Product Certification Scheme for
GCC Technical Regulation on Children Toys

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1. **Introduction:**

1.1 The purpose of this Scheme is to ensure all Children Toys produced by the Manufacturers or Importer who place on Gulf Cooperation Council (GCC) market meet the GCC Technical Regulation on Children Toys (hereinafter “Technical Regulation”) by granting of Certification. The analysis is base on physical, mechanical, chemical, flammability, electrical, hygiene and radioactivity hazards that the toy may present, as well as an assessment of the potential exposure to such hazards.

1.2 As part of a conformity assessment procedure, manufacturers or importers shall ensure that when the toys placing on the market of the GCC member states in accordance with the requirements Conformity Assessment Regulation.

1.3 The Product Certification Scheme is designed and based on Type 1b in accordance with ISO/IEC 17067:2013 with specified requirements through:

- Selection, including planning and preparation activities, specification of requirements.
- Determination of characteristics, as applicable by testing & inspection.
- Review
- Decision on certification
- Attestation, licensing

1.4 A Certification Body who uses this Scheme for certification of Children Toys shall be accredited by GCC Accreditation Centre (GAC) or its Multi-Lateral Recognition Arrangement (MLA) partners in accordance with this Scheme, ISO/IEC 17065, and the corresponding IAF Guidance.
2. **Definition:**

<table>
<thead>
<tr>
<th><strong>Authorized representative</strong></th>
<th>Means any natural or legal person established within the Community who has received a written mandate from a manufacturer to act on his behalf in relation to specified tasks.</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Conformity</strong></td>
<td>Means that specified requirements relating to a product, service, process, system, person or body are fulfilled. These requirements are imposed by Gulf standards or technical regulations, contractual clauses, customer, etc.</td>
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<tr>
<td><strong>Conformity Assessment</strong></td>
<td>Means the process demonstrating whether specified requirements relating to a toy have been fulfilled.</td>
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<td><strong>Conformity Assessment Body</strong></td>
<td>Means a body that performs conformity assessment activities, including calibration, testing, certification and Inspection.</td>
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<td><strong>Economic operators</strong></td>
<td>Means the manufacturer, the authorized representative, the importer and the distributor.</td>
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<tr>
<td><strong>Essential requirements</strong></td>
<td>Requirements for products which may affect the safety, health and the environment, and that must be respected.</td>
</tr>
<tr>
<td><strong>Gulf Accreditation Centre</strong></td>
<td>Gulf Accreditation Centre for the Cooperation Council for the Arab States of the Gulf.</td>
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<tr>
<td><strong>GC Marking</strong></td>
<td>Is a specific marking of the Cooperation Council for the Arab States of the Gulf which is stuck on the product or/and the Conformity Declaration to indicate that the product is in conformity with the requirements set out in the applicable Gulf technical regulations.</td>
</tr>
<tr>
<td><strong>GC Type examination</strong></td>
<td>Is the part of a conformity assessment procedure in which a notified body examines the technical design of a product and verifies and attests that the technical design of the product meets the requirements of the Gulf technical regulations that apply to it.</td>
</tr>
<tr>
<td><strong>GC Type examination certificate</strong></td>
<td>Is the certificate issued by a notified body after examining the technical design of a product and verifying that the technical design of the product meets the requirements of the applicable Gulf technical regulations.</td>
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</table>
### Importer (Applicant)
Means any natural or legal person established within the Community who places a toy from a third country on the Community market.

### Manufacturer (Applicant)
Means any natural or legal person who manufactures a toy or has a toy designed or manufactured, and markets that toy under his name or trademark.

### Market surveillance
Means the activities carried out and measures taken by public authorities to ensure that toys comply with the applicable requirements set out in Community harmonization legislation and do not endanger health, safety or any other aspect of public interest protection.

### Market surveillance authority
Shall mean an authority determined by each Member State as a qualified body responsible for carrying out market surveillance on its territory. Member States may designate more than one body for this purpose.

### Member States
Member States of the Standardization Organization for the Cooperation Council for the Arab States of the Gulf (United Arab Emirates, Kingdom of Bahrain, Kingdom of Saudi Arabia, Sultanate of Oman, State of Qatar, State of Kuwait and Republic of Yemen).

### Notified Body
A Body notified by a notifying authority to perform conformity assessment activities in a specific field.

### Release authority
Shall mean the government bodies in the Member States responsible for the customs release of the goods at their importation.

### Registration System
Is a unified Electronic Registration System of the Member States in which all products bearing the “G” Mark shall be registered.

### Risk
Means the probable rate of occurrence of a hazard causing harm and the degree of severity of the harm.

### Technical documents
Documents listed in paragraph (1) of Annex IV and paragraph (1) of Annex V BD131704-01.
3. Normative references:

The following referenced documents are indispensable for the application of Product Certification. For dated references, only the edition cited applies. For undated references, the latest edition of the referenced document (including any amendments) applies.

3.1 Conformity Assessment Regulations of Children Toys -- BD07070502, Issue No. 1 (27-11-2007 (G))
3.2 GAC documents / requirements
3.3 GCC Technical Regulation on Children Toys -- BD131704-01, Issue No. 2 (08.05.2013)
3.4 Conformity Marking for the GCC Countries -- BD09100501 Issue No. 5 (2/21/2008)
3.5 Guidance document on the Registration of products bearing the “G” Mark -- Issue No. 1 (15.12.2013)
3.7 Guide of Conformity Assessment Forms -- BD09100503 Issue No. 6 (2/21/2008)
3.8 ISO/IEC 17000 Conformity assessment – Vocabulary and general principles
3.9 ISO/IEC 17020 Conformity assessment – Requirements for the operation of various types of bodies performing inspection
3.10 ISO/IEC 17021 Conformity assessment – Requirements for bodies providing audit and certification of management systems
3.11 ISO/IEC 17025 General requirements of the competence of testing and calibration laboratories
3.12 ISO/IEC 17065:2012 Conformity assessment -- Requirements for bodies certifying products, processes and services
3.14 ILAC documents / requirements
3.15 APLAC documents / requirements
4. Procedures for Application and Certification:
   4.1 Application
      4.1.1 The interested parties on the Certification services provided by Intertek Hong Kong including unlinked Importer / Manufacturer (hereinafter “Applicant”) shall complete the relevant “GCC Technical Regulation on Children Toys BD131704-01 Certification Application Form for unlinked Importer” or “GC Type Examination Application Form” and provide necessary information and sample(s) for quotation.

      4.1.2 The Quotation and other relevant information such as Test Plan, Certification Agreement, etc. will be provided to the Applicant for confirmation after Certification Application Review by the Certification Body if the services requested are within Intertek facility scope of competence. For GC Type Examination, the Terms & Conditions of Services is followed.

      4.1.3 The Test Plan shall be prepared by the Certification Reviewer and approved by the Certification Decision Maker before release to the Applicant.

      4.1.4 The Certification Administrative Reviewer will conduct a Certification Application Review with the information obtained from the Applicant to ensure it is sufficient for the certification activities.

      4.1.5 The Applicant shall declare whether the same application has not been lodged with any other Certification Bodies and the Certification Body will check accordingly.

      4.1.6 The Certification Body shall decline to undertake a specific certification if it lacks any competence or capability for the certification activities it is required to undertake. If refusal of application (after Certification Application Review), the Certification Administrative Reviewer shall notify the Applicant and provides reason in written.
4.1.7 On acceptance of the Quotation, the Certification Administrative Reviewer shall assign a unique project number and create an individual project folder at Interlink database system. Upload the necessary information to the project folder such as Certification Agreement, Test Plan, and other relevant documents to build the Technical file.

4.1.8 The Leader of Certification Reviewer will assign the project to responsible Certification Reviewer.

4.2 Conformity Assessment (Evaluation)

4.2.1 The Certification Administrative Reviewer coordinates with the Applicant to request samples or to arrange on-site random sampling for evaluation activities based on the Test Plan provided.

4.2.2 Once received the submitted samples, the Certification Administrative Reviewer shall check the quantities with the Test Plan and pass to laboratory for testing. If there is any discrepancy, he/she shall contact the Applicant for settlement.

4.2.3 After testing, laboratory sections shall consolidate test reports and send to the Certification Administrative Reviewer for uploading to Interlink database system.

4.2.4 Notified Body shall carry out conformity assessment in accordance with the Conformity Assessment Procedures for Manufacturer / Importer provided for in the scope of notification.

4.2.5 Certification Evaluation shall comprise of documentation review, sampling, testing, safety assessment and GC type examination (if needed) to comply with the Technical Regulation.
4.2.6 If the Applicant provided other third parties’ test reports for certification, the test reports should be GAC or MLA partners’ endorsed reports. The Certification Body reserves the rights to seek for Applicant to conduct additional tests / GC Type Examination if needed after Certification Review in order to meet the Technical Regulation.

4.2.7 When non-conformity found during the evaluation activities, the Certification Body (or Testing Laboratory) shall inform Applicant by email or written & request for corrective action.

4.3 Certification Review & Decision

4.3.1 Once the evaluation activities completed, Certification Reviewer(s) shall review all information including Technical Documentation mentioned in the relevant Conformity Assessment Procedures and results related to the evaluation according to the GCC Regulation. The review will be carried out by person(s) who have not been involved in the evaluation process.

4.3.2 Certification Decision Maker(s) is / are responsible for the final decision on Certification. The decision process shall be carried out by a person or group of persons that has not been involved in the process of evaluation.

4.4 Certificate of Conformity

4.4.1 When the certification decision is completed with positive result, a Certificate of Conformity shall be granted to the Applicant by the Certification Decision Maker.

4.4.2 The Certificate of Conformity includes the following:
- The name and address of the Certification Body;
- The date certification is granted;
- The name and address of the Importer / Manufacturer;
- The scope of certification;
- Certified product’ description, photo(s), model, certification number, etc.
4.5 Conformity Marking

4.5.1 Placing the conformity marking on the products is mandatory and means that the legal or natural person, who placed the mark or who became in charge of placing it, ensured that the product complies with all the requirements of the Technical Regulation and that was placed after taking all the procedures of the conformity verification provided in the Technical Regulation.

4.5.2 The Electronic Registration System for “G” Mark aims to ensure the tracking of products bearing the “G” Mark and to easily identify the responsible of the placing on the market and to avoid any fraud or misuse of the “G” Mark on the products. The Certification Administrative Reviewer is responsible and on behalf of Intertek for the registration once received the positive result of certification for the unlinked Importer application.

4.5.3 The validity of the Registration for each model is one year from the date of Registration. The cost for using the “G” Mark is paid for each model of the product.

4.5.4 The GSO reviews the application for Registration. In the case of acceptance, the GSO issues a registration number of the model, while in the case of rejection, the responsible of affixing the “G” Mark shall carry out the necessary adjustments.
4.5.5 The “G” Mark shall include the registration number as below format:

The digit in the first column symbolizes the identification number issued by the Organization when notifying a Notified Body. Put four zero (0000) if the Manufacturer is the responsible for affixing the “G” Mark.

The digit in the second column shows the code of the country of origin of the product according to the relevant International Classification.

The digit in the third column is the serial number of the model issued by the Registration System.

4.5.6 In case of reducing or increasing the size of the conformity marking, the proportions, provided in the chart above, shall be respected. The conformity marking shall be at least 5 mm high.

4.5.7 The conformity marking shall be affixed on the product or its data card, however if it is not possible or unavailable considering the product’s nature, the mark shall be placed or affixed on the container. The conformity marking shall be clearly affixed, legible, legal and not to be easily removed.
4.6 Manufacturer / Importer Conformity Declaration

4.6.1 The Manufacturer / Importer shall draw up a written declaration of conformity in both Arabic and English for each toy in accordance to Annex VII of the Technical Regulation, and shall keep it among the technical documentation at the disposal of the national competent authorities in the Member States, for 10 years after the toys have been placed on the market.

4.6.2 A copy of the Declaration of Conformity shall be kept by the Certification Body and made available to the relevant national competent authorities in the Member States upon request.

4.7 Directory of certified products

4.7.1 The Certification Administrative Reviewer maintains and updates information on certified products which contains the following under the Directory of certified products in the website of www.intertek.com.hk:

- Identification of the Applicant;
- Identification of the product such as model number & description;
- Certificate number of certified product, issue date, expiry date.

4.7.2 Upon the request of any purchasers, end users or any concerned parties of the certified products, the Certification Body will provide verbal and, if requested, written confirmation of the status (including suspension, termination, withdrawal & reduction of scope) or validity of the certification.
4.8 Surveillance

4.8.1 Market surveillance

Member States shall organize and perform surveillance of toys placed on the market in accordance with the requirements of the Technical Regulation in force.

Market surveillance authorities may request a Certification Body to provide information relating to any Certificate of Conformity which that body has issued or withdrawn, or which relates to any refusal to issue such a certificate, including the test reports and technical documentation.

If a market surveillance authority finds that a toy is not in conformity with the requirements set out in Article 10 and Annex II of the Technical Regulation, it shall, where appropriate, instruct the Certification Body to withdraw the Certificate of Conformity in respect of that toy.

4.8.2 Random check on use of Certificate & Conformity Marking

Intertek’s Local Representative in GCC country shall randomly check the validity of “G” Mark in the market with at least 3 certified products twice per year. The results shall be kept by the Certification Body. If there is any query, the Certification Administrative Reviewer shall contact the Applicant for clarification.

For the misuse of Certificate of Conformity and Conformity Marking, please refer to section 6 of this Scheme.
4.9 Changes affecting certification

4.9.1 When the requirement of certification scheme, GCC Technical Regulations, particular safety requirements / standards updated, that may affect the certification activities or certified products. The Certification Reviewer shall review the changes and notify the affected Applicants according to the Directory of certified products no later than three months written notice (or otherwise specified by the Regulations) to allow for clarification and implementation.

4.9.2 The effective date of implementation depends on the Regulations or defined by the Certification Body. The Applicant shall base on the changes to review the necessity of modification of certified product to meet the new requirements.

4.9.3 The certification body shall consider other changes affecting certification, including changes initiated by the Applicant, and shall decide upon the appropriate action.

4.9.4 The actions to implement changes affecting certification shall include evaluation, review, decision, and issuance of revised formal certification documentation to extend or reduce the scope of certification.

4.10 Termination, reduction, suspension or withdrawal of certification

4.10.1 When nonconformity with certification requirements is substantiated, either as a result of surveillance or otherwise, the Certification Body shall consider and decide upon the appropriate action as following:

a) Continuation of certification under conditions specified by the Certification Body;

b) Reduction in the scope of certification to remove nonconforming product variants;

c) Suspension of the certification pending remedial action by the Applicant;

d) Withdrawal of the certification.
4.10.2 If certification is terminated (by request of the Applicant), suspended or withdrawn, whether voluntary or imposed, the formal written notice / confirmation shall be sent to the Applicant by the Certification Administrative Reviewer.

4.10.3 The Certification Body shall have the right to withdraw the Certificate of Conformity by informing the Applicant in writing in the following cases:

- If the surveillance shows that the nonconformity is of a serious nature;
- If the Applicant fails to fulfill its financial obligations;
- If there is any other contravention of the certification agreement;
- If inadequate measures are taken by the Applicant in case of suspension.

4.10.4 The Applicant shall have the right to give notice of appeal, and the Certification Body when considering the appeal may or may not (depending on the nature of the case) decide to proceed with its decision to withdraw the Certificate of Conformity.

4.10.5 Further, the Certificate of Conformity may be withdrawn in the following cases:

- If the Applicant does not wish to prolong the certification;
- If the Standards or rules are changed and the Applicant will not or cannot ensure conformity with the new requirements within the time limit;
- If the product is no longer made or the Applicant goes out of business;
- On the grounds of other provisions certified in the Certification Agreement.
4.10.6 The applicability of the Certification to a specific product may be suspended for a limited period, and no more than 60 days, in the following cases:

- If the surveillance shows Major Nonconformity with the requirements of such a nature that immediate withdrawal is not necessary;
- If a case of improper use of the certificate (e.g. misleading publications or advertisement) is not solved by suitable retractions and appropriate corrective actions by the Applicant;
- If there has been any other contravention of the Scheme or the procedures of the Certification Body.

The Certification body shall indicate under which conditions the suspension shall be removed.

4.10.7 The Applicant must forthwith stop to use the Conformity Marking (“G” Mark) for those certified products and recall the certified products if needed according to the instruction from the Certification Body.

4.10.8 If certification is reinstated after suspension, the appropriate action includes evaluation, review and certification decision shall be fulfilled. The certification body shall make all necessary modifications to formal certification documents, the status of Directory of certified products shall be updated at once and notify the Applicant the suspension to be removed and update the GSO accordingly.

4.11 Records Retention

4.11.1 The Certification Body shall keep all certification records, including original records of evaluations and certification documents, when the certificate issued remains valid and for an additional period of at least 10 years from the date the certificate is withdrawn for whatever reason.
4.12 Complaints and appeals

4.12.1 Complaint to Certification Body
Following the receipt of complaint from Applicant or other sources, the Quality Officer shall conduct investigation based on the information provided. The investigation result shall be documented and provide written response to the complainant after approval by the Quality Manager.

4.12.2 Appeals & Disputes to Certification Body
The Applicant shall have the right of appeal against any certification decision made by the Certification Body.

Investigation may include a review of the Applicant’s documented dispute, related reports, and consultation with the Applicant. Meeting of Appeal Panel shall be held within 14 working days of receipt of the appeal notice. The Applicant shall be given at least 7 working days’ notice of the time and place of meeting.

The decision of the majority of the Appeal Meeting, reasons for the decision reached and report shall be finalized and released within 7 working days to the appellant after the meeting.

The personnel including those acting in a managerial capacity, shall not be assigned to investigate any appeals or disputes if they have been involved in the subject of the appeal or dispute within the last 2 years.

All disputes and appeals shall be forwarded to the Quality Manager and copy to an Appeals Panel, who will remain impartial throughout its deliberations and decisions. Members of this panel shall not have been involved in the Certification Review and Decision process. The panel consists of the following, or their delegates (at least 3 members):
The Certification Body personnel that made the certification decision under review shall make a presentation to the Appeals Panel to justify their decision, presenting documentary evidence and calling upon such individuals as necessary to support their judgment.

The Appeals Panel shall question related personnel, review the objective evidence and discuss the appeal to the extent necessary in the collective, professional judgment of the Appeals Panel.

The Appeals Panel shall decide on the next action, which shall be to either uphold the original decision or accept the appeal. A unanimous decision is preferred and should be strived for but a majority decision can be accepted.

If the appeal is rejected, the Appeals Panel shall inform the complainant in writing of the rejection, stating the reasons for the rejection.

Documentation of all appeals and disputes shall be made by the Quality Manager and available at the Certification Body.

4.12.3 Complaints to the Applicant

Applicant shall keep a record of all written complaints received from any concerned parties regarding the certified products. These records shall be made available to the Certification Body on request.

The Applicant shall take appropriate actions with respect to the Certification Body’s decision and make good any deficiencies found in the products to comply with the requirements of the Scheme.
5. **Obligations of Manufacturer and Importer:**

5.1 **Manufacturer**

1) When placing toys on the market, manufacturers shall ensure that they have been designed and manufactured in accordance with the requirements set out in Article 10 and Annex II of the Technical Regulation.

2) Manufacturers shall draw up the required technical documentation in accordance with Article 20 and carry out the applicable conformity assessment procedure in accordance with Article 18 of the Technical Regulation.

3) When the manufacturer carry out the relevant conformity assessment procedures in accordance with paragraph (2) of the article, he shall draw up a *Manufacturer Conformity Declaration*, as referred to in paragraph (1) of Article 15, and affix the GC marking in accordance with paragraphs (1) and (2) of Article 16 of the Technical Regulation. The Manufacturer is responsible for the “G” Mark registration.

4) Manufacturer shall keep the technical documentation and the GC declaration of conformity for a period of 10 years after the toy has been placed on the market.

5) Manufacturer shall ensure that procedures are in place for series production to remain in conformity. Changes in toy design or characteristics and changes in the Gulf standards by reference to which conformity of a toy is declared shall be adequately taken into account.

6) When deemed appropriate with regard to the risks presented by a toy, manufacturer shall, to protect the health and safety of consumers, carry out sample testing of marketed toys, investigate, and if necessary, keep a register of complaints, of non-conforming toys and toy recalls, and shall keep distributors informed of any such monitoring.
7) Manufacturer shall ensure that his toys bear a type, batch, serial or model number or other element allowing his identification, or, where the size or nature of the toy does not allow it, that the required information is provided on the packaging or in a document accompanying the toy.

8) Manufacturer shall indicate his name, registered trade name or registered trade mark and the address at which he can be contacted on the toy or, where that is not possible, on its packaging or in a document accompanying the toy. The address shall indicate a single point at which the manufacturer can be contacted.

9) Manufacturer shall ensure that the toy is accompanied by instructions and safety information in Arabic language.

10) Manufacturer who consider or have reason to believe that a toy which he has placed on the market is not in conformity with the Gulf Technical Regulations in force shall immediately take the corrective measures necessary to bring that toy into conformity, to withdraw it or recall it, if appropriate.

11) Where the toy presents a risk, manufacturer shall immediately inform the competent national authorities of the Member States in which he made the toy available to that effect, giving details, in particular, of the non-compliance and of any corrective measures taken.

12) Manufacturer shall, further to a request from a competent national authority in the Member States, provide that authority with all the information and documentation necessary to demonstrate the conformity of the toy, in Arabic language. If it is not possible, documents in English can be submitted after the approval of those authorities.

13) Manufacturer shall cooperate with competent national authority in the Member States, at its request, as regards any action taken to eliminate the risks posed by toys which he has placed on the market.
5.2 Unlinked Importer

If the importer is not able to provide the necessary evidence about the manufacturer responsibilities listed in paragraph 2 of Article (4) of the Technical Regulation, he must:

1) Carry out the Importer Conformity Assessment procedure mentioned in paragraph 2 of Article 18 of the Technical Regulation.

2) Establish the technical documentation pursuant to Article 20 and verify that the requirements set out in paragraph (7) and (8) of Article 4 are fulfilled, and affix the Gulf Conformity marking in accordance with Article 16 and the relevant Technical Regulation.

3) The Importer shall draw up a written Declaration of Conformity of toys in accordance with paragraph (2) of Article 15 of the Technical Regulation.

4) If the importer finds that the toys are not in conformity with the safety requirements set out in Article 10 and Annex II of the Technical Regulation, he must not place these toys on the market until he takes the corrective measures necessary to bring them into conformity.

5) Importer shall indicate his name, registered trade name or registered trade mark and the address at which he can be contacted on the toy or, where that is not possible, on its packaging or in a document accompanying the toy.

6) Importers shall ensure that the toy is accompanied by instructions and safety information in Arabic language.

7) Importers shall ensure that the toy is under their responsibility, storage or transport conditions do not jeopardize its compliance with the requirements set out in Article 10 and Annex II of the Technical Regulation.
8) Where the toy presents a risk, Importer shall, to protect the health and safety of consumers, carry out sample testing of marketed toys, investigate, and if necessary, keep a register of complaints, of non-conforming toys and toy recalls, and shall keep distributors informed of such monitoring.

9) Importer who consider or has reason to believe that a toy which has placed on the market is not in conformity with the Gulf Technical Regulations in force shall immediately take the corrective measures necessary to bring that toy into conformity, to withdraw it or recall it, if appropriate.

10) Where the toy presents a risk, Importer shall immediately inform the competent national authorities of the Member States in which he made the toy available to that effect, giving details, in particular, of the non-compliance and of any corrective measures taken.

11) Import shall, for a period of 10 years after the toy has been placed on the market, keep a copy of the GC declaration of conformity at the disposal of the competent national authorities of the Member States and ensure that the technical documentation can be made available to those authorities, upon request.

12) Importer shall, further to a request from a competent national authority in the Member States, provide that authority with all the information and documentation necessary to demonstrate the conformity of the toy, in Arabic language. If it is not possible, documents in English can be submitted after the approval of those authorities.

13) Importer shall cooperate with competent national authority in the Member States, at its request, as regards any action taken to eliminate the risks posed by toys which he has placed on the market.
5.3 Additional Obligations of Manufacturer and Importer

5.3.1 The Applicant shall pay necessary fee (refer to the Quotation) to the Certification Body for each Certification. It shall also pay for evaluation activities involved. The amount of all fees will be determined by the Certification Body.

5.3.2 The Applicant shall ensure that its Manufacturers’ full support and cooperation with the Certification Body during sampling (if needed), testing and certification process, providing of documentation and quality records when requested as necessary.

5.3.3 The Applicant shall ensure that its Manufacturers do not subcontract the production for the certified products.

5.3.4 The Applicant shall keep the Certification Body informed in writing of changes in its circumstances which may affect the Certification. Such changes include:

- Changes in ownership or name.
- The resignation of management representative or company directors.
- Significant changes in the manufacturing plant or process.
- Changes of the location of the manufacturing plant.
- Closure of the manufacturing plant.

The Applicant shall inform the Certification Body any significant changes to the product, components, manufacturing process or quality management system, which may affect the conformity of the product. In such case, the Certification Body shall evaluate the degree of such changes to the product quality and may demand an assessment for such changes and the Applicant may be asked not to release the product before the evaluation.
6. Misuse of a Certificate of Conformity & Marks of Conformity:

6.1 The Applicant shall have the right to publish the fact that a Certificate of Conformity is issued for its Children Toys to which the Certificate applies.

6.2 In every case, the Applicant shall take sufficient care of its publications and advertising that no confusion arises between certified and non-certified products.

6.3 The Applicant shall not specify or make any claim in user information that could lead Purchasers to believe performance or usage of the product(s) not covered by the Certification.

6.4 The Certification Body should take action when unauthorized, incorrect, or misleading use of the Certificate of Conformity and Mark of Conformity is found.

6.5 Incorrect references to the certification system or misleading use of certificates found in advertisements, catalogues, etc., shall be dealt with by suitable actions, which could include legal or correction action or publication of the transgression.

6.6 The Applicant should take immediate corrective action(s) as per instruction from Certification Body.

7. Confidentiality:

7.1 Applicant shall disclose relevant information or providing of records to the Certification Body for the purposes of certification activities in connection with the Product Certification Scheme or the Technical Regulation.

7.2 The Certification Body shall be responsible for ensuring that confidentiality of information is maintained by its employees and those of its subcontractors concerning all information obtained as a result of their contacts with the Applicant and only for the purposes of certification activities.
7.3 The Certification Body committed to comply with Confidentiality requirement as mentioned above for the management of all information obtained or created during the performance of certification activities. It includes not sharing of any confidential information between different Certification Schemes provided by Intertek. Except for information that the Applicant makes publicly available, or when agreed between the Certification Body and the Applicant (e.g. for the purpose of responding to complaints), all other information is considered proprietary information and shall be regarded as confidential.

7.4 When the Certification Body is required by law or authorized by contractual arrangements to release confidential information, the Applicant or person concerned shall, unless prohibited by law, be notified of the information provided.

7.5 Information about the Applicant obtained from sources other than the Applicant (e.g. from the complainant or from regulators) shall be treated as confidential.

8. **Obligation of Certification Body (Notified Body):**

8.1 The Certification Body shall offer relevant certification services, without any reduction in scope, as listed in Annex A of this Scheme.

8.2 The Notified Body shall take full responsibility for the tasks performed by subcontractors or subsidiaries wherever these are established.

8.3 The Notified Body shall inform the Notifying Authority of the following:
   a) Any refusal, restriction, suspension or withdrawal of a certificate;
   b) Any circumstances affecting the scope of and conditions for notification;
   c) Any request for information which they have received from market surveillance authorities regarding conformity assessment activities;
   d) On request, conformity assessment activities performed within the scope of their notification and any other activity performed, including cross-border activities and subcontracting.
8.4 The Notified Body shall provide the other bodies notified under the same scope of notification, and carrying out similar conformity assessment activities covering the same products, with relevant information on issues relating to negative and, on request, positive conformity assessment results.

8.5 The Notified Body is entitled to provide technical assistance free of charge to the GSO, by contributing to the evaluation of technical files and their conformity to the requirements of Technical Regulation, including not more than ten files per year.

9. Liability:

9.1 The Scheme Owner / Certification Body is not liable to the Applicant for any loss, damage, costs, legal costs, professional and other expenses of any nature whatsoever incurred or suffered by the Applicant, or by a purchaser of the products from the Applicant, or by any other third party, whether direct or consequential (including but without limitation to any economic loss or other loss of turnover, profits, business or goodwill) arising out of any dispute or contractual tortious or other claims or proceedings made by or brought against the Applicant and/or Certification Body in relation to the certified products or certification activities involved.

10. Governing Law and Jurisdiction:

10.1 The validity, construction and performance of this Scheme are governed by the Laws of Hong Kong and the Laws of GCC Countries.

10.2 All disputes, claims or proceedings between the parties relating to the validity, construction or performance of this Scheme are subject to the exclusive of the jurisdiction of the Hong Kong Courts to which the parties irrevocably submit. Each of the Applicant and Certification Body irrevocably consent to the award or grant of any relief in any such proceedings before the Courts of Hong Kong.
### 11. Annex A (Certification Scope):

**SCOPES OF SERVICES (GCC TECHNICAL REGULATION ON CHILDREN TOYS) ISO 17065**

<table>
<thead>
<tr>
<th>TEST CATEGORY</th>
<th>ITEMS, MATERIALS OR PRODUCTS TESTED</th>
<th>SPECIFIC TESTS OR PROPERTIES MEASURED</th>
<th>SPECIFICATION, STANDARD METHOD OR TECHNIQUE USED</th>
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<tr>
<td><strong>TOYS and CHILDREN'S PRODUCTS</strong></td>
<td>Toys</td>
<td>Flammability tests:</td>
<td>GCC Technical Regulation on Children Toys (BD-131704-01), Issue No. 2, (Date: 08.05.2013)</td>
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<td>- Essential Safety requirements</td>
<td>Article (10) Cl. 2 and 3</td>
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<td>- Flammability</td>
<td>Annex II Part II Cl. 1 to 4</td>
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<td><strong>TOYS and CHILDREN'S PRODUCTS</strong></td>
<td>Toys</td>
<td>Physical and mechanical tests:</td>
<td>GCC Technical Regulation on Children Toys (BD-131704-01), Issue No. 2, (Date: 08.05.2013)</td>
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<td>- Warnings</td>
<td>Article (11) Cl. 1, 2, 3, 4, 5 and 6</td>
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<td>- Physical and mechanical properties</td>
<td>Annex II Part I Cl. 1, 2, 3, 4, 5, 6, 7, 8, 9 and 10, and Part V</td>
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<td>- Hygiene</td>
<td>Annex III Part A and Part B</td>
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<td>- GSO EN 71-1:2013 / EN 71-1:2011 + A3:2014 Excluding inflatable aquatic ride on toys with a maximum dimension larger than 1.2 m.</td>
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<td><strong>Activity toys</strong></td>
<td>Toys</td>
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<td>Annex III Part A and Part B</td>
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Prepared by: Wallace Ho 02/07/2014
### SCOPES OF SERVICES (GCC TECHNICAL REGULATION ON CHILDREN TOYS) ISO 17065

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