

## UKCA MARK – AN UPDATE FOR TOYS & JUVENILE PRODUCTS

### SGS JUVENILE PRODUCTS SAFETY FORUM

October 14, 2021 | Presenter: Rob Hinchcliffe – [Rob.Hinchcliffe@sgs.com](mailto:Rob.Hinchcliffe@sgs.com)

**1 - If I have a product that is composed with several parts on a bag, the importer in UK can be identified only on the packaging (bag) and not each item, right?**

A: Correct, as long as the importer or manufacturer is identified somewhere on the product as a whole this would be fine.

**2 - If you have an EU Authorised Representative for CE mark, does their address need to be on the Declaration of Conformity or do you put your own UK address?**

A: Yes, if you choose to use an Authorised Representative then it should be their contact information/address that appears on both the product and the DOC.

**3 - Is having an authorized representative an obligation of the importer or ours, as a producer that wants to export to UK?**

A: The Authorized Representative must be appointed by the company, whether importer or manufacturer, responsible for placing the product on the market.

**4 - Where should this name/address appear? Packaging? And how should it be presented? "Imported by: XPTO"? Should it be issued in the name of the company in the UK?**

A: If possible the name/address must appear on the product, unless shape, size or aesthetic reasons would prevent it from doing so. For the UK market this must be a minimum of company name and postcode.

**5 - If we use both UKCA mark and CE mark on the product, then would we also need both an EU address and UK address on the product? And if so, should we be concerned about consumer confusion regarding product country of origin?**

A: Yes, if using both marks on the same product then you would need dual addresses, you should make it clear which address is associated with the correct mark, this can be done through positioning.

**6 - If the address of importer is not mandatory for Products out of UKCA. The importer name is mandatory?**

A: If a product is out of scope of UKCA requirements then a UK importer name/address is not legally required.

**7 - If a toy is sold in a set with an item of clothing (e.g. pyjama), will the Pyjama also need the UKCA/CE mark applied on the garment?**

A: If a toy is packaged with a non-toy then the UKCA mark can appear on the toy itself or the packaging of the set as long as it is clear the UKCA mark applies to the toy.

**8 - Us, as a producer that want to export to the UK, have to identify both the producer as the importer (distributor) in all products itself and in the packaging or just in the instructions and the packaging?**

A: It can appear on both but legally it should appear on the product or materials considered to be part of the product such as instructions or a manual, it can then also appear on the packaging if you choose.

**9 - Would you clarify again whether or not a UK address is required regardless of whether conformity marking is required, for example, is a UK address required for standard products that do not have conformity marking requirements?**

A: No, with the exception of some products which dictate this within their own regulatory requirements (ie cosmetics, biocides etc) legally products that are not in scope of UKCA marking do not have requirements to include a UK address.

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## 10 - If a product has been tested against the toy safety directive, does this mean it is also compliant to the UK standards and therefore be able to be UKCA/ UKNI marked?

A: If tested and passed to the Toys Safety Requirements then yes, this would be considered compliant and can have the UKCA mark applied in the UK, the UKNI mark should not be used on self-certified products, for Northern Ireland a toy should carry the CE mark.

## 11 - Can we place the address on unit packaging?

A: Only if the address is incapable of being placed on the product for the reasons previously given (size, shape or aesthetics).

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