,
 - (v) by omitting Appendix D,
 - (w) by omitting "immersed in a wetting solution and then" from clause E2 of Appendix E,
 - (x) by omitting "**AND REAGENT**" from clause E3 of Appendix E,
 - (y) by omitting "and reagent are" from clause E3 of Appendix E and inserting instead "is",
 - (z) by omitting clause E3 (c) of Appendix E,
 - (aa) by omitting "shall be representative of the batch and" from clause E4 of Appendix E,
 - (ab) by omitting clause E6 (b) of Appendix E,
 - (ac) by omitting "While the dummy is wet, clamp" from clause E6 (c) of Appendix E and inserting instead "Clamp",
 - (ad) by omitting Appendix F, Appendix G and Appendix H,
 - (ae) by omitting "shall be representative of the batch and" from clause I4 of Appendix I.