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NOTE

From:	General Secretariat of the Council
To:	Permanent Representatives Committee
No. Cion doc.:	12234/23 + ADD 1-5
Subject:	Proposal for a Regulation of the European Parliament and of the Council on the safety of toys and repealing Directive 2009/48/EC - Preparation for the trilogue

I. INTRODUCTION

1. On 28 July 2023, the Commission adopted a proposal for a Regulation of the European Parliament and of the Council on the safety of toys and repealing Directive 2009/48/EC[1].

2. The Proposal is based on Article 114 of the Treaty on the Functioning of the European Union (TFEU) and aims at further improving the protection of children from potential risks in toys, in particular from harmful chemicals, and strengthening enforcement, by requiring, among other things, that all toys to have a Digital Product Passport.

[1] ST 12234/23

3. On 5 September 2023, the European Parliament's Committee on Internal Market and Consumer Protection (IMCO) appointed Mrs Marion Walsmann (EPP, DE) as rapporteur for the proposal. The Committee on the Environment, Public Health and Food Safety (ENVI) of the European Parliament delivered its opinion on the proposal on 12 February 2024. IMCO voted on its final report on the proposal on 13 February 2024, which was adopted in the plenary on 13 March 2024.

4. The European Economic and Social Committee gave an opinion on the proposal on 13 December 2023.

5. The Working Party on Technical Harmonisation (Safety of Toys) started the examination of the Proposal on 3 October 2023 under the Spanish Presidency. Since then, 17 additional Working Party meetings have taken place under the Spanish, Belgian, Hungarian and Polish presidencies.

6. Following the examination of the text under the Belgian Presidency, the Permanent Representatives Committee adopted the Council's mandate on 15 May 2024.

7. The main amendments in the Council's mandate aim at improving the provisions related to the obligations of the economic operators, aligning the provisions on the digital product passport with the framework for setting Ecodesign requirements for sustainable products (ESPR); striking a balance between ensuring a high level of protection of children from possible risks in toys, in particular from risks posed by harmful chemicals, and creating a predictable and well-founded situation for the industry by allowing for derogations from the generic prohibition for certain chemical substances in toys in justified circumstances.

II. INTERINSTITUTIONAL NEGOTIATIONS – STATE OF PLAY

8. The opening political trilogue was held under the Hungarian Presidency on 20 November 2024. The co-legislators presented their views on the main political issues and gave a broad mandate to the subsequent technical meetings to identify and make progress on areas of compromise. The second political trilogue took place on 18 March 2025 and was successful in finding agreements on crucial parts of the proposal related to online marketplaces and chemicals, such as the conditions for derogation from the generic ban. Overall, 15 technical meetings were organised, including 11 technical meetings under the Polish Presidency.

9. The Working Party on Technical Harmonisation (Safety of Toys) was convened on 6 and 12 December 2024, 21 January, 18 and 24 February, and 21 March 2025 to discuss the progress in the interinstitutional technical meetings and to prepare for the trilogues.

10. The entire proposal has been discussed and considerable progress has been made at the technical level. Most technical issues have been solved at technical level. The remaining open issues require a substantive discussion at political level in order to reach a political agreement on the whole proposal. Namely, the subject matter (Article 2(3a)), the product requirements, in particular requirements related to mental health (Article 5(2)), common specifications (Article 14), the digital product passport (Article 17), the non-opinion clause for the adoption of implementing acts (Article 50); the dates repeal and entry into application (Articles 53 and 56), the evaluation and review (Article 55) and the chemicals provisions in the annexes, such as from the extension of the scope of the generic ban; potential ban of nitrosamines and nitrosatable substances; ban on skin sensitisers; potential ban of PFAS and bisphenols and fragrances in toys; migration limit for chromium VI, cadmium, lead and mercury,

11. The third political trilogue is scheduled for 10 April 2025. The Presidency's aim is to conclude the negotiation with the Parliament and reach the political agreement.

III. PREPARATION FOR THE THIRD TRILOGUE

12. Following the discussions at the Working Party meetings and the informal technical meetings, the Presidency has identified a set of key issues where it seems necessary to adjust the mandate accordingly for further negotiations in trilogue in order to close the file as soon as possible. These issues are listed below in the order of individual articles.

13. The Presidency would like to invite COREPER to consider the following question and to express their views on possible areas of flexibility to reach a compromise.

A. Mental health – row 142a, 142b, 320a

14. The Parliament has indicated their strong wish to have a provision addressing mental health in the operative part of the text, notably when it comes to digitally connected toys, and indicated it as their top priority. The Council is not in a position to accept the Parliament's amendment in Article 5(2) (rows 142a and 142b). As a possible compromise, it is suggested to delete Parliament's amendment in Article 5(2) and instead insert a new point (ba) in Article 21(2). According to the proposed compromise text (see row 320a) the manufacturer, when carrying out the safety assessment and assessing the hazards that the toys falling under the scope of the Radio Equipment Directive (Directive 2014/53/EU), the Cybersecurity Regulation (Regulation (EU) No 2024/2847) the AI Act (Regulation (EU) 2024/1689), must also take into account the particular vulnerabilities of children. As a possible fall-back option the Presidency suggests to include a reference to mental health in the Article on evaluation and review (see row 546).

Could the delegations agree to such a compromise?

B. DIGITAL PRODUCT PASSPORT (Article 17) – setting technical requirements (row 288)

15. The discussions at the second trilogue showed that the Parliament could not accept Council's position as regards both issues: the implementing acts for the adoption of the common specification (Article 14) and for setting the technical requirements related to the digital product passport (DPP) (row 288). The Parliament however showed flexibility to accept implementing acts for the adoption of common specifications, on condition that the technical requirements related to the DPP are adopted by delegated acts. The delegations already showed openness regarding the Parliament's idea to impose a deadline for the adoption by the Commission of implementing legislation setting the technical requirements related to the DPP. Such a deadline would tentatively be set so that the date of application of such implementing acts shall not be earlier than 18 months from its entry into force.

Could the delegations agree to a compromise whereby the technical requirements related to the DPP are adopted by delegated acts, while the common specifications are adopted by implementing acts?

C. Evaluation and review (row 546)

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16. The review clause as proposed by the Parliament is more detailed than the one in the Council's mandate. The draft compromise proposal (see row 546) suggests a detailed review clause, inviting the Commission to evaluate some of the elements in the global compromise text, like specific limit values for substances, impact on the competitiveness of SMEs, the effectiveness of the Toys Safety Regulation in improving the functioning of the Single market, including on online sales, mental health, in order to ensure the high level of protection of children and taking into account new scientific knowledge and the current challenges and threats.

Could the delegations agree to such a compromise?

D. Non-opinion clause (row 525)

17. The non-opinion clause in the Council's mandate (row 525) ensures that an implementing act cannot be adopted when the comitology committee is not able to reach an opinion. This clause is particularly important for the adoption of common specification. The Presidency intends to continue defending the Council's mandate.

In the spirit of final compromise, could the delegations consider showing flexibility and delete the non-opinion clause for the adoption of some of the implementing acts in the Toys Safety Regulation?

E. Extension of the scope of the generic ban rows 641-645

18. Parliament has introduced a number of changes to extend the scope of the generic ban. A lot of effort has been given to accommodate Parliament's ideas, particularly when the concerns expressed were justified and a feasible solution was available. With the help of Commission, a reasonable compromises emerged on the self-classified substances (row 320) and on the modalities of ECHA's work within the derogation process (rows 512, 518, 651b-651e as well as 26, 26a). However, some Parliament's amendments could not be accommodated, such as inclusion of endocrine disruption category 1 or 2 for the environment in addition to endocrine disruption category 1 or 2 for human health (row 643), inclusion of STOT category 2 in addition to category 1 (row 644), addition of the environmental hazard classes to the ban (rows 645c-645f). On the amendments that could not be accommodated the Presidency proposes to maintain the Council mandate and to ask Parliament to show additional flexibility in order to reach provisional agreement on this issue.

F. Skin sensitization category 1 or 1A – rows 645a, 645b

19. Parliament has kept insisting on the banning of the category 1 skin sensitizers in addition to category 1a which comes from the original Council mandate. Due to the fact that category 1 includes a very broad range of substances and due to lack of impact assessment the Presidency proposes to keep the Council mandate on this issue and ban only the substances with the strongest sensitisation properties from category 1A.

G. Nitrosamines and nitrosatable substances (Annex II point 36 and table 1a row 674)

20. During the latest exchanges, the Parliament has argued very forcefully that nitrosamines are very dangerous substances and that the limit values in the Council mandate do not ensure the necessary level of protection, with the exception of limit values for balloons which were acceptable to the Parliament. Parliament has also indicated that the limit values in the Commission proposal are set lower and are covered by the impact assessment which was required before the formal adoption of the proposal by the Commission. However, given the fact that the Council mandate is based on the latest scientific knowledge and on the consensus reached under the standardisation process, the Presidency proposes to maintain the limit values as set in the Council mandate. In the spirit of compromise, the Presidency would ask the Parliament to consider mentioning the nitrosamines and nitrosatable substances in the review clause in order to reach provisional agreement on this issue.

H. Ban of PFAS, bisphenols, and fragrances in toys aimed at children below 36 months or intended to be put in the mouth (row 645g)

21. On PFAS, after lengthy discussions on the serious difficulties with the implementation of the PFAS ban under the Regulation (EU) 2025/40 on packaging and packaging waste, a new potential compromise has emerged whereby a definition of PFAS was proposed (row 134a) and the intentional use of PFAS in toys would be prohibited except "for toy components necessary for electronic or electric functions of the toy where the substance or mixture is fully inaccessible to children" (row 645g) under conditions specified in point 21 of Annex II (row 651). Such prohibition would apply until a horizontal solution was found in accordance with Regulations (EC) No 1907/2006 on REACH, or (EU) 2019/1021 on persistent organic pollutants (row 651b).

Could the delegations agree to such a compromise?

22. On bisphenols no new way forward was identified since second trilogue took place. Parliament has insisted that broader limitations on bisphenols are necessary, as banned bisphenols are being replaced by chemically similar substances which have not yet been addressed though horizontal legislation. From its side, the Presidency has consistently argued that bisphenols that are covered by a harmonised classification are subject of the generic ban anyway, and that bisphenols without such classification require additional scientific analysis and proper impact assessment before they can be addressed. In this context, the Presidency proposes to maintain the Council mandate and to ask Parliament to show additional flexibility in order to reach provisional agreement on this issue.

23. As indicated in the previous COREPER discussions, on the fragrances the possible compromise could be to limit the ban only to those fragrances that are under the labelling obligation (Table 4).

I. Deletion of migration limit for 4 heavy metals: chromium VI, cadmium, lead and mercury – rows 674, 675a

24. The issue of migration limit for heavy metals has remained open because Parliament has insisted on its amendment banning chromium VI, cadmium, lead and mercury in toys (row 675a). The Presidency has argued that traces of those substances are unavoidable and that maintaining a migration limit is actually more helpful for ensuring safety and for practical application of the new Toy Safety Regulation. In this context Presidency proposes to maintain the limit values as set out in the Council mandate and, in the spirit of compromise, to add a review clause. The Presidency intends to ask Parliament to show flexibility by accepting this compromise in order to reach provisional agreement on this issue.

J. Other open issues

25. A few topics remained open after the second trilogue, notably the precautionary principle (row 93a), access rights in DPP (rows 280a, 293a), the date of application (row 539). The delegations already expressed their views at the Coreper meeting on 14 March and the Presidency intends to defend the Council position on these points based on the revised mandate received at that Coreper.

K. Confirmation of the solution found on technical provisions

a. DPP-DOC

26. When it comes to the possibility for the Digital Product Passport (DPP) to replace the declaration of conformity (DoC), the goal of the co-legislators is to clarify that the DPP could replace declarations of conformity, to use the DPP as single document for compliance.

27. Following further discussions at technical level, a new compromise can be found in new paragraph 4a in Article 17 (rows 282a – 282f). The objective is to cover the specific pieces of Union harmonisation legislation that are particularly relevant for toys, in order to deliver a solution with tangible benefits for the economic operators. Therefore, the new drafting now covers the specific obligations for the following: the Radio Equipment Directive, the Low-Voltage Directive, the Electromagnetic Compatibility Directive, the Restriction of Hazardous Substances Directive and also the AI act, the Cyber Resilience Act and the Delegated Regulation on drones.

28. The new drafting makes it clear that using the DPP to replace the DoC is a possibility and not an obligation, and in order to provide further legal certainty, a new paragraph 4b is added to require that when manufacturers make use of this possibility, the DPP shall contain a sentence clearly indicating that the DPP replaces the DoC. Therefore, a new point (fa) in Annex VI (row 805a) is added to that effect.

29. The Presidency views this compromise as legally sound, and invites the delegations to show flexibility on this issue in view of the need to reach overall compromise on the text.

b. Article 11

30. On Article 11, the new compromise in row 236 takes the text initially put forward by the European Parliament, to take their concerns over “natural or legal persons” into consideration, and it combines it with the notion of substantial modification. The proposed text draws inspiration from the Machinery Regulation (EU) 2023/1230 and in the Presidency’s view provides a clear framework to determine when natural or legal persons shall be considered a manufacturer and be subject to the obligations of the manufacturers under Article 7. The new text also provides the necessary exemption for consumer or other end-users which was the main concern expressed by some delegations at the Working Party. The Presidency views this as a balanced compromise.

c. Data carrier

31. During the discussions at technical level, the co-legislators identified the need to clarify in the text of the Toy Safety Regulation how the data carriers and identifiers for the DPP would need to comply with the relevant standards required under the Ecodesign for Sustainable Products Regulation (ESPR) in order to make sure that unique operator identifier and the unique product identifier under the new TSR and ESPR cannot be different for the same economic operator or toy. Therefore, new Article 18a on data carriers and unique identifiers has been introduced in rows 300a to 300h.

d. Articles 41 and 44

32. In Parliament's view, Article 44 should be deleted because it is redundant with Article 41. The reasoning being that any product presenting a risk would be non-compliant in line with the general safety requirements in the Toys Safety Regulation. In addition, a toy that is compliant but poses a risk would fall under the procedure of Article 41. Despite the Presidency's best efforts during the negotiations to underline that both articles are needed, as Article 44 provides for specific cases of toys presenting a risk, the Parliament remains firm on its request to delete Article 44.

33. In the spirit of compromise, and considering the need to find flexibilities to reach a balanced overall compromise on the whole text with the Parliament, it is suggested to go back to the Commission's original proposal in row 439, with the addition that the evaluation carried out by the market surveillance authorities cover the *all relevant* requirements laid down in the TSR; and to delete Article 44.

IV. CONCLUSION

34. The Permanent Representatives Committee is invited to reflect on the abovementioned questions and to express its views on possible areas of flexibility in order to engage in negotiations with the European Parliament at the next informal trilogue on 10 April 2025 which is scheduled as the possible final trilogue on this proposal under the Polish Presidency.

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35. The Permanent Representatives Committee is therefore invited:

- to confirm the preliminary agreement reached at the technical level on the part of the text proposal, which is set out in Annex to this note;
- to approve the revision of the Council mandate for negotiating with the Parliament on the issues listed above.

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Proposal for a REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL on the safety of toys and repealing Directive 2009/48/EC (Text with EEA relevance)

2023/0290(COD)
DRAFT [Draft_Following ITM on 28 March]
28-03-2025 at 15h28

PUBLIC

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Formula				
1	2023/0290 (COD)	2023/0290 (COD)	2023/0290 (COD)	2023/0290 (COD) Text Origin: Commission Proposal
Proposal Title				
2	Proposal for a REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL on the safety of toys and repealing Directive 2009/48/EC (Text with EEA relevance)	Proposal for a REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL on the safety of toys and repealing Directive 2009/48/EC (Text with EEA relevance)	Proposal for a REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL on the safety of toys and repealing Directive 2009/48/EC (Text with EEA relevance)	Proposal for a REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL on the safety of toys and repealing Directive 2009/48/EC (Text with EEA relevance) Text Origin: Commission Proposal
Formula				
3	THE EUROPEAN PARLIAMENT AND THE COUNCIL OF THE EUROPEAN UNION,	THE EUROPEAN PARLIAMENT AND THE COUNCIL OF THE EUROPEAN UNION,	THE EUROPEAN PARLIAMENT AND THE COUNCIL OF THE EUROPEAN UNION,	THE EUROPEAN PARLIAMENT AND THE COUNCIL OF THE EUROPEAN UNION, Text Origin: Commission Proposal
Citation 1				
4	Having regard to the Treaty on the Functioning of the European Union, and in particular Article 114 thereof,	Having regard to the Treaty on the Functioning of the European Union, and in particular Article 114 thereof,	Having regard to the Treaty on the Functioning of the European Union, and in particular Article 114 thereof,	Having regard to the Treaty on the Functioning of the European Union, and in particular Article 114 thereof, Text Origin: Commission Proposal

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Citation 2				
5	Having regard to the proposal from the European Commission,	Having regard to the proposal from the European Commission,	Having regard to the proposal from the European Commission,	Having regard to the proposal from the European Commission, Text Origin: Commission Proposal
Citation 3				
6	After transmission of the draft legislative act to the national parliaments,	After transmission of the draft legislative act to the national parliaments,	After transmission of the draft legislative act to the national parliaments,	After transmission of the draft legislative act to the national parliaments, Text Origin: Commission Proposal
Citation 4				
7	Having regard to the opinion of the European Economic and Social Committee[1], _____ 1. OJ C , , p. .	Having regard to the opinion of the European Economic and Social Committee[1], _____ 1. OJ C , , p. .	Having regard to the opinion of the European Economic and Social Committee[1], _____ 1. OJ C , , p. .	Having regard to the opinion of the European Economic and Social Committee[1], _____ 1. OJ C , , p. . Text Origin: Commission Proposal
Citation 5				
8	Acting in accordance with the ordinary legislative procedure,	Acting in accordance with the ordinary legislative procedure,	Acting in accordance with the ordinary legislative procedure,	Acting in accordance with the ordinary legislative procedure, Text Origin: Commission Proposal
Formula				
9	Whereas:	Whereas:	Whereas:	Whereas: Text Origin: Commission Proposal
Recital 1				

PUBLIC

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
10	(1) Directive 2009/48/EC of the European Parliament and of the Council[1] was adopted to ensure a high level of safety of toys and their free movement on the internal market. _____ 1. Directive 2009/48/EC of the European Parliament and of the Council of 18 June 2009 on the safety of toys (OJ L 170, 30.6.2009, p. 1).	(1) Directive 2009/48/EC of the European Parliament and of the Council[1] was adopted to ensure a high level of safety of toys and their free movement on the internal market. _____ 1. Directive 2009/48/EC of the European Parliament and of the Council of 18 June 2009 on the safety of toys (OJ L 170, 30.6.2009, p. 1).	(1) Directive 2009/48/EC of the European Parliament and of the Council[1] was adopted to ensure a high level of safety of toys and their free movement on the internal market. _____ 1. Directive 2009/48/EC of the European Parliament and of the Council of 18 June 2009 on the safety of toys (OJ L 170, 30.6.2009, p. 1).	(1) Directive 2009/48/EC of the European Parliament and of the Council[1] was adopted to ensure a high level of safety of toys and their free movement on the internal market. _____ 1. Directive 2009/48/EC of the European Parliament and of the Council of 18 June 2009 on the safety of toys (OJ L 170, 30.6.2009, p. 1). Text Origin: Commission Proposal
Recital 2				
11	(2) Children are a particularly vulnerable group. It is essential to ensure a high level of safety of children when playing with toys. Children should be adequately protected from possible risks stemming from toys, in particular from the chemical substances that toys may contain. At the same time, compliant toys should be able to move freely across the internal market without additional requirements.	(2) Children are a particularly vulnerable group. It is essential to ensure a high level of safety of children when playing with toys. Children***, including children with disabilities,*** should be adequately protected from possible risks stemming from toys, ~~*in particular*~~***including*** from the chemical substances that toys may contain. At the same time, compliant toys should be able to move freely across the internal market without additional requirements.	(2) Children are a particularly vulnerable group. It is essential to ensure a high level of safety ~~of~~**for** children when playing with toys. Children should be adequately protected from possible risks stemming from toys, in particular from the chemical substances that toys ~~may~~**might** contain. At the same time, compliant toys should be able to move freely across the internal market without additional requirements.	(2) Children are a particularly vulnerable group. It is essential to ensure a high level of safety~~*of*~~ ***for*** children when playing with toys. Children***, including children with disabilities,*** should be adequately protected from possible risks stemming from toys,~~*in particular*~~ ***including*** from the chemical substances that toys~~*may*~~ ***might*** contain. At the same time, compliant toys should be able to move freely across the~~*internal market*~~ ***Union*** without additional requirements ***thus strengthening the internal market and improving its functioning while providing for a high level of consumer protection***. EP to see if "adaptive toys" could be added in this recital

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Recital 3				
12	(3) The Commission evaluation of Directive 2009/48/EC concluded that the Directive is relevant and generally effective in protecting children. However, it also identified a number of deficiencies that have emerged during the practical application of the Directive since its adoption in 2009. In particular, the evaluation identified certain shortcomings with regard to possible risks arising from harmful chemicals in toys. The evaluation also concluded that many non-compliant and unsafe toys remain on the Union market.	(3) The Commission evaluation of Directive 2009/48/EC concluded that the Directive is relevant and generally effective in protecting children. However, it also identified a number of deficiencies that have emerged during the practical application of the Directive since its adoption in 2009. In particular, the evaluation identified certain shortcomings with regard to possible risks arising from harmful chemicals in toys. The evaluation also concluded that many non-compliant and unsafe toys remain on the Union market.	(3) The Commission evaluation of Directive 2009/48/EC concluded that ~~the~~**that** Directive is relevant and generally effective in protecting children. However, it also identified a number of deficiencies that have emerged during the practical application of ~~the~~**that** Directive since its adoption in 2009. In particular, the evaluation identified certain shortcomings with regard to possible risks arising from harmful chemicals in toys. The evaluation also concluded that many non-compliant and unsafe toys remain on the Union market.	(3) The Commission evaluation of Directive 2009/48/EC concluded that ~~*the*~~***that*** Directive is relevant and generally effective in protecting children. However, it also identified a number of deficiencies that have emerged during the practical application of ~~*the*~~***that*** Directive since its adoption in 2009. In particular, the evaluation identified certain shortcomings with regard to possible risks arising from harmful chemicals in toys. The evaluation also concluded that many non-compliant and unsafe toys remain on the Union market.
Recital 4				
13	(4) The Chemicals Strategy for Sustainability[1] called for strengthening the protection of consumers from the most harmful chemicals and to extending the generic approach towards harmful chemicals (based on generic preventive bans) to ensure that consumers, vulnerable groups and the environment are more consistently protected. In particular, the strategy commits to strengthen Directive 2009/48/EC with regard to the protection from the risks of the most harmful chemicals and possible combination effects of chemicals.	(4) The Chemicals Strategy for Sustainability[1] called for strengthening the protection of consumers from the most harmful chemicals and to extending the generic approach towards harmful chemicals (based on generic preventive bans) to ensure that consumers, vulnerable groups and the environment are more consistently protected. In particular, the strategy commits to strengthen Directive 2009/48/EC with regard to the protection from the risks of the most harmful chemicals and possible combination effects of chemicals.	(4) The Chemicals Strategy for Sustainability[1] called for strengthening the protection of consumers from the most harmful chemicals and to extending the generic approach towards harmful chemicals (based on generic preventive bans) to ensure that consumers, vulnerable groups and the environment are more consistently protected. In particular, the strategy commits to strengthen Directive 2009/48/EC with regard to the protection from the risks of the most harmful chemicals and possible combination effects of chemicals.	(4) The Chemicals Strategy for Sustainability[1] called for strengthening the protection of consumers from the most harmful chemicals and to extending the generic approach towards harmful chemicals (based on generic preventive bans) to ensure that consumers, vulnerable groups and the environment are more consistently protected. In particular, the strategy commits to strengthen Directive 2009/48/EC with regard to the protection from the risks of the most harmful chemicals and possible combination effects of chemicals.

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	1. COM(2020) 667 final	1. COM(2020) 667 final	1. COM(2020) 667 final	1. COM(2020) 667 final Text Origin: Commission Proposal
Recital 5				
G 14	(5) Since the rules setting out the requirements for toys, in particular the essential requirements and the conformity assessment procedures, need to be of uniform application across the Union, and not give room for divergent implementation by Member States, Directive 2009/48/EC should be replaced by a regulation.	(5) Since the rules setting out the requirements for toys, in particular the essential requirements and the conformity assessment procedures, need to be of uniform application across the Union, and not give room for divergent implementation by Member States, Directive 2009/48/EC should be replaced by a regulation.	(5) Since the rules setting out the requirements for toys, in particular the essential **safety** requirements and the conformity assessment procedures, need to be of uniform application across the Union, and not give room for divergent implementation by Member States, Directive 2009/48/EC should be replaced by a regulation.	(5) Since the rules setting out the requirements for toys, in particular the essential ***safety*** requirements and the conformity assessment procedures, need to be of uniform application across the Union, and not give room for divergent implementation by Member States, Directive 2009/48/EC should be replaced by a regulation. G
Recital 6				
G 15	(6) Toys are also subject to Regulation (EU) 2023/988 on general product safety[1], which applies in a complementary manner in matters not covered by specific sectoral legislation on consumer products. In particular, Section 2 of Chapter III and Chapter IV in relation to online sales, Chapter VI on the Safety Gate Rapid Alert System and Safety Business Gateway and Chapter VIII on the right of information and remedy also apply to toys. Therefore, this Regulation does not include specific provisions on distance and online sales, accident reporting by economic operators and the right of information and remedy but rather requires economic operators	(6) Toys are also subject to Regulation (EU) 2023/988 on general product safety[1], which applies in a complementary manner in matters not covered by specific sectoral legislation on consumer products. In particular, Section 2 of Chapter III and Chapter IV in relation to online sales, Chapter VI on the Safety Gate Rapid Alert System and Safety Business Gateway and Chapter VIII on the right of information and remedy also apply to toys. Therefore, this Regulation does not include specific provisions on distance and online sales, accident reporting by economic operators and the right of information and remedy but rather requires economic operators	(6) Toys are also subject to Regulation (EU) 2023/988 on general product safety[1], which applies in a complementary manner in matters not covered by specific sectoral legislation on consumer products. In particular, Section 2 of Chapter III and Chapter IV in relation to online sales, Chapter VI on the Safety Gate Rapid Alert System and Safety Business Gateway and Chapter VIII on the right of information and remedy also apply to toys. Therefore, this Regulation does not include specific provisions on ~~distance and online sales,~~ accident reporting by economic operators and the right of information and remedy but rather requires economic operators	(6) Toys are also subject to Regulation (EU) 2023/988 on general product safety[1], which applies in a complementary manner in matters not covered by specific sectoral legislation on consumer products. In particular, Section 2 of Chapter III and Chapter IV in relation to online sales, Chapter VI on the Safety Gate Rapid Alert System and Safety Business Gateway and Chapter VIII on the right of information and remedy also apply to toys. Therefore, this Regulation does not include specific provisions on ~~*distance and online sales,*~~ accident reporting by economic operators and the right of information and remedy but rather requires economic operators G

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	providing information on safety issues concerning toys to inform authorities and consumers in accordance with the procedures set out in Regulation (EU) 2023/988. _____ 1. OJ L 11, 15.1.2002, p. 4.	providing information on safety issues concerning toys to inform authorities and consumers in accordance with the procedures set out in Regulation (EU) 2023/988. _____ 1. OJ L 11, 15.1.2002, p. 4.	providing information on safety issues concerning toys to inform authorities and consumers **or other end-users** in accordance with the procedures set out in Regulation (EU) 2023/988. _____ 1. **[1]** OJ L 11, 15.1.2002, p. 4.	providing information on safety issues concerning toys to inform authorities and consumers ***or other end-users*** in accordance with the procedures set out in Regulation (EU) 2023/988. _____ 1. ***[1]*** OJ L 11, 15.1.2002, p. 4. Text Origin: Council Mandate
Recital 7				
G 16	(7) Regulation (EC) No 765/2008 of the European Parliament and of the Council[1] lays down rules on the accreditation of conformity assessment bodies, and lays down the general principles of the CE marking. That Regulation should be applicable to toys in order to ensure that toys benefiting from the free movement of goods within the Union fulfil requirements providing a high level of protection of health and safety of persons and in particular children. _____ 1. Regulation (EC) No 765/2008 of the European Parliament and of the Council of 9 July 2008 setting out the requirements for accreditation and market surveillance relating to the marketing of products and repealing Regulation (EEC) No 339/93 (OJ L 218, 13.8.2008, p. 30).	(7) Regulation (EC) No 765/2008 of the European Parliament and of the Council[1] lays down rules on the accreditation of conformity assessment bodies, and lays down the general principles of the CE marking. That Regulation should be applicable to toys in order to ensure that toys benefiting from the free movement of goods within the Union fulfil requirements providing a high level of protection of health and safety of persons and in particular children. _____ 1. Regulation (EC) No 765/2008 of the European Parliament and of the Council of 9 July 2008 setting out the requirements for accreditation and market surveillance relating to the marketing of products and repealing Regulation (EEC) No 339/93 (OJ L 218, 13.8.2008, p. 30).	(7) Regulation (EC) No 765/2008 of the European Parliament and of the Council[1] lays down rules on the accreditation of conformity assessment bodies, and lays down the general principles of the CE marking. That Regulation should be applicable to toys in order to ensure that toys benefiting from the free movement of goods within the Union fulfil requirements providing a high level of protection of health and safety of persons and in particular children. _____ 1. Regulation (EC) No 765/2008 of the European Parliament and of the Council of 9 July 2008 setting out the requirements for accreditation and market surveillance relating to the marketing of products and repealing Regulation (EEC) No 339/93 (OJ L 218, 13.8.2008, p. 30).	(7) Regulation (EC) No 765/2008 of the European Parliament and of the Council[1] lays down rules on the accreditation of conformity assessment bodies, and lays down the general principles of the CE marking. That Regulation should be applicable to toys in order to ensure that toys benefiting from the free movement of goods within the Union fulfil requirements providing a high level of protection of health and safety of persons and in particular children. _____ 1. Regulation (EC) No 765/2008 of the European Parliament and of the Council of 9 July 2008 setting out the requirements for accreditation and market surveillance relating to the marketing of products and repealing Regulation (EEC) No 339/93 (OJ L 218, 13.8.2008, p. 30). Text Origin: Commission Proposal
Recital 8				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
G	17	(8) Decision No 768/2008/EC of the European Parliament and of the Council[1] lays down common principles and reference provisions intended to apply across sectoral product legislation in order to provide a coherent basis for such legislation. This Regulation should therefore be drafted, to the extent possible, in accordance with those common principles and reference provisions. _____ 1. Decision No 768/2008/EC of the European Parliament and of the Council of 9 July 2008 on a common framework for the marketing of products, and repealing Council Decision 93/465/EEC (OJ L 218, 13.8.2008, p. 82).	(8) Decision No 768/2008/EC of the European Parliament and of the Council[1] lays down common principles and reference provisions intended to apply across sectoral product legislation in order to provide a coherent basis for such legislation. This Regulation should therefore be drafted, to the extent possible, in accordance with those common principles and reference provisions. _____ 1. Decision No 768/2008/EC of the European Parliament and of the Council of 9 July 2008 on a common framework for the marketing of products, and repealing Council Decision 93/465/EEC (OJ L 218, 13.8.2008, p. 82).	(8) Decision No 768/2008/EC of the European Parliament and of the Council[1] lays down common principles and reference provisions intended to apply across sectoral product legislation in order to provide a coherent basis for such legislation. This Regulation should therefore ~~be drafted~~**follow**, to the extent possible, ~~in accordance with~~ those common principles and reference provisions. _____ 1. Decision No 768/2008/EC of the European Parliament and of the Council of 9 July 2008 on a common framework for the marketing of products, and repealing Council Decision 93/465/EEC (OJ L 218, 13.8.2008, p. 82).	(8) Decision No 768/2008/EC of the European Parliament and of the Council[1] lays down common principles and reference provisions intended to apply across sectoral product legislation in order to provide a coherent basis for such legislation. This Regulation should therefore ~~*be drafted*~~***follow***, to the extent possible, ~~*in accordance with*~~ those common principles and reference provisions. _____ 1. Decision No 768/2008/EC of the European Parliament and of the Council of 9 July 2008 on a common framework for the marketing of products, and repealing Council Decision 93/465/EEC (OJ L 218, 13.8.2008, p. 82). Text Origin: Council Mandate	G
Recital 9				
Y	18	(9) This Regulation should lay down essential requirements for toys to ensure a high level of protection of health and safety of children when playing with toys as well as the free movement of toys in the Union. This Regulation should be applied taking due account of the precautionary principle.	(9) This Regulation should lay down essential requirements for toys to ensure a high level of protection of health and safety of children when playing with toys as well as the free movement of toys in the Union. This Regulation should be ~~*applied*~~***implemented*** taking due account of the precautionary principle.	(9) This Regulation should lay down essential **safety** requirements for toys to ensure a high level of protection of health and safety of children when playing with toys as well as the free movement of toys in the Union. This Regulation should be applied taking due account of the precautionary principle.	pending outcome on precautionary principle.	Y
Recital 10				
G	19	(10) To facilitate the application of this Regulation by manufacturers and national authorities, its scope	(10) To facilitate the application of this Regulation by manufacturers and national authorities, its scope	(10) ~~To facilitate the application of~~ This Regulation ~~by manufacturers and national authorities, its scope~~	(10) To facilitate the application of this Regulation ~~*by manufacturers and national authorities*~~, its scope	G

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	should be clearly defined. It should apply to all products designed or intended for use in play by children under 14 years of age. A product may be considered as a toy even if it is not exclusively intended for playing purposes and has other additional functions. Whether a product has play value depends on the use envisioned by the manufacturer or on the use of the product reasonably foreseeable by a parent or a supervisor. At the same time, it is necessary to exclude from its scope certain toys which are not intended for domestic use, such as public playground equipment or automatic machines intended for public use, or other toys equipped with combustion or steam engines, as such toys may present risks to the health and safety of children that are not addressed by this Regulation. In addition, a list of products that could be confused with toys but are not to be considered toys within the meaning of this Regulation should be provided.	should be clearly defined. It should apply to all products designed or intended for use in play by children under 14 years of age. A product may be considered as a toy even if it is not exclusively intended for playing purposes and has other additional functions. Whether a product has play value depends on the use envisioned by the manufacturer or on the use of the product reasonably foreseeable by a parent or a supervisor. At the same time, it is necessary to exclude from its scope certain toys which are not intended for domestic use, such as public playground equipment or automatic machines intended for public use, or other toys equipped with combustion or steam engines, as such toys may present risks to the health and safety of children that are not addressed by this Regulation. In addition, a list of products that could be confused with toys but are not to be considered toys within the meaning of this Regulation should be provided.	~~should be clearly defined. It~~ should apply to all products designed or intended for use in play by children under 14 years of age. A product ~~may~~**could** be considered as a toy even if it is not exclusively intended for playing purposes and has other additional functions. Whether a product has play value depends on the use envisioned by the manufacturer or on the use of the product reasonably foreseeable by a parent or a supervisor. At the same time, it is necessary to exclude from its scope certain toys which are not intended for domestic use, such as public playground equipment or automatic machines intended for public use, or other toys equipped with combustion or steam engines, as such toys may present risks to the health and safety of children that are not addressed by this Regulation. In addition, a list of products that could be confused with toys but are not to be considered toys within the meaning of this Regulation should be provided.	should be clearly defined. It should apply to all products designed or intended for use in play by children under 14 years of age. A product ~~*may*~~***could*** be considered as a toy even if it is not exclusively intended for playing purposes and has other additional functions. Whether a product has play value depends on the use envisioned by the manufacturer or on the use of the product reasonably foreseeable by a parent or a supervisor. At the same time, it is necessary to exclude from its scope certain toys which are not intended for domestic use, such as public playground equipment or automatic machines intended for public use, or other toys equipped with combustion or steam engines, as such toys may present risks to the health and safety of children that are not addressed by this Regulation. In addition, a list of products that could be confused with toys but are not to be considered toys within the meaning of this Regulation should be provided.
Recital 11				
20	(11) This Regulation should apply to toys which are new to the Union market when placed on the market, i.e. either new toys made by a manufacturer established in the Union or toys, whether new or second hand, imported from a third	(11) This Regulation should apply to toys which are new to the Union market when placed on the market, i.e. either new toys made by a manufacturer established in the Union or toys, whether new or second hand, imported from a third	(11) This Regulation should apply to ~~toys which are new to the Union market when placed on the market, i.e. either~~ new toys made by a manufacturer established in the Union ~~or~~**and to** toys, whether new or second hand, imported from a	(11) This Regulation should apply to ~~*toys which are new to the Union market when placed on the market, i.e. either*~~ new toys made by a manufacturer established in the Union ~~*or*~~***and to*** toys, whether new or second hand, imported from a

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	country. The safety of other second hand products falls within the scope of Regulation (EU) 2023/988 of the European Parliament and of the Council[1]. 1. Regulation (EU) 2023/988 of the European Parliament and of the Council of 10 May 2023 on general product safety, amending Regulation (EU) No 1025/2012 of the European Parliament and of the Council and Directive (EU) 2020/1828 of the European Parliament and the Council, and repealing Directive 2001/95/EC of the European Parliament and of the Council and Council Directive 87/357/EEC (OJ L 135, 23.5.2023, p. 1).	country. The safety of other second hand products falls within the scope of Regulation (EU) 2023/988 of the European Parliament and of the Council[1]. 1. Regulation (EU) 2023/988 of the European Parliament and of the Council of 10 May 2023 on general product safety, amending Regulation (EU) No 1025/2012 of the European Parliament and of the Council and Directive (EU) 2020/1828 of the European Parliament and the Council, and repealing Directive 2001/95/EC of the European Parliament and of the Council and Council Directive 87/357/EEC (OJ L 135, 23.5.2023, p. 1).	third country **and placed on the Union market**. The safety of other second hand ~~products~~**toys which were already on the Union market** falls within the scope of Regulation (EU) 2023/988 of the European Parliament and of the Council[1]. 1. Regulation (EU) 2023/988 of the European Parliament and of the Council of 10 May 2023 on general product safety, amending Regulation (EU) No 1025/2012 of the European Parliament and of the Council and Directive (EU) 2020/1828 of the European Parliament and the Council, and repealing Directive 2001/95/EC of the European Parliament and of the Council and Council Directive 87/357/EEC (OJ L 135, 23.5.2023, p. 1).	third country ***and placed on the Union market***. The safety of other second hand ~~*products*~~***toys which were already on the Union market*** falls within the scope of Regulation (EU) 2023/988 of the European Parliament and of the Council[1]. 1. Regulation (EU) 2023/988 of the European Parliament and of the Council of 10 May 2023 on general product safety, amending Regulation (EU) No 1025/2012 of the European Parliament and of the Council and Directive (EU) 2020/1828 of the European Parliament and the Council, and repealing Directive 2001/95/EC of the European Parliament and of the Council and Council Directive 87/357/EEC (OJ L 135, 23.5.2023, p. 1). Text Origin: Council Mandate
Recital 12				
G 21	(12) To ensure adequate protection of children and other persons, this Regulation should apply to all forms of supply of toys, including distance sales as referred to in Article 6 of Regulation (EU) 2019/1020 of the European Parliament and of the Council[1]. 1. Regulation (EU) 2019/1020 of the European Parliament and of the Council of 20 June 2019 on market surveillance and compliance of products and amending Directive 2004/42/EC and Regulations (EC) No 765/2008 and (EU) No 305/2011 (OJ L 169, 25.6.2019, p. 1).	(12) To ensure adequate protection of children and other persons, this Regulation should apply to all forms of supply of toys, including distance sales as referred to in Article 6 of Regulation (EU) 2019/1020 of the European Parliament and of the Council[1]. 1. Regulation (EU) 2019/1020 of the European Parliament and of the Council of 20 June 2019 on market surveillance and compliance of products and amending Directive 2004/42/EC and Regulations (EC) No 765/2008 and (EU) No 305/2011 (OJ L 169, 25.6.2019, p. 1).	(12) To ensure adequate protection of children and other persons, this Regulation should apply to all forms of supply of toys, including distance sales as referred to in Article 6 of Regulation (EU) 2019/1020 of the European Parliament and of the Council[1]. 1. Regulation (EU) 2019/1020 of the European Parliament and of the Council of 20 June 2019 on market surveillance and compliance of products and amending Directive 2004/42/EC and Regulations (EC) No 765/2008 and (EU) No 305/2011 (OJ L 169, 25.6.2019, p. 1).	(12) To ensure adequate protection of children and other persons, this Regulation should apply to all forms of supply of toys, including distance sales as referred to in Article 6 of Regulation (EU) 2019/1020 of the European Parliament and of the Council[1]. 1. Regulation (EU) 2019/1020 of the European Parliament and of the Council of 20 June 2019 on market surveillance and compliance of products and amending Directive 2004/42/EC and Regulations (EC) No 765/2008 and (EU) No 305/2011 (OJ L 169, 25.6.2019, p. 1). G

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: Commission Proposal
Recital 13				
22	(13) Essential safety requirements for toys should ensure protection from all relevant health and safety hazards posed by toys, for users or third parties. Particular safety requirements should cover the physical and mechanical properties, flammability, chemical properties, electrical properties, hygiene and radioactivity to ensure that the safety of children is adequately protected against those specific hazards. Since it is possible that toys which present hazards that are not covered by a particular safety requirement might exist or be developed, it is necessary to maintain a general requirement of safety to ensure protection of children in respect of such toys. The safety of toys should be determined by reference to the intended use, while taking into account also the foreseeable use, and bearing in mind the behaviour of children, who do not generally show the same degree of care as the average adult user. Together, the general safety requirement and the particular safety requirements should form the essential safety requirements for toys.	(13) Essential safety requirements for toys should ensure protection from all relevant health and safety hazards posed by toys, for users or third parties. Particular safety requirements should cover the physical and mechanical properties, flammability, chemical properties, electrical properties, hygiene and radioactivity to ensure that the safety of children is adequately protected against those specific hazards. Since it is possible that toys which present hazards that are not covered by a particular safety requirement might exist or be developed, it is necessary to maintain a general requirement of safety to ensure protection of children in respect of such toys. The safety of toys should be determined by reference to the intended use, while taking into account also the foreseeable use, and bearing in mind the behaviour of children, who do not generally show the same degree of care as the average adult user. Together, the general safety requirement and the particular safety requirements should form the essential safety requirements for toys.	(13) Essential safety requirements for toys should ensure protection from all relevant health and safety hazards posed by toys, for users or third parties. Particular safety requirements should cover the physical and mechanical properties, flammability, chemical properties, electrical properties, hygiene and radioactivity to ensure that the safety of children is adequately protected against those specific hazards. Since it is possible that toys which present hazards that are not covered by a particular safety requirement might exist or be developed, it is necessary to maintain a general requirement of safety to ensure protection of children in respect of such toys. The safety of toys should be determined by reference to the intended use, while taking into account also the foreseeable use, and bearing in mind the behaviour of children, who do not generally show the same degree of care as the average adult user. Together, the general safety requirement and the particular safety requirements should form the essential safety requirements for toys. **The obligation for economic operators to comply with those**	(13) Essential safety requirements for toys should ensure protection from all relevant health and safety hazards posed by toys, for users or third parties. Particular safety requirements should cover the physical and mechanical properties, flammability, chemical properties, electrical properties, hygiene and radioactivity to ensure that the safety of children is adequately protected against those specific hazards. Since it is possible that toys which present hazards that are not covered by a particular safety requirement might exist or be developed, it is necessary to maintain a general requirement of safety to ensure protection of children in respect of such toys. The safety of toys should be determined by reference to the intended use, while taking into account also the foreseeable use, and bearing in mind the behaviour of children, who do not generally show the same degree of care as the average adult user. Together, the general safety requirement and the particular safety requirements should form the essential safety requirements for toys. ***The obligation for economic operators to comply with those***

PUBLIC

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
			essential safety requirement does not affect their obligations to comply with other Union law that may be applicable to toys and which address other aspects such as cybersecurity, environmental protection, the making available of hazardous substances and mixtures, or artificial intelligence.	***essential safety requirement does not affect their obligations to comply with other Union law that may be applicable to toys and which address other aspects such as cybersecurity, environmental protection, the making available of hazardous substances and mixtures, or artificial intelligence.*** Text Origin: Council Mandate
Recital 14				
23	(14) Relying on digital technologies has led to new hazards in toys. Radio toys are to comply with essential requirements for the protection of privacy and internet-connected toys are to incorporate safeguards towards cybersecurity and protection from fraud in accordance with Directive 2014/53/EU of the European Parliament and of the Council[1]. Toys which include artificial intelligence are to comply with Regulation (EU) …/…[P.O. insert serial number for Regulation laying down harmonised rules on artificial intelligence][2]. Therefore, particular safety requirements regarding cybersecurity, protection of personal data and privacy or other hazards stemming from the incorporation of artificial intelligence in toys should not be set out. However, protecting the health	(14) Relying on digital technologies has led to new hazards in toys. Radio toys are to comply with essential requirements for the protection of privacy and internet-connected toys are to incorporate safeguards towards cybersecurity and protection from fraud in accordance with Directive 2014/53/EU of the European Parliament and of the Council~~1~~***30***. Toys which include artificial intelligence are to comply with Regulation (EU) …/…[P.O. insert serial number for Regulation laying down harmonised rules on artificial intelligence]~~2~~***31***. Therefore, ***such toys should comply with standards of safety, security and privacy by design.*** Particular safety requirements regarding cybersecurity, protection of personal data and privacy or other hazards stemming from the	(14) Relying on digital technologies has led to new hazards in toys. Radio toys are to comply with essential requirements for the protection of privacy and internet-connected toys are to incorporate safeguards towards cybersecurity and protection from fraud in accordance with Directive 2014/53/EU of the European Parliament and of the Council[1]. Toys **with digital elements are to comply with Regulation (EU) …/…[P.O. insert serial number for Regulation on horizontal cybersecurity requirements for products with digital elements]. Toys** which include artificial intelligence are to comply with Regulation (EU) …/…[P.O. insert serial number for Regulation laying down harmonised rules on artificial intelligence][2]. Therefore, **this Regulation should not lay down**	(14) Relying on digital technologies has led to new hazards in toys. Radio toys are to comply with essential requirements for the protection of privacy and internet-connected toys are to incorporate safeguards towards cybersecurity and protection from fraud in accordance with Directive 2014/53/EU of the European Parliament and of the Council[1]. Toys ***with digital elements are to comply with Regulation (EU) …/…[P.O. insert serial number for Regulation on horizontal cybersecurity requirements for products with digital elements]. Toys*** which include artificial intelligence are to comply with Regulation (EU) …/…[P.O. insert serial number for Regulation laying down harmonised rules on artificial intelligence][2]. Therefore, ***this Regulation should not lay down***

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	of children should not merely ensure the absence of disease or infirmity and relying on digital technologies may pose risks to children which go beyond their physical health. To ensure that children are protected from any risk coming from the use of digital technologies in toys, the general safety requirement should ensure the psychological and mental health, as well as the well-being and cognitive development, of children. _____ 1. Directive 2014/53/EU of the European Parliament and of the Council of 16 April 2014 on the harmonisation of the laws of the Member States relating to the making available on the market of radio equipment and repealing Directive 1999/5/EC (OJ L 153, 22.5.2014, p. 62). 2. PO: Please insert in the text the number of the Regulation and insert the number, date, title and OJ reference of that Regulation in the footnote.	incorporation of artificial intelligence in toys should ~~*not be set out. However, protecting the health of children should not merely ensure the absence of disease or infirmity and relying on digital technologies may pose risks to children which go beyond their physical health*~~***be dealt with within the specific legislation***. ~~*To ensure that children are protected from any risk coming from the use of digital technologies in toys, the general safety requirement should ensure the psychological and mental health, as well as the well-being and cognitive development, of children.*~~ _____ ~~*1. Directive 2014/53/EU of the European Parliament and of the Council of 16 April 2014 on the harmonisation of the laws of the Member States relating to the making available on the market of radio equipment and repealing Directive 1999/5/EC (OJ L 153, 22.5.2014, p. 62).*~~ ~~*2. PO: Please insert in the text the number of the Regulation and insert the number, date, title and OJ reference of that Regulation in the footnote.*~~	particular safety requirements regarding cybersecurity, protection of personal data and privacy or other hazards stemming from the incorporation of artificial intelligence in toys ~~should not be set out. However, protecting the health of children should not merely ensure the absence of disease or infirmity and relying on digital technologies may pose risks to children which go beyond their physical health. To ensure that children are protected from any risk coming from the use of digital technologies in toys, the general safety requirement should ensure the psychological and mental health, as well as the well-being and cognitive development, of children.~~. _____ 1. Directive 2014/53/EU of the European Parliament and of the Council of 16 April 2014 on the harmonisation of the laws of the Member States relating to the making available on the market of radio equipment and repealing Directive 1999/5/EC (OJ L 153, 22.5.2014, p. 62). 2. PO: Please insert in the text the number of the Regulation and insert the number, date, title and OJ reference of that Regulation in the footnote.	particular safety requirements regarding cybersecurity, protection of personal data and privacy or other hazards stemming from the incorporation of artificial intelligence in toys ~~*should not be set out. However, protecting the health of children should not merely ensure the absence of disease or infirmity and relying on digital technologies may pose risks to children which go beyond their physical health. To ensure that children are protected from any risk coming from the use of digital technologies in toys, the general safety requirement should ensure the psychological and mental health, as well as the well-being and cognitive development, of children.*~~. _____ 1. Directive 2014/53/EU of the European Parliament and of the Council of 16 April 2014 on the harmonisation of the laws of the Member States relating to the making available on the market of radio equipment and repealing Directive 1999/5/EC (OJ L 153, 22.5.2014, p. 62). 2. PO: Please insert in the text the number of the Regulation and insert the number, date, title and OJ reference of that Regulation in the footnote. Follow-up to 2nd trilogue. Recital to be further worked at technical level. Text Origin: Council Mandate
Recital 14a				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Y	23a	***(14a) Under Regulation (EU) …/…[OJ insert serial number for Regulation laying down harmonised rules on artificial intelligence] toys containing AI systems as safety components are considered as high-risk AI. Furthermore, under the Cyber Resilience Act internet connected toys that have social interactive features (e.g. speaking or filming) or that have location tracking features are considered important products with digital elements (Class I). On the basis of those Regulations, such toys require a third party conformity assessment, unless the manufacturer has applied relevant harmonised standards.***	PUBLIC	***(14a) Under Regulation (EU) 2024/1689, toys with AI systems as safety components that require third-party conformity assessment are classified as high-risk AI systems. The choice by the manufacturer of the conformity assessment procedures for such toys, where there is a possibility to opt out of third party conformity assessment where harmonised standards have been applied, should not affect this classification as high-risk AI system under Article 6(1) of the AI Act. Furthermore, under Regulation (EU) 2024/2847 internet connected toys that have social interactive features (e.g. speaking or filming) or that have location tracking features are considered important products with digital elements (Class I) and require a third party conformity assessment, unless the manufacturer has applied relevant harmonised standards, common specifications or European cybersecurity certification schemes at assurance level at least 'substantial'.*** Follow-up to 2nd trilogue. Recital to be further worked at technical level.
Recital 14b				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Y	23b	***(14b) The safety assessment should take into account the health risk posed by digitally connected toys, where appropriate, including any risk posed to mental health. Therefore, when assessing the safety of digitally connected toys likely to have an impact on children, manufacturers should ensure that the products they make available on the market meet the highest standards of safety, security and privacy by design, in the best interests of children.***		***(14b) The safety assessment should take into account the health risk posed by digitally connected toys, where appropriate, including any risk posed to mental health. Therefore, when assessing the safety of digitally connected toys likely to have an impact on children, manufacturers should ensure that the products they make available on the market meet the highest standards of safety, security and privacy by design, in the best interests of children.*** follow-up to 2nd trilogue.
	Recital 15			
G	24	(15) Toys should comply with physical and mechanical requirements that prevent children from getting physically injured when playing with toys and should not pose a risk of choking or suffocation to children. In order to protect children from the risk of impaired hearing, maximum values should be set out for both impulse noise and continuous noise emitted by toys. Toys or their parts and their packaging which can be reasonably expected to be brought into contact with food or to transfer their constituents to food under normal or foreseeable conditions of use are subject to Regulation (EC) No 1935/2004 of the European	(15) Toys should comply with physical and mechanical requirements that prevent children from getting physically injured when playing with toys and should not pose a risk of choking or suffocation to children. In order to protect children from the risk of impaired hearing, maximum values should be set out ***taking into account studies and the recommendations of medical experts*** for both impulse noise and continuous noise emitted by toys ***which are designed to emit a sound***. Toys or their parts and their packaging which can be reasonably expected to be brought into contact with food or to transfer their	(15) Toys should comply with physical and mechanical requirements that prevent children from getting physically injured when playing with toys and should not pose a risk of choking or suffocation to children~~. In order to protect children from the risk of impaired hearing, maximum values should be set out for both impulse noise and continuous noise emitted by toys~~. Toys or their parts and their packaging which can be reasonably expected to be brought into contact with food or to transfer their constituents to food under normal or foreseeable conditions of use are subject to Regulation (EC) No 1935/2004 of the European	(15) Toys should comply with physical and mechanical requirements that prevent children from getting physically injured when playing with toys and should not pose a risk of choking or suffocation to children~~*. In order to protect children from the risk of impaired hearing, maximum values should be set out for both impulse noise and continuous noise emitted by toys*~~. Toys or their parts and their packaging which can be reasonably expected to be brought into contact with food or to transfer their constituents to food under normal or foreseeable conditions of use are subject to Regulation (EC) No 1935/2004 of the European

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Parliament and of the Council[1]. In addition, it is appropriate to lay down specific safety requirements to cover the potential specific hazard presented by toys in food, since the association of a toy and food could cause a risk of choking which is distinct from the risks presented by the toy alone and which is, therefore, not covered by any specific measure at Union level. Toys should also ensure sufficient protection as regards flammability or electric properties, in particular to prevent burns or electric shocks. Moreover, toys should meet certain hygiene standards to avoid microbiological risks or other risks of infection or contamination. 1. Regulation (EC) No 1935/2004 of the European Parliament and of the Council of 27 October 2004 on materials and articles intended to come into contact with food and repealing Directives 80/590/EEC and 89/109/EEC (OJ L 338, 13.11.2004, p. 4).	constituents to food under normal or foreseeable conditions of use are subject to Regulation (EC) No 1935/2004 of the European Parliament and of the Council[~~1~~32]. In addition, it is appropriate to lay down specific safety requirements to cover the potential specific hazard presented by toys in food, since the association of a toy and food could cause a risk of choking which is distinct from the risks presented by the toy alone and which is, therefore, not covered by any specific measure at Union level. Toys should also ensure sufficient protection as regards flammability or electric properties, in particular to prevent burns or electric shocks. Moreover, toys should meet certain hygiene standards to avoid microbiological risks or other risks of infection or contamination. ~~1. Regulation (EC) No 1935/2004 of the European Parliament and of the Council of 27 October 2004 on materials and articles intended to come into contact with food and repealing Directives 80/590/EEC and 89/109/EEC (OJ L 338, 13.11.2004, p. 4).~~	Parliament and of the Council[1]. In addition, it is appropriate to lay down specific safety requirements to cover the potential specific hazard presented by toys in food, since the association of a toy and food could cause a risk of choking which is distinct from the risks presented by the toy alone and which is, therefore, not covered by any specific measure at Union level. **Specific safety requirements to cover the potential hazard associated with the ingestion of strong magnets or expanding toy material that are capable of causing intestinal perforation or blockage should be laid down.** Toys should also ensure sufficient protection as regards flammability or electric properties, in particular to prevent burns or electric shocks. Moreover, toys should meet certain hygiene standards to avoid microbiological risks or other risks of infection or contamination. 1. Regulation (EC) No 1935/2004 of the European Parliament and of the Council of 27 October 2004 on materials and articles intended to come into contact with food and repealing Directives 80/590/EEC and 89/109/EEC (OJ L 338, 13.11.2004, p. 4).	Parliament and of the Council[1]. In addition, it is appropriate to lay down specific safety requirements to cover the potential specific hazard presented by toys in food, since the association of a toy and food could cause a risk of choking which is distinct from the risks presented by the toy alone and which is, therefore, not covered by any specific measure at Union level. ***Specific safety requirements to cover the potential hazard associated with the ingestion of strong magnets or expanding toy material that are capable of causing intestinal perforation or blockage should be laid down.*** Toys should also ensure sufficient protection as regards flammability or electric properties, in particular to prevent burns or electric shocks. Moreover, toys should meet certain hygiene standards to avoid microbiological risks or other risks of infection or contamination. 1. Regulation (EC) No 1935/2004 of the European Parliament and of the Council of 27 October 2004 on materials and articles intended to come into contact with food and repealing Directives 80/590/EEC and 89/109/EEC (OJ L 338, 13.11.2004, p. 4). EP amendment on Noise covered in row 24a Text Origin: Council Mandate

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Recital 15a				
24a			**(15a) Some toys are designed to emit sound (percussion cap toys, cap-firing toys, drums, rattles, toys that play music/sound etc). In order to protect children from the risk of impaired hearing, maximum values should be set for both impulse noise and continuous noise emitted by toys which are designed to emit a sound. However, toys that are not clearly designed to emit sound, but do emit a reproduceable sound when a child activates a mechanism such as a trigger on a toy gun, should also be designed so as to protect children from the risk of impaired hearing.**	***(15a) Some toys are designed to emit sound (percussion cap toys, cap-firing toys, drums, rattles, toys that play music/sound etc). In order to protect children from the risk of impaired hearing, maximum values should be set for both impulse noise and continuous noise emitted by toys which are designed to emit a sound. However, toys that are not clearly designed to emit sound, but do emit a reproduceable sound when a child activates a mechanism such as a trigger on a toy gun, should also be designed so as to protect children from the risk of impaired hearing. Current scientific knowledge is not sufficiently precise on the effects on health and safety of children of sound emitted from toys, but research within the World Health Organisation has demonstrated the general vulnerability of children to noise induced hearing loss and the harmful effects for the development of children when developing hearing loss. While noise limits applicable in an occupational context address a different exposure to noise than sound emitted by toys, it should nonetheless be ensured that toys do not lead to the exposure of children to higher levels of sound than the ones which require employers to***

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				take measures for workers in accordance with Directive 2003/10/EEC. The maximum values for continuous noise and impulse noise in toys should take into account the type of toy and sound produced by the toy, in view of the intended and reasonably foreseeable use.
Recital 16				
R	25	(16) Chemicals that are classified as carcinogenic, mutagenic or toxic for reproduction (CMR substances), chemicals that affect the endocrine system, the respiratory system or that are toxic to a specific organ are particularly harmful for children and should be specifically addressed in toys. Given the essential role of the endocrine system during human development, early exposure during critical periods, such as early childhood, to endocrine disruptors can lead to adverse effects even at very low doses and affect health at a later stage of life. Respiratory sensitisers can lead to an increase of childhood asthma and neurotoxic substances are particularly harmful to the developing brain of children, which is inherently more vulnerable to toxic injury than the adult brain. Children should also be adequately protected from allergenic substances and certain metals. The requirements for chemical	(16) Chemicals that are classified as carcinogenic, mutagenic or toxic for reproduction (CMR substances), chemicals that affect the endocrine system, the respiratory system or that are toxic to a specific organ ***or are mobile, persistent, bioaccumalative and toxic*** are particularly harmful for children ***and the environment*** and should be specifically addressed in toys. Given the essential role of the endocrine system during human development, early exposure during critical periods, such as early childhood, to endocrine disruptors can lead to adverse effects even at very low doses and affect health at a later stage of life. Respiratory sensitisers can lead to an increase of childhood asthma and neurotoxic substances are particularly harmful to the developing brain of children, which is inherently more vulnerable to toxic injury than the adult brain. ***Persistence and bioaccumulation***	(16) Chemicals that are classified as carcinogenic, mutagenic or toxic for reproduction (CMR substances), chemicals that affect the endocrine system, the respiratory system or that are toxic to a specific organ are particularly harmful for children and should be specifically addressed in toys. Given the essential role of the endocrine system during human development, early exposure during critical periods, such as early childhood, to endocrine disruptors can lead to adverse effects even at very low doses and affect health at a later stage of life. Respiratory sensitisers can lead to an increase of childhood asthma and neurotoxic substances are particularly harmful to the developing brain of children, which is inherently more vulnerable to toxic injury than the adult brain. Children should also be adequately protected from allergenic substances and certain metals. The requirements for chemical	R

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	substances set out in Directive 2009/48/EC need to be updated and strengthened. Toys are to comply with general chemicals legislation, in particular Regulation (EC) No 1907/2006 of the European Parliament and of the Council. In order to provide further protection of children, who are a vulnerable group of consumers, and other persons, that legal framework should be supplemented by generic prohibitions in toys covering certain hazardous chemicals, as classified in accordance with Regulation (EC) No 1272/2008 of the European Parliament and of the Council[1]. Those generic prohibitions should apply to CMR substances, endocrine disruptors, respiratory sensitisers and substances targeting a specific organ, as soon as those substances are classified as hazardous under Regulation (EC) No 1272/2008[2]. In order to ensure toy safety, prohibited substances should be acceptable at trace levels but only if their presence at such levels is technologically unavoidable with good manufacturing practices and if the toy is safe. 1. Regulation (EC) No 1272/2008 of the European Parliament and of the Council of 16 December 2008 on classification, labelling and packaging of substances and mixtures, amending and repealing	***lead to continuous exposure and therefore enhance the risk of adverse effects. Some toxic chemicals are also mobile in the environment.*** Children should also be adequately protected from allergenic substances and certain metals. The requirements for chemical substances set out in Directive 2009/48/EC need to be updated and strengthened. Toys are to comply with general chemicals legislation, in particular Regulation (EC) No 1907/2006 of the European Parliament and of the Council***[33]***. In order to provide further protection of children, who are a vulnerable group of consumers, and other persons, that legal framework should be supplemented by generic prohibitions in toys covering certain hazardous chemicals, as classified in accordance with Regulation (EC) No 1272/2008 of the European Parliament and of the Council***[34]***. Those generic prohibitions should apply to CMR substances, endocrine disruptors ***for human health and the environment***, respiratory sensitisers and substances targeting a specific organ ***or that are mobile, persistent, bioaccumulative and toxic that meet the criteria for classification or that*** ~~, as soon as those substances~~ are classified as hazardous under Regulation (EC) No 1272/2008***[2]***. In	substances set out in Directive 2009/48/EC need to be updated and strengthened. Toys are to comply with general chemicals legislation, in particular Regulation (EC) No 1907/2006 of the European Parliament and of the Council. In order to provide further protection of children, who are a vulnerable group of consumers, and other persons, that legal framework should be supplemented by generic prohibitions in toys covering certain hazardous chemicals, as classified in accordance with Regulation (EC) No 1272/2008 of the European Parliament and of the Council[1]. Those generic prohibitions should apply to CMR substances, endocrine disruptors, respiratory sensitisers ~~and~~**,** substances targeting a specific organ **and skin sensitizers**, as soon as those substances are classified as hazardous under Regulation (EC) No 1272/2008[2]. ~~In order to ensure toy safety, prohibited substances should be acceptable at trace levels but only if their presence at such levels is technologically unavoidable with good manufacturing practices and if the toy is safe.~~ 1. Regulation (EC) No 1272/2008 of the European Parliament and of the Council of 16 December 2008 on classification,	

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	Directives 67/548/EEC and 1999/45/EC, and amending Regulation (EC) No 1907/2006 (OJ L 353, 31.12.2008, p. 1). 2. Regulation (EC) No 1907/2006 of the European Parliament and of the Council of 18 December 2006 concerning the Registration, Evaluation, Authorisation and Restriction of Chemicals (REACH), establishing a European Chemicals Agency, amending Directive 1999/45/EC and repealing Council Regulation (EEC) No 793/93 and Commission Regulation (EC) No 1488/94 as well as Council Directive 76/769/EEC and Commission Directives 91/155/EEC, 93/67/EEC, 93/105/EC and 2000/21/EC (OJ L 396, 30.12.2006, p. 1).	order to ensure toy safety, prohibited substances should be acceptable at trace levels but only if their presence at such levels is technologically unavoidable with good manufacturing practices and if the toy is safe. _____ ~~1. Regulation (EC) No 1272/2008 of the European Parliament and of the Council of 16 December 2008 on classification, labelling and packaging of substances and mixtures, amending and repealing Directives 67/548/EEC and 1999/45/EC, and amending Regulation (EC) No 1907/2006 (OJ L 353, 31.12.2008, p. 1).~~ ~~2. Regulation (EC) No 1907/2006 of the European Parliament and of the Council of 18 December 2006 concerning the Registration, Evaluation, Authorisation and Restriction of Chemicals (REACH), establishing a European Chemicals Agency, amending Directive 1999/45/EC and repealing Council Regulation (EEC) No 793/93 and Commission Regulation (EC) No 1488/94 as well as Council Directive 76/769/EEC and Commission Directives 91/155/EEC, 93/67/EEC, 93/105/EC and 2000/21/EC (OJ L 396, 30.12.2006, p. 1).~~	labelling and packaging of substances and mixtures, amending and repealing Directives 67/548/EEC and 1999/45/EC, and amending Regulation (EC) No 1907/2006 (OJ L 353, 31.12.2008, p. 1). 2. Regulation (EC) No 1907/2006 of the European Parliament and of the Council of 18 December 2006 concerning the Registration, Evaluation, Authorisation and Restriction of Chemicals (REACH), establishing a European Chemicals Agency, amending Directive 1999/45/EC and repealing Council Regulation (EEC) No 793/93 and Commission Regulation (EC) No 1488/94 as well as Council Directive 76/769/EEC and Commission Directives 91/155/EEC, 93/67/EEC, 93/105/EC and 2000/21/EC (OJ L 396, 30.12.2006, p. 1).	
Recital 16a				
G 25a			**(16a) In order to ensure toy safety, prohibited substances should be acceptable at trace levels but only if their presence at such levels is technologically unavoidable with good manufacturing practices and if the toy is safe. To facilitate a practical, efficient and harmonised enforcement of the generic ban, the non intended**	***(16a) In order to ensure toy safety, prohibited substances should be acceptable at trace levels, including in recycled materials, but only if their presence at such levels is technologically unavoidable with good manufacturing practices and if the toy is safe. The non-intended presence level should be as low as reasonably achievable according to*** G

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			presence level should be as low as reasonably achievable according to the ALARA principle. In any case, these levels should not exceed a default concentration limit of 100 mg/kg. Generic concentration limits triggering classification of mixtures are set in Regulation 1272/2008 at 1000 mg/kg for carcinogenic or mutagenic categories 1A or 1B substances and at 3000 mg/kg for reprotoxic category 1A or 1B substances. While the generic concentration limits triggering classification of category 1 specific target organ toxicant are set at 100.000 mg/kg. These limits may not be sufficiently protective for children and therefore additional safety factors should be used to set the default concentration limit.	***the ALARA principle. Generic concentration limits triggering classification of mixtures are set in Regulation 1272/2008 at 1000 mg/kg for carcinogenic or mutagenic categories 1A or 1B substances, at 3000 mg/kg for reprotoxic category 1A or 1B substances or at 100.000 mg/kg for specific target organ toxicant category 1. These limits are not sufficiently protective for children and should not be used as a basis for enforcement of the generic ban.***
Recital 17				
26	(17) In order to provide for flexibility where the safety of children is not compromised and where it is necessary for making certain toys available on the market, it should be possible to derogate from the generic prohibitions of chemical substances in toys. Derogations to generic prohibitions permitting the use of prohibited substances should be of general application and should only be	(17) ~~*In order to provide for flexibility*~~ Where the safety of children is not compromised and ~~*where it is necessary for making certain toys*~~***there are no suitable alternative substances or mixtures*** available ~~*on the market, it should*~~***it may*** be possible to ~~*derogate*~~***exempt*** from the generic prohibitions of ~~*chemical*~~ substances ***and mixtures*** in toys. ~~*Derogations to*~~***Exemptions from*** generic prohibitions	(17) In order to provide for flexibility where the safety of children is not compromised and where it is necessary for making certain toys available on the market, it should be possible to derogate from the generic prohibitions of chemical substances in toys. Derogations to generic prohibitions permitting the ~~use~~**presence** of prohibited substances should be of general application and should only	(17) In order to provide for flexibility where the safety of children is not compromised ~~*and where it is necessary for making certain toys available on the market, it should*~~***it may*** be possible to ~~*derogate*~~***wholly or partly exempt the presence of a prohibited substance*** from the generic prohibitions of ~~*chemical*~~ substances in toys. ~~*Derogations to*~~***Exemptions from*** generic prohibitions

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	possible where the use of the relevant substance is considered safe for children, where there are no commercially viable alternatives for the substance and where the use of the substance is not prohibited in consumer articles under Regulation (EC) No 1907/2006. The assessment of the safety of the substance in toys should be carried out by the relevant scientific committees in the European Chemicals Agency (ECHA) in order to ensure consistency and efficient use of resources in the assessment of chemical substances in the Union.	permitting the use of prohibited substances ***and mixtures*** should be ***time-limited,*** of general application and should only be possible where the use of the relevant substance ***or mixtures*** is considered safe for children, where ***elimination or substitution of such prohibited substances via design changes or other materials or components is not technically possible, where*** there are no ~~*commercially*~~***technically*** viable alternatives for the substance ***or mixture, where a substitution plan upon ECHA request has been submitted*** and where the use of the substance ***or mixture*** is not prohibited in consumer articles under Regulation (EC) No 1907/2006. The assessment of ~~*the safety of the*~~***this*** substance ~~*in toys*~~ should be carried out by the relevant scientific committees in the European Chemicals Agency (ECHA) in order to ensure consistency and efficient use of resources in the assessment of ~~*chemical*~~ substances ***and mixtures*** in the Union.	be possible where the ~~use~~**presence** of the relevant substance is considered safe for children, where there are no commercially viable alternatives for the substance and where the ~~use~~**presence** of the substance is not ~~prohibited~~**subject to restrictions** in consumer articles under Regulation (EC) No 1907/2006. The assessment of the safety of the substance in toys should be carried out by the relevant scientific committees in the European Chemicals Agency (ECHA) in order to ensure consistency and efficient use of resources in the assessment of chemical substances in the Union.	permitting the ~~*use*~~***presence*** of prohibited substances should be of general application and should only be possible where the ~~*use*~~***presence*** of the relevant substance is considered safe for children~~*, where*~~***. In addition,*** there ~~*are no commercially viable*~~***should be no suitable*** alternatives ~~*for*~~***to the presence of*** the substance ***in the toys. The assessment of the suitability of alternatives should consider whether the elimination or substitution of such prohibited substance is possible, including the availability and technical feasibility of alternatives to replace or fulfil the function of the substance in the toy, as well as the safety of any alternative identified. Finally, exemptions should only be possible*** ~~*and*~~ where the use of the substance is not prohibited in consumer articles under Regulation (EC) No 1907/2006. ~~*The assessment of the safety of the substance in toys should be carried out by the relevant scientific committees in the European Chemicals Agency (ECHA) in order to ensure consistency and efficient use of resources in the assessment of chemical substances in the Union.*~~ Follow-up to 2nd trilogue. REcital to be furthe worked on, linked with 651d.

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Recital 17a				
26a				***(17a) The assessment of the safety of the substance and the availability of suitable alternatives should be carried out by the relevant scientific committees in the European Chemicals Agency (ECHA) in order to ensure consistency and efficient use of resources in the assessment of substances in the Union. In order to ensure that exemptions to generic bans take into account any new technical or scientific knowledge, ECHA should conduct a periodic review of the opinions provided. This periodic review should be adapted to the specific substance and exemption granted in toys. ECHA should request the person who submitted the original request or any other third party to submit the information that it considers necessary for this periodic review.***
Recital 18				
27	(18) Economic operators, industry associations or other interested parties should have the possibility to submit a request for assessment for a permitted use concerning a certain substance subject to a generic prohibition to ECHA. ECHA should draw up and make available the format and medium for the submission of requests for	(18) Economic operators, industry associations or other interested parties should have the possibility to submit a request for assessment for a permitted use concerning a certain substance subject to a generic prohibition to ECHA. ECHA should draw up and make available the format and medium for the submission of requests for	(18) Economic operators, industry associations or other interested parties should have the possibility to submit a request for assessment for a permitted use concerning a certain substance subject to a generic prohibition to ECHA. ECHA should draw up and make available the format and medium for the submission of requests for	(18) Economic operators, industry associations or other interested parties should have the possibility to submit a request for assessment for a permitted use concerning a certain substance subject to a generic prohibition to ECHA. ECHA should draw up and make available the format and medium for the submission of requests for

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	assessment. In addition, for reasons of transparency and foreseeability, ECHA should issue technical and scientific guidance on such requests for assessment.	assessment. In addition, for reasons of transparency and foreseeability, ECHA should issue technical and scientific guidance on such requests for assessment.	assessment. In addition, for reasons of transparency and foreseeability, ECHA should issue technical and scientific guidance on such requests for assessment.	assessment. In addition, for reasons of transparency and foreseeability, ECHA should issue technical and scientific guidance on such requests for assessment. Text Origin: Commission Proposal
Recital 18a				
G 27a			**(18a) Given the important and central role envisaged for ECHA, it is important that ECHA has adequate resources to ensure that it can deliver timely and reliable data and opinions to support the decision-making process for adjustments to requirements on chemical safety.**	***(18a) In recent years, ECHA has been entrusted with new tasks set out in several pieces of legislation and ad hoc agreements. Given the important and central role envisaged for ECHA under this Regulation, ECHA should have adequate resources to ensure that it can deliver timely and reliable data and scientific evaluations to support the decision-making process on the chemical safety of toys.*** see rows 63a and 521a. Parliament to further check.
Recital 19				
Y 28	(19) The use of nickel in stainless steel and in components that transmit electric current has been considered safe in toys by the Scientific Committee on Health, Environment and Emerging risks and should be allowed. Other substances that are necessary to transmit electric current should be	(19) The use of nickel in stainless steel and in components that transmit electric current has been considered safe in toys by the Scientific Committee on Health, Environment and Emerging risks and should be allowed. Other substances that are necessary to transmit electric current should be	(19) The ~~use~~**presence** of nickel **and cobalt** in stainless steel and in components that transmit electric current ~~has~~**and certain uses of titanium dioxide have** been considered safe in toys by the Scientific Committee on Health, Environment and Emerging risks and should be allowed. Other	(19) The ~~use~~***presence*** of nickel ***and cobalt*** in stainless steel and in components that transmit electric current has been considered safe in toys by the Scientific Committee on Health, Environment and Emerging risks and should be allowed. Other substances that are necessary to transmit electric current should be

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	permitted in toys to allow for the making available of electric toys if such substances are completely inaccessible for a child playing with the toy and therefore do not present a risk.	permitted in toys to allow for the making available of electric toys if such substances are completely inaccessible for a child playing with the toy and therefore do not present a risk.	substances that are necessary to transmit electric current should be permitted in toys to allow for the making available of electric toys if such substances are completely inaccessible for a child playing with the toy and therefore do not present a risk.	permitted in toys to allow for the making available of electric toys if such substances are completely inaccessible for a child playing with the toy and therefore do not present a risk.
Recital 20				
29	(20) As batteries are regulated by Regulation (EU) …/…[P.O. insert serial number for Regulation on batteries and waste batteries][1], the requirements regarding chemical substances in toys should not apply to the batteries included in toys. However, toys that include batteries should be designed in such a way that the batteries are difficult for children to access. _____ 1. PO: Please insert in the text the number of the Regulation …. and insert the number, date, title and OJ reference of that Regulation in the footnote.	(20) As batteries are regulated by Regulation (EU) …/…[P.O. insert serial number for Regulation on batteries and waste batteries][~~1~~35], the requirements regarding chemical substances in toys should not apply to the batteries included in toys. However, toys that include batteries should be designed in such a way that the batteries are difficult for children to access. ***In situations where, due to the nature, size or form factor of the toy, or of the small electronics contained within, it would not be possible to design the toy in a way that the internal battery would be removable and replaceable by the end-user while also ensuring the safety of the child and the safe continued use of the toy, the toy could be designed in such a way as to make the battery removable and replaceable by independent operators.*** _____ ~~*1. PO: Please insert in the text the number of the Regulation …. and insert the number,*~~	(20) As batteries are regulated by Regulation (EU) …/…[P.O. insert serial number for Regulation on batteries and waste batteries][1], the requirements regarding chemical substances in toys should not apply to the batteries included in toys. However, toys that include batteries should be designed in such a way that the batteries are difficult for children to access. _____ 1. PO: Please insert in the text the number of the Regulation …. and insert the number, date, title and OJ reference of that Regulation in the footnote.	(20) As batteries are regulated by Regulation (EU) …/…[P.O. insert serial number for Regulation on batteries and waste batteries][~~1~~35], the requirements regarding chemical substances in toys should not apply to the batteries included in toys. However, toys that include batteries should be designed in such a way that the batteries are difficult for children to access. ***In situations where, due to the nature, size or form factor of the toy, or of the small electronics contained within, it would not be possible to design the toy in a way that the internal battery would be removable and replaceable by the end-user while also ensuring the safety of the child and the safe continued use of the toy, the toy could be designed in such a way as to make the battery removable and replaceable by independent operators.*** _____ ~~*1. PO: Please insert in the text the number of the Regulation …. and insert the number,*~~

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		~~*date, title and OJ reference of that Regulation in the footnote.*~~		~~*date, title and OJ reference of that Regulation in the footnote.*~~ see row 29 for Council text. Text Origin: EP Mandate
Recital 20a				
Y 29a			**(20a) In certain cases, it may be impossible to design the toy wherein the rechargeable battery is both removable and replaceable by the consumer or other end-users, but at the same time inaccessible to children. This can be the case when, due to size and nature of the toy, it would be impossible to use screws or other safeguard mechanisms. This can also be the case when the toy includes sensitive small electronics which could be damaged when replacing the battery. In order to ensure children safety, manufacturers should have the flexibility to design the toy in such a way that the rechargeable battery is inaccessible, and removal or replacement can only be done by a professional, independent operator with specialized tools or methods.**	*deleted* *covered in row 29*
Recital 21				
R *30*	*(21)* Existing limit values for certain chemical substances and their corresponding test methods	(21) Existing limit values for certain chemical substances and their corresponding test methods	(21) Existing limit values for certain chemical substances and their corresponding test methods	

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	have proven to be appropriate for the protection of children as regards those substances and should be maintained. In order to adapt to new scientific knowledge, the Commission should be empowered to revise those limit values where necessary. Limit values for arsenic, cadmium, chromium VI, lead, mercury and organic tin, which are particularly toxic and which should therefore not be intentionally used in toys, should be set out at half the values that are considered safe by the relevant scientific body, in order to ensure that only traces that are compatible with good manufacturing practice are present in the toy.	have proven to be appropriate for the protection of children as regards those substances and should be maintained. In order to adapt to new scientific knowledge, the Commission should be empowered to revise those limit values where necessary ***in line with the precautionary principle and the One Health approach***. Limit values for arsenic~~, cadmium, chromium VI, lead, mercury~~ and organic tin, which are particularly toxic and which should therefore not be intentionally used in toys, should be set out at half the values that are considered safe by the relevant scientific body~~,~~ in order to ensure that only traces that are compatible with good manufacturing practice are present in the toy. ***Use of chromium VI, cadmium, mercury and lead, highly toxic elements, should not be allowed in toys, unless their presence is technically unavoidable under good manufacturing practice and their residues do not exceed the limit of detection in the homogenous material.***	have proven to be appropriate for the protection of children as regards those substances and should be maintained. In order to adapt to new scientific knowledge, the Commission should be empowered to revise those limit values where necessary. Limit values for arsenic, cadmium, chromium VI, lead, mercury and organic tin, which are particularly toxic and which should therefore not be intentionally used in toys, should be set out at half the values that are considered safe by the relevant scientific body, in order to ensure that only traces that are compatible with good manufacturing practice are present in the toy.	
Recital 21a				
30a		***(21a) Lead is a naturally occurring toxic metal that may cause lung, brain, stomach, and kidney cancer in humans. It can enter drinking water when plumbing materials***		

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		that contain lead corrode, especially where the water has high acidity or low mineral content that corrodes pipes and fixtures. The Directive (EU) 2020/2184[1a] sets out provisions as regards lead content in water intended for human consumption. It can therefore not be excluded that toys produced with the use of water might contain minimal residues of lead due to the water used in the manufacturing process. Such residues should be considered as technically unavoidable under good manufacturing practice where it is not possible to eliminate them via available filtering or absorption methods.		
Recital 22				
R	31	(22) Directive 2009/48/EC includes limit values for certain substances in toys intended for children under 36 months or intended to be put in the mouth. Those substances have shown to also pose a risk to older children, as they could be equally exposed to such chemicals via skin contact or inhalation. These limit values should therefore apply to all toys. Since the adoption of the limit values for bisphenol A in Directive 2009/48/EC, new scientific data has emerged. The European Food Safety Authority (EFSA) re-	(22) Directive 2009/48/EC includes limit values for certain substances in toys intended for children under 36 months or intended to be put in the mouth. Those substances have shown to also pose a risk to older children, as they could be equally exposed to such chemicals via skin contact or inhalation. These limit values should therefore apply to all toys. Since the adoption of the limit values for bisphenol A in Directive 2009/48/EC, new scientific data has emerged. The European Food Safety Authority (EFSA) re-	(22) Directive 2009/48/EC includes limit values for certain substances in toys intended for children under 36 months or intended to be put in the mouth. Those substances have shown to also pose a risk to older children, as they could be equally exposed to such chemicals via skin contact or inhalation. These limit values should therefore apply to all toys. Since the adoption of the limit values for bisphenol A in Directive 2009/48/EC, new scientific data has emerged. The European Food Safety Authority (EFSA) re-	R

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	evaluated the risks to public health from dietary exposure to bisphenol A in April 2023 concluding that exposure to bisphenol A is a health concern for consumers across all age groups. EFSA has established a new tolerable daily intake of bisphenol A which is significantly lower than the previous one. In view of this scientific evidence, bisphenol A should fall under the generic prohibition for CMR substances in toys.	evaluated the risks to public health from dietary exposure to bisphenol A in April 2023 concluding that exposure to bisphenol A is a health concern for consumers across all age groups. EFSA has established a new tolerable daily intake of bisphenol A which is significantly lower than the previous one. In view of this scientific evidence, bisphenol A should fall under the generic prohibition for CMR substances in toys.	evaluated the risks to public health from dietary exposure to bisphenol A in April 2023 concluding that exposure to bisphenol A is a health concern for consumers across all age groups. EFSA has established a new tolerable daily intake of bisphenol A which is significantly lower than the previous one. In view of this scientific evidence, bisphenol A should fall under the generic prohibition for CMR substances in toys. **In order to verify compliance with this prohibition and to ensure that there is no exposure to any non intended presence of bisphenol A in toys, a migration limit should be provided. The migration limit should be set based on a limit of quantification with existing testing methods. For similar reasons, migration limits should also be introduced for some of the most commonly used monomers in the production of plastics.**	
Recital 22a				
R 31a		***(22a) Per- and polyfluorinated alkyl substances (PFASs) are a large family of more 10 000 man-made chemicals. Since their emergence in the late 1940s, PFASs have been used in an increasingly wide range of consumer products. Exposure to the most studied PFASs has been***		R

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		associated with a range of adverse health effects, including thyroid disease, liver damage, obesity, diabetes and reduced response to routine vaccinations, as well as increased risk of breast, kidney and testicular cancer. Toys should not contain any per- and polyfluorinated alkyl substances (PFASs).	PUBLIC	
Recital 23				
R	32 (23) To ensure adequate protection from specific chemical substances in case of new scientific knowledge, the Commission should be empowered to adopt delegated acts establishing specific limit values for any chemical substance used in toys. If justified in cases of toys involving a higher degree of exposure, those delegated acts should set out specific limit values for toys intended for use by children under 36 months and in other toys intended to be put in the mouth, taking into account the requirements set out in Regulation (EC) No 1935/2004 and the differences between toys and materials which come into contact with food or articles from which risks may arise due to oral contact through their use as a food contact material. Fragrances in toys entail special risks for human health. Therefore, specific rules should be set out for	(23) To ensure adequate protection from specific chemical substances in case of new scientific knowledge, the Commission should be empowered to adopt delegated acts establishing specific limit values for any chemical substance used in toys. If justified in cases of toys involving a higher degree of exposure, those delegated acts should set out specific limit values for toys intended for use by children under 36 months and in other toys intended to be put in the mouth, taking into account the requirements set out in Regulation (EC) No 1935/2004 and the differences between toys and materials which come into contact with food or articles from which risks may arise due to oral contact through their use as a food contact material. Fragrances in toys entail special risks for human health. Therefore, specific rules should be set out for	(23) To ensure adequate protection from specific chemical substances in case of new scientific knowledge, the Commission should be empowered to adopt delegated acts establishing specific limit values for any chemical substance used in toys. If justified in cases of toys involving a higher degree of exposure, those delegated acts should set out specific limit values for toys intended for use by children under 36 months and in other toys intended to be put in the mouth~~, taking into account the requirements set out in Regulation (EC) No 1935/2004 and the differences between toys and materials which come into contact with food or articles from which risks may arise due to oral contact through their use as a food contact material~~. Fragrances in toys entail special risks for human health. Therefore, specific rules should be set out for	R

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	the use of fragrances in toys and for the labelling of fragrances. The Commission should be empowered to adopt delegated acts to amend those rules to allow for adaptations to technical and scientific progress.	the use of fragrances in toys and for the labelling of fragrances. The Commission should be empowered to adopt delegated acts to amend those rules to allow for adaptations to technical and scientific progress.	the use of fragrances in toys**, including a prohibition on the intentional use of fragrances in toys**, and for the labelling of **certain allergenic** fragrances. The Commission should be empowered to adopt delegated acts to amend those rules to allow for adaptations to technical and scientific progress.	
Recital 24				
G 33	(24) Where the hazards that a toy may present cannot be completely addressed by design, the residual risk should be addressed by product-related information directed at the supervisors of the children in the form of warnings, taking into account the capacity of those supervisors to take the necessary precautions.	(24) Where the hazards that a toy may present cannot be completely addressed by design, the residual risk should be addressed by product-related information directed at the supervisors of the children in the form of warnings, taking into account the capacity of those supervisors to take the necessary precautions. ***In order to make sure the information is displayed efficiently, the manufacturer can add a QR-code that provides a link to the instruction in a digital format, but should always mark warnings on the toy, on an affixed label or on the packaging.***	(24) Where the hazards that a toy may present cannot be completely addressed by design, the residual risk should be addressed by product-related information directed at the supervisors of the children in the form of warnings, taking into account the capacity of those supervisors to take the necessary precautions.	(24) Where the hazards that a toy may present cannot be completely addressed by design, the residual risk should be addressed by product-related information directed at the supervisors of the children in the form of warnings, taking into account the capacity of those supervisors to take the necessary precautions. ***Warnings should always be marked on an affixed label or on the packaging and, if appropriate, on the instructions for use which accompany the toy. Toys which are sold without packaging should have appropriate warnings affixed to them if the surface of the toy allows. If this is not possible, the warnings should be placed on the label. Manufacturers may also include warnings in digital format through the Digital Product Passport.*** G
Recital 25				

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G 34	(25) To prevent misuse of warnings to circumvent the applicable safety requirements, the warnings provided for certain categories of toy should not be allowed if they conflict with the intended use of the toy. To ensure that supervisors are aware of any risks associated with the toy, it is necessary to ensure that the warnings are legible and visible.	(25) To prevent misuse of warnings to circumvent the applicable safety requirements, the warnings provided for certain categories of toy should not be allowed if they conflict with the intended use of the toy. To ensure that supervisors are aware of any risks associated with the toy, it is necessary to ensure that the warnings are ***clearly intelligible,*** legible and visible.	(25) To prevent misuse of warnings to circumvent the applicable safety requirements, the warnings provided for certain categories of toy should not be allowed if they conflict with the intended **or reasonably foreseeable** use of the toy. To ensure that supervisors are aware of any risks associated with the toy, it is necessary to ensure that the warnings are legible and visible.	(25) To prevent misuse of warnings to circumvent the applicable safety requirements, the warnings provided for certain categories of toy should not be allowed if they conflict with the intended ***or reasonably foreseeable*** use of the toy. To ensure that supervisors are aware of any risks associated with the toy, it is necessary to ensure that the warnings are ***clearly intelligible,*** legible and visible. To be checked.
Recital 25a				
G 34a		***(25a) To ensure awareness of any risks associated with the toy, especially in cases where the purchase is made through distance and online sales, it should be ensured that the warnings online are clearly legible and immediately visible.***		***(25a) To ensure awareness of any risks associated with the toy, especially in cases where the purchase is made through distance and online sales, it should be ensured that the warnings online are clearly legible and visible.***
Recital 26				
G 35	(26) Economic operators should act responsibly and in full accordance with the legal requirements applicable when placing or making toys available on the market.	(26) Economic operators should act responsibly and in full accordance with the legal requirements applicable when placing or making toys available on the market.	(26) **All** economic operators ~~should~~**are expected to** act responsibly and in full accordance with the legal requirements applicable when placing or making toys available on the market.	(26) Economic operators should act responsibly and in full accordance with the legal requirements applicable when placing or making toys available on the market. Text Origin: EP Mandate
Recital 27				

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36	(27) In order to ensure a high level of protection of the health and safety of children and fair competition on the internal market, economic operators should be responsible for the compliance of toys with this Regulation, in relation to their respective roles in the supply chain.	(27) In order to ensure a high level of protection of the health and safety of children and fair competition on the internal market, economic operators should be responsible for the compliance of toys with this Regulation, in relation to their respective roles in the supply chain.	(27) In order to ensure a high level of protection of the health and safety of children and fair competition on the internal market, economic operators should be responsible for the compliance of toys with this Regulation, in relation to their respective roles in the supply chain.	(27) In order to ensure a high level of protection of the health and safety of children and fair competition on the internal market, economic operators should be responsible for the compliance of toys with this Regulation, in relation to their respective roles in the supply chain. Text Origin: Commission Proposal
Recital 28				
37	(28) As certain tasks can be executed only by the manufacturer, it is necessary to distinguish clearly between the obligations of the manufacturer and the operators further down the distribution chain. It is also necessary to distinguish clearly between the obligations of the importer and the distributor, as the importer introduces toys from third countries to the Union market. The importer should make sure that those toys comply with the applicable Union requirements.	(28) As certain tasks can be executed only by the manufacturer, it is necessary to distinguish clearly between the obligations of the manufacturer and the operators further down the distribution chain. It is also necessary to distinguish clearly between the obligations of the importer and the distributor, as the importer introduces toys from third countries to the Union market. The importer should make sure that those toys comply with the applicable Union requirements.	(28) As certain tasks can be executed only by the manufacturer, it is necessary to distinguish clearly between the obligations of the manufacturer and the operators further down the distribution chain. It is also necessary to distinguish clearly between the obligations of the importer and the distributor, as the importer introduces toys from third countries to the Union market. The importer should make sure that those toys comply with the applicable Union requirements.	(28) As certain tasks can be executed only by the manufacturer, it is necessary to distinguish clearly between the obligations of the manufacturer and the operators further down the distribution chain. It is also necessary to distinguish clearly between the obligations of the importer and the distributor, as the importer introduces toys from third countries to the Union market. The importer should make sure that those toys comply with the applicable Union requirements. Text Origin: Commission Proposal
Recital 28a				
37a			**(28a) Information referring to an offer of toys placed on the market or made available on the market which are not compliant with this Regulation should be considered**	***(28a) deleted, moved to row 46a***

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			illegal content within the meaning of Regulation (EU) 2022/2065 and trigger the specific due diligence obligations set out thereto for online intermediaries. The important role played by providers of online marketplaces when intermediating the sale of products between economic operators and consumers has justified the establishment of recent sets of rules, imposing new due diligence obligations to online marketplaces. Firstly, Regulation (EU) 2022/2065 of the European Parliament and of the Council regulates the responsibility and accountability of providers of intermediary services online with regard to illegal content, including dangerous products. Secondly, Regulation (EU) 2023/988 of the European Parliament and of the Council establishes specific responsibilities in tackling the sale of dangerous products online. Building on the horizontal legal framework provided by those Regulations, this Regulation should specify the requirements, in relation to toy safety, with which providers of online marketplaces are to comply in order to ensure compliance with certain provisions of Regulation (EU) 2022/2065. Those requirements	

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			should not affect the application of Regulation (EU) 2022/2065, which continues to apply to those providers of online marketplaces.	
Recital 29				
38	(29) In order to facilitate communication between economic operators, market surveillance authorities and consumers or other end-users, manufacturers and importers should indicate a website, email address or other digital contact in addition to the postal address.	(29) In order to facilitate communication between economic operators, market surveillance authorities and consumers or other end-users, manufacturers and importers should indicate a website, email address or other digital contact in addition to the postal address.	(29) In order to facilitate communication between economic operators, market surveillance authorities and consumers or other end-users, manufacturers and importers should indicate a website, email address or other digital contact in addition to the postal address.	(29) In order to facilitate communication between economic operators, market surveillance authorities and consumers or other end-users, manufacturers and importers should indicate a website, email address or other digital contact in addition to the postal address. Text Origin: Commission Proposal
Recital 30				
39	(30) The manufacturer, having detailed knowledge of the design and production process, is responsible for the compliance of the toy with the requirements of this Regulation and is best placed to carry out the complete conformity assessment procedure for toys. Conformity assessment should therefore remain the obligation of the manufacturer alone.	(30) The manufacturer, having detailed knowledge of the design and production process, is responsible for the compliance of the toy with the requirements of this Regulation and is best placed to carry out the complete conformity assessment procedure for toys. Conformity assessment should therefore remain the obligation of the manufacturer alone.	(30) The manufacturer, having detailed knowledge of the design and production process, ~~is~~**should be** responsible for the compliance of the toy with the requirements of this Regulation and is best placed to carry out the complete conformity assessment procedure for toys. Conformity assessment should therefore remain the obligation of the manufacturer alone.	(30) The manufacturer, having detailed knowledge of the design and production process, is responsible for the compliance of the toy with the requirements of this Regulation and is best placed to carry out the complete conformity assessment procedure for toys. Conformity assessment should therefore remain the obligation of the manufacturer alone. Text Origin: Council Mandate
Recital 31				
40	(31) To facilitate compliance of the manufacturers with their obligations under this Regulation,	(31) To facilitate compliance of the manufacturers with their obligations under this Regulation,	(31) To facilitate compliance of the manufacturers with their obligations under this Regulation,	(31) To facilitate compliance of the manufacturers with their obligations under this Regulation,

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	manufacturers should be allowed to appoint an authorised representative to carry out specific tasks on their behalf. Moreover, to ensure a clear and proportionate distribution of tasks between the manufacturer and the authorised representative, it is necessary to set out a list of tasks that manufacturers should be allowed to entrust the authorised representative with. Further, to ensure the enforceability and compliance with this Regulation, where a manufacturer established outside the Union appoints an authorised representative, the mandate should include the tasks set out in Article 4 of Regulation (EU) 2019/1020.	manufacturers should be allowed to appoint an authorised representative to carry out specific tasks on their behalf. Moreover, to ensure a clear and proportionate distribution of tasks between the manufacturer and the authorised representative, it is necessary to set out a list of tasks that manufacturers should be allowed to entrust the authorised representative with. Further, to ensure the enforceability and compliance with this Regulation, where a manufacturer established outside the Union appoints an authorised representative, the mandate should include the tasks set out in Article 4 of Regulation (EU) 2019/1020.	manufacturers should be allowed to appoint an authorised representative to carry out specific tasks on their behalf. Moreover, to ensure a clear and proportionate distribution of tasks between the manufacturer and the authorised representative, it is necessary to set out a list of tasks that manufacturers should be allowed to entrust the authorised representative with. Further, to ensure the enforceability and compliance with this Regulation, where a manufacturer established outside the Union appoints an authorised representative, the mandate should include the tasks set out in Article 4 of Regulation (EU) 2019/1020.	manufacturers should be allowed to appoint an authorised representative to carry out specific tasks on their behalf. Moreover, to ensure a clear and proportionate distribution of tasks between the manufacturer and the authorised representative, it is necessary to set out a list of tasks that manufacturers should be allowed to entrust the authorised representative with. Further, to ensure the enforceability and compliance with this Regulation, where a manufacturer established outside the Union appoints an authorised representative, the mandate should include the tasks set out in Article 4 of Regulation (EU) 2019/1020. Text Origin: Commission Proposal
Recital 32				
G 41	(32) Economic operators intervening in the supply and distribution chain should take appropriate measures to ensure that the toys they place on the market do not jeopardise the safety and health of children under normal and reasonably foreseeable conditions of use, and that they make available on the market only toys which comply with the relevant Union legislation.	(32) Economic operators intervening in the supply and distribution chain should take appropriate measures to ensure that the toys they place on the market do not ~~*jeopardise*~~***pose risks to*** the safety and health of children under normal and reasonably foreseeable conditions of use, and that they make available on the market only toys which comply with the relevant Union legislation.	(32) Economic operators intervening in the supply and distribution chain should take appropriate measures to ensure that the toys they place on the market do not jeopardise the safety and health of children under normal and reasonably foreseeable conditions of use, and that they make available on the market only toys which comply with the relevant Union ~~legislation~~**law**.	(32) Economic operators intervening in the supply and distribution chain should take appropriate measures to ensure that the toys they place on the market do not ~~*jeopardise*~~***pose risks to*** the safety and health of children under normal and reasonably foreseeable conditions of use, and that they make available on the market only toys which comply with the relevant Union ~~*legislation*~~***law***. Text Origin: EP Mandate G

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Recital 33				
G 42	(33) It is necessary to ensure that toys from third countries entering the Union market comply with all applicable Union requirements, and in particular that appropriate conformity assessment procedures have been carried out by manufacturers with regard to those toys. Importers should therefore ensure that the toys they place on the market comply with the applicable requirements, that conformity assessment procedures have been carried out and that product marking and documentation drawn up by manufacturers are available for inspection by the competent market surveillance authorities.	(33) It is necessary to ensure that toys from third countries entering the Union market comply with all applicable Union requirements, and in particular that appropriate conformity assessment procedures have been carried out by manufacturers with regard to those toys. Importers should therefore ensure that the toys they place on the market comply with the applicable requirements, that conformity assessment procedures have been carried out and that product marking and documentation drawn up by manufacturers are available for inspection by the competent market surveillance authorities.	(33) It is necessary to ensure that toys from third countries entering the Union market comply with all applicable Union requirements, and in particular that appropriate conformity assessment procedures have been carried out by manufacturers with regard to those toys. Importers should therefore ensure that the toys they place on the market comply with the applicable requirements, that conformity assessment procedures have been carried out and that product marking and documentation drawn up by manufacturers are available for inspection by the competent market surveillance authorities.	(33) It is necessary to ensure that toys from third countries entering the Union market comply with all applicable Union requirements, and in particular that appropriate conformity assessment procedures have been carried out by manufacturers with regard to those toys. Importers should therefore ensure that the toys they place on the market comply with the applicable requirements, that conformity assessment procedures have been carried out and that product marking and documentation drawn up by manufacturers are available for inspection by the competent market surveillance authorities. G Text Origin: Commission Proposal
Recital 34				
G 43	(34) When placing a toy on the market, importers should indicate on the toy their name and the address at which they can be contacted. Exceptions should be provided for in cases where the size or nature of the toy does not allow for such an indication, including where importers would have to open the packaging to put their name and address on the product. In such cases, the name and address should	(34) When placing a toy on the market, importers should indicate on the toy their name and the address at which they can be contacted. Exceptions should be provided for in cases where the size or nature of the toy does not allow for such an indication, including where importers would have to open the packaging to put their name and address on the product. In such cases, the name and address should	(34) When placing a toy on the market, importers should indicate on the toy their name and the address at which they can be contacted. Exceptions should be provided for in cases where the size or nature of the toy does not allow for such an indication, including where importers would have to open the packaging to put their name and address on the product. In such cases, the name and address should	(34) When placing a toy on the market, importers should indicate on the toy their name and the address at which they can be contacted. Exceptions should be provided for in cases where the size or nature of the toy does not allow for such an indication, including where importers would have to open the packaging to put their name and address on the product. In such cases, the name and address should G

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	be indicated on the packaging or an accompanying document.	be indicated on the packaging or an accompanying document.	be indicated on the packaging or an accompanying document.	be indicated on the packaging or an accompanying document. Text Origin: Commission Proposal
Recital 35				
44	(35) As the distributor makes a toy available on the market after the toy has been placed on the market by the manufacturer or the importer, the distributor should act with due care to ensure that the handling of the toy does not adversely affect the compliance of that toy with this Regulation.	(35) As the distributor makes a toy available on the market after the toy has been placed on the market by the manufacturer or the importer, the distributor should act with due care to ensure that the handling of the toy does not adversely affect the compliance of that toy with this Regulation.	(35) As the distributor makes a toy available on the market after the toy has been placed on the market by the manufacturer or the importer, the distributor should act with due care to ensure that the handling of the toy does not adversely affect the compliance of that toy with this Regulation.	(35) As the distributor makes a toy available on the market after the toy has been placed on the market by the manufacturer or the importer, the distributor should act with due care to ensure that the handling of the toy does not adversely affect the compliance of that toy with this Regulation. Text Origin: Commission Proposal
Recital 36				
45	(36) Distributors and importers are close to the market place and should therefore be involved in market surveillance tasks carried out by competent national authorities, and should be required to participate actively in such tasks and to provide those authorities with all necessary information relating to the toy concerned.	(36) Distributors and importers are close to the market place and should therefore be involved in market surveillance tasks carried out by competent national authorities, and should be required to participate actively in such tasks and to provide those authorities with all necessary information relating to the toy concerned.	(36) Distributors and importers are close to the market place and should therefore be involved in market surveillance tasks carried out by competent national authorities, and should be required to participate actively in such tasks and to provide those authorities with all necessary information relating to the toy concerned.	(36) Distributors and importers are close to the market place and should therefore be involved in market surveillance tasks carried out by competent national authorities, and should be required to participate actively in such tasks and to provide those authorities with all necessary information relating to the toy concerned. Text Origin: Commission Proposal
Recital 36a				
45a				***(36a) In order to increase compliance with the obligations under this Regulation and to***

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				improve market surveillance, where fulfilment service providers have reason to believe, on the basis of the information provided by authorities or economic operators, that a toy is not in conformity with this Regulation, they should not support the making available of the toy on the market until it has been brought into conformity. Under this Regulation, fulfilment service providers do not bear a responsibility for the conformity assessment of the toy. However, they should act with due care and ensure that the conditions during warehousing, packaging, addressing or dispatching, do not jeopardise the toy's conformity with the essential safety requirements. The Commission may issue guidelines to assist fulfilment service providers in the application of obligations that they are subject to under this Regulation. Follow up to 2nd trilogue. Recital to be further worked at technical level.
Recital 37				
46	(37) Economic operators that either place a toy on the market under their own name or trademark or modify a toy in such a way that compliance with applicable requirements of this Regulation may	(37) ~~*Economic operators*~~***Any natural or legal person*** that either ~~*place*~~***places*** a toy on the market under their own name or trademark or modify a toy in such a way that compliance with applicable	(37) Economic operators that either place a toy on the market under their own name or trademark or modify a toy in such a way that compliance with applicable requirements of this Regulation may	(37) ~~*Economic operators*~~***Any natural or legal person*** that either ~~*place*~~***places*** a toy on the market under their own name or trademark or ~~*modify*~~***carries out a substantial modification of*** a toy ***already***

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	be affected, should be considered to be manufacturers and should assume the obligations of manufacturers.	requirements of this Regulation may be affected, should be considered to be ~~*manufacturers*~~***manufacturer for the purposes of this Regulation*** and should assume the obligations of ~~*manufacturers*~~***manufacturer***.	be affected, should be considered to be manufacturers and should assume the obligations of manufacturers.	***placed on the market*** in such a way that compliance with applicable requirements of this Regulation may be affected, should be considered to be ~~*manufacturers*~~***manufacturer for the purposes of this Regulation*** and should assume the obligations of ~~*manufacturers*~~***manufacturer***. ***A consumer or other end-user who carries out a substantial modification to his or her toy should not be considered to be a manufacturer for the purposes of this Regulation and shall not be subject to the obligations of the manufacturer.***
Recital 37a				
G 46a		***(37a) Online marketplaces play a crucial role in the supply chain, allowing economic operators to reach a large number of customers. Given their important role in intermediating the sale of toys between economic operators and customers, online marketplaces should take responsibility for addressing the sale of toys that do not comply with this Regulation and should cooperate with market surveillance authorities. Directive 2000/31/EC of the European Parliament and of the Council provides the general framework for e-commerce and lays down certain obligations for online platforms. Regulation (EU)***		***(37a) Information referring to an offer of toys placed on the market or made available on the market which are not compliant with this Regulation should be considered illegal content within the meaning of Regulation (EU) 2022/2065 and trigger the specific due diligence obligations set out thereto for online intermediaries. The important role played by providers of online marketplaces when intermediating the sale of products between economic operators and consumers has justified the establishment of recent sets of rules, imposing new due diligence obligations to online marketplaces. Firstly, Regulation (EU) 2022/2065*** G

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		2022/2065 regulates the responsibility and accountability of providers of intermediary services online with regard to illegal content, including products that do not comply with this Regulation.		***of the European Parliament and of the Council regulates the responsibility and accountability of providers of intermediary services online with regard to illegal content, including dangerous products. Secondly, Regulation (EU) 2023/988 of the European Parliament and of the Council establishes specific responsibilities in tackling the sale of dangerous products online. Building on the horizontal legal framework provided by those Regulations, this Regulation should specify the requirements, in relation to toy safety, with which providers of online marketplaces are to comply in order to ensure compliance with certain provisions of Regulation (EU) 2022/2065. Those requirements should be consistent with the horizontal framework for online marketplaces under Regulation (EU) 2022/2065 and Regulation (EU) 2023/988. Furthermore, those requirements should not affect the application of Regulation (EU) 2022/2065, which continues to apply to those providers of online marketplaces.***
Recital 38				
47	(38) Ensuring traceability of a toy throughout the whole supply chain helps to make market surveillance simpler and more efficient. An	(38) Ensuring traceability of a toy throughout the whole supply chain, ***in accordance with Regulation 2023/988,*** helps to make market	(38) Ensuring traceability of a toy throughout the whole supply chain helps to make market surveillance simpler and more efficient. An	(38) Ensuring traceability of a toy throughout the whole supply chain helps to make market surveillance simpler and more efficient. An

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	efficient traceability system facilitates market surveillance authorities' task of tracing economic operators who made non-compliant toys available on the market.	surveillance simpler and more efficient. An efficient traceability system facilitates market surveillance authorities' task of tracing economic operators who made non-compliant toys available on the market.	efficient traceability system facilitates market surveillance authorities' task of tracing economic operators who made non-compliant toys available on the market.	efficient traceability system facilitates market surveillance authorities' task of tracing economic operators who made non-compliant toys available on the market. Text Origin: Council Mandate
Recital 38a				
G 47a				***(38a) In order to ensure efficient market surveillance of toys made available on the market, economic operators should be required to keep the compliance information and documentation of a toy for a period of 10 years after it has been placed on the market. This overall period is considered to last until 10 years after the last item of that toy model was placed on the market.*** G
Recital 39				
G 48	(39) In order to facilitate the assessment of conformity with the requirements of this Regulation it is necessary to provide for a presumption of conformity for toys which are in conformity with harmonised standards that are adopted in accordance with Regulation (EU) No 1025/2012 of the European Parliament and of the Council[1] and published in the Official Journal of the European Union. _____	(39) In order to facilitate the assessment of conformity with the requirements of this Regulation it is necessary to provide for a presumption of conformity for toys which are in conformity with ***the applicable*** harmonised standards that are adopted in accordance with Regulation (EU) No 1025/2012 of the European Parliament and of the Council~~1~~[36] and published in the Official Journal of the European Union. _____	(39) In order to facilitate the assessment of conformity with the requirements of this Regulation it is necessary to provide for a presumption of conformity for toys which are in conformity with harmonised standards that are adopted in accordance with Regulation (EU) No 1025/2012 of the European Parliament and of the Council[1] and published in the Official Journal of the European Union. _____	(39) In order to facilitate the assessment of conformity with the requirements of this Regulation it is necessary to provide for a presumption of conformity for toys which are in conformity with ***the applicable*** harmonised standards that are adopted in accordance with Regulation (EU) No 1025/2012 of the European Parliament and of the Council~~1~~[36] and published in the Official Journal of the European Union. _____ G

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	1. Regulation (EU) No 1025/2012 of the European Parliament and of the Council of 25 October 2012 on European standardisation, amending Council Directives 89/686/EEC and 93/15/EEC and Directives 94/9/EC, 94/25/EC, 95/16/EC, 97/23/EC, 98/34/EC, 2004/22/EC, 2007/23/EC, 2009/23/EC and 2009/105/EC of the European Parliament and of the Council and repealing Council Decision 87/95/EEC and Decision No 1673/2006/EC of the European Parliament and of the Council (OJ L 316, 14.11.2012, p. 12).	~~*1. Regulation (EU) No 1025/2012 of the European Parliament and of the Council of 25 October 2012 on European standardisation, amending Council Directives 89/686/EEC and 93/15/EEC and Directives 94/9/EC, 94/25/EC, 95/16/EC, 97/23/EC, 98/34/EC, 2004/22/EC, 2007/23/EC, 2009/23/EC and 2009/105/EC of the European Parliament and of the Council and repealing Council Decision 87/95/EEC and Decision No 1673/2006/EC of the European Parliament and of the Council (OJ L 316, 14.11.2012, p. 12).*~~	1. Regulation (EU) No 1025/2012 of the European Parliament and of the Council of 25 October 2012 on European standardisation, amending Council Directives 89/686/EEC and 93/15/EEC and Directives 94/9/EC, 94/25/EC, 95/16/EC, 97/23/EC, 98/34/EC, 2004/22/EC, 2007/23/EC, 2009/23/EC and 2009/105/EC of the European Parliament and of the Council and repealing Council Decision 87/95/EEC and Decision No 1673/2006/EC of the European Parliament and of the Council (OJ L 316, 14.11.2012, p. 12).	~~*1. Regulation (EU) No 1025/2012 of the European Parliament and of the Council of 25 October 2012 on European standardisation, amending Council Directives 89/686/EEC and 93/15/EEC and Directives 94/9/EC, 94/25/EC, 95/16/EC, 97/23/EC, 98/34/EC, 2004/22/EC, 2007/23/EC, 2009/23/EC and 2009/105/EC of the European Parliament and of the Council and repealing Council Decision 87/95/EEC and Decision No 1673/2006/EC of the European Parliament and of the Council (OJ L 316, 14.11.2012, p. 12).*~~ Text Origin: EP Mandate
Recital 40				
R 49	(40) In the absence of relevant harmonised standards, the Commission should be empowered to adopt implementing acts setting out common specifications for the essential requirements of this Regulation, provided that in doing so it duly respects the standardisation organisations' role and functions, as an exceptional fall back solution to facilitate the manufacturer's obligation to comply with the essential requirements, when the standardisation process is blocked or when there are delays in the establishment of appropriate harmonised standards.	(40) In the absence of relevant harmonised standards, the Commission should be empowered to adopt ~~*implementing acts*~~***delegated acts supplementing this Regulation by*** setting out common specifications for the essential ***safety*** requirements of this Regulation, provided that in doing so it duly respects the standardisation organisations' role and functions, as an exceptional fall back solution to facilitate the manufacturer's obligation to comply with the essential requirements, when the standardisation process is blocked or when there are delays in the establishment of appropriate harmonised standards.	(40) In the absence of relevant harmonised standards, the Commission should be empowered to adopt implementing acts setting out common specifications for the essential **safety** requirements of this Regulation, provided that in doing so it duly respects the standardisation organisations' role and functions, as an exceptional fall back solution to facilitate the manufacturer's obligation to comply with the essential **safety** requirements, when the standardisation process is blocked or when there are delays in the establishment of appropriate harmonised standards. **If such delay is due to the technical complexity of the standard in question, this should be considered by the Commission before contemplating**	R

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			the establishment of common specifications. With a view to establishing, in the most efficient way, common specifications that cover the essential safety requirements of this Regulation, the Commission should duly consult relevant stakeholders in the process.	
Recital 41				
G	50	(41) The CE marking, indicating the conformity of a toy, is the visible consequence of a whole process comprising conformity assessment in a broad sense. General principles governing the CE marking are set out in Regulation (EC) No 765/2008. Specific rules governing the affixing of the CE marking with regard to toys should be laid down in this Regulation. Those rules should ensure sufficient visibility of the CE marking in order to facilitate market surveillance of toys.	(41) The CE marking, indicating the conformity of a toy, is the visible consequence of a whole process comprising conformity assessment in a broad sense. General principles governing the CE marking are set out in Regulation (EC) No 765/2008. Specific rules governing the affixing of the CE marking with regard to toys should be laid down in this Regulation. Those rules should ensure sufficient visibility of the CE marking in order to facilitate market surveillance of toys.	(41) The CE marking, indicating the conformity of a toy, is the visible consequence of a whole process comprising conformity assessment in a broad sense. General principles governing the CE marking are set out in Regulation (EC) No 765/2008. Specific rules governing the affixing of the CE marking with regard to toys should be laid down in this Regulation. Those rules should ensure sufficient visibility of the CE marking in order to facilitate market surveillance of toys. Text Origin: Commission Proposal
Recital 42				
Y	51	(42) Manufacturers should create a product passport to provide information on the compliance of toys with this Regulation and with any other Union legislation applicable to toys. The product	(42) Manufacturers should create a ***digital*** product passport to provide information on the compliance of toys with this Regulation and with any other Union legislation applicable to toys. ***They should***	(42) Manufacturers should create a **digital** product passport to provide information on the compliance of toys with this Regulation and with ~~any~~ other Union ~~legislation~~**law** applicable to toys. The **digital**	

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	passport should replace the EU declaration of conformity under Directive 2009/48/EC and include the elements necessary to assess the conformity of the toy with the applicable requirements and harmonised standards or other specifications. In order to facilitate checks on toys by market surveillance authorities and to allow the actors in the supply chain and consumers to access information on the toy, the information on the product passport should be provided digitally and in a directly accessible manner, through a data carrier affixed to the toy, its packaging or the accompanying documentation. Market surveillance authorities, customs authorities, economic operators and consumers should have immediate access to the information on the toy through the data carrier.	***keep the digital product passport up to date according to reasonable best efforts and make any necessary changes when required. The digital*** ~~*The*~~ product passport should replace the EU declaration of conformity under Directive 2009/48/EC***, Directive 2014/53/EU and any other Union legislation applicable to toys. It should also*** ~~*and*~~ include the elements necessary to assess the conformity of the toy with the applicable requirements and harmonised standards or other specifications ***or elements***. In order to facilitate checks on toys by market surveillance authorities and to allow the actors in the supply chain and consumers to access information on the toy ***and on communication channels***, the information on the ***digital*** product passport should be provided digitally and in a directly accessible manner, through a data carrier affixed to the toy, its packaging or the accompanying documentation. ***Depending on access rights,*** market surveillance authorities, customs authorities, economic operators and consumers should have immediate access to the ***respective*** information on the toy through the data carrier.	product passport should replace the EU declaration of conformity under Directive 2009/48/EC and include the elements necessary to assess the conformity of the toy with the applicable requirements and harmonised standards or other specifications. In order to facilitate checks on toys by market surveillance authorities and to allow the actors in the supply chain and consumers to access information on the toy, the information on the **digital** product passport should be provided digitally and in a directly accessible manner, through a data carrier ~~affixed to the toy, its packaging or the accompanying documentation~~. Market surveillance authorities, customs authorities, economic operators and consumers **or other end-users** should have immediate access to the information on the toy through the data carrier.	
Recital 43				
52	(43) To avoid duplication of investment into digitalisation by all	(43) To avoid duplication of investment into digitalisation by all	(43) To avoid duplication of investment into digitalisation by all	(43) To avoid duplication of investment into digitalisation by all

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	actors involved, including manufacturers, market surveillance authorities and customs authorities, when other Union legislation requires a product passport for toys, a single product passport should be available containing the information required under this Regulation and the other Union legislation. In addition, the product passport should be fully interoperable with any product passport required under other Union legislation.	actors involved, including manufacturers, market surveillance authorities and customs authorities, when other Union legislation requires a product passport for toys, a single product passport should be available containing the information required under this Regulation and the other Union legislation. In addition, the ***digital*** product passport should be fully interoperable with any product passport required under other Union legislation.	actors involved, including manufacturers, market surveillance authorities and customs authorities, when other Union ~~legislation~~**law** requires a **digital** product passport for toys, a single **digital** product passport should be available containing the information required under this Regulation and the other Union ~~legislation~~**law**. In addition, the **digital** product passport should be fully interoperable with any **digital** product passport required under other Union ~~legislation~~**law**.	actors involved, including manufacturers, market surveillance authorities and customs authorities, when other Union ~~*legislation*~~***law*** requires a ***digital*** product passport for toys, a single ***digital*** product passport should be available containing the information required under this Regulation and the other Union ~~*legislation*~~***law***. In addition, the ***digital*** product passport should be fully interoperable with any ***digital*** product passport required under other Union ~~*legislation*~~***law***. Text Origin: Council Mandate
Recital 44				
53	(44) In particular, Regulation (EU) …/… [P.O. insert serial number for the Regulation on ecodesign requirements for sustainable products] of the European Parliament and of the Council[1] also lays down requirements and technical specifications for a product passport, the establishment of a Commission central registry where passport information is stored and the interconnection of that registry with the customs IT systems. That Regulation may include toys within its scope in the medium term, thus requiring that a product passport is available for toys. Therefore, it should be possible in the future to include	(44) In particular, Regulation (EU) …/… [P.O. insert serial number for the Regulation on ecodesign requirements for sustainable products] of the European Parliament and of the Council[1]~~37~~ also lays down requirements and technical specifications for a ***digital*** product passport, the establishment of a Commission central registry where passport information is stored and the interconnection of that registry with the customs IT systems. That Regulation may include toys within its scope in the medium term, thus requiring that a ***digital*** product passport is available for toys. Therefore, it should be possible in the future to include	(44) In particular, Regulation (EU) …/… [P.O. insert serial number for the Regulation on ecodesign requirements for sustainable products] of the European Parliament and of the Council[1] also lays down requirements and technical specifications for a **digital** product passport, the establishment of a Commission ~~central~~**digital product passport** registry **(the 'registry')** where passport information is stored and the interconnection of that registry with the customs IT systems. That Regulation ~~may~~**might** include toys within its scope in the medium term, thus requiring that a **digital** product passport is available for toys.	(44) In particular, Regulation (EU) …/… [P.O. insert serial number for the Regulation on ecodesign requirements for sustainable products] of the European Parliament and of the Council[1] also lays down requirements and technical specifications for a ***digital*** product passport, the establishment of a Commission ~~*central*~~***digital product passport*** registry ***(the 'registry')*** where passport information is stored and the interconnection of that registry with the customs IT systems. That Regulation ~~*may*~~***might*** include toys within its scope in the medium term, thus requiring that a ***digital*** product passport is available for toys.

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	more precise information in the product passport, in particular information related to environmental sustainability, such as the environmental footprint of a product, information useful for recycling purposes, the recycled content of a certain material, information about the supply chain, and other similar information. The product passport for toys created under this Regulation should therefore comply with the same requirements and technical elements as those set out in Regulation (EU) …/… [P.O. insert serial number for the Regulation on ecodesign requirements for sustainable products], including the technical, semantic and organisational aspects of end-to-end communication and data exchange. _____ 1. PO: Please insert in the text the number of the Regulation establishing a framework for setting ecodesign requirements for sustainable products and repealing Directive 2009/125/EC…. and insert the number, date, title and OJ reference of that Regulation in the footnote.	more precise information in the ***digital*** product passport~~, *in particular information related to environmental sustainability, such as the environmental footprint of a product, information useful for recycling purposes, the recycled content of a certain material, information about the supply chain, and other similar information. The*~~. ***The digital*** product passport for toys created under this Regulation should therefore comply with the same requirements and technical elements as those set out in Regulation (EU) …/… [P.O. insert serial number for the Regulation on ecodesign requirements for sustainable products], including the technical, semantic and organisational aspects of end-to-end communication and data exchange. _____ ~~*1. PO: Please insert in the text the number of the Regulation establishing a framework for setting ecodesign requirements for sustainable products and repealing Directive 2009/125/EC…. and insert the number, date, title and OJ reference of that Regulation in the footnote.*~~	Therefore, it should be possible in the future to include more precise information in the **digital** product passport, in particular information related to environmental sustainability~~, such as the environmental footprint of a product, information useful for recycling purposes, the recycled content of a certain material, information about the supply chain, and other similar information. The~~**.** **The digital** product passport for toys created under this Regulation should therefore comply with the same requirements and technical elements as those set out in Regulation (EU) …/… [P.O. insert serial number for the Regulation on ecodesign requirements for sustainable products], including the technical, semantic and organisational aspects of end-to-end communication and data exchange. _____ 1. PO: Please insert in the text the number of the Regulation establishing a framework for setting ecodesign requirements for sustainable products and repealing Directive 2009/125/EC…. and insert the number, date, title and OJ reference of that Regulation in the footnote.	Therefore, it should be possible in the future to include more precise information in the ***digital*** product passport, in particular information related to environmental sustainability~~, *such as the environmental footprint of a product, information useful for recycling purposes, the recycled content of a certain material, information about the supply chain, and other similar information. The*~~. ***The digital*** product passport for toys created under this Regulation should therefore comply with the same requirements and technical elements as those set out in Regulation (EU) …/… [P.O. insert serial number for the Regulation on ecodesign requirements for sustainable products], including the technical, semantic and organisational aspects of end-to-end communication and data exchange. _____ 1. PO: Please insert in the text the number of the Regulation establishing a framework for setting ecodesign requirements for sustainable products and repealing Directive 2009/125/EC…. and insert the number, date, title and OJ reference of that Regulation in the footnote. Text Origin: Council Mandate
Recital 45				
54	(45) As the product passport is to replace the EU declaration of	(45) As the ***digital*** product passport is to replace the EU declaration of	(45) As the **digital** product passport is to replace the EU	(45) As the ***digital*** product passport is to replace the EU declaration of

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	conformity, it is crucial to make clear that by creating the product passport for a toy and by affixing the CE marking, the manufacturer declares that the toy is in compliance with the requirements of this Regulation and that the manufacturer takes full responsibility thereof.	conformity, it is crucial to make clear that by creating the ***digital*** product passport for a toy and by affixing the CE marking, the manufacturer declares that the toy is in compliance with the requirements of this Regulation and that the manufacturer takes full responsibility thereof.	declaration of conformity, it is crucial to make clear that by creating the **digital** product passport for a toy and by affixing the CE marking, the manufacturer declares that the toy is in compliance with the requirements of this Regulation and that the manufacturer takes full responsibility thereof.	conformity, it is crucial to make clear that by creating the ***digital*** product passport for a toy and by affixing the CE marking, the manufacturer declares that the toy is in compliance with the requirements of this Regulation and that the manufacturer takes full responsibility thereof. Text Origin: EP Mandate
Recital 46				
G 55	(46) Where other information than the elements required for the product passport is provided digitally, it is necessary to clarify that the different types of information need to be provided separately and clearly distinguished from each other but through a single data carrier. This will facilitate the work of market surveillance authorities but also provide clarity to consumers regarding the different types of information that are available to them in a digital format.	(46) Where other information than the elements required for the ***digital*** product passport is provided digitally, it is necessary to clarify that the different types of information need to be provided separately and clearly distinguished from each other but through a single data carrier. This will facilitate the work of market surveillance authorities but also provide clarity to consumers regarding the different types of information that are available to them in a digital format.	(46) Where other information than the elements required for the **digital** product passport is provided digitally, it is necessary to clarify that the different types of information need to be provided separately and clearly distinguished from each other but through a single data carrier. This will facilitate the work of market surveillance authorities but also provide clarity to consumers **or other end-users** regarding the different types of information that are available to them in a digital format.	(46) Where other information than the elements required for the ***digital*** product passport is provided digitally, it is necessary to clarify that the different types of information need to be provided separately and clearly distinguished from each other but through a single data carrier. This will facilitate the work of market surveillance authorities but also provide clarity to consumers ***or other end-users*** regarding the different types of information that are available to them in a digital format. Text Origin: Council Mandate
Recital 46a				
Y 55a		***(46a) The majority of toy manufacturers subject to the requirements of this Regulation are micro, small and medium sized enterprises (SMEs), for which drawing up a digital product***		***(46a) Most toy manufacturers subject to the requirements of this Regulation are micro, small and medium sized enterprises (SMEs). The Commission should provide SMEs with additional support in***

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		passport is a significant challenge from an administrative and operational perspective. Therefore, the Commission should provide SMEs with additional support in order to assist them in complying with the new requirements set out in this Regulation. To this end, the Commission should publish practical guidelines and tailor-made guidance for SMEs. In particular a direct channel of communication with experts should be set up to help them perform safety assessments and to set up a digital product passport for the toys they produce.		***order to assist them in complying with the new requirements set out in this Regulation. To this end, the Commission should publish practical guidelines on how to perform safety assessments and create a digital product passport for the toys they produce.***
Recital 47				
G 56	(47) Chapter VII of Regulation (EU) 2019/1020, setting up the rules for of controls on products entering the Union market applies to toys. The authorities in charge of controls, which in almost all Member States are the customs authorities, are to perform them on the basis of risk analysis as referred to in Articles 46 and 47 of Regulation (EU) No 952/2013 of the European Parliament and of the Council[1], its implementing legislation and the corresponding guidance. This Regulation therefore does not modify in any way Chapter VII of Regulation (EU) 2019/1020 and the way the authorities in	(47) Chapter VII of Regulation (EU) 2019/1020, setting up the rules for of controls on products entering the Union market applies to toys. The authorities in charge of controls, which in almost all Member States are the customs authorities, are to perform them on the basis of risk analysis as referred to in Articles 46 and 47 of Regulation (EU) No 952/2013 of the European Parliament and of the Council[1], its implementing legislation and the corresponding guidance. This Regulation therefore does not modify in any way Chapter VII of Regulation (EU) 2019/1020 and the way the authorities in	(47) Chapter VII of Regulation (EU) 2019/1020, setting up the rules for of controls on products entering the Union market applies to toys. The authorities in charge of controls, which in almost all Member States are the customs authorities, are to perform them on the basis of risk analysis as referred to in Articles 46 and 47 of Regulation (EU) No 952/2013 of the European Parliament and of the Council[1], its implementing legislation and the corresponding guidance. This Regulation therefore does not modify in any way Chapter VII of Regulation (EU) 2019/1020 and the way the authorities in	(47) Chapter VII of Regulation (EU) 2019/1020, setting up the rules for of controls on products entering the Union market applies to toys. The authorities in charge of controls, which in almost all Member States are the customs authorities, are to perform them on the basis of risk analysis as referred to in Articles 46 and 47 of Regulation (EU) No 952/2013 of the European Parliament and of the Council[1], its implementing legislation and the corresponding guidance. This Regulation therefore does not modify in any way Chapter VII of Regulation (EU) 2019/1020 and the way the authorities in G

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	charge of controls on products entering the Union market organise themselves and perform their activities. _____ 1. Regulation (EU) No 952/2013 of the European Parliament and of the Council of 9 October 2013 laying down the Union Customs Code (recast) (OJ L 269, 10.10.2013, p. 1).	charge of controls on products entering the Union market organise themselves and perform their activities. _____ 1. Regulation (EU) No 952/2013 of the European Parliament and of the Council of 9 October 2013 laying down the Union Customs Code (recast) (OJ L 269, 10.10.2013, p. 1).	charge of controls on products entering the Union market organise themselves and perform their activities. _____ 1. Regulation (EU) No 952/2013 of the European Parliament and of the Council of 9 October 2013 laying down the Union Customs Code (recast) (OJ L 269, 10.10.2013, p. 1).	charge of controls on products entering the Union market organise themselves and perform their activities. _____ 1. Regulation (EU) No 952/2013 of the European Parliament and of the Council of 9 October 2013 laying down the Union Customs Code (recast) (OJ L 269, 10.10.2013, p. 1). Text Origin: Commission Proposal
Recital 48				
G 57	(48) In addition to the framework of controls established by Chapter VII of Regulation (EU) 2019/1020, customs authorities should be able to automatically verify that a product passport exists for imported toys subject to this Regulation in order to strengthen the controls at the Union's external borders and prevent non-compliant toys from entering the Union market.	(48) In addition to the framework of controls established by Chapter VII of Regulation (EU) 2019/1020, customs authorities should be able to automatically verify that a ***digital*** product passport exists for imported toys subject to this Regulation in order to strengthen the controls at the Union's external borders and prevent non-compliant toys from entering the Union market.	(48) In addition to the framework of controls established by Chapter VII of Regulation (EU) 2019/1020, customs authorities should be able to automatically verify that a **digital** product passport exists for imported toys subject to this Regulation in order to strengthen the controls at the Union's external borders and prevent non-compliant toys from entering the Union market.	(48) In addition to the framework of controls established by Chapter VII of Regulation (EU) 2019/1020, customs authorities should be able to automatically verify that a ***digital*** product passport exists for imported toys subject to this Regulation in order to strengthen the controls at the Union's external borders and prevent non-compliant toys from entering the Union market. Text Origin: EP Mandate
Recital 49				
Y 58	(49) When toys coming from third countries are placed under the customs procedure of release for free circulation, the reference to a product passport for those toys should be made available to the customs authorities by the economic operator. The reference to the product passport should correspond	(49) When toys coming from third countries are placed under the customs procedure of release for free circulation, the reference to a ***digital*** product passport for those toys should be made available to the customs authorities by the economic operator. The reference to the ***digital*** product passport should	(49) When toys coming from third countries are placed under the customs procedure of release for free circulation, the reference to a **digital** product passport for those toys should be made available to the customs authorities by the economic operator. The reference to the **digital** product passport should	(49) When toys coming from third countries are placed under the customs procedure of release for free circulation, the reference to a ***digital*** product passport for those toys should be made available to the customs authorities by the economic operator. The reference to the ***digital*** product passport should

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	to a unique product identifier that is stored in the product passport registry established under Article 12 of [P.O. insert serial number for Regulation (EU) …/… on Ecodesign Requirements for Sustainable Products] (the 'registry'). Customs authorities should carry out an automatic verification of the product passport presented for that toy, so as to ensure that only toys with a valid reference to a unique product identifier as included in the registry are released for free circulation. To carry out that automatic verification, the interconnection between the registry and the customs IT systems as provided for in [Article 13 of Regulation (EU) …/… on ecodesign requirements for sustainable products] should be used.	correspond to a unique product identifier that is stored in the product passport registry established under Article 12 of [P.O. insert serial number for Regulation (EU) …/… on Ecodesign Requirements for Sustainable Products] (the 'registry'). Customs authorities should carry out an automatic verification of the product passport presented for that toy, so as to ensure that only toys with a valid reference to a unique product identifier as included in the registry are released for free circulation. To carry out that automatic verification, the interconnection between the registry and the customs IT systems as provided for in [Article 13 of Regulation (EU) …/… on ecodesign requirements for sustainable products] should be used.	correspond to a unique ~~product~~**registration** identifier ~~that is stored in the~~**communicated to the economic operator by the digital** product passport registry established under Article ~~12~~**13** of [P.O. insert serial number for Regulation (EU) …/… on Ecodesign Requirements for Sustainable Products] (the 'registry'). Customs authorities should ~~carry out an automatic verification of the product passport presented for that toy, so as to ensure that only toys with~~**verify as a minimum that** a valid reference to ~~a~~ **the** unique ~~product~~**registration** identifier ~~as included~~**and the relevant commodity code for the toy provided or made available to them corresponds to the data that are stored** in the registry ~~are released for free circulation~~**. This would allow customs authorities to verify that a digital product passport for imported toy exists**. To carry out that automatic verification, the interconnection between the registry and the customs IT systems as provided for in [Article ~~13~~**15** of Regulation (EU) …/… on ecodesign requirements for sustainable products] should be used.	correspond to a unique ~~*product*~~***registration*** identifier ~~*that is stored in the*~~***communicated to the economic operator by the digital*** product passport registry established under Article ~~*12*~~***13*** of [P.O. insert serial number for Regulation (EU) …/… on Ecodesign Requirements for Sustainable Products] (the 'registry'). Customs authorities should ~~*carry out an automatic verification of the product passport presented for that toy, so as to ensure that only toys with*~~***verify as a minimum that*** a valid reference to ~~*a*~~ ***the*** unique ~~*product*~~***registration*** identifier ~~*as included*~~***and the relevant commodity code for the toy provided or made available to them corresponds to the data that are stored*** in the registry ~~*are released for free circulation*~~***. This would allow customs authorities to verify that a digital product passport for imported toy exists***. To carry out that automatic verification, the interconnection between the registry and the customs IT systems as provided for in [Article ~~*13*~~***15*** of Regulation (EU) …/… on ecodesign requirements for sustainable products] should be used. Text Origin: Council Mandate
Recital 50				

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59	(50) Where other information than the unique product identifier and the unique operator identifier is stored in the registry, the Commission should be empowered to adopt delegated acts allowing customs authorities to verify the consistency between that additional information and the information made available by the economic operator to customs, in order to ensure the compliance of toys placed under the customs procedure of release for free circulation with this Regulation.	(50) Where other information than the unique product identifier and the unique operator identifier is stored in the registry, the Commission should be empowered to adopt delegated acts allowing customs authorities to verify the consistency between that additional information and the information made available by the economic operator to customs, in order to ensure the compliance of toys placed under the customs procedure of release for free circulation with this Regulation.	*deleted*	*deleted*
Recital 51				
60	*(51)* The information included in the product passport allows customs authorities to enrich and facilitate risk management and enables more targeted controls at the Union's external borders. Therefore, customs authorities should have the possibility to retrieve and use the information included in the product passport and the registry for carrying out their tasks in accordance with Union legislation, including for risk management in accordance with Regulation (EU) No 952/2013.	(51) The information included in the ***digital*** product passport allows customs authorities to enrich and facilitate risk management and enables more targeted controls at the Union's external borders. Therefore, customs authorities should have the possibility to retrieve and use the information included in the ***digital*** product passport and the registry for carrying out their tasks in accordance with Union legislation, including for risk management in accordance with Regulation (EU) No 952/2013.	(51) The ~~information~~**data** included in the **digital** product passport ~~allows~~**are intended to allow** customs authorities to ~~enrich~~**enhance** and facilitate risk management and ~~enables more targeted~~**enable the** controls at the ~~Union's external borders~~**border to be better targeted**. Therefore, customs authorities should have the possibility to retrieve and use the ~~information~~**data** included in the **digital** product passport and the **related** registry for carrying out their tasks in accordance with Union ~~legislation~~**law**, including for risk management in accordance with Regulation (EU) No 952/2013.	(51) The ~~*information*~~***data*** included in the ***digital*** product passport ~~*allows*~~***are intended to allow*** customs authorities to ~~*enrich*~~***enhance*** and facilitate risk management and ~~*enables more targeted*~~***enable the*** controls at the ~~*Union's external borders*~~***border to be better targeted***. Therefore, customs authorities should have the possibility to retrieve and use the ~~*information*~~***data*** included in the ***digital*** product passport and the ***related*** registry for carrying out their tasks in accordance with Union ~~*legislation*~~***law***, including for risk management in accordance with Regulation (EU) No 952/2013. Text Origin: Council Mandate

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Recital 52				
Y	61 (52) It is appropriate to provide for the publication of a notice in the Official Journal of the European Union indicating the date when the interconnection between the registry and the EU Customs Single Window Certificates Exchange System referred to in Article 13 of [P.O. insert serial number for Regulation (EU) …/… on Ecodesign Requirements for Sustainable Products] becomes operational in order to facilitate public access to that information.	(52) It is appropriate to provide for the publication of a notice in the Official Journal of the European Union indicating the date when the interconnection between the registry and the EU Customs Single Window Certificates Exchange System referred to in Article 13 of [P.O. insert serial number for Regulation (EU) …/… on Ecodesign Requirements for Sustainable Products] becomes operational in order to facilitate public access to that information. ***Similar publication should be provided in case further EU customs IT systems become operational.***	*deleted*	Y
Recital 53				
G	*62* *(53)* The automatic verification by customs of the reference to the product passport for toys entering the Union market should not replace or modify the responsibilities of the market surveillance authorities but only complement the overall framework for controls on products entering the Union market. Regulation (EU) 2019/1020 should continue to apply to toys so as to ensure that market surveillance authorities carry out checks of the information contained in products passports, checks on toys within the market in accordance with that	(53) The automatic verification by customs of the reference to the ***digital*** product passport for toys entering the Union market should not replace or modify the responsibilities of the market surveillance authorities but only complement the overall framework for controls on products entering the Union market. Regulation (EU) 2019/1020 should continue to apply to toys so as to ensure that market surveillance authorities carry out checks of the information contained in products passports, checks on toys within the market in	(53) The automatic verification by customs **authorities** of the reference to the **digital** product passport for toys entering the Union market should not replace or modify the responsibilities of the market surveillance authorities but only complement the overall framework for controls on products entering the Union market. Regulation (EU) 2019/1020 should continue to apply to toys so as to ensure that market surveillance authorities carry out checks of the information contained in products passports, checks on toys within the market in	(53) The automatic verification by customs ***authorities*** of the reference to the ***digital*** product passport for toys entering the Union market should not replace or modify the responsibilities of the market surveillance authorities but only complement the overall framework for controls on products entering the Union market. Regulation (EU) 2019/1020 should continue to apply to toys so as to ensure that market surveillance authorities carry out checks of the information contained in products passports, checks on toys within the market in G

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	Regulation and, in case of suspension of release for free circulation by the authorities designated for controls at the Union's external borders, determine the compliance and risks of toys pursuant to Chapter VII of Regulation (EU) 2019/1020.	accordance with that Regulation and, in case of suspension of release for free circulation by the authorities designated for controls at the Union's external borders, determine the compliance and risks of toys pursuant to Chapter VII of Regulation (EU) 2019/1020.	accordance with that Regulation and, in case of suspension of release for free circulation by the authorities designated for controls at the Union's external borders, determine the compliance and risks of toys pursuant to Chapter VII of Regulation (EU) 2019/1020.	accordance with that Regulation and, in case of suspension of release for free circulation by the authorities designated for controls at the Union's external borders, determine the compliance and risks of toys pursuant to Chapter VII of Regulation (EU) 2019/1020. Text Origin: Council Mandate
Recital 54				
R 63	(54) Children are daily exposed to a wide range of different chemicals originating from various sources. Significant progress has been made to close some knowledge gaps on the impact of the combination effect of those chemicals. However, the safety of chemicals is usually assessed through the evaluation of single substances and in some cases of mixtures intentionally added for particular uses. In order to provide the highest protection for children, the most harmful substances should be generally banned in toys to ensure that there is no exposure to them in toys. The specific limit values for chemicals in toys should account for combined exposure from different sources to the same chemical substance. In addition, manufacturers should be required to carry out an analysis of the various hazards that the toy may present and an assessment of the potential	(54) Children are daily exposed to a wide range of different chemicals originating from various sources ***that have negative effects as individual substances or mixtures, but also through combined exposure***. Significant progress has been made to close some knowledge gaps on the impact of the combination effect of those chemicals. However, the safety of chemicals is ***currently*** usually assessed through the evaluation of single substances and in some cases of mixtures intentionally added for particular uses. ***Further efforts are needed to better understand the impact of the combination effect of chemicals.*** In order to provide the highest protection for children ***and the environment in general***, the most harmful substances should be generally banned in toys to ensure that there is no exposure to them in toys. The specific limit values for	(54) Children are daily exposed to a wide range of different chemicals originating from various sources. Significant progress has been made to close some knowledge gaps on the impact of the combination effect of those chemicals. However, the safety of chemicals is usually assessed through the evaluation of single substances and in some cases of mixtures intentionally added for particular uses. In order to provide the highest protection for children, the most harmful substances should be generally banned in toys to ensure that there is no exposure to them in toys. The specific limit values for chemicals in toys should account for combined exposure from different sources to the same chemical substance. In addition, manufacturers should be required to carry out an analysis of the various hazards that the toy may present and an assessment of the potential	R

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	exposure to such hazards and, as part of the assessment of chemical hazards, to consider known cumulative or synergistic effects of the chemicals present in the toy, to ensure that risks from simultaneous exposure to multiple chemicals are taken into account. Furthermore, toys are to comply with general chemicals legislation, in particular Regulation (EC) No 1907/2006 of the European Parliament and of the Council; this Regulation does not modify the obligations for the assessment of the safety of the chemical substances or mixtures themselves that may be applicable in accordance with that Regulation.	chemicals in toys should account for combined exposure from different sources to the same chemical substance. In addition, manufacturers should be required to carry out an analysis of the various hazards that the toy may present and an assessment of the potential exposure to such hazards and, as part of the assessment of chemical hazards, to consider known cumulative or synergistic effects of the chemicals present in the toy, to ensure that risks from simultaneous exposure to multiple chemicals are taken into account. Furthermore, toys are to comply with general chemicals legislation, in particular Regulation (EC) No 1907/2006 of the European Parliament and of the Council; this Regulation does not modify the obligations for the assessment of the safety of the chemical substances or mixtures themselves that may be applicable in accordance with that Regulation.	exposure to such hazards and, as part of the assessment of chemical hazards, to consider known cumulative or synergistic effects of the chemicals present in the toy, to ensure that risks from simultaneous exposure to multiple chemicals are taken into account. Furthermore, toys are to comply with general chemicals legislation, in particular Regulation (EC) No 1907/2006 of the European Parliament and of the Council; this Regulation does not modify the obligations for the assessment of the safety of the chemical substances or mixtures themselves that may be applicable in accordance with that Regulation.	
Recital 54a				
63a		***(54a) In order to provide adequate expertise, support, and thorough scientific evaluations, an appropriate and stable funding for ECHA should be ensured.***		***no text*** see row 27a
Recital 55				
64	(55) Manufacturers should prepare the technical documentation	(55) Manufacturers should prepare the technical documentation	(55) Manufacturers should prepare the technical documentation	(55) Manufacturers should prepare the technical documentation

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	describing all relevant aspects of toys including the safety assessment of all hazards that the toy may present and how they have been addressed, to allow market surveillance authorities to perform their tasks efficiently. The manufacturer should be required to make that technical documentation available to national authorities on request or to notified bodies in the context of the relevant conformity assessment procedure.	describing all relevant aspects of toys including the safety assessment of all hazards that the toy may present and how they have been addressed, to allow market surveillance authorities to perform their tasks efficiently. The manufacturer should be required to make that technical documentation available to national authorities on request or to notified bodies in the context of the relevant conformity assessment procedure.	describing all relevant aspects of toys including the safety assessment of all hazards that the toy may present and how they have been addressed, to allow market surveillance authorities to perform their tasks efficiently. The manufacturer should be required to make that technical documentation available to national authorities on request or to notified bodies in the context of the relevant conformity assessment procedure.	describing all relevant aspects of toys including the safety assessment of all hazards that the toy may present and how they have been addressed, to allow market surveillance authorities to perform their tasks efficiently. The manufacturer should be required to make that technical documentation available to national authorities on request or to notified bodies in the context of the relevant conformity assessment procedure. Text Origin: Commission Proposal
Recital 55a				
Y 64a			**(55a) The safety assessment should take into account the health risk posed by digitally connected products, including the risk to mental health. Therefore, when assessing the safety of digitally connected products likely to have an impact on children, manufacturers should ensure that the products they make available on the market meet the highest standards of safety, security and privacy by design, in the best interests of children.**	***(55a) Deleted, covered in row 23b.*** Follow-up to 2nd trilogue.
Recital 55b				
R 64b			**(55b) In the safety assessment, manufacturers should assess the chemical substances present in**	

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			the toy and possible non intended presence of substances subject to generic bans or other restrictions. The assessment should determine the scope of possible testing especially for those substances that can reasonably be expected to appear in the toy, including as traces.	
Recital 56				
65	(56) To ensure that toys comply with the essential requirements, it is necessary to lay down appropriate conformity assessment procedures to be followed by the manufacturer. Internal production control based on the manufacturer's own responsibility for the conformity assessment is adequate where it has followed the harmonised standards, the reference of which has been published in the Official Journal of the European Union, or common specifications covering all the particular safety requirements for the toy. In cases where such harmonised standards or common specifications do not exist, the toy should be submitted to third party verification, in this case EU-type examination. The same should apply if one or more such standards has been published with a restriction in the Official Journal of the European Union, or if the manufacturer has not followed such	(56) To ensure that toys comply with the essential requirements, it is necessary to lay down appropriate conformity assessment procedures to be followed by the manufacturer. Internal production control based on the manufacturer's own responsibility for the conformity assessment is adequate where it has followed the harmonised standards, the reference of which has been published in the Official Journal of the European Union, or common specifications covering all the particular safety requirements for the toy. In cases where such harmonised standards or common specifications do not exist, the toy should be submitted to third party verification, in this case EU-type examination. The same should apply if one or more such standards has been published with a restriction in the Official Journal of the European Union, or if the manufacturer has not followed such	(56) To ensure that toys comply with the essential **safety** requirements, it is necessary to lay down appropriate conformity assessment procedures to be followed by the manufacturer. Internal production control based on the manufacturer's own responsibility for the conformity assessment is adequate where it has followed the harmonised standards, the reference of which has been published in the ***Official Journal of the European Union*** ~~Official Journal of the European Union~~, or common specifications covering all the particular safety requirements for the toy. In cases where such harmonised standards or common specifications do not exist, the toy should be submitted to third party verification, in this case EU-type examination. The same should apply if one or more such standards has been published with a restriction in the ***Official Journal of the***	(56) To ensure that toys comply with the essential ***safety*** requirements, it is necessary to lay down appropriate conformity assessment procedures to be followed by the manufacturer. Internal production control based on the manufacturer's own responsibility for the conformity assessment is adequate where it has followed the harmonised standards, the reference of which has been published in the ***Official Journal of the European Union*** ~~*Official Journal of the European Union*~~, or common specifications covering all the particular safety requirements for the toy. In cases where such harmonised standards or common specifications do not exist, the toy should be submitted to third party verification, in this case EU-type examination. The same should apply if one or more such standards has been published with a restriction in the ***Official Journal of the***

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	standards or specifications completely, or only in part. The manufacturer should submit the toy to EU-type examination in cases where it considers that the nature, design, construction or purpose of the toy necessitates third party verification.	standards or specifications completely, or only in part. The manufacturer should submit the toy to EU-type examination in cases where it considers that the nature, design, construction or purpose of the toy necessitates third party verification.	***European Union*** ~~Official Journal of the European Union~~, or if the manufacturer has not followed such standards or specifications completely, or only in part. The manufacturer should submit the toy to EU-type examination in cases where it considers that the nature, design, construction or purpose of the toy necessitates third party verification.	***European Union*** ~~*Official Journal of the European Union*~~, or if the manufacturer has not followed such standards or specifications completely, or only in part. The manufacturer should submit the toy to EU-type examination in cases where it considers that the nature, design, construction or purpose of the toy necessitates third party verification. Text Origin: Council Mandate
Recital 57				
G 66	(57) Since it is necessary to ensure a uniformly high level of performance of bodies performing conformity assessment of toys throughout the Union, and since all such bodies should perform their functions to the same level and under conditions of fair competition, requirements should be set for conformity assessment bodies wishing to be notified in order to provide conformity assessment services under this Regulation.	(57) Since it is necessary to ensure a uniformly high level of performance of bodies performing conformity assessment of toys throughout the Union, and since all such bodies should perform their functions to the same level and under conditions of fair competition, requirements should be set for conformity assessment bodies wishing to be notified in order to provide conformity assessment services under this Regulation.	(57) Since it is necessary to ensure a uniformly high level of performance of bodies performing conformity assessment of toys throughout the Union, and since all such bodies should perform their functions to the same level and under conditions of fair competition, requirements should be set for conformity assessment bodies wishing to be notified in order to provide conformity assessment services under this Regulation.	(57) Since it is necessary to ensure a uniformly high level of performance of bodies performing conformity assessment of toys throughout the Union, and since all such bodies should perform their functions to the same level and under conditions of fair competition, requirements should be set for conformity assessment bodies wishing to be notified in order to provide conformity assessment services under this Regulation. Text Origin: Commission Proposal
Recital 58				
Y 67	(58) If a conformity assessment body demonstrates conformity with the criteria laid down in harmonised standards, it should be presumed to	(58) If a conformity assessment body demonstrates conformity ***of the toy*** with the criteria laid down in harmonised standards, ~~it~~***the toy***	(58) If a conformity assessment body demonstrates conformity with the criteria laid down in harmonised standards, ~~it~~**the conformity**	(58) If a conformity assessment body demonstrates conformity with the criteria laid down in harmonised standards, ~~*it*~~***the conformity***

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	comply with the corresponding requirements set out in this Regulation.	should be presumed to comply with the corresponding requirements set out in this Regulation.	**assessment body** should be presumed to comply with the corresponding requirements set out in this Regulation.	***assessment body*** should be presumed to comply with the corresponding requirements set out in this Regulation. This recital mirrors Article 29 Text Origin: Council Mandate
Recital 59				
G 68	(59) The system set out in this Regulation should be complemented by the accreditation system provided for in Regulation (EC) No 765/2008. Since accreditation is an essential means of verifying the competence of conformity assessment bodies, it should be used for the purposes of notification. In particular, transparent accreditation as provided for in Regulation (EC) No 765/2008, ensuring the necessary level of confidence in certificates of conformity, should be the only means of demonstrating the technical competence of conformity assessment bodies.	(59) The system set out in this Regulation should be complemented by the accreditation system provided for in Regulation (EC) No 765/2008. Since accreditation is an essential means of verifying the competence of conformity assessment bodies, it should be used for the purposes of notification. In particular, transparent accreditation as provided for in Regulation (EC) No 765/2008, ensuring the necessary level of confidence in certificates of conformity, should be the only means of demonstrating the technical competence of conformity assessment bodies.	(59) The system set out in this Regulation should be complemented by the accreditation system provided for in Regulation (EC) No 765/2008. Since accreditation is an essential means of verifying the competence of conformity assessment bodies, it should be used for the purposes of notification. In particular, transparent accreditation as provided for in Regulation (EC) No 765/2008, ensuring the necessary level of confidence in certificates of conformity, should be the only means of demonstrating the technical competence of conformity assessment bodies.	(59) The system set out in this Regulation should be complemented by the accreditation system provided for in Regulation (EC) No 765/2008. Since accreditation is an essential means of verifying the competence of conformity assessment bodies, it should be used for the purposes of notification. In particular, transparent accreditation as provided for in Regulation (EC) No 765/2008, ensuring the necessary level of confidence in certificates of conformity, should be the only means of demonstrating the technical competence of conformity assessment bodies. Text Origin: Commission Proposal G
Recital 60				
G 69	(60) Conformity assessment bodies frequently subcontract parts of their activities linked to the assessment of conformity or have recourse to a subsidiary. In order to safeguard the level of protection required for toys	(60) Conformity assessment bodies frequently subcontract parts of their activities linked to the assessment of conformity or have recourse to a subsidiary. In order to safeguard the level of protection required for toys	(60) Conformity assessment bodies frequently subcontract parts of their activities linked to the assessment of conformity or have recourse to a subsidiary. In order to safeguard the level of protection required for toys	(60) Conformity assessment bodies frequently subcontract parts of their activities linked to the assessment of conformity or have recourse to a subsidiary. In order to safeguard the level of protection required for toys G

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	to be placed on the market, it is essential that conformity assessment subcontractors and subsidiaries fulfil the same requirements as notified bodies in relation to the performance of conformity assessment tasks. Therefore, it is important that the assessment of the competence and the performance of bodies to be notified, and the monitoring of bodies already notified, cover also activities carried out by subcontractors and subsidiaries. In particular, excessive recourse to subsidiaries and subcontractors, in a manner that would call into question the competence of the notified body or its supervision by the notifying authority should be avoided.	to be placed on the market, it is essential that conformity assessment subcontractors and subsidiaries fulfil the same requirements as notified bodies in relation to the performance of conformity assessment tasks. Therefore, it is important that the assessment of the competence and the performance of bodies to be notified, and the monitoring of bodies already notified, cover also activities carried out by subcontractors and subsidiaries. In particular, excessive recourse to subsidiaries and subcontractors, in a manner that would call into question the competence of the notified body or its supervision by the notifying authority should be avoided.	to be placed on the market, it is essential that conformity assessment subcontractors and subsidiaries fulfil the same requirements as notified bodies in relation to the performance of conformity assessment tasks. Therefore, it is important that the assessment of the competence and the performance of bodies to be notified, and the monitoring of bodies already notified, cover also activities carried out by subcontractors and subsidiaries. In particular, excessive recourse to subsidiaries and subcontractors, in a manner that would call into question the competence of the notified body or its supervision by the notifying authority should be avoided.	to be placed on the market, it is essential that conformity assessment subcontractors and subsidiaries fulfil the same requirements as notified bodies in relation to the performance of conformity assessment tasks. Therefore, it is important that the assessment of the competence and the performance of bodies to be notified, and the monitoring of bodies already notified, cover also activities carried out by subcontractors and subsidiaries. In particular, excessive recourse to subsidiaries and subcontractors, in a manner that would call into question the competence of the notified body or its supervision by the notifying authority should be avoided. Text Origin: Commission Proposal
Recital 61				
G 70	(61) In order to ensure a consistent level of quality in the performance of conformity assessment of toys, it is necessary not only to consolidate the requirements that conformity assessment bodies wishing to be notified must fulfil, but also, in parallel, to set requirements that notifying authorities and other bodies involved in the assessment, notification and monitoring of notified bodies must fulfil.	(61) In order to ensure a consistent level of quality in the performance of conformity assessment of toys, it is necessary not only to consolidate the requirements that conformity assessment bodies wishing to be notified must fulfil, but also, in parallel, to set requirements that notifying authorities and other bodies involved in the assessment, notification and monitoring of notified bodies must fulfil.	(61) In order to ensure a consistent level of quality in the performance of conformity assessment of toys, it is necessary not only to consolidate the requirements that conformity assessment bodies wishing to be notified must fulfil, but also, in parallel, to set requirements that notifying authorities and other bodies involved in the assessment, notification and monitoring of notified bodies must fulfil.	(61) In order to ensure a consistent level of quality in the performance of conformity assessment of toys, it is necessary not only to consolidate the requirements that conformity assessment bodies wishing to be notified must fulfil, but also, in parallel, to set requirements that notifying authorities and other bodies involved in the assessment, notification and monitoring of notified bodies must fulfil. G

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				Text Origin: Commission Proposal
Recital 62				
G 71	(62) Since notified bodies may offer their services throughout the Union, it is appropriate to give the other Member States and the Commission the opportunity to raise objections concerning a notified body. It is therefore important to provide for a period during which any doubts or concerns as to the competence of conformity assessment bodies can be clarified before they start operating as notified bodies. The Commission should by way of implementing acts request the notifying Member State to take the necessary corrective measures in respect of a notified body that does not meet the requirements for its notification.	(62) Since notified bodies may offer their services throughout the Union, it is appropriate to give the other Member States and the Commission the opportunity to raise objections concerning a notified body. It is therefore important to provide for a period during which any doubts or concerns as to the competence of conformity assessment bodies can be clarified before they start operating as notified bodies. The Commission should by way of implementing acts request the notifying Member State to take the necessary corrective measures in respect of a notified body that does not meet the requirements for its notification.	(62) Since notified bodies may offer their services throughout the Union, it is appropriate to give the other Member States and the Commission the opportunity to raise objections concerning a notified body. It is therefore important to provide for a period during which any doubts or concerns as to the competence of conformity assessment bodies can be clarified before they start operating as notified bodies. The Commission should by way of implementing acts request the notifying Member State to take the necessary corrective measures in respect of a notified body that does not meet the requirements for its notification.	(62) Since notified bodies may offer their services throughout the Union, it is appropriate to give the other Member States and the Commission the opportunity to raise objections concerning a notified body. It is therefore important to provide for a period during which any doubts or concerns as to the competence of conformity assessment bodies can be clarified before they start operating as notified bodies. The Commission should by way of implementing acts request the notifying Member State to take the necessary corrective measures in respect of a notified body that does not meet the requirements for its notification. Text Origin: Commission Proposal G
Recital 63				
G 72	(63) In the interests of competitiveness, it is crucial that notified bodies apply the conformity assessment procedures without creating unnecessary burdens for economic operators. For the same reason, and to ensure equal treatment of economic operators, consistency in the technical	(63) In the interests of competitiveness, it is crucial that notified bodies apply the conformity assessment procedures without creating unnecessary burdens for economic operators. For the same reason, and to ensure equal treatment of economic operators, consistency in the technical	(63) In the interests of competitiveness, it is crucial that notified bodies apply the conformity assessment procedures without creating unnecessary burdens for economic operators. For the same reason, and to ensure equal treatment of economic operators, consistency in the technical	(63) In the interests of competitiveness, it is crucial that notified bodies apply the conformity assessment procedures without creating unnecessary burdens for economic operators. For the same reason, and to ensure equal treatment of economic operators, consistency in the technical G

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	application of the conformity assessment procedures needs to be ensured. That can best be achieved through appropriate coordination and cooperation between notified bodies. Such coordination and cooperation should respect the Union competition rules.	application of the conformity assessment procedures needs to be ensured. That can best be achieved through appropriate coordination and cooperation between notified bodies. Such coordination and cooperation should respect the Union competition rules.	application of the conformity assessment procedures needs to be ensured. That can best be achieved through appropriate coordination and cooperation between notified bodies. Such coordination and cooperation should respect the Union competition rules.	application of the conformity assessment procedures needs to be ensured. That can best be achieved through appropriate coordination and cooperation between notified bodies. Such coordination and cooperation should respect the Union competition rules. Text Origin: Commission Proposal
Recital 64				
73	(64) Market surveillance is an essential instrument inasmuch as it ensures the proper and uniform application of Union legislation. Regulation (EU) 2019/1020 sets out the framework for market surveillance of products subject to Union harmonisation legislation, including toys. Since this Regulation replaces Directive 2009/48/EC, the rules on market surveillance and controls on products entering the Union market set out in Regulation (EU) 2019/1020, including the specific requirement set out in Article 4 of that Regulation that toys are to be placed on the market only if there is an economic operator established in the Union responsible for the tasks specified in that Article, continue to apply to toys. Member States should therefore organise and carry out	(64) Market surveillance is an essential instrument inasmuch as it ensures the proper and uniform application of Union legislation. Regulation (EU) 2019/1020 sets out the framework for market surveillance of products subject to Union harmonisation legislation, including toys. Since this Regulation replaces Directive 2009/48/EC, the rules on market surveillance and controls on products entering the Union market set out in Regulation (EU) 2019/1020, including the specific requirement set out in Article 4 of that Regulation that toys are to be placed on the market only if there is an economic operator established in the Union responsible for the tasks specified in that Article, continue to apply to toys. Member States should therefore organise and carry out	(64) Market surveillance is an essential instrument inasmuch as it ensures the proper and uniform application of Union ~~legislation~~**law**. Regulation (EU) 2019/1020 sets out the framework for market surveillance of products subject to Union harmonisation legislation, including toys. Since this Regulation replaces Directive 2009/48/EC, the rules on market surveillance and controls on products entering the Union market set out in Regulation (EU) 2019/1020, including the specific requirement set out in Article 4 of that Regulation that toys are to be placed on the market only if there is an economic operator established in the Union responsible for the tasks specified in that Article, continue to apply to toys. Member States should therefore organise and carry out	(64) Market surveillance is an essential instrument inasmuch as it ensures the proper and uniform application of Union ~~*legislation*~~***law***. Regulation (EU) 2019/1020 sets out the framework for market surveillance of products subject to Union harmonisation legislation, including toys. Since this Regulation replaces Directive 2009/48/EC, the rules on market surveillance and controls on products entering the Union market set out in Regulation (EU) 2019/1020, including the specific requirement set out in Article 4 of that Regulation that toys are to be placed on the market only if there is an economic operator established in the Union responsible for the tasks specified in that Article, continue to apply to toys. Member States should therefore organise and carry out

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	market surveillance of toys in accordance with that Regulation.	market surveillance of toys in accordance with that Regulation.	market surveillance of toys in accordance with that Regulation.	market surveillance of toys in accordance with that Regulation. Text Origin: Council Mandate
Recital 65				
G 74	(65) Directive 2009/48/EC provides for a safeguard procedure allowing the Commission and other Member States to examine the justification for a measure taken by a Member States against toys that the Member State considers to be non-compliant. That procedure ensures that interested parties are informed of measures intended to be taken with regard to toys posing a risk to the health or safety of persons and that such toys are consistently addressed by all market surveillance authorities in the Union market The procedure should therefore be maintained.	(65) Directive 2009/48/EC provides for a safeguard procedure allowing the Commission and other Member States to examine the justification for a measure taken by a Member States against toys that the Member State considers to be non-compliant. That procedure ensures that interested parties are informed of measures intended to be taken with regard to toys posing a risk to the health or safety of persons and that such toys are consistently addressed by all market surveillance authorities in the Union market The procedure should therefore be maintained.	(65) Directive 2009/48/EC provides for a safeguard procedure allowing the Commission and other Member States to examine the justification for a measure taken by a Member States against toys that the Member State considers to be non-compliant. That procedure ensures that interested parties are informed of measures intended to be taken with regard to toys posing a risk to the health or safety of persons and that such toys are consistently addressed by all market surveillance authorities in the Union market The procedure should therefore be maintained.	(65) Directive 2009/48/EC provides for a safeguard procedure allowing the Commission and other Member States to examine the justification for a measure taken by a Member States against toys that the Member State considers to be non-compliant. That procedure ensures that interested parties are informed of measures intended to be taken with regard to toys posing a risk to the health or safety of persons and that such toys are consistently addressed by all market surveillance authorities in the Union market The procedure should therefore be maintained. Text Origin: Commission Proposal
Recital 66				
G 75	(66) Where the Member States and the Commission agree as to the justification of a measure taken by a Member State, no further involvement of the Commission should be required. Where there are objections to such a measure, the Commission should, by means of implementing acts, determine	(66) Where the Member States and the Commission agree as to the justification of a measure taken by a Member State, no further involvement of the Commission should be required. Where there are objections to such a measure, the Commission should, by means of implementing acts, determine	(66) Where the Member States and the Commission agree as to the justification of a measure taken by a Member State, no further involvement of the Commission should be required. Where there are objections to such a measure, the Commission should, by means of implementing acts, determine	(66) Where the Member States and the Commission agree as to the justification of a measure taken by a Member State, no further involvement of the Commission should be required. Where there are objections to such a measure, the Commission should, by means of implementing acts, determine

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	whether a national measure in respect of a toy is justified.	whether a national measure in respect of a toy is justified.	whether a national measure in respect of a toy is justified.	whether a national measure in respect of a toy is justified. Text Origin: Commission Proposal
Recital 67				
G 76	(67) Experience with Directive 2009/48/EC has shown that new toys available on the market which were compliant with the applicable particular safety requirements when placed on the market have in specific cases posed a risk to children and therefore do not comply with the general safety requirement. Provisions should be made to ensure that market surveillance authorities can take action against any toy presenting a risk to children, even when it is compliant with the particular safety requirements. The Commission should, by means of implementing acts, determine whether a national measure in respect of compliant toys which a Member State finds to pose a risk to the health and safety of children or other persons is justified.	(67) Experience with Directive 2009/48/EC has shown that new toys available on the market which were compliant with the applicable particular safety requirements when placed on the market have in specific cases posed a risk to children and therefore do not comply with the general safety requirement. Provisions should be made to ensure that market surveillance authorities can take action against any toy presenting a risk to children, even when it is compliant with the particular safety requirements. The Commission should, by means of implementing acts, determine whether a national measure in respect of compliant toys which a Member State finds to pose a risk to the health and safety of children or other persons is justified.	(67) Experience with Directive 2009/48/EC has shown that new toys available on the market which were compliant with the applicable particular safety requirements when placed on the market have in specific cases posed a risk to children and therefore do not comply with the general safety requirement. Provisions should be made to ensure that market surveillance authorities can take action against any toy presenting a risk to children, even when it is compliant with the particular safety requirements. The Commission should, by means of implementing acts, determine whether a national measure in respect of compliant toys which a Member State finds to pose a risk to the health and safety of children or other persons is justified.	(67) Experience with Directive 2009/48/EC has shown that new toys available on the market which were compliant with the applicable particular safety requirements when placed on the market have in specific cases posed a risk to children and therefore do not comply with the general safety requirement. Provisions should be made to ensure that market surveillance authorities can take action against any toy presenting a risk to children, even when it is compliant with the particular safety requirements. The Commission should, by means of implementing acts, determine whether a national measure in respect of compliant toys which a Member State finds to pose a risk to the health and safety of children or other persons is justified. Text Origin: Commission Proposal G
Recital 67a				
R 76a		***(67a) Under Article 20 of the Regulation (EU) 2023/988 manufacturers are required to***		R

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		notify, through the Safety Business Gateway, of any occurrence of an injury as a result of using a product. On the basis of that information, the Commission should evaluate the need and the feasibility of a Pan-European injury database that could bring additional information and knowledge to economic operators, relevant stakeholders and experts, with a view to assessing the effectiveness of the specific Union regulatory framework for toys.		
Recital 68				
G 77	(68) In order to take into account technical and scientific progress or new scientific evidence, the power to adopt acts in accordance with Article 290 of the Treaty on the Functioning of the European Union should be delegated to the Commission in respect of amending this Regulation by adapting the specific warnings to be affixed on toys, adopting specific requirements concerning chemical substances in toys and granting derogations to include specific uses allowed in toys of substances subject to generic prohibitions.	(68) In order to take into account technical and scientific progress or new scientific evidence, the power to adopt acts in accordance with Article 290 of the Treaty on the Functioning of the European Union should be delegated to the Commission in respect of amending this Regulation by adapting the specific warnings to be affixed on toys, adopting specific requirements concerning chemical substances in toys and granting derogations to include specific uses allowed in toys of substances subject to generic prohibitions.	(68) In order to take into account technical and scientific progress or new scientific evidence, the power to adopt acts in accordance with Article 290 of the Treaty on the Functioning of the European Union should be delegated to the Commission in respect of amending this Regulation by adapting the specific warnings to be affixed on toys, adopting specific requirements concerning chemical substances in toys and granting derogations to include specific uses allowed in toys of substances subject to generic prohibitions.	(68) In order to take into account technical and scientific progress or new scientific evidence, the power to adopt acts in accordance with Article 290 of the Treaty on the Functioning of the European Union should be delegated to the Commission in respect of amending this Regulation by adapting the specific warnings to be affixed on toys, adopting specific requirements concerning chemical substances in toys and granting derogations to include specific uses allowed in toys of substances subject to generic prohibitions. Text Origin: Commission Proposal G
Recital 69				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
G	78	(69) In order to take into account technical and scientific progress as well as the level of digital readiness of market surveillance authorities and of children and their supervisors, the power to adopt acts in accordance with Article 290 of the Treaty on the Functioning of the European Union should also be delegated to the Commission in respect of amending this Regulation with regard to the information that is to be included in the product passport and the information that is to be included in the product passport registry.	(69) In order to take into account technical and scientific progress as well as the level of digital readiness of market surveillance authorities and of children and their supervisors, the power to adopt acts in accordance with Article 290 of the Treaty on the Functioning of the European Union should also be delegated to the Commission in respect of amending this Regulation with regard to the information that is to be included in the ***digital*** product passport and the information that is to be included in the ***digital*** product passport registry.	(69) In order to take into account technical and scientific progress as well as the level of digital readiness of market surveillance authorities and of children and their supervisors, the power to adopt acts in accordance with Article 290 of the Treaty on the Functioning of the European Union should also be delegated to the Commission in respect of amending this Regulation with regard to the information that is to be included in the **digital** product passport and the information that is to be included in the **digital** product passport registry.	(69) In order to take into account technical and scientific progress as well as the level of digital readiness of market surveillance authorities and of children and their supervisors, the power to adopt acts in accordance with Article 290 of the Treaty on the Functioning of the European Union should also be delegated to the Commission in respect of amending this Regulation with regard to the information that is to be included in the ***digital*** product passport and the information that is to be included in the ***digital*** product passport registry. Text Origin: Council Mandate	G
	Recital 70				
Y	79	(70) In order to facilitate the work of customs authorities in relation to toys and their compliance with the requirements set out in this Regulation, the power to adopt acts in accordance with Article 290 of the Treaty on the Functioning of the European Union should be delegated to the Commission in respect of supplementing this Regulation by determining the additional information stored in the registry to be controlled by customs authorities, and in respect of amending the list of commodity codes and product descriptions to be used for customs controls in	(70) In order to facilitate the work of customs authorities in relation to toys and their compliance with the requirements set out in this Regulation, the power to adopt acts in accordance with Article 290 of the Treaty on the Functioning of the European Union should be delegated to the Commission in respect of supplementing this Regulation by determining the additional information stored in the registry to be controlled by customs authorities, and in respect of amending the list of commodity codes and product descriptions to be used for customs controls in	(70) In order to facilitate the work of customs authorities in relation to toys and their compliance with the requirements set out in this Regulation, the power to adopt acts in accordance with Article 290 of the Treaty on the Functioning of the European Union should be delegated to the Commission in respect of ~~supplementing this Regulation by determining the additional information stored in the registry to be controlled by customs authorities, and in respect of~~ amending the list of commodity codes and product descriptions to be used for customs controls in	(70) In order to facilitate the work of customs authorities in relation to toys and their compliance with the requirements set out in this Regulation, the power to adopt acts in accordance with Article 290 of the Treaty on the Functioning of the European Union should be delegated to the Commission in respect of ~~*supplementing this Regulation by determining the additional information stored in the registry to be controlled by customs authorities, and in respect of*~~ amending the list of commodity codes and product descriptions to be used for customs controls in	Y

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	accordance with this Regulation on the basis of Annex I to Regulation (EEC) No 2658/87 of the European Parliament and of the Council[1]. _____ 1. Council Regulation (EEC) No 2658/87 of 23 July 1987 on the tariff and statistical nomenclature and on the Common Customs Tariff, OJ L 256, 7.9.1987, p. 1.	accordance with this Regulation on the basis of Annex I to Regulation (EEC) No 2658/87 of the European Parliament and of the Council[1]. _____ 1. Council Regulation (EEC) No 2658/87 of 23 July 1987 on the tariff and statistical nomenclature and on the Common Customs Tariff, OJ L 256, 7.9.1987, p. 1.	accordance with this Regulation on the basis of Annex I to Regulation (EEC) No 2658/87 of the European Parliament and of the Council[1]. _____ 1. **[1]** Council Regulation (EEC) No 2658/87 of 23 July 1987 on the tariff and statistical nomenclature and on the Common Customs Tariff, OJ L 256, 7.9.1987, p. 1.	accordance with this Regulation on the basis of Annex I to Regulation (EEC) No 2658/87 of the European Parliament and of the Council[1]. _____ 1. ***[1]*** Council Regulation (EEC) No 2658/87 of 23 July 1987 on the tariff and statistical nomenclature and on the Common Customs Tariff, OJ L 256, 7.9.1987, p. 1. Deletion in line with Art 20(4) and Art 46(3). Text Origin: Council Mandate
Recital 71				
80	(71) When adopting delegated acts under this Regulation, it is of particular importance that the Commission carry out appropriate consultations during its preparatory work, including at expert level, and that those consultations be conducted in accordance with the principles laid down in the Interinstitutional Agreement of 13 April 2016 on Better Law-Making[1]. In particular, to ensure equal participation in the preparation of delegated acts, the European Parliament and the Council receive all documents at the same time as Member States' experts, and their experts systematically have access to meetings of Commission expert groups dealing with the preparation of delegated acts. _____	(71) When adopting delegated acts under this Regulation, it is of particular importance that the Commission carry out appropriate consultations during its preparatory work, including at expert ***and stakeholder*** level, and that those consultations be conducted in accordance with the principles laid down in the Interinstitutional Agreement of 13 April 2016 on Better Law-Making[1]~~40~~. In particular, to ensure equal participation in the preparation of delegated acts, the European Parliament and the Council receive all documents at the same time as Member States' experts, and their experts systematically have access to meetings of Commission expert groups dealing with the preparation of delegated acts.	(71) When adopting delegated acts under this Regulation, it is of particular importance that the Commission carry out appropriate consultations during its preparatory work, including at expert level, and that those consultations be conducted in accordance with the principles laid down in the Interinstitutional Agreement of 13 April 2016 on Better Law-Making[1]. In particular, to ensure equal participation in the preparation of delegated acts, the European Parliament and the Council receive all documents at the same time as Member States' experts, and their experts systematically have access to meetings of Commission expert groups dealing with the preparation of delegated acts. _____	(71) When adopting delegated acts under this Regulation, it is of particular importance that the Commission carry out appropriate consultations during its preparatory work, including at expert ***and stakeholder*** level, and that those consultations be conducted in accordance with the principles laid down in the Interinstitutional Agreement of 13 April 2016 on Better Law-Making[1]. In particular, to ensure equal participation in the preparation of delegated acts, the European Parliament and the Council receive all documents at the same time as Member States' experts, and their experts systematically have access to meetings of Commission expert groups dealing with the preparation of delegated acts.

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	1. OJ L 123, 12.5.2016, p. 1.	~~1. OJ L 123, 12.5.2016, p. 1.~~	1. OJ L 123, 12.5.2016, p. 1.	1. OJ L 123, 12.5.2016, p. 1. Text Origin: Council Mandate
Recital 72				
81	(72) In order to ensure uniform conditions for the implementation of this Regulation, implementing powers should be conferred on the Commission to establish the detailed technical requirements for the product passport for toys, and to determine whether a specific product or group of products is to be considered a toy for the purposes of this Regulation. In exceptional cases where it is necessary in order to address new emerging risks that are not appropriately addressed by the particular safety requirements, the Commission should be empowered to adopt implementing acts setting out specific measures against toys or categories of toys made available on the market which present a risk for children. Those powers should be exercised in accordance with Regulation (EU) No 182/2011 of the European Parliament and of the Council[1]. 1. Regulation (EU) No 182/2011 of the European Parliament and of the Council of 16 February 2011 laying down the rules and general principles concerning mechanisms for control by Member States of the Commission's exercise of implementing powers (OJ L 55, 28.2.2011, p. 13).	(72) In order to ensure uniform conditions for the implementation of this Regulation, implementing powers should be conferred on the Commission to establish the detailed technical requirements for the ***digital*** product passport for toys, and to determine whether a specific product or group of products is to be considered a toy for the purposes of this Regulation. In exceptional cases where it is necessary in order to address new emerging risks that are not appropriately addressed by the particular safety requirements, the Commission should be empowered to adopt implementing acts setting out specific measures against toys or categories of toys made available on the market which present a risk for children. Those powers should be exercised in accordance with Regulation (EU) No 182/2011 of the European Parliament and of the Council~~[1]~~***[41]***. ~~1. Regulation (EU) No 182/2011 of the European Parliament and of the Council of 16 February 2011 laying down the rules and general principles concerning mechanisms for control by Member States of the Commission's exercise of implementing powers (OJ L 55, 28.2.2011, p. 13).~~	(72) In order to ensure uniform conditions for the implementation of this Regulation, implementing powers should be conferred on the Commission to establish the detailed technical requirements for the **digital** product passport for toys, and to determine whether a specific product or group of products is to be considered a toy for the purposes of this Regulation. In exceptional cases where it is necessary in order to address new emerging risks that are not appropriately addressed by the particular safety requirements, the Commission should be empowered to adopt implementing acts setting out specific measures against toys or categories of toys made available on the market which present a risk for children. Those powers should be exercised in accordance with Regulation (EU) No 182/2011 of the European Parliament and of the Council[1]. 1. Regulation (EU) No 182/2011 of the European Parliament and of the Council of 16 February 2011 laying down the rules and general principles concerning mechanisms for control by Member States of the	(72) In order to ensure uniform conditions for the implementation of this Regulation, implementing powers should be conferred on the Commission to establish the detailed technical requirements for the ***digital*** product passport for toys, and to determine whether a specific product or group of products is to be considered a toy for the purposes of this Regulation. In exceptional cases where it is necessary in order to address new emerging risks that are not appropriately addressed by the particular safety requirements, the Commission should be empowered to adopt implementing acts setting out specific measures against toys or categories of toys made available on the market which present a risk for children. Those powers should be exercised in accordance with Regulation (EU) No 182/2011 of the European Parliament and of the Council[1]. 1. Regulation (EU) No 182/2011 of the European Parliament and of the Council of 16 February 2011 laying down the rules and general principles concerning mechanisms for control by Member States of the Commission's exercise of implementing powers (OJ L 55, 28.2.2011, p. 13).

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
			Commission's exercise of implementing powers (OJ L 55, 28.2.2011, p. 13).	Text Origin: Council Mandate
Recital 73				
82	(73) Member States should provide for penalties applicable to infringements of this Regulation. Those penalties should be effective, proportionate and dissuasive.	(73) Member States should provide for penalties applicable to infringements of this Regulation. Those penalties should be effective, proportionate and dissuasive.	(73) Member States should provide for penalties applicable to infringements of this Regulation. Those penalties should be effective, proportionate and dissuasive.	(73) Member States should provide for penalties applicable to infringements of this Regulation. Those penalties should be effective, proportionate and dissuasive. Text Origin: Commission Proposal
Recital 74				
83	(74) In order to allow manufacturers and other economic operators sufficient time to adapt to the requirements laid down by this Regulation, it is necessary to provide for a transitional period during which toys which comply with Directive 2009/48/EC may be placed on the market. In addition, the period during which t toys already placed on the market in compliance with that Directive may continue to be made available on the market after this Regulation becomes applicable should be limited.	(74) In order to allow manufacturers and other economic operators sufficient time to adapt to the requirements laid down by this Regulation, it is necessary to provide for a transitional period during which toys which comply with Directive 2009/48/EC may be placed on the market. In addition, the period during which t toys already placed on the market in compliance with that Directive may continue to be made available on the market after this Regulation becomes applicable should be limited.	(74) In order to allow manufacturers and other economic operators sufficient time to adapt to the requirements laid down by this Regulation, it is necessary to provide for a transitional period during which toys which comply with Directive 2009/48/EC may be placed on the market. In addition, the period during which t toys already placed on the market in compliance with that Directive may continue to be made available on the market after this Regulation becomes applicable should be limited.	(74) In order to allow manufacturers and other economic operators sufficient time to adapt to the requirements laid down by this Regulation, it is necessary to provide for a transitional period during which toys which comply with Directive 2009/48/EC may be placed on the market. In addition, the period during which t toys already placed on the market in compliance with that Directive may continue to be made available on the market after this Regulation becomes applicable should be limited. Text Origin: Commission Proposal
Recital 75				
84	(75) Since the objective of this Regulation, namely to ensure a high level of safety of toys with a view to	(75) Since the objective of this Regulation, namely to ensure a high level of safety of toys with a view to	(75) Since the objective of this Regulation, namely to ensure a high level of safety of toys with a view to	(75) Since the objective of this Regulation, namely to ensure a high level of safety of toys with a view to

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	ensuring the health and safety of children whilst guaranteeing the functioning of the internal market, cannot be sufficiently achieved by the Member States and can therefore, by reason of its scale and effects, be better achieved at Union level, the Union may adopt measures, in accordance with the principle of subsidiarity set out in Article 5 of the Treaty. In accordance with the principle of proportionality, as set out in that Article, this Regulation does not go beyond what is necessary in order to achieve that objective.	ensuring the health and safety of children whilst guaranteeing the functioning of the internal market, cannot be sufficiently achieved by the Member States and can therefore, by reason of its scale and effects, be better achieved at Union level, the Union may adopt measures, in accordance with the principle of subsidiarity set out in Article 5 of the Treaty. In accordance with the principle of proportionality, as set out in that Article, this Regulation does not go beyond what is necessary in order to achieve that objective.	ensuring the health and safety of children whilst guaranteeing the functioning of the internal market, cannot be sufficiently achieved by the Member States and can therefore, by reason of its scale and effects, be better achieved at Union level, the Union may adopt measures, in accordance with the principle of subsidiarity set out in Article 5 of the Treaty. In accordance with the principle of proportionality, as set out in that Article, this Regulation does not go beyond what is necessary in order to achieve that objective.	ensuring the health and safety of children whilst guaranteeing the functioning of the internal market, cannot be sufficiently achieved by the Member States and can therefore, by reason of its scale and effects, be better achieved at Union level, the Union may adopt measures, in accordance with the principle of subsidiarity set out in Article 5 of the Treaty. In accordance with the principle of proportionality, as set out in that Article, this Regulation does not go beyond what is necessary in order to achieve that objective. Text Origin: Commission Proposal
Formula				
G 85	HAVE ADOPTED THIS REGULATION:	HAVE ADOPTED THIS REGULATION:	HAVE ADOPTED THIS REGULATION:	HAVE ADOPTED THIS REGULATION: Text Origin: Commission Proposal
CHAPTER I				
G 86	CHAPTER I GENERAL PROVISIONS	CHAPTER I GENERAL PROVISIONS	CHAPTER I GENERAL PROVISIONS	CHAPTER I GENERAL PROVISIONS Text Origin: Commission Proposal
Article 1				
Y 87	Article 1 Subject matter	Article 1 ***Objective and*** subject matter	Article 1 Subject matter	
Article 1, first paragraph				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
88	This Regulation lays down rules on the safety of toys, ensuring a high level of protection of health and safety of children and other persons, and on the free movement of toys in the Union.	***The objective of*** this Regulation ~~*lays down rules on the safety of toys, ensuring*~~***is to improve the functioning of the internal market while providing for a high level of consumer protection and*** a high level of protection of health and safety of children and other persons~~*, and on the free movement of toys in the Union*~~.	This Regulation lays down rules on the safety of toys, ensuring a high level of protection of health and safety of children and other persons, and on the free movement of toys in the Union.	This Regulation lays down rules on the safety of toys, ensuring a high level of protection of health and safety of children and other persons, and on the free movement of toys in the Union. Text Origin: Commission Proposal
Article 1, first paragraph a				
88a		***This Regulation lays down rules on the safety of toys and on the free movement of toys in the Union, contributing to strengthening of the internal market.***		Covered in row 88
Article 2				
89	Article 2 Scope	Article 2 Scope	Article 2 Scope	Article 2 Scope Text Origin: Commission Proposal
Article 2(1), first subparagraph				
90	1.This Regulation applies to products which are designed or intended, whether or not exclusively, for use in play by children under 14 years of age (‘toys’).	1.This Regulation applies to products which are designed or intended, whether or not exclusively, for use in play by children under 14 years of age (‘toys’).	1.This Regulation applies to products which are designed or intended, whether or not exclusively, for use in play by children under 14 years of age (‘toys’).	1.This Regulation applies to products which are designed or intended, whether or not exclusively, for use in play by children under 14 years of age (‘toys’). Text Origin: Commission Proposal
Article 2(1), second subparagraph				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
91	For the purposes of this Regulation, a product shall be considered to be intended for use in play by children under 14 years of age, or by children of any other specific age group below 14 years, where a parent or supervisor can reasonably assume, by virtue of the functions, dimensions and characteristics of that product, that it is intended for use in play by children of the relevant age group.	For the purposes of this Regulation, a product shall be considered to be intended for use in play by children under 14 years of age~~, or by children of any other specific age group below 14 years~~, where a parent or supervisor can reasonably assume, by virtue of the functions, dimensions and characteristics of that product, that it is intended for use in play by children of the relevant age group.	For the purposes of this Regulation, a product shall be considered to be intended for use in play by children under 14 years of age, or by children of any other specific age group below 14 years, where a parent or supervisor can reasonably assume, by virtue of the functions, dimensions and characteristics of that product, that it is intended for use in play by children of the relevant age group.	For the purposes of this Regulation, a product shall be considered to be intended for use in play by children under 14 years of age~~, or by children of any other specific age group below 14 years~~, where a parent or supervisor can reasonably assume, by virtue of the functions, dimensions and characteristics of that product, that it is intended for use in play by children of ~~the~~***a*** relevant age group.
Article 2(2)				
92	2.This Regulation does not apply to the products listed in Annex I.	2.This Regulation does not apply to the products listed in Annex I.	2.This Regulation does not apply to the products listed in Annex I.	2.This Regulation does not apply to the products listed in Annex I. Text Origin: Commission Proposal
Article 2(3)				
93	3.The Commission shall be empowered to adopt implementing acts determining whether or not specific products or categories of products fulfil the criteria set out in paragraph 1 of this Article and therefore can or cannot be considered toys within the meaning of this Regulation. Those implementing acts shall be adopted in accordance with the procedure set out in Article 50(2).	3.The Commission shall***, before the application of this Regulation pursuant to Article 56 and where necessary to address existing safety risks after the application of this Regulation,*** be empowered to adopt implementing acts determining whether or not specific products or categories of products fulfil the criteria set out in paragraph 1 of this Article and therefore can or cannot be considered toys within the meaning of this Regulation. Those implementing acts shall be adopted in accordance with the procedure set out in Article 50(2).	3.The Commission ~~shall be~~**is** empowered to adopt implementing acts determining whether or not specific products or categories of products fulfil the criteria set out in paragraph 1 of this Article and therefore can or cannot be considered toys within the meaning of this Regulation. Those implementing acts shall be adopted in accordance with the procedure set out in Article ~~50(2)~~**50(3)**.	3.The Commission ~~*shall be*~~***is*** empowered to adopt implementing acts determining whether or not specific products or categories of products fulfil the criteria set out in paragraph 1 of this Article and therefore can or cannot be considered toys within the meaning of this Regulation. Those implementing acts shall be adopted in accordance with the procedure set out in Article ~~*50(2)*~~***50(3)***. ***The date of application of such implementing acts shall not be earlier than 18 months from its entry into force, except in duly***

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				justified cases, or except in cases where certain categories of products are deemed not to fulfil the criteria in paragraph 1, where an earlier date of application may be set.
Article 2(3a)				
93a		***3a. This Regulation shall be implemented taking due account of the precautionary principle.***		
Article 3				
94	Article 3 Definitions	Article 3 Definitions	Article 3 Definitions	Article 3 Definitions Text Origin: Commission Proposal
Article 3, first paragraph				
95	For the purposes of this Regulation the following definitions apply:	For the purposes of this Regulation the following definitions apply:	For the purposes of this Regulation the following definitions apply:	For the purposes of this Regulation the following definitions apply: Text Origin: Commission Proposal
Article 3, first paragraph, point (1)				
96	(1) ‘making available on the market’ means any supply of a toy for distribution, consumption or use on the Union market in the course of a commercial activity, whether in return for payment or free of charge;	(1) ‘making available on the market’ means any supply of a toy for distribution, consumption or use on the Union market in the course of a commercial activity, whether in return for payment or free of charge;	(1) ‘making available on the market’ means any supply of a toy for distribution, consumption or use on the Union market in the course of a commercial activity, whether in return for payment or free of charge;	(1) ‘making available on the market’ means any supply of a toy for distribution, consumption or use on the Union market in the course of a commercial activity, whether in return for payment or free of charge; Text Origin: Commission Proposal
Article 3, first paragraph, point (2)				

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
97	(2) 'placing on the market' means the first making available of a toy on the Union market;	(2) 'placing on the market' means the first making available of a toy on the Union market;	(2) 'placing on the market' means the first making available of a toy on the Union market;	(2) 'placing on the market' means the first making available of a toy on the Union market; Text Origin: Commission Proposal
Article 3, first paragraph, point (3)				
98	(3) 'manufacturer' means any natural or legal person who manufactures a toy or has a toy designed or manufactured, and markets that toy under that person's name or trademark;	(3) 'manufacturer' means any natural or legal person who manufactures a toy or has a toy designed or manufactured, and markets that toy under that person's name or trademark;	(3) 'manufacturer' means any natural or legal person who manufactures a toy or has a toy designed or manufactured, and markets that toy under that person's name or trademark;	(3) 'manufacturer' means any natural or legal person who manufactures a toy or has a toy designed or manufactured, and markets that toy under that person's name or trademark; Text Origin: Commission Proposal
Article 3, first paragraph, point (4)				
99	(4) 'authorised representative' means any natural or legal person established within the Union who has received a written mandate from a manufacturer to act on that person's behalf in relation to specified tasks;	(4) 'authorised representative' means any natural or legal person established within the Union who has received a written mandate from a manufacturer to act on that person's behalf in relation to specified tasks ***with regard to the manufacturer's obligations under this Regulation***;	(4) 'authorised representative' means any natural or legal person established within the Union who has received a written mandate from a manufacturer to act on that person's behalf in relation to specified tasks;	(4) 'authorised representative' means any natural or legal person established within the Union who has received a written mandate from a manufacturer to act on that person's behalf in relation to specified tasks ***with regard to the manufacturer's obligations under this Regulation***; Text Origin: EP Mandate
Article 3, first paragraph, point (5)				
100	(5) 'importer' means any natural or legal person established within the Union who places a toy from a third country on the Union market;	(5) 'importer' means any natural or legal person established within the Union who places a toy from a third country on the Union market;	(5) 'importer' means any natural or legal person established within the Union who places a toy from a third country on the Union market;	(5) 'importer' means any natural or legal person established within the Union who places a toy from a third country on the Union market; Text Origin: Commission Proposal

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Article 3, first paragraph, point (6)				
101	(6) 'distributor' means any natural or legal person in the supply chain, other than the manufacturer or the importer, who makes a toy available on the market;	(6) 'distributor' means any natural or legal person in the supply chain, other than the manufacturer or the importer, who makes a toy available on the market;	(6) 'distributor' means any natural or legal person in the supply chain, other than the manufacturer or the importer, who makes a toy available on the market;	(6) 'distributor' means any natural or legal person in the supply chain, other than the manufacturer or the importer, who makes a toy available on the market; Text Origin: Commission Proposal
Article 3, first paragraph, point (7)				
102	(7) 'fulfilment service provider' means fulfilment service provider as defined in Article 2, point 11, of Regulation (EU) 2019/1020;	(7) 'fulfilment service provider' means fulfilment service provider as defined in Article ~~2~~3, point 11, of Regulation (EU) 2019/1020;	(7) 'fulfilment service provider' means fulfilment service provider as defined in Article ~~2~~**3**, point **(11)**~~11~~, of Regulation (EU) 2019/1020;	(7) 'fulfilment service provider' means fulfilment service provider as defined in Article ~~2~~3, point *(11)*~~11~~, of Regulation (EU) 2019/1020; Text Origin: Council Mandate
Article 3, first paragraph, point (8)				
103	(8) 'economic operator' means the manufacturer, the authorised representative, the importer, the distributor and the fulfilment service provider;	(8) 'economic operator' means the manufacturer, the authorised representative, the importer, the distributor and the fulfilment service provider *or any other natural or legal person who is subject to obligations in relation to the manufacture of products or making them available on the market in accordance with this Regulation*;	(8) 'economic operator' means the manufacturer, the authorised representative, the importer, the distributor and the fulfilment service provider;	(8) 'economic operator' means the manufacturer, the authorised representative, the importer, the distributor and the fulfilment service provider; Text Origin: Council Mandate
Article 3, first paragraph, point (9)				
104	(9) 'online marketplace' means online marketplace as defined in Article 3, point (14), of Regulation (EU) 2023/988;	(9) '*provider of an* online marketplace' means *a provider of an intermediary service using an* online ~~*marketplace as defined in*~~*interface which allows consumers to conclude distance*	(9) '**provider of an** online marketplace' means **a provider of an** online marketplace as defined in Article 3, point (14), of Regulation (EU) 2023/988;	(9) '*provider of an* online marketplace' means *a provider of an* online marketplace as defined in Article 3, point (14), of Regulation (EU) 2023/988;

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		contracts with traders for the sale of products according to Article 3, point (14), of Regulation (EU) 2023/988;		Text Origin: Council Mandate
Article 3, first paragraph, point (10)				
105	(10) 'harmonised standard' means a harmonised standard as defined in Article 2, point (1), of Regulation (EU) No 1025/2012;	(10) 'harmonised standard' means a harmonised standard as defined in Article 2, point (1), of Regulation (EU) No 1025/2012;	(10) 'harmonised standard' means a harmonised standard as defined in Article 2, point (1), of Regulation (EU) No 1025/2012;	(10) 'harmonised standard' means a harmonised standard as defined in Article 2, point (1), of Regulation (EU) No 1025/2012; Text Origin: Commission Proposal
Article 3, first paragraph, point (11)				
106	(11) 'Union harmonisation legislation' means Union legislation listed in Annex I to Regulation (EU) 2019/1020 and any other Union legislation harmonising the conditions for the marketing of products to which that Regulation applies;	(11) 'Union harmonisation legislation' means Union legislation listed in Annex I to Regulation (EU) 2019/1020 and any other Union legislation harmonising the conditions for the marketing of products to which that Regulation applies;	(11) 'Union harmonisation legislation' means Union ~~legislation~~**law** listed in Annex I to Regulation (EU) 2019/1020 and any other Union ~~legislation~~**law** harmonising the conditions for the marketing of products to which that Regulation applies;	(11) 'Union harmonisation legislation' means Union ~~*legislation*~~***law*** listed in Annex I to Regulation (EU) 2019/1020 and any other Union ~~*legislation*~~***law*** harmonising the conditions for the marketing of products to which that Regulation applies; Text Origin: Council Mandate
Article 3, first paragraph, point (11a)				
106a		***(11a) 'intended for the use by' means that a parent or supervisor shall reasonably be able to assume by virtue of the functions, dimensions and characteristics of a toy that it is intended for use by children of the stated age group;***		***(11a) 'intended for the use by' means that a parent or supervisor shall reasonably be able to assume by virtue of the functions, dimensions and characteristics of a toy that it is intended for use by children of the stated age group;***
Article 3, first paragraph, point (12)				
107	(12) 'CE marking' means a marking by which the manufacturer	(12) 'CE marking' means a marking by which the manufacturer	(12) 'CE marking' means a marking by which the manufacturer	(12) 'CE marking' means a marking by which the manufacturer

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	indicates that the toy is in conformity with the applicable requirements set out in Union harmonisation legislation providing for its affixing;	indicates that the toy is in conformity with the applicable requirements set out in Union harmonisation legislation providing for its affixing;	indicates that the toy is in conformity with the applicable requirements set out in Union harmonisation legislation providing for its affixing;	indicates that the toy is in conformity with the applicable requirements set out in Union harmonisation legislation providing for its affixing; Text Origin: Commission Proposal
Article 3, first paragraph, point (12a)				
107a		***(12a) 'essential safety requirements' means the 'general safety requirement' laid down in Article 5 (2) together with the particular safety requirements set out in Annex II;***		***(12a) 'essential safety requirements' means the 'general safety requirement' laid down in Article 5 (2) together with the particular safety requirements set out in Annex II;*** Text Origin: EP Mandate
Article 3, first paragraph, point (13)				
108	(13) 'toy model' means a group of toys that meet the following conditions:	(13) 'toy model' means a group of toys that meet the following conditions:	(13) 'toy model' means a group of toys that meet the following conditions:	(13) 'toy model' means a group of toys that meet the following conditions: Text Origin: Commission Proposal
Article 3, first paragraph, point (13)(a)				
109	(a) they are under the responsibility of the same manufacturer,	(a) they are under the responsibility of the same manufacturer,	(a) they are under the responsibility of the same manufacturer,	(a) they are under the responsibility of the same manufacturer, Text Origin: Commission Proposal
Article 3, first paragraph, point (13)(b)				
110	(b) they have uniform design and technical characteristics,	(b) they have uniform design and technical characteristics,	(b) they have uniform design and technical characteristics,	(b) they have uniform design and technical characteristics, Text Origin: Commission Proposal

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Article 3, first paragraph, point (13)(c)				
111	(c) they are manufactured using uniform materials and manufacturing processes,	(c) they are manufactured using uniform materials and manufacturing processes,	(c) they are manufactured using uniform materials and manufacturing processes,	(c) they are manufactured using uniform materials and manufacturing processes, Text Origin: Commission Proposal
Article 3, first paragraph, point (13)(d)				
112	(d) they are defined by a type number or other element allowing them to be identified as a group;	(d) they are defined by a type number or other element allowing them to be identified as a group;	(d) they are defined by a type number or other element allowing them to be identified as a group;	(d) they are defined by a type number or other element allowing them to be identified as a group; Text Origin: Commission Proposal
Article 3, first paragraph, point (13a)				
112a		***(13a) 'digital product passport' means a set of data specific to a product that includes the information specified in Annex VI and that is accessible via electronic means through a data carrier;***		***No text - accepted CSL text in 113a***
Article 3, first paragraph, point (14)				
113	(14) 'data carrier' means a linear bar code symbol, a two-dimensional symbol or other automatic identification data capture medium that can be read by a device;	(14) 'data carrier' means ~~*a linear bar code symbol, a two-dimensional symbol or other automatic identification data capture medium that can be read by a device*~~***data carrier as defined in Article 2 paragraph 1, point 30 of Regulation (EU) .../...) [OJ insert serial number for Ecodesign Requirements for Sustainable Products***;	(14) 'data carrier' means a linear bar code symbol, a two-dimensional symbol or other automatic identification data capture medium that can be read by a device;	(14) 'data carrier' means ~~*a linear bar code symbol, a two-dimensional symbol or other automatic identification data capture medium that can be read by a device*~~***data carrier as defined in Article 2 paragraph 1, point 29 of Regulation (EU) .../...) [OJ insert serial number for Ecodesign Requirements for Sustainable Products***; Text Origin: EP Mandate

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Article 3, first paragraph, point (14a)				
G 113a			**(14a) 'digital product passport' means a set of data specific to a toy that contains the information set out in Annex VI and that is accessible via electronic means through a data carrier in accordance with Chapter IV;**	***(14a) 'digital product passport' means a set of data specific to a toy that contains the information set out in Annex VI and that is accessible via electronic means through a data carrier in accordance with Chapter IV;*** Text Origin: Council Mandate
Article 3, first paragraph, point (15)				
G 114	(15) 'unique product identifier' means unique string of characters for the identification of toys that also enables a web link to the product passport;	(15) 'unique product identifier' means unique ~~*string of characters for the identification of toys that also enables a web link to the product passport*~~***identifier as defined in Article 2 paragraph 1, point 31 of Regulation (EU) .../...) [OJ insert serial number for Ecodesign Requirements for Sustainable Products]***;	(15) 'unique product identifier' means **a** unique string of characters for the identification of ~~toys~~**a toy** that also enables a web link to the **digital** product passport;	(15) 'unique product identifier' means unique ~~*string of characters for the identification of toys that also enables a web link to the product passport*~~***identifier as defined in Article 2 paragraph 1, point 30 of Regulation (EU) .../...) [OJ insert serial number for Ecodesign Requirements for Sustainable Products]***; Text Origin: EP Mandate
Article 3, first paragraph, point (16)				
G 115	(16) 'unique operator identifier' means a unique string of characters for the identification of actors involved in the value chain of toys;	(16) 'unique operator identifier' means ~~*a*~~ unique ~~*string of characters for the identification of actors involved in the value chain of toys*~~***operator identifier as defined in Article 2 paragraph 1, point 32 of Regulation (EU) .../...) [OJ insert serial number for Ecodesign Requirements for Sustainable Products]***;	(16) 'unique operator identifier' means a unique string of characters for the identification of **an economic operator** ~~actors~~ involved in the value chain of ~~toys~~**a toy**;	(16) 'unique operator identifier' means ~~*a*~~ unique ~~*string of characters for the identification of actors involved in the value chain of toys*~~***operator identifier as defined in Article 2 paragraph 1, point 31 of Regulation (EU) .../...) [OJ insert serial number for Ecodesign Requirements for Sustainable Products]***;
Article 3, first paragraph, point (16a)				

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G 115a			**(16a) 'digital product passport service provider' means a natural or legal person that is an independent third-party authorised by the economic operator which is required to create a product passport for a toy and that processes the digital product passport data for that toy for the purpose of making such data available to economic operators and other relevant actors with a right to access those data under this Regulation or other Union law;**	***(16a) 'digital product passport service provider' means a natural or legal person that is an independent third-party authorised by the economic operator which is required to create a product passport for a toy and that processes the digital product passport data for that toy for the purpose of making such data available to economic operators and other relevant actors with a right to access those data under this Regulation or other Union law;*** G
Article 3, first paragraph, point (17)				
G 116	(17) 'release for free circulation' means the customs procedure laid down in Article 201 of Regulation (EU) No 952/2013;	(17) 'release for free circulation' means the customs procedure laid down in Article 201 of Regulation (EU) No 952/2013;	(17) 'release for free circulation' means the customs procedure laid down in Article 201 of Regulation (EU) No 952/2013;	(17) 'release for free circulation' means the customs procedure laid down in Article 201 of Regulation (EU) No 952/2013; G Text Origin: Commission Proposal
Article 3, first paragraph, point (18)				
G 117	(18) 'customs authorities' means customs authorities as defined in Article 5, point (1), of Regulation (EU) No 952/2013;	(18) 'customs authorities' means customs authorities as defined in Article 5, point (1), of Regulation (EU) No 952/2013;	(18) 'customs authorities' means customs authorities as defined in Article 5, point (1), of Regulation (EU) No 952/2013;	(18) 'customs authorities' means customs authorities as defined in Article 5, point (1), of Regulation (EU) No 952/2013; G Text Origin: Commission Proposal
Article 3, first paragraph, point (19)				
G 118	(19) 'EU Customs Single Window Certificates Exchange System' means the system referred to in	(19) 'EU Customs Single Window Certificates Exchange System' means the system referred to in	(19) 'EU Customs Single Window Certificates Exchange System' means the system referred to in	(19) 'EU Customs Single Window Certificates Exchange System' means the system referred to in G

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	Article 4 of Regulation (EU) 2022/2399 of the European Parliament and of the Council[1]; _____ 1. Regulation (EU) 2022/2399 of the European Parliament and of the Council of 23 November 2022 establishing the European Union Single Window Environment for Customs and amending Regulation (EU) No 952/2013 (OJ L 317, 9.12.2022, p. 1).	Article 4 of Regulation (EU) 2022/2399 of the European Parliament and of the Council[1]; _____ 1. Regulation (EU) 2022/2399 of the European Parliament and of the Council of 23 November 2022 establishing the European Union Single Window Environment for Customs and amending Regulation (EU) No 952/2013 (OJ L 317, 9.12.2022, p. 1).	Article 4 of Regulation (EU) 2022/2399 of the European Parliament and of the Council[1]; _____ 1. Regulation (EU) 2022/2399 of the European Parliament and of the Council of 23 November 2022 establishing the European Union Single Window Environment for Customs and amending Regulation (EU) No 952/2013 (OJ L 317, 9.12.2022, p. 1).	Article 4 of Regulation (EU) 2022/2399 of the European Parliament and of the Council[1]; _____ 1. Regulation (EU) 2022/2399 of the European Parliament and of the Council of 23 November 2022 establishing the European Union Single Window Environment for Customs and amending Regulation (EU) No 952/2013 (OJ L 317, 9.12.2022, p. 1). Text Origin: Commission Proposal
Article 3, first paragraph, point (20)				
119	(20) 'conformity assessment' means the process demonstrating whether the essential requirements relating to a toy have been fulfilled;	(20) 'conformity assessment' means the process demonstrating whether the essential ***safety*** requirements relating to a toy have been fulfilled;	(20) 'conformity assessment' means the process demonstrating whether the essential **safety** requirements relating to a toy have been fulfilled;	(20) 'conformity assessment' means the process demonstrating whether the essential ***safety*** requirements relating to a toy have been fulfilled; Text Origin: Council Mandate
Article 3, first paragraph, point (21)				
120	(21) 'conformity assessment body' means a body that performs conformity assessment activities, including calibration, testing, certification and inspection;	(21) 'conformity assessment body' means a body that performs conformity assessment activities, including calibration, testing, certification and inspection;	(21) 'conformity assessment body' means a body that performs conformity assessment activities, including calibration, testing, certification and inspection;	(21) 'conformity assessment body' means a body that performs conformity assessment activities, including calibration, testing, certification and inspection; Text Origin: Commission Proposal
Article 3, first paragraph, point (22)				
121	(22) 'accreditation' means accreditation as defined in Article 2, point (10), of Regulation (EC) No 765/2008;	(22) 'accreditation' means accreditation as defined in Article 2, point (10), of Regulation (EC) No 765/2008;	(22) 'accreditation' means accreditation as defined in Article 2, point (10), of Regulation (EC) No 765/2008;	(22) 'accreditation' means accreditation as defined in Article 2, point (10), of Regulation (EC) No 765/2008;

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				Text Origin: Commission Proposal
Article 3, first paragraph, point (23)				
122	(23) 'national accreditation body' means a national accreditation body as defined in Article 2, point (11), of Regulation (EC) No 765/2008;	(23) 'national accreditation body' means a national accreditation body as defined in Article 2, point (11), of Regulation (EC) No 765/2008;	(23) 'national accreditation body' means a national accreditation body as defined in Article 2, point (11), of Regulation (EC) No 765/2008;	(23) 'national accreditation body' means a national accreditation body as defined in Article 2, point (11), of Regulation (EC) No 765/2008; Text Origin: Commission Proposal
Article 3, first paragraph, point (23a)				
122a			**(23a) 'harm' means physical injury or any other damage to health, including long-term health effects;**	***No text***
Article 3, first paragraph, point (24)				
123	(24) 'hazard' means a potential source of harm;	(24) 'hazard' means a potential source of harm;	(24) 'hazard' means a potential source of harm;	(24) 'hazard' means a potential source of harm; Text Origin: Commission Proposal
Article 3, first paragraph, point (25)				
124	(25) 'risk' means the combination of the probability of an occurrence of a hazard and the degree of severity of the harm caused by that hazard;	(25) 'risk' means the combination of the probability of an occurrence of a hazard and the degree of severity of the harm caused by that hazard;	(25) 'risk' means the combination of the probability of an occurrence of a hazard and the degree of severity of the harm caused by that hazard;	(25) 'risk' means the combination of the probability of an occurrence of a hazard and the degree of severity of the harm caused by that hazard; Text Origin: Commission Proposal
Article 3, first paragraph, point (26)				
125	(26) 'recall' means any measure aimed at achieving the return of a	(26) 'recall' means any measure aimed at achieving the return of a	(26) 'recall' means any measure aimed at achieving the return of a	(26) 'recall' means any measure aimed at achieving the return of a

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	toy that has already been made available to the end user;	toy that has already been made available to the end user;	toy that has already been made available to the end user;	toy that has already been made available to the end user; Text Origin: Commission Proposal
Article 3, first paragraph, point (27)				
126	(27) 'withdrawal' means any measure aimed at preventing a toy in the supply chain from being made available on the market;	(27) 'withdrawal' means any measure aimed at preventing a toy in the supply chain from being made available on the market;	(27) 'withdrawal' means any measure aimed at preventing a toy in the supply chain from being made available on the market;	(27) 'withdrawal' means any measure aimed at preventing a toy in the supply chain from being made available on the market; Text Origin: Commission Proposal
Article 3, first paragraph, point (28)				
127	(28) 'market surveillance authority' means a market surveillance authority as defined in Article 3, point (4), of Regulation (EU) 2019/1020;	(28) 'market surveillance authority' means ~~*a market surveillance*~~***an*** authority ~~*as defined in*~~***designated by a Member State under*** Article ~~*3, point (4),*~~***10*** of Regulation (EU) 2019/1020 ***as responsible for organising and carrying out market surveillance in the territory of that Member State***;	(28) 'market surveillance authority' means a market surveillance authority as defined in Article 3, point (4), of Regulation (EU) 2019/1020;	(28) 'market surveillance authority' means a market surveillance authority as defined in Article 3, point (4), of Regulation (EU) 2019/1020; Text Origin: Council Mandate
Article 3, first paragraph, point (28a)				
127a		***(28a) 'notifying authority' means an authority designated by a Member State under this Regulation as responsible for the assessment and notification of conformity assessment bodies in the territory of that Member State;***		***(28a) 'notifying authority' means an authority designated by a Member State under this Regulation as responsible for the assessment and notification of conformity assessment bodies in the territory of that Member State;***
Article 3, first paragraph, point (29)				
128	(29) 'functional toy' means a toy which performs and is used in the	(29) 'functional toy' means a toy which performs and is used in the	(29) 'functional toy' means a toy which performs and is used in the	(29) 'functional toy' means a toy which performs and is used in the

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	same way as a product, appliance or installation intended for use by adults, and which may be a scale model of such product, appliance or installation;	same way as a product, appliance or installation intended for use by adults, ***which brings the same level of risk as the product used by adults*** and which may be a scale model of such product, appliance or installation;	same way as a product, appliance or installation intended for use by adults, and which may be a scale model of such product, appliance or installation;	same way as a product, appliance or installation intended for use by adults, and which may be a scale model of such product, appliance or installation; Text Origin: Council Mandate
Article 3, first paragraph, point (30)				
129	(30) 'aquatic toy' means a toy that is intended for use in shallow water and which is capable of carrying or supporting a child in the water;	(30) 'aquatic toy' means a toy that is intended for use in shallow water and which is capable of carrying or supporting a child in the water;	(30) 'aquatic toy' means a toy that is intended for use in shallow water and which is capable of carrying or supporting a child in the water;	(30) 'aquatic toy' means a toy that is intended for use in shallow water and which is capable of carrying or supporting a child in the water; Text Origin: Commission Proposal
Article 3, first paragraph, point (31)				
130	(31) 'activity toy' means a toy for domestic use in which the support structure remains stationary while the activity is taking place and which is intended for climbing, jumping, swinging, sliding, rocking, spinning, crawling, creeping, or any combination thereof;	(31) 'activity toy' means a toy for domestic use in which the support structure remains stationary while the activity is taking place and which is intended for climbing, jumping, swinging, sliding, rocking, spinning, crawling, creeping, or any combination thereof;	(31) 'activity toy' means a toy for domestic use in which the support structure remains stationary while the activity is taking place and which is intended for climbing, jumping, swinging, sliding, rocking, spinning, crawling, creeping, or any combination thereof;	(31) 'activity toy' means a toy for domestic use in which the support structure remains stationary while the activity is taking place and which is intended for climbing, jumping, swinging, sliding, rocking, spinning, crawling, creeping, or any combination thereof; Text Origin: Commission Proposal
Article 3, first paragraph, point (32)				
131	(32) 'chemical toy' means a toy intended for the direct handling of chemical substances and mixtures;	(32) 'chemical toy' means a toy intended for the direct handling of chemical substances and mixtures ***and which is used in a manner appropriate to a given age-group and under the supervision of an adult***;	(32) 'chemical toy' means a toy intended for the direct handling of chemical substances and mixtures;	(32) 'chemical toy' means a toy intended for the direct handling of chemical substances and mixtures; Text Origin: Commission Proposal

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Article 3, first paragraph, point (33)					
G	132	(33) 'olfactory board game' means a toy the purpose of which is to assist a child to learn to recognise different odours or flavours;	(33) 'olfactory board game' means a toy the purpose of which is to assist a child to learn to recognise ***or combine*** different odours or flavours;	(33) 'olfactory board game' means a toy the purpose of which is to assist a child to learn to recognise different odours or flavours; Text Origin: Commission Proposal	G
Article 3, first paragraph, point (34)					
G	133	(34) 'cosmetic kit' means a toy the purpose of which is to assist a child to learn to make cosmetic products such as fragrances, soaps, creams, shampoos, conditioners, bath foams, tooth pastes as well as glosses, lipsticks and other make-up;	(34) 'cosmetic kit' means a toy the purpose of which is to assist a child to learn to make cosmetic products such as fragrances, soaps, creams, shampoos, conditioners, bath foams, tooth pastes as well as glosses, lipsticks**, nail polish** and other make-up;	(34) 'cosmetic kit' means a toy the purpose of which is to assist a child to learn to make cosmetic products such as fragrances, soaps, creams, shampoos, conditioners, bath foams, tooth pastes as well as glosses, lipsticks***, nail polish*** and other make-up; Text Origin: Council Mandate	G
Article 3, first paragraph, point (35)					
G	134	(35) 'gustative game' means a toy the purpose of which is to allow children to make sweets or dishes through the use of food ingredients, including liquids, powders and aromas;	(35) 'gustative game' means a toy the purpose of which is to allow children to make sweets or dishes through the use of food ingredients, including liquids, powders and aromas ***without using any heat source***;	(35) 'gustative game' means a toy the purpose of which is to allow children to make sweets or dishes through the use of food ingredients, including liquids, powders and aromas; Text Origin: Commission Proposal	G
Article 3, first paragraph, point (35a)					
R	134a			***(35a) 'PFAS' means any substance that contains at least one fully fluorinated methyl (CF_3-) or methylene (-CF_2-) carbon atom***	R

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				(without any H/Cl/Br/I attached to it). Linked to PFAS in row 645g
Article 3, first paragraph, point (36)				
135	(36) 'substance of concern' means substance of concern as defined in Article 2, point (28), of Regulation (EU) …/… [on Ecodesign Requirements for Sustainable Products].	*deleted*	(36) 'substance of concern' means substance of concern as defined in Article 2, point (~~28~~**27**), of Regulation (EU) …/… [***on Ecodesign Requirements for Sustainable Products***~~on Ecodesign Requirements for Sustainable Products~~].	*deleted*
Article 4				
136	Article 4 Free movement	Article 4 Free movement	Article 4 Free movement	Article 4 Free movement Text Origin: Commission Proposal
Article 4(1)				
137	1.Member States shall not impede, for reasons relating to health and safety or other aspects covered by this Regulation, the making available on the market of toys which comply with this Regulation.	1.Member States shall not ***prohibit, restrict or*** impede, for reasons relating to health and safety or other aspects covered by this Regulation, the making available on the market of toys which comply with this Regulation.	1.Member States shall not impede, for reasons relating to health and safety or other aspects covered by this Regulation, the making available on the market of toys which comply with this Regulation.	1.Member States shall not ***prohibit, restrict or*** impede, for reasons relating to health and safety or other aspects covered by this Regulation, the making available on the market of toys which comply with this Regulation.
Article 4(2), first subparagraph				
138	2.At trade fairs, exhibitions and demonstrations or similar events, Member States shall not prevent the display of a toy which does not comply with this Regulation, provided that a visible sign clearly	2.At trade fairs, exhibitions and demonstrations or similar events, Member States shall not prevent the display of a toy which does not comply with this Regulation, provided that a visible sign clearly	2.At trade fairs, exhibitions and demonstrations or similar events, Member States shall not prevent the display of a toy which does not comply with this Regulation, provided that a visible sign clearly	2.At trade fairs, exhibitions and demonstrations or similar events, Member States shall not prevent the display of a toy which does not comply with this Regulation, provided that a visible sign clearly

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	indicates that the toy does not comply with this Regulation and will not be available on the market until it has been brought into conformity.	indicates that the toy does not comply with this Regulation and will not be available on the market until it has been brought into conformity.	indicates that the toy does not comply with this Regulation and will not be available on the market until it has been brought into conformity.	indicates that the toy does not comply with this Regulation and will not be available on the market until it has been brought into conformity. Text Origin: Commission Proposal
Article 4(2), second subparagraph				
G 139	During fairs, exhibitions and demonstrations, adequate measures shall be taken by economic operators to ensure the protection of persons.	During fairs, exhibitions and demonstrations, adequate measures shall be taken by economic operators to ensure the protection of persons.	During fairs, exhibitions and demonstrations, adequate measures shall be taken by economic operators to ensure the protection of persons.	During fairs, exhibitions and demonstrations, adequate measures shall be taken by economic operators to ensure the protection of persons. Text Origin: Commission Proposal
Article 5				
G 140	Article 5 Product requirements	Article 5 ~~*Product*~~***Essential safety*** requirements	Article 5 Product requirements	Article 5 ~~*Product*~~***Essential safety*** requirements Text Origin: EP Mandate
Article 5(1)				
G 141	1.Toys shall only be placed on the market if they comply with the essential safety requirements which include the safety requirement set out in paragraph 2 (the 'general safety requirement') and the safety requirements set out in Annex II (the 'particular safety requirements').	1.Toys shall only be placed on the market if they comply with the essential safety requirements which include the safety requirement set out in paragraph 2 (the 'general safety requirement') and the safety requirements set out in Annex II (the 'particular safety requirements').	1.Toys shall only be placed on the market if they comply with the essential safety requirements which include the safety requirement set out in paragraph 2 (the 'general safety requirement') and the safety requirements set out in Annex II (the 'particular safety requirements').	1.Toys shall only be placed on the market if they comply with the essential safety requirements which include the safety requirement set out in paragraph 2 (the 'general safety requirement') and the safety requirements set out in Annex II (the 'particular safety requirements'). Text Origin: Commission Proposal

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Article 5(2), first subparagraph				
G	142	2.Toys shall not present a risk to the safety or health of users or third parties, including the psychological and mental health, well-being and cognitive development of children, when they are used as intended or in a foreseeable way, bearing in mind the behaviour of children.	2.Toys shall not present a risk to the safety or health of users or third parties~~, including the psychological and mental health, well-being and cognitive development of children~~, when they are used as intended or in a foreseeable way, bearing in mind the behaviour of children.	2.Toys shall not present a risk to the safety or health of users or third parties, including the psychological and mental health, well-being and cognitive development of children, when they are used as intended or in a foreseeable way, bearing in mind the behaviour of children. Text Origin: EP Mandate
Article 5(2), first subparagraph a				
R	142a		***When assessing the risk referred to in the first subparagraph, a manufacturer of digitally connected toys shall, where appropriate, according to reasonable best efforts, also take into account any risk posed to mental health, as well as the cognitive development, of children, that may arise when such toys are used in accordance with their intended use.***	***Furthermore, digitally connected toys shall not present a risk to mental health or the cognitive development of children when used as intended and shall, for that purpose, meet the highest standards for safety, security and privacy by design applicable to such toys, taking account of the vulnerabilities of children, in accordance with Regulation (EU) 2024/1689 on artificial intelligence, Regulation (EU) 2024/2847 on the Cyber Resilience Act and Regulation (EU) 2016/679 on general data protection.*** COM will propose 2 alternatives: a new point to be added in Art 21(2) and a review clause, for both EP and Council to check.
Article 5(2), first subparagraph b				

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R 142b		***A manufacturer shall apply the second subparagraph in a manner that is proportionate to its capability in relation to adequately assessing those risks.***		***deleted*** Follow-up to the 2nd trilogue.
Article 5(2), second subparagraph				
G 143	When assessing the risk referred to in the first subparagraph, the ability of the users and, where appropriate, their supervisors shall be taken into account. Where a toy is intended for use by children under 36 months or by another specified age groups, the ability of users in that specific age group shall be taken into account.	When assessing the risk referred to in the first subparagraph, the ability of the users and, where appropriate, their supervisors shall be taken into account. Where a toy is intended for use by children under 36 months or by another specified age groups, the ability of users in that specific age group shall be taken into account.	When assessing the risk referred to in the first subparagraph, the ability of the users and, where appropriate, their supervisors shall be taken into account. Where a toy is intended for use by children under 36 months or by another specified age groups, the ability of users in that specific age group shall be taken into account.	When assessing the risk referred to in the first subparagraph, the ability of the users and, where appropriate, their supervisors shall be taken into account. Where a toy is intended for use by children under 36 months or by another specified age groups, the ability of users in that specific age group shall be taken into account. Text Origin: Commission Proposal
Article 5(3)				
G 144	3.Toys placed on the market shall comply with the essential safety requirements during their foreseeable period of use.	3.Toys placed on the market shall comply with the essential safety requirements during their foreseeable period of use.	3.Toys placed on the market shall comply with the essential safety requirements during their foreseeable period of use.	3.Toys placed on the market shall comply with the essential safety requirements during their foreseeable period of use. Text Origin: Commission Proposal
Article 6				
G 145	Article 6 Warnings	Article 6 Warnings	Article 6 Warnings	Article 6 Warnings Text Origin: Commission Proposal
Article 6(1)				
G 146	1.Where necessary to ensure their safe use, toys shall bear a general	1.Where necessary to ensure their safe use ***and the health of children***,	1.Where necessary to ensure their safe use, toys shall bear ~~a general~~	1.Where necessary to ensure their safe use, toys shall bear ~~*a general*~~

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	warning specifying appropriate user limitations. The user limitations shall include at least the minimum or maximum age of the user and, where appropriate, the required abilities of the user, the maximum or minimum weight of the user and the need to ensure that the toy is used only under adult supervision.	toys shall bear a ~~*general*~~ warning specifying appropriate user limitations. The user limitations shall include at least the minimum ~~*or maximum*~~ age of the user and, where appropriate, the required abilities of the user, the maximum ***weight*** or minimum weight of the user and the need to ensure that the toy is used only under adult supervision.	~~warning~~**warnings** specifying appropriate user limitations. The user limitations shall include at least the minimum or maximum age of the user and, where appropriate, the required abilities of the user, the maximum or minimum weight of the user and the need to ensure that the toy is used only under adult supervision.	~~*warning*~~***warnings*** specifying appropriate user limitations. The user limitations shall include at least the minimum ~~*or maximum*~~ age of the user and, where appropriate, the required abilities of the user, the maximum ***weight*** or minimum weight of the user and the need to ensure that the toy is used only under adult supervision.
Article 6(2), first subparagraph				
147	2. The following categories of toys shall bear warnings in accordance with the rules for each category set out in Annex III:	2. The ~~*following*~~ categories of toys ~~*shall bear warnings in accordance with the rules for each category*~~ set out in Annex III~~:~~ ***shall bear warnings.***	2. The ~~following~~ categories of toys **listed in Annex III** shall bear warnings in accordance with the rules for each category set out in **that** Annex ~~III:~~**.**	2. The ~~*following*~~ categories of toys ***listed in Annex III*** shall bear warnings in accordance with the rules for each category set out in ***that*** Annex ~~*III:*~~**.** Text Origin: Council Mandate
Article 6(2), first subparagraph, point (a)				
148	(a) toys not intended for use by children under 36 months;	*deleted*	*deleted*	*deleted*
Article 6(2), first subparagraph, point (b)				
149	*(b)* activity toys;	*deleted*	*deleted*	*deleted*
Article 6(2), first subparagraph, point (c)				
150	*(c)* functional toys;	*deleted*	*deleted*	*deleted*
Article 6(2), first subparagraph, point (d)				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
G 151	*(d)* chemical toys;	*deleted*	*deleted*	*deleted* G
Article 6(2), first subparagraph, point (e)				
G 152	*(e)* skater, roller skates, inline skates, skateboards, scooters and toy bicycles;	*deleted*	*deleted*	*deleted* G
Article 6(2), first subparagraph, point (f)				
G 153	*(f)* aquatic toys;	*deleted*	*deleted*	*deleted* G
Article 6(2), first subparagraph, point (g)				
G 154	*(g)* toys in food;	*deleted*	*deleted*	*deleted* G
Article 6(2), first subparagraph, point (h)				
G 155	*(h)* imitations of protective masks and helmets;	*deleted*	*deleted*	*deleted* G
Article 6(2), first subparagraph, point (i)				
G 156	*(i)* toys intended to be strung across a cradle, cot or perambulator by means of strings, cords, elastics or straps;	*deleted*	*deleted*	*deleted* G
Article 6(2), first subparagraph, point (j)				
G 157	*(j)* packaging for fragrances in olfactory board games, cosmetic kits and gustative games.	*deleted*	*deleted*	*deleted* G
Article 6(2), second subparagraph				

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G	*158*	Toys shall not bear one or more of the warnings set out in Annex III where such warnings conflict with the intended use of the toy, as determined by virtue of its function, dimension and characteristics.	Toys shall not bear one or more of the warnings set out in Annex III where such warnings conflict with the intended use **or reasonably foreseeable use** of the toy, as determined by virtue of its function, dimension and characteristics.	Toys shall not bear one or more of the warnings set out in Annex III where such warnings conflict with the intended use ***or reasonably foreseeable use*** of the toy, as determined by virtue of its function, dimension and characteristics. Text Origin: Council Mandate
Article 6(3), first subparagraph				
G	159	3.The manufacturer shall mark warnings in a clearly visible, easily legible and understandable and accurate manner on the toy, on an affixed label or on the packaging and, if appropriate, on the instructions for use which accompany the toy. Small toys which are sold without packaging shall have appropriate warnings affixed to them.	3.The manufacturer shall mark warnings in a clearly visible, easily legible and understandable and accurate manner on the toy, on an affixed label or on the packaging and, if appropriate, on the instructions for use which accompany the toy. ~~*Small*~~ Toys which are sold without packaging shall have appropriate warnings affixed to them ***if the surface of the toy allows***. ***If this is not possible, the warnings shall be placed on the label. The manufacturer may add a QR-code which provides a link to the instructions in a digital format, but shall always mark warnings on the toy, on an affixed label or on the packaging.***	3.The manufacturer shall mark warnings in a clearly visible, easily legible and understandable and accurate manner on the toy, on an affixed label or on the packaging and, if appropriate, on the instructions for use which accompany the toy. ~~Small toys which are sold without packaging shall have appropriate warnings affixed to them.~~	3.The manufacturer shall mark warnings in a clearly visible, easily legible and understandable and accurate manner on the toy, on an affixed label or on the packaging and, if appropriate, on the instructions for use which accompany the toy. ~~*Small*~~ Toys which are sold without packaging shall have appropriate warnings affixed to them ***if the surface of the toy allows***. ***If this is not possible, the warnings shall be placed on the label.*** + ***Updated Recital 24*** ***(24) Where the hazards that a toy may present cannot be completely addressed by design, the residual risk should be addressed by product-related information directed at the supervisors of the children in the form of warnings, taking into account the capacity of***

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
			PUBLIC	***those supervisors to take the necessary precautions. Warnings should always be marked on an affixed label or on the packaging and, if appropriate, on the instructions for use which accompany the toy. Toys which are sold without packaging should have appropriate warnings affixed to them if the surface of the toy allows. If this is not possible, the warnings should be placed on the label. Manufacturers may also include warnings in digital format through the Digital Product Passport.***
Article 6(3), second subparagraph				
G 160	Warnings shall be clearly visible to the consumer before the purchase, including in cases where the purchase is made through distance sales. Warnings shall be of sufficient size to ensure their visibility.	Warnings ***which determine the decision to purchase the toy*** shall be clearly visible to the consumer before the purchase, including in cases where the purchase is made through distance ***and online*** sales. Warnings shall be of sufficient size to ensure ~~their~~***that they are also immediately visible and legible online. The Commission shall adopt implementing acts determining criteria related to the*** visibility ***and legibility of warnings, including for online sales, 12 months after the date of entry into force of this Regulation***.	Warnings **as set out in paragraphs 1 and 2** shall be clearly visible to the consumer before the purchase, including in cases where the purchase is made through distance sales. Warnings shall be ~~of~~**printed in characters using a font size where the x-height is equal to or greater than 1,2 mm and with** sufficient ~~size~~**contrast between the print and the background** to ensure their visibility **and legibility, without prejudice to the minimum height of pictograms, which shall be not less than 10 mm as set out in Annex III**.	Warnings ***as set out in paragraphs 1 and 2*** shall be clearly visible to the consumer before the purchase, including in cases where the purchase is made through distance sales. Warnings shall ~~***be of sufficient size to ensure their***~~***comply with the*** visibility ***and legibility criteria set out in Annex III***. requirements for warnings to be moved to Annex III G
Article 6(3), second subparagraph a				

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160a			**In case of packaging or containers the largest surface of which has an area of less than 80 cm², the x-height of the font size shall be equal to or greater than 0,9 mm.**	*deleted* *requirements to be moved to Annex III*
Article 6(4)				
161	*4.*Labels and instructions for use shall draw the attention of children or their supervisors to the inherent hazards and risks to the health and safety of children involved in using the toys, and to the ways of avoiding such hazards and risks.	4.Labels and instructions for use shall draw the attention of children or their supervisors to the inherent hazards and risks to the health and safety of children ~~*involved in using*~~***considering the age group of children for which*** the toys ***are intended***, and to the ways of avoiding such hazards and risks.	4.Labels and instructions for use shall draw the attention ~~of children or their supervisors~~ to the inherent hazards and risks to the health and safety of children involved in using the toys, and to the ways of avoiding such hazards and risks.	4.Labels and instructions for use shall draw the attention of children or their supervisors to the inherent hazards and risks to the health and safety of children ~~*involved in using*~~***considering the age group of children for which*** the toys ***are intended***, and to the ways of avoiding such hazards and risks. Text Origin: EP Mandate
CHAPTER II				
162	CHAPTER II OBLIGATIONS OF ECONOMIC OPERATORS	CHAPTER II OBLIGATIONS OF ECONOMIC OPERATORS	CHAPTER II OBLIGATIONS OF ECONOMIC OPERATORS	CHAPTER II OBLIGATIONS OF ECONOMIC OPERATORS Text Origin: Commission Proposal
Article 7				
163	Article 7 Obligations of manufacturers	Article 7 Obligations of manufacturers	Article 7 Obligations of manufacturers	Article 7 Obligations of manufacturers Text Origin: Commission Proposal
Article 7(1)				
164	1.When placing toys on the market, manufacturers shall ensure that they have been designed and	1.When placing toys on the market, manufacturers shall ensure that they have been designed and	1.When placing toys on the market, manufacturers shall ensure that they have been designed and	1.When placing toys on the market, manufacturers shall ensure that they have been designed and

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	manufactured in accordance with the essential safety requirements.	manufactured in accordance with the essential safety requirements.	manufactured in accordance with the essential safety requirements.	manufactured in accordance with the essential safety requirements. Text Origin: Commission Proposal
Article 7(2), first subparagraph				
165	2.Before placing toys on the market, manufacturers shall draw up the required technical documentation in accordance with Article 23 and carry out the applicable conformity assessment procedure in accordance with Article 22 or have it carried out.	2.Before placing toys on the market, manufacturers shall draw up the required technical documentation in accordance with Article 23 and carry out the applicable conformity assessment procedure in accordance with Article 22 or have it carried out.	2.Before placing toys on the market, manufacturers shall draw up the required technical documentation in accordance with Article 23 and carry out the applicable conformity assessment procedure in accordance with Article 22 or have it carried out.	2.Before placing toys on the market, manufacturers shall draw up the required technical documentation in accordance with Article 23 and carry out the applicable conformity assessment procedure in accordance with Article 22 or have it carried out. Text Origin: Commission Proposal
Article 7(2), second subparagraph				
166	Where compliance of a toy with the applicable requirements laid down in this Regulation has been demonstrated by the procedure referred to in the first subparagraph, manufacturers shall, before the toy is placed on the market:	Where compliance of a toy with the applicable requirements laid down in this Regulation has been demonstrated by the procedure referred to in the first subparagraph, manufacturers shall, before the toy is placed on the market:	Where compliance of a toy with the applicable requirements laid down in this Regulation has been demonstrated by the procedure referred to in the first subparagraph, manufacturers shall, before the toy is placed on the market:	Where compliance of a toy with the applicable requirements laid down in this Regulation has been demonstrated by the procedure referred to in the first subparagraph, manufacturers shall, before the toy is placed on the market: Text Origin: Commission Proposal
Article 7(2), second subparagraph, point (a)				
167	(a) create a product passport for the toy in accordance with Article 17;	(a) create a ***digital*** product passport for the toy in accordance with Article 17;	(a) create a **digital** product passport for the toy in accordance with Article 17;	(a) create a ***digital*** product passport for the toy in accordance with Article 17; Text Origin: EP Mandate
Article 7(2), second subparagraph, point (b)				

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168	(b) affix the data carrier to the toy or to a label attached to the toy, in accordance with Article 17(5);	(b) affix the data carrier ~~*to the toy or to a label attached to the toy,*~~ in accordance with Article 17(5);	(b) affix the data carrier ~~to the toy or to a label attached to the toy,~~ in accordance with Article 17(5);	(b) affix the data carrier ~~*to the toy or to a label attached to the toy,*~~ in accordance with Article 17(5); Text Origin: EP Mandate
Article 7(2), second subparagraph, point (c)				
169	(c) affix the CE marking in accordance with Article 16(1);	(c) affix the CE marking in accordance with Article 16(1);	(c) affix the CE marking in accordance with Article 16(1);	(c) affix the CE marking in accordance with Article 16(1); Text Origin: Commission Proposal
Article 7(2), second subparagraph, point (d)				
170	(d) upload the unique product identifier and the unique operator identifier of the toy in the product passport registry referred to in Article 19(1), as well as any other additional information determined by a delegated act adopted in accordance with Article 46(2).	(d) upload the unique product identifier and the unique operator identifier of the toy in the ***digital*** product passport registry referred to in Article 19(1), as well as any other additional information determined by a delegated act adopted in accordance with Article 46(2).	(d) upload the unique product identifier and the unique operator identifier of the toy in the **digital** product passport registry referred to in Article 19(1), as well as any other additional information determined by a delegated act adopted in accordance with Article 46(2).	(d) upload the unique product identifier and the unique operator identifier of the toy in the ***digital*** product passport registry referred to in Article 19(1), as well as any other additional information determined by a delegated act adopted in accordance with Article 46(2). Text Origin: Council Mandate
Article 7(3)				
171	3.Manufacturers shall keep the technical documentation and the product passport for a period of 10 years after the toy covered by that documentation and product passport has been placed on the market.	3.Manufacturers shall keep the technical documentation ***up to date*** and the ***digital*** product passport for a period of 10 years after the ***last item of the toy model*** ~~*toy*~~ covered by that documentation and ***digital*** product passport has been placed on the market.	3.Manufacturers shall keep the technical documentation and the **digital** product passport for a period of 10 years after the toy covered by that documentation and **that digital** product passport has been placed on the market.	3.***Manufacturers shall ensure that the technical documentation referred to in paragraph 2 is up to date. Furthermore,*** manufacturers shall keep the technical documentation and the ***digital*** product passport for a period of 10 years after the toy covered by that documentation and ***digital*** product passport has been placed on the market.

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				See recital 38a
Article 7(4), first subparagraph				
172	4.Manufacturers shall ensure that procedures are in place for toys that are part of a series production to remain in conformity with this Regulation. Changes in the design or characteristics of toys, and changes in the harmonised standards referred to in Article 13 or the common specifications referred to in Article 14 by reference to which conformity of a toy is declared or by application of which its conformity is verified, shall be adequately taken into account.	4.Manufacturers shall ensure that procedures are in place for toys that are part of a series production to remain in conformity with this Regulation. Changes in the design or characteristics of toys, and changes in the harmonised standards referred to in Article 13 or the common specifications referred to in Article 14 by reference to which conformity of a toy is declared or by application of which its conformity is verified, shall be adequately taken into account.	4.Manufacturers shall ensure that procedures are in place for toys that are part of a series production to remain in conformity with this Regulation. Changes in the design or characteristics of toys, and changes in the harmonised standards referred to in Article 13 or the common specifications referred to in Article 14 by reference to which conformity of a toy is declared or by application of which its conformity is verified, shall be adequately taken into account.	4.Manufacturers shall ensure that procedures are in place for toys that are part of a series production to remain in conformity with this Regulation. Changes in the design or characteristics of toys, and changes in the harmonised standards referred to in Article 13 or the common specifications referred to in Article 14 by reference to which conformity of a toy is declared or by application of which its conformity is verified, shall be adequately taken into account. Text Origin: Commission Proposal
Article 7(4), second subparagraph				
173	When manufacturers, with regard to the risks presented by a toy, consider it necessary for the protection of health and safety of consumers, manufacturers shall, carry out sample testing of marketed toys.	When ~~*manufacturers,*~~***deemed appropriate*** with regard to the risks presented by a toy,~~*consider it necessary*~~ for the protection of health and safety of consumers, manufacturers shall, carry out sample testing of marketed toys.	When ~~manufacturers,~~**deemed appropriate** with regard to the risks presented by a toy, ~~consider it necessary~~**manufacturers shall,** for the protection of **the** health and safety of consumers~~, manufacturers shall~~ **or other end-users**, carry out sample testing of marketed toys.	When ~~*manufacturers,*~~***deemed appropriate*** with regard to the risks presented by a toy, ~~*consider it necessary*~~***manufacturers shall,*** for the protection of ***the*** health and safety of consumers~~*, manufacturers shall*~~ ***or other end-users***, carry out sample testing of marketed toys. Text Origin: Council Mandate
Article 7(5)				
174	5.Manufacturers shall ensure that toys bear a type, batch, serial or model number or other element allowing their identification, or,	5.Manufacturers shall ensure that toys bear a type, batch, serial or model number or other element allowing their identification, or,	5.Manufacturers shall ensure that toys bear a type, batch, serial or model number or other element allowing their identification, or,	5.Manufacturers shall ensure that toys bear a type, batch, serial or model number or other element allowing their identification, or,

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	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.	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.	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.	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. Text Origin: Commission Proposal
Article 7(6)				
G 175	6.Manufacturers shall indicate their name, registered trade name or registered trade mark and the postal and electronic address at which they can be contacted on the toy or, where that is not possible, on its packaging or in a document accompanying the toy. Manufacturers shall indicate a single point at which they can be contacted.	6.Manufacturers shall indicate their name, registered trade name or registered trade mark and the postal ~~and~~***or*** electronic address at which they can be contacted on the toy or, where that is not ~~possible~~***feasible***, on its packaging or in a document accompanying the toy ***or in the digital product passport***. Manufacturers shall indicate a single point at which they can be contacted.	6.Manufacturers shall indicate their name, registered trade name or registered trade mark and the postal and electronic address at which they can be contacted on the toy or, where that is not possible, on its packaging or in a document accompanying the toy. Manufacturers shall indicate a single point at which they can be contacted.	6.Manufacturers shall indicate their name, registered trade name or registered trade mark and the postal and electronic address at which they can be contacted on the toy or, where that is not ~~possible~~***feasible***, on its packaging or in a document accompanying the toy ***or in the digital product passport***. Manufacturers shall indicate a single point at which they can be contacted. Text Origin: EP Mandate
Article 7(7)				
G 176	7.Manufacturers shall ensure that the toy is accompanied by instructions and safety information in a language or languages easily understood by consumers and other end-users, as determined by the Member State concerned. Such instructions and information shall be clear, understandable and legible.	7.Manufacturers shall ensure that the toy is accompanied by instructions ***for use*** and safety information in a language or languages easily understood by consumers and other end-users ***including persons with disabilities if feasible***, as determined by the Member State concerned. Such instructions and information shall be clear, understandable and legible.	7.Manufacturers shall ensure that the toy is accompanied by instructions **for use** and safety information in a language or languages easily understood by consumers and other end-users, as determined by the Member State concerned. Such instructions and information shall be clear, understandable and legible.	7.Manufacturers shall ensure that the toy is accompanied by instructions ***for use*** and safety information in a language or languages easily understood by consumers and other end-users, as determined by the Member State concerned. Such instructions and information shall be clear, understandable and legible***, including for persons with disabilities if feasible***.

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				To check whether rec. 2 is ok Text Origin: EP Mandate
Article 7(7a)				
176a			**7a. Manufacturers shall ensure that the toy is marked with warnings in accordance with Article 6 in a language or languages easily understood by consumers and other end-users, as determined by the Member State concerned.**	***7a. Manufacturers shall ensure that the toy is marked with warnings in accordance with Article 6 in a language or languages easily understood by consumers and other end-users, as determined by the Member State concerned.*** Text Origin: Council Mandate
Article 7(8), first subparagraph				
177	8. Where manufacturers consider, or have reason to believe, that a toy which they have placed on the market is not in conformity with this Regulation, they shall immediately take the corrective measures necessary to bring that toy into conformity, withdraw it or recall it, as appropriate.	8. Where manufacturers consider, or have reason to believe***, on the basis of the information in that manufacturer´s possession***, that a toy which they have placed on the market is not in conformity with this Regulation, they shall immediately take the corrective measures necessary to bring that toy into conformity, withdraw it or recall it, as appropriate.	8. Where manufacturers consider, or have reason to believe, that a toy which they have placed on the market is not in conformity with this Regulation, they shall immediately take the corrective measures necessary to bring that toy into conformity, withdraw it or recall it, as appropriate.	8. Where manufacturers consider, or have reason to believe, that a toy which they have placed on the market is not in conformity with this Regulation, they shall immediately take the corrective measures necessary to bring that toy into conformity, withdraw it or recall it, as appropriate. Text Origin: Commission Proposal
Article 7(8), second subparagraph				
178	Where manufacturers consider, or have reason to believe, that a toy presents a risk, they shall immediately provide information thereof to:	Where manufacturers consider, or have reason to believe***, on the basis of the information in that manufacturer´s possession***, that a toy presents a risk, they shall	**Furthermore,** where manufacturers consider, or have reason to believe, that a toy presents a risk, they shall immediately provide information thereof to:	***Furthermore,*** where manufacturers consider, or have reason to believe, that a toy presents a risk, they shall immediately provide information thereof to:

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		immediately provide information thereof to:		
Article 7(8), second subparagraph, point (a)				
G 179	(a) the market surveillance authorities of the Member States in which they have made the toy available, via the Safety Business Gateway referred to in Article 26 of Regulation (EU) 2023/988, giving details, in particular, of any non-compliance and of any corrective measures taken; and	(a) the market surveillance authorities of the Member States in which they have made the toy available, via the Safety Business Gateway referred to in Article 26 of Regulation (EU) 2023/988, giving details, in particular, of any non-compliance and of any corrective measures taken ***and if available, of the quantity, by Member State, of the toys still circulating on the market***; and	(a) the market surveillance authorities of the Member States in which they have made the toy available, via the Safety Business Gateway referred to in Article ~~26~~**27** of Regulation (EU) 2023/988, giving details, in particular, of any non-compliance and of any corrective measures taken; and	(a) the market surveillance authorities of the Member States in which they have made the toy available, via the Safety Business Gateway referred to in Article ~~26~~*27* of Regulation (EU) 2023/988, giving details, in particular, of any non-compliance and of any corrective measures taken; and Text Origin: Council Mandate
Article 7(8), second subparagraph, point (b)				
G 180	(b) the consumers or other end-users, in accordance with Article 35 or 36 of Regulation (EU) 2023/988, or both.	(b) the consumers or other end-users, in accordance with Article 35 or 36 of Regulation (EU) 2023/988, or both.	(b) the consumers or other end-users, in accordance with Article 35 or 36 of Regulation (EU) 2023/988, or both.	(b) the consumers or other end-users, in accordance with Article 35 or 36 of Regulation (EU) 2023/988, or both. Text Origin: Commission Proposal
Article 7(9)				
G 181	9.Manufacturers shall, further to a reasoned request from a competent national authority, provide it, with all the information and documentation necessary to demonstrate the conformity of the toy, in a language which can be easily understood by that authority. They shall cooperate with that authority, at its request, as regards	9.Manufacturers shall, further to a reasoned request from a competent national authority, provide it, with all the information and documentation necessary to demonstrate the conformity of the toy, in a language which can be easily understood by that authority. They shall cooperate with that authority, at its request, as regards	9.Manufacturers shall, further to a reasoned request from a competent national authority, provide it~~,~~ with all the information and documentation necessary to demonstrate the conformity of the toy, in a language which can be easily understood by that authority. They shall cooperate with that authority, at its request, as regards	9.Manufacturers shall, further to a reasoned request from a competent national authority, provide it, with all the information and documentation necessary to demonstrate the conformity of the toy, in a language which can be easily understood by that authority. They shall cooperate with that authority, at its request, as regards

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	any action taken to eliminate the risks posed by toys which they have placed on the market.	any action taken to eliminate the risks posed by toys which they have placed on the market.	any action taken to eliminate the risks posed by toys which they have placed on the market.	any action taken to eliminate the risks posed by toys which they have placed on the market. Text Origin: Commission Proposal
Article 7(10)				
182	10. Manufacturers shall ensure that other economic operators, the economic operator referred to in Article 4(1) of Regulation (EU) 2019/1020, and online marketplaces, in the supply chain concerned, are kept informed in a timely manner of any non-conformity that the manufacturers have identified.	10. Manufacturers shall ensure that other economic operators, the economic operator referred to in Article 4(1) of Regulation (EU) 2019/1020, and ***providers of*** online marketplaces, in the supply chain concerned, are kept informed in a timely manner of any non-conformity that the manufacturers have identified.	10. Manufacturers shall ensure that other economic operators, the economic operator referred to in Article 4(1) of Regulation (EU) 2019/1020, and **providers of** online marketplaces, in the supply chain concerned, are kept informed in a timely manner of any ~~non-conformity~~**non-compliance** that the manufacturers have identified.	10. Manufacturers shall ensure that other economic operators, the economic operator referred to in Article 4(1) of Regulation (EU) 2019/1020, and ***providers of*** online marketplaces, in the supply chain concerned, are kept informed in a timely manner of any ~~*non-conformity*~~***non-compliance*** that the manufacturers have identified.
Article 7(10), second subparagraph				
182a			**The manufacturer shall ensure that the fulfilment service providers are provided with the detailed information necessary for ensuring the safe storage, packaging, addressing or dispatch.**	***The manufacturer shall ensure that the fulfilment service providers are provided with the detailed information necessary for ensuring the safe storage, packaging, addressing or dispatch.***
Article 7(11)				
183	11. Manufacturers shall make publicly available a telephone number, an electronic address, a dedicated section of their website or another communication channel, allowing consumers or other end-users to file complaints concerning the safety of toys and to inform the	11. Manufacturers shall make publicly available ***communication channels such as*** a telephone number, an electronic address, a dedicated section of their website ~~*or another communication channel*~~, allowing consumers or other end-users to ~~*file*~~***submit*** complaints	11. Manufacturers shall make publicly available a telephone number, an electronic address, a dedicated section of their website or another communication channel, allowing consumers or other end-users to file complaints concerning the safety of toys and to inform the	11. Manufacturers shall make publicly available ***communication channels such as*** a telephone number, an electronic address, a dedicated section of their website ~~*or another communication channel*~~, allowing consumers or other end-users to ~~*file*~~***submit*** complaints

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	manufacturers of any accident or safety issue they have experienced with such toys. In doing so, the manufacturers shall take into account the accessibility needs for persons with disabilities.	concerning the safety of toys and to inform the manufacturers of any accident or safety issue they have experienced with such toys. In doing so, the manufacturers shall take into account the accessibility needs for persons with disabilities. ***The communication channel shall include a link to the section of the Safety Gate Portal referred to in Article 34(3) of Regulation 2023/988 for the transmission of information about toys that may present a risk to the health and safety of consumers.***	manufacturers of any accident or safety issue they have experienced with such toys. In doing so, the manufacturers shall take into account the accessibility needs for persons with disabilities.	concerning the safety of toys and to inform the manufacturers of any accident or safety issue they have experienced with such toys. In doing so, the manufacturers shall take into account the accessibility needs for persons with disabilities. Safety gate portal covered in 287a
Article 7(12)				
G 184	12. Manufacturers shall investigate complaints and information referred to in paragraph 11 and shall keep an internal register of those complaints and that information, as well as of recalls and any other corrective measures taken to bring the toys into conformity with this Regulation.	12. Manufacturers shall investigate complaints and information referred to in paragraph 11 and shall keep an internal register of those complaints and that information, as well as of recalls and any other corrective measures taken to bring the toys into conformity with this Regulation.	12. Manufacturers shall investigate complaints and information referred to in paragraph 11 and shall keep an internal register of those complaints and that information, as well as of recalls and any other corrective measures taken to bring the toys into conformity with this Regulation.	12. Manufacturers shall investigate complaints and information referred to in paragraph 11 and shall keep an internal register of those complaints and that information, as well as of recalls and any other corrective measures taken to bring the toys into conformity with this Regulation. Text Origin: Commission Proposal G
Article 7(11a), first subparagraph				
G 184a			**Manufacturers shall keep the other economic operators and, where relevant, providers of online marketplaces informed in a timely manner of the investigation**	***No text*** G

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			performed and of the results of the investigation.	
Article 7(13)				
185	13. The internal register referred to in paragraph 12 shall only contain personal data that are necessary for the manufacturer to investigate the complaint or the information referred to in paragraph 11. Such data shall only be kept as long as is necessary for the purpose of the investigation and, in any event, no longer than 5 years after the data have been entered in the register.	13. The internal register referred to in paragraph 12 shall only contain personal data that are necessary for the manufacturer to investigate the complaint or the information referred to in paragraph 11. Such data shall only be kept as long as is necessary for the purpose of the investigation and, in any event, no longer than 5 years after the data have been entered in the register.	13. The internal register referred to in paragraph 12 shall only contain personal data that are necessary for the manufacturer to investigate the complaint or the information referred to in paragraph 11. Such data shall only be kept as long as is necessary for the purpose of the investigation and, in any event, no longer than 5 years after the data have been entered in the register.	13. The internal register referred to in paragraph 12 shall only contain personal data that are necessary for the manufacturer to investigate the complaint or the information referred to in paragraph 11. Such data shall only be kept as long as is necessary for the purpose of the investigation and, in any event, no longer than 5 years after the data have been entered in the register. Text Origin: Commission Proposal
Article 8				
186	Article 8 Authorised representatives	Article 8 Authorised representatives	Article 8 Authorised representatives	Article 8 Authorised representatives Text Origin: Commission Proposal
Article 8(1)				
187	1.A manufacturer may appoint an authorised representative by written mandate.	1.A manufacturer may appoint an authorised representative by written mandate. ***When manufacturers terminate the mandate of their authorised representative, they shall inform the market surveillance authority. A manufacturer established in the Union may also appoint an authorised representative.***	1.A manufacturer may appoint an authorised representative by written mandate.	1.A manufacturer may appoint an authorised representative by written mandate. EP suggestion to use wording from CPR on termination of contracts and from Batteries Regulation on information to MSA on non-compliance. Text Origin: Council Mandate
Article 8(2)				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
188	2.The obligations laid down in Article 7(1), and the obligation to draw up technical documentation referred to in Article 7(2), shall not form part of the authorised representative's mandate.	2.The obligations laid down in Article 7(1), and the obligation to draw up technical documentation referred to in Article 7(2), shall not form part of the authorised representative's mandate.	2.The obligations laid down in Article 7(1), and the obligation to draw up technical documentation referred to in Article 7(2), shall not form part of the authorised representative's mandate.	2.The obligations laid down in Article 7(1), and the obligation to draw up technical documentation referred to in Article 7(2), shall not form part of the authorised representative's mandate. Text Origin: Commission Proposal
Article 8(3)				
189	3.An authorised representative shall perform the tasks specified in the mandate received from the manufacturer and shall provide a copy of the mandate to the market surveillance authorities upon their request. The mandate shall allow the authorised representative to do at least the following:	3.An authorised representative shall perform the tasks specified in the mandate received from the manufacturer and shall provide a copy of the mandate to the market surveillance authorities upon their request. The mandate shall allow the authorised representative to do at least the following:	3.An authorised representative shall perform the tasks specified in the mandate received from the manufacturer and shall provide a copy of the mandate to the market surveillance authorities upon their request **within 15 working days of the receipt of such a request**. The mandate shall allow the authorised representative to do at least the following:	3.An authorised representative shall perform the tasks specified in the mandate received from the manufacturer and shall provide a copy of the mandate to the market surveillance authorities upon their request. The mandate shall allow the authorised representative to do at least the following: Text Origin: EP Mandate
Article 8(3), point (a)				
190	(a) keep the technical documentation at the disposal of national surveillance authorities and ensure that the product passport is available, in accordance with Article 17(2), for a period of 10 years after the toy covered by those documents has been placed on the market;	(a) keep the technical documentation at the disposal of national surveillance authorities and ensure that the ***digital*** product passport is available, in accordance with Article 17(2), for a period of 10 years after the ***last item of the toy model*** ~~*toy*~~ covered by those documents has been placed on the market;	(a) keep the technical documentation at the disposal of national surveillance authorities and ensure that the **digital** product passport is available, in accordance with Article 17(2), for a period of 10 years after the toy covered by ~~those documents~~**that documentation and that digital product passport** has been placed on the market;	(a) keep the technical documentation at the disposal of national surveillance authorities and ensure that the ***digital*** product passport is available, in accordance with Article 17(2), for a period of 10 years after the toy covered by ~~*those documents*~~***that documentation and that digital product passport*** has been placed on the market; New recital 38a

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Article 8(3), point (b)				
191	(b) further to a reasoned request from a competent national authority, provide that authority with all the information and documentation necessary to demonstrate the conformity of a toy;	(b) further to a reasoned request from a competent national authority, provide that authority with all the information and documentation necessary to demonstrate the conformity of a toy ***in an official language, which can be understood, by that authority***;	(b) further to a reasoned request from a competent national authority, provide that authority**,** with all the information and documentation necessary to demonstrate the conformity of a toy;	(b) further to a reasoned request from a competent national authority, provide that authority with all the information and documentation necessary to demonstrate the conformity of a toy ***in a language which can be easily understood by that authority***; Text Origin: EP Mandate
Article 8(3), point (c)				
192	(c) cooperate with the competent national authorities, at their request, on any action taken to eliminate the risks posed by toys covered by the mandate.	(c) cooperate with the competent national authorities, at their request, on any action taken to eliminate ***in an effective manner*** the risks posed by toys covered by the ***written*** mandate.	(c) cooperate with the competent national authorities, at their request, on any action taken to eliminate the risks posed by toys covered by the mandate.	(c) cooperate with the competent national authorities, at their request, on any action taken to eliminate the risks posed by toys covered by the mandate. Text Origin: Council Mandate
Article 8(3), point (ca)				
192a		***(ca) inform the competent national authorities about any action taken to eliminate the risks posed by toys covered by their mandate through a notification in the Safety Business Gateway, where the information has not been already provided by the manufacturer or upon instruction of the manufacturer.***		***(ca) inform the competent national authorities about any action taken to eliminate the risks posed by toys covered by their mandate through a notification in the Safety Business Gateway, where the information has not been already provided by the manufacturer.***
Article 8(4)				
193	4.Where a manufacturer not established in the Union appoints an authorised representative as referred to in paragraph 1 of this Article, the	4.Where a manufacturer not established in the Union appoints an authorised representative as referred to in paragraph 1 of this Article, the	4.Where a manufacturer not established in the Union appoints an authorised representative as referred to in paragraph 1 of this Article, the	4.Where a manufacturer not established in the Union appoints an authorised representative as referred to in paragraph 1 of this Article, the

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	written mandate shall include the tasks set out in Article 4(3) of Regulation (EU) 2019/1020.	written mandate shall include the tasks set out in Article 4(3) of Regulation (EU) 2019/1020.	written mandate shall include the tasks set out in Article 4(3) of Regulation (EU) 2019/1020.	written mandate shall include the tasks set out in Article 4(3) of Regulation (EU) 2019/1020. Text Origin: Commission Proposal
Article 8(4a)				
193a				***4a. Where there is reason to believe that a toy is non-compliant or presents a risk, authorised representatives shall immediately inform the market surveillance authorities thereof.***
Article 9				
194	Article 9 Obligations of importers	Article 9 Obligations of importers	Article 9 Obligations of importers	Article 9 Obligations of importers Text Origin: Commission Proposal
Article 9(1)				
195	1.Importers shall only place on the market toys complying with this Regulation.	1.Importers shall only place on the market toys complying with this Regulation.	1.Importers shall only place on the market toys complying with this Regulation.	1.Importers shall only place on the market toys complying with this Regulation. Text Origin: Commission Proposal
Article 9(2), first subparagraph				
196	2.Before placing toys on the market, importers shall ensure the following:	2.Before placing toys on the market, importers shall ensure the following:	2.Before placing toys on the market, importers shall ensure the following:	2.Before placing toys on the market, importers shall ensure the following: Text Origin: Commission Proposal
Article 9(2), first subparagraph, point (a)				

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197	(a) the manufacturer has carried out the appropriate conformity assessment procedure and drawn up the technical documentation referred to in Article 7(2);	(a) the manufacturer has carried out the appropriate conformity assessment procedure and drawn up the technical documentation referred to in Article 7(2);	(a) the manufacturer has carried out the appropriate conformity assessment procedure and drawn up the technical documentation referred to in Article 7(2);	(a) the manufacturer has carried out the appropriate conformity assessment procedure and drawn up the technical documentation referred to in Article 7(2); Text Origin: Commission Proposal
Article 9(2), first subparagraph, point (b)				
198	(b) the toy is accompanied by instructions of use and safety information in accordance with in Article 7(7) in a language or languages which can be easily understood by consumers or other end-users, as determined by the Member State concerned;	(b) the toy is accompanied by instructions ~~of~~***for*** use and safety information in accordance with in Article 7(7) in a language or languages which can be easily understood by consumers or other end-users, as determined by the Member State concerned;	(b) the toy is accompanied by instructions ~~of~~**for** use and safety information in accordance with ~~in~~ Article 7(7) **and warnings in accordance with Article 6** in a language or languages which can be easily understood by consumers or other end-users, as determined by the Member State concerned;	(b) the toy is accompanied by instructions ~~of~~***for*** use and safety information in accordance with ~~in~~ Article 7(7) ***and warnings in accordance with Article 6*** in a language or languages which can be easily understood by consumers or other end-users, as determined by the Member State concerned; Text Origin: Council Mandate
Article 9(2), first subparagraph, point (c)				
199	(c) the manufacturer has created a product passport for the toy in accordance with Article 7(2);	(c) the manufacturer has created a ***digital*** product passport for the toy in accordance with Article 7(2);	(c) the manufacturer has created a **digital** product passport for the toy in accordance with Article 7(2);	(c) the manufacturer has created a ***digital*** product passport for the toy in accordance with Article 7(2); Text Origin: Council Mandate
Article 9(2), first subparagraph, point (d)				
200	(d) the toy bears a data carrier in accordance with Article 17(5);	(d) ~~*the toy bears*~~ a data carrier ***is affixed*** in accordance with Article 17(5);	(d) the ~~toy bears a~~ data carrier **is affixed** in accordance with Article 17(5);	(d) the ~~*toy bears a*~~ data carrier ***is affixed*** in accordance with Article 17(5);
Article 9(2), first subparagraph, point (e)				
201	(e) the relevant information in the product passport has been included	(e) the relevant information in the ***digital*** product passport has been included in the ***digital*** product	(e) the relevant information in the **digital** product passport has been included in the **digital** product	(e) the relevant information in the ***digital*** product passport has been included in the ***digital*** product

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	in the product passport registry in accordance with Article 19(1);	passport registry in accordance with Article 19(1);	passport registry in accordance with Article 19(1);	passport registry in accordance with Article 19(1); Text Origin: EP Mandate
Article 9(2), first subparagraph, point (f)				
202	(f) the toy bears the CE marking in accordance with Article 16;	(f) the toy bears the CE marking in accordance with Article 16;	(f) ~~the toy bears~~ the CE marking **is affixed** in accordance with Article 16;	(f) ~~*the toy bears*~~ the CE marking ***is affixed*** in accordance with Article 16;
Article 9(2), first subparagraph, point (g)				
203	(g) the manufacturer has complied with the requirements set out in Article 7(5) and (6).	(g) the manufacturer has complied with the requirements set out in Article 7(5) and (6).	(g) the manufacturer has complied with the requirements set out in Article 7(5) and (6).	(g) the manufacturer has complied with the requirements set out in Article 7(5) and (6). Text Origin: Commission Proposal
Article 9(2), second subparagraph				
204	Where importers consider, or have reason to believe, that a toy is not in conformity with the essential safety requirements, they shall not place the toy on the market until it has been brought into conformity.	Where importers consider, or have reason to believe***, on the basis of the information in that importer´s possession***, that a toy is not in conformity with the essential safety requirements, they shall ~~*not place*~~***inform the manufacturer and refrain from placing*** the toy on the market until it has been brought into conformity ***by the manufacturer***.	Where importers consider, or have reason to believe, that a toy is not in conformity with ~~the essential safety requirements~~**this Regulation**, they shall not place the toy on the market until it has been brought into conformity.	Where importers consider, or have reason to believe, that a toy is not in conformity with ~~*the essential safety requirements*~~***this Regulation***, they shall ~~*not place*~~ ***inform the manufacturer and refrain from placing*** the toy on the market until it has been brought into conformity.
Article 9(2), third subparagraph				
205	Where importers consider, or have reason to believe, that the toy presents a risk, they shall immediately provide information thereof to:	Where importers consider, or have reason to believe***, on the basis of the information in that importer´s possession***, that the toy presents a risk, they shall immediately provide information thereof to:	**Furthermore,** where importers consider, or have reason to believe, that the toy presents a risk, ~~they~~**importers** shall ~~immediately provide information thereof to~~:	***Furthermore,*** where importers consider, or have reason to believe, that the toy presents a risk, ~~*they*~~***importers*** shall ~~*immediately provide information thereof to*~~:
Article 9(2), third subparagraph, point (a)				

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206	(a) the manufacturer;	(a) the manufacturer;	(a) **immediately inform** the manufacturer **thereof**;	(a) ***immediately inform*** the manufacturer ***thereof***;
Article 9(2), third subparagraph, point (b)				
207	(b) the market surveillance authorities, via the Safety Business Gateway referred to in Article 26 of Regulation (EU) 2023/988 ;	(b) the market surveillance authorities, via the Safety Business Gateway referred to in Article 26 of Regulation (EU) 2023/988 ;	(b) **ensure that** the market surveillance authorities~~,~~ **are informed** via the Safety Business Gateway referred to in Article ~~26~~**27** of Regulation (EU) 2023/988 ~~;~~**.**	(b) ***ensure that*** the market surveillance authorities~~,~~ ***are immediately informed*** via the Safety Business Gateway referred to in Article ~~26~~***27*** of Regulation (EU) 2023/988 ~~;~~**.**
Article 9(2), third subparagraph, point (c)				
208	(c) consumers or other end-users, in accordance with Article 35 or 36 of Regulation (EU) 2023/988, or both.	*deleted*	*deleted*	*deleted*
Article 9(3)				
209	*3.*Importers shall indicate their name, registered trade name or registered trade mark and the postal and electronic address at which they can be contacted on the toy or, where that is not possible, on its packaging or in a document accompanying the toy.	3.Importers shall indicate their name, registered trade name or registered trade mark and the postal and electronic address at which they can be contacted on the toy or, where that is not possible, on its packaging or in a document accompanying the toy.	3.Importers shall indicate their name, registered trade name or registered trade mark and the postal and electronic address at which they can be contacted on the toy or, where that is not possible, on its packaging or in a document accompanying the toy.	3.Importers shall indicate their name, registered trade name or registered trade mark and the postal and electronic address at which they can be contacted on the toy or, where that is not ~~*possible*~~***feasible***, on its packaging or in a document accompanying the toy ***or in the digital product passport***.
Article 9(4)				
210	4.Importers shall ensure that, while a toy is under their responsibility, their storage or transport conditions do not jeopardise the toy's compliance with the essential safety requirements.	4.Importers shall ensure that, while a toy is under their responsibility, their storage or transport conditions do not jeopardise the toy's compliance with the essential safety requirements.	4.Importers shall ensure that, while a toy is under their responsibility, their storage or transport conditions do not jeopardise the toy's compliance with the essential safety requirements.	4.Importers shall ensure that, while a toy is under their responsibility, their storage or transport conditions do not jeopardise the toy's compliance with the essential safety requirements. Text Origin: Commission Proposal

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Article 9(5)				
211	5.When importers, with regard to the risks presented by a toy, consider it necessary for the protection of health and safety of consumers or other end-users, they shall carry out sample testing of marketed toys.	5.When importers, with regard to the risks presented by a toy, consider it necessary for the protection of health and safety of consumers or other end-users, they shall carry out sample testing of marketed toys.	5.When ~~importers,~~**deemed appropriate** with regard to the risks presented by a toy, ~~consider it necessary~~**importers shall,** for the protection of health and safety of consumers or other end-users, ~~they shall~~ carry out sample testing of marketed toys.	5.When ~~*importers,*~~***deemed appropriate*** with regard to the risks presented by a toy, ~~*consider it necessary*~~***importers shall,*** for the protection of health and safety of consumers or other end-users, ~~*they shall*~~ carry out sample testing of marketed toys. Text Origin: Council Mandate
Article 9(6), first subparagraph				
212	6.Where importers consider, or have reason to believe, that a toy which they have placed on the market is not in conformity with the relevant Union harmonisation legislation, they shall immediately take the corrective measures necessary to bring that toy into conformity, withdraw it or recall it, as appropriate.	6.Where importers consider, or have reason to believe, that a toy which they have placed on the market is not in conformity with the relevant Union harmonisation legislation, they shall immediately take the corrective measures necessary to bring that toy into conformity, withdraw it or recall it, as appropriate.	6.Where importers consider, or have reason to believe, that a toy which they have placed on the market is not in conformity with ~~the relevant Union harmonisation legislation~~**this Regulation**, they shall immediately take the corrective measures necessary to bring that toy into conformity, withdraw it or recall it, as appropriate.	6.Where importers consider, or have reason to believe, that a toy which they have placed on the market is not in conformity with ~~*the relevant Union harmonisation legislation*~~***this Regulation***, they shall immediately take the corrective measures necessary to bring that toy into conformity, withdraw it or recall it, as appropriate. Text Origin: Council Mandate
Article 9(6), second subparagraph				
213	Where importers consider, or have reason to believe, that a toy that they have placed on the market presents a risk to health and safety of consumers and other end-users, they shall immediately inform the competent national authorities of the Member States in which they made the toy available to that effect, giving details, in particular, of the	Where importers consider, or have reason to believe, that a toy that they have placed on the market presents a risk to health and safety of consumers and other end-users, they shall immediately inform the ***manufacturer and the*** competent national authorities of the Member States in which they made the toy available to that effect, giving	**Furthermore,** where importers consider, or have reason to believe, that a toy that they have placed on the market presents a risk ~~to health and safety of consumers and other end-users~~, they shall immediately ~~inform the competent national authorities of the Member States in which they made the toy available to that effect, giving details, in~~	***Furthermore,*** where importers consider, or have reason to believe, that a toy that they have placed on the market presents a risk ~~*to health and safety of consumers and other end-users*~~, they shall immediately ~~*inform the competent national authorities of the Member States in which they made the toy available to that effect, giving details, in*~~

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	non-compliance and of any corrective measures taken.	details, in particular, of the non-compliance and of any corrective measures taken ***and inform consumers or other end-users, in accordance with Article 35 or 36 of Regulation (EU) 2023/988, or both***.	~~particular, of the non-compliance and of any corrective measures taken.~~**:**	~~*particular, of the non-compliance and of any corrective measures taken.*~~***:*** Text Origin: Council Mandate
Article 9(6), second subparagraph, point (a)				
G	213a		**(a) inform the manufacturer thereof;**	***(a) inform the manufacturer thereof;*** Text Origin: Council Mandate
Article 9(6), second subparagraph, point (b)				
G	213b		**(b) ensure that the corrective measures necessary to bring that toy into conformity are taken, including withdrawal or recall, as appropriate; where such measures have not been taken, the importer shall immediately take them;**	***no text***
Article 9(6), second subparagraph, point (c)				
G	213c		**(c) ensure that consumers or other end-users are immediately informed thereof in accordance with Article 35 or 36, or both of Regulation (EU) 2023/988;**	***(b) ensure that consumers or other end-users are immediately informed thereof in accordance with Article 35 or 36, or both of Regulation (EU) 2023/988;*** Text Origin: Council Mandate
Article 9(6), second subparagraph, point (d)				
G	213d		**(d) inform the market surveillance authorities via the Safety Business Gateway referred to in Article 27 of Regulation (EU) 2023/988.**	***(c) inform the market surveillance authorities via the Safety Business Gateway referred to in Article 27 of Regulation (EU) 2023/988 giving details, in particular, of the non-***

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				compliance and of any corrective measures taken. Text Origin: Council Mandate
Article 9(7)				
214	7.Importers shall, for a period of 10 years after the toy has been placed on the market, keep the unique product identifier of the toy at the disposal of the market surveillance authorities and ensure that the technical documentation referred to in Article 23 can be made available to those authorities, upon request.	7.Importers shall, for a period of 10 years after the ***last item of the toy model*** ~~toy~~ has been placed on the market, keep the unique product identifier of the toy at the disposal of the market surveillance authorities and ensure that the technical documentation referred to in Article 23 can be made available to those authorities, upon request.	7.Importers shall, for a period of 10 years after the toy has been placed on the market, keep the unique product identifier of the toy at the disposal of the market surveillance authorities and ensure that the technical documentation referred to in Article 23 can be made available to those authorities, upon request.	7.Importers shall, for a period of 10 years after the toy has been placed on the market, keep the unique product identifier of the toy at the disposal of the market surveillance authorities and ensure that the technical documentation referred to in Article 23 can be made available to those authorities, upon request.
Article 9(8)				
215	8.Importers shall, further to a reasoned request from a competent national authority, provide it with all the information and documentation necessary to demonstrate the conformity of the toy in a language which can be easily understood by that authority. They shall cooperate with that authority, at its request, as regards any action taken to eliminate the risks posed by toys which they have placed on the market.	8.Importers shall, further to a reasoned request from a competent national authority, provide it with all the information and documentation necessary to demonstrate the conformity of the toy in a language which can be easily understood by that authority. They shall cooperate with that authority, at its request, as regards any action taken to eliminate the risks posed by toys which they have placed on the market.	8.Importers shall, further to a reasoned request from a competent national authority, provide it with all the information and documentation necessary to demonstrate the conformity of the toy in a language which can be easily understood by that authority. They shall cooperate with that authority, at its request, as regards any action taken to eliminate the risks posed by toys which they have placed on the market.	8.Importers shall, further to a reasoned request from a competent national authority, provide it with all the information and documentation necessary to demonstrate the conformity of the toy in a language which can be easily understood by that authority. They shall cooperate with that authority, at its request, as regards any action taken to eliminate the risks posed by toys which they have placed on the market. Text Origin: Commission Proposal
Article 9(9)				
216	9.Importers shall verify whether the manufacturer has made a	9.Importers shall verify whether the manufacturer has made ~~a~~	9.Importers shall verify whether the manufacturer has made a	9.Importers shall verify whether the manufacturer has made ~~a~~

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	communication channel as referred to in Article 7(11) publicly available to consumers or other end-users, allowing them to present complaints concerning the safety of toys and provide information on any accident or safety issue they have experienced with the toy. If a communication channel is not available, importers shall provide for such a channel, taking into account accessibility needs for persons with disabilities.	communication ~~channel~~***channels*** as referred to in Article 7(11) publicly available to consumers or other end-users, allowing them to present complaints concerning the safety of toys and provide information on any accident or safety issue they have experienced with the toy. If ~~a~~ communication ~~channel is~~***channels are*** not available, importers shall provide for ~~such a channel~~***them***, taking into account accessibility needs for persons with disabilities.	communication channel as referred to in Article 7(11) publicly available to consumers or other end-users, allowing them to present complaints concerning the safety of toys and provide information on any accident or safety issue they have experienced with the toy. If a communication channel is not available, importers shall provide for such a channel, taking into account accessibility needs for persons with disabilities.	communication ~~channel~~***channels*** as referred to in Article 7(11) publicly available to consumers or other end-users, allowing them to present complaints concerning the safety of toys and provide information on any accident or safety issue they have experienced with the toy. If ~~a~~ communication ~~channel is~~***channels are*** not available, importers shall provide for ~~such a channel~~***them***, taking into account accessibility needs for persons with disabilities.
Article 9(10), first subparagraph				
G 217	10. Importers shall investigate complaints and information referred to in paragraph 9 of this Article that they have received via a communication channel made available by the manufacturer, or via a communication channel made available by the importers themselves, and that concern the toys which they have made available on the market. Importers shall file those complaints, as well as recalls and any other corrective measures taken to bring the toys into conformity with this Regulation, in the register referred to in Article 7(12), or in their own internal register.	10. Importers shall investigate complaints and information referred to in paragraph 9 of this Article that they have received via a communication channel made available by the manufacturer, or via a communication channel made available by the importers themselves, and that concern the toys which they have made available on the market. Importers shall file those complaints, as well as recalls and any other corrective measures taken to bring the toys into conformity with this Regulation, in the register referred to in Article 7(12), or in their own internal register.	10. Importers shall investigate complaints and information referred to in paragraph 9 of this Article that they have received via a communication channel made available by the manufacturer, or via a communication channel made available by the importers themselves, and that concern the toys which they have made available on the market. Importers shall file those complaints, as well as recalls and any other corrective measures taken to bring the toys into conformity with this Regulation, in the register referred to in Article 7(12), or in their own internal register.	10. Importers shall investigate complaints and information referred to in paragraph 9 of this Article that they have received via a communication channel made available by the manufacturer, or via a communication channel made available by the importers themselves, and that concern the toys which they have made available on the market. Importers shall file those complaints, as well as recalls and any other corrective measures taken to bring the toys into conformity with this Regulation, in the register referred to in Article 7(12), or in their own internal register. Text Origin: Commission Proposal
Article 9(10), second subparagraph				

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218	Importers shall keep the manufacturer, distributors and, where relevant, online marketplaces informed in a timely manner of the investigation performed and of the results of the investigation.	Importers shall keep the manufacturer, distributors and, where relevant, ***providers of*** online marketplaces informed in a timely manner of the investigation performed and of the results of the investigation.	Importers shall keep the manufacturer, distributors and, where relevant, **providers of** online marketplaces informed in a timely manner of the investigation performed and of the results of the investigation.	Importers shall keep the manufacturer, distributors and, where relevant, ***providers of*** online marketplaces informed in a timely manner of the investigation performed and of the results of the investigation. Text Origin: EP Mandate
Article 9(11)				
219	11. Personal data contained in the internal register of the importers referred to in paragraph 10 shall only be those personal data that are necessary for the importer to investigate the complaint or the information referred to in paragraph 9. Such data shall only be kept as long as is necessary for the purpose of the investigation and, in any event, no longer than 5 years after the data have been entered in the register.	11. Personal data contained in the internal register of the importers referred to in paragraph 10 shall only be those personal data that are necessary for the importer to investigate the complaint or the information referred to in paragraph 9. Such data shall only be kept as long as is necessary for the purpose of the investigation and, in any event, no longer than 5 years after the data have been entered in the register.	11. Personal data contained in the internal register of the importers referred to in paragraph 10 shall only be those personal data that are necessary for the importer to investigate the complaint or the information referred to in paragraph 9. Such data shall only be kept as long as is necessary for the purpose of the investigation and, in any event, no longer than 5 years after the data have been entered in the register.	11. Personal data contained in the internal register of the importers referred to in paragraph 10 shall only be those personal data that are necessary for the importer to investigate the complaint or the information referred to in paragraph 9. Such data shall only be kept as long as is necessary for the purpose of the investigation and, in any event, no longer than 5 years after the data have been entered in the register. Text Origin: Commission Proposal
Article 10				
220	Article 10 Obligations of distributors	Article 10 Obligations of distributors	Article 10 Obligations of distributors	Article 10 Obligations of distributors Text Origin: Commission Proposal
Article 10(1)				
221	1.When making a toy available on the market, distributors shall act	1.When making a toy available on the market, distributors shall act	1.When making a toy available on the market, distributors shall act	1.When making a toy available on the market, distributors shall act

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	with due care in relation to the requirements of this Regulation.	with due care in relation to the requirements of this Regulation.	with due care in relation to the requirements of this Regulation.	with due care in relation to the requirements of this Regulation. Text Origin: Commission Proposal
Article 10(2), first subparagraph				
G 222	2.Before making a toy available on the market, distributors shall verify that the following conditions have been met:	2.Before making a toy available on the market, distributors shall verify that the following conditions have been met:	2.Before making a toy available on the market, distributors shall verify that the following conditions have been met:	2.Before making a toy available on the market, distributors shall verify that the following conditions have been met: Text Origin: Commission Proposal
Article 10(2), first subparagraph, point (a)				
G 223	(a) the toy is accompanied by instructions and safety information in a language or languages which can be easily understood by consumers or other end-users as determined by the Member State in which the toy is to be made available on the market;	(a) the toy is accompanied by instructions ***for use*** and safety information in a language or languages which can be easily understood by consumers or other end-users as determined by the Member State in which the toy is to be made available on the market;	(a) the toy is accompanied by instructions **for use** and safety information **in accordance with Article 7(7) and warnings in accordance with Article 6** in a language or languages which can be easily understood by consumers or other end-users as determined by the Member State in which the toy is to be made available on the market;	(a) the toy is accompanied by instructions ***for use*** and safety information ***in accordance with Article 7(7) and warnings in accordance with Article 6*** in a language or languages which can be easily understood by consumers or other end-users as determined by the Member State in which the toy is to be made available on the market; Text Origin: Council Mandate
Article 10(2), first subparagraph, point (b)				
G 224	(b) the toy bears a data carrier in accordance with Article 17(5) and the CE marking in accordance with Article 16 and	(b) the toy bears a data carrier in accordance with Article 17(5) and the CE marking in accordance with Article 16 and	(b) the ~~toy bears a~~ data carrier **is affixed** in accordance with Article 17(5) and the CE marking in accordance with Article 16 and	(b) the ~~*toy bears a*~~ data carrier ***is affixed*** in accordance with Article 17(5) and the CE marking in accordance with Article 16 and Aligned with lines 200 and 202.
Article 10(2), first subparagraph, point (c)				

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225	(c) the manufacturer and the importer have complied with the requirements set out in Article 7(2), second subparagraph, Article 7(5), (6) and (11) and Article 9(3) respectively.	(c) the manufacturer and the importer have complied with the requirements set out in Article 7(2), second subparagraph, Article 7(5), (6) and (11) and Article 9(3) respectively.	(c) the manufacturer and the importer have complied with the requirements set out in Article 7(2), second subparagraph, Article 7(5), (6) and (11) and Article 9(3) respectively.	(c) the manufacturer and the importer have complied with the requirements set out in Article 7(2), second subparagraph, Article 7(5), (6) and (11) and Article 9(3) respectively. Text Origin: Commission Proposal
Article 10(2), second subparagraph				
226	Where distributors consider, or have reason to believe, that a toy is not in conformity with the essential safety requirements, they shall not make the toy available on the market until it has been brought into conformity.	Where distributors consider, or have reason to believe***, on the basis of the information in that distributor´s possession***, that a toy is not in conformity with the essential safety requirements, they shall ~~*not make*~~***inform the manufacturer and refrain from making*** the toy available on the market until it has been brought into conformity ***by the manufacturer***.	Where distributors consider, or have reason to believe, that a toy is not in conformity with ~~the essential safety requirements~~**this Regulation**, they shall not make the toy available on the market until it has been brought into conformity.	Where distributors consider, or have reason to believe, that a toy is not in conformity with ~~*the essential safety requirements*~~***this Regulation***, they shall ~~*not make*~~ ***inform the manufacturer or importer and refrain from making*** the toy available on the market until it has been brought into conformity.
Article 10(2), third subparagraph				
227	Where distributors consider, or have reason to believe, that the toy presents a risk, they shall immediately provide information thereof to:	Where distributors consider, or have reason to believe***, on the basis of the information in that distributor´s possession***, that the toy presents a risk, they shall immediately provide information thereof to:	Where distributors consider, or have reason to believe, that the toy presents a risk, they shall ~~immediately provide information thereof to~~:	Where distributors consider, or have reason to believe, that the toy presents a risk, they shall ~~*immediately provide information thereof to*~~:
Article 10(2), third subparagraph, point (a)				
228	(a) the manufacturer or the importer;	(a) the manufacturer or the importer;	(a) **immediately inform** the manufacturer or the importer**, as applicable, thereof**;	(a) ***immediately inform*** the manufacturer or the importer***, as applicable, thereof***; Text Origin: Council Mandate

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Article 10(2), third subparagraph, point (b)				
229	(b) the market surveillance authorities through the Safety Business Gateway referred to in Article 26 of Regulation (EU) 2023/988;	(b) the market surveillance authorities through the Safety Business Gateway referred to in Article 26 of Regulation (EU) 2023/988;	(b) **ensure that** the market surveillance authorities **are informed** through the Safety Business Gateway referred to in Article ~~26~~**27** of Regulation (EU) 2023/988;	(b) ***ensure that*** the market surveillance authorities ***are immediately informed*** through the Safety Business Gateway referred to in Article ~~26~~***27*** of Regulation (EU) 2023/988; Text Origin: Council Mandate
Article 10(2), third subparagraph, point (c)				
230	(c) consumers or other end-users, in accordance with Article 35 or 36 of Regulation (EU) 2023/988, or both.	*deleted*	*deleted*	*deleted*
Article 10(3)				
231	*3.*Distributors shall ensure that, while a toy is under their responsibility, storage or transport conditions do not jeopardise its compliance with the essential safety requirement.	3.Distributors shall ensure that, while a toy is under their responsibility, storage or transport conditions do not jeopardise its compliance with the essential safety requirement.	3.Distributors shall ensure that, while a toy is under their responsibility, storage or transport conditions do not jeopardise its compliance with the essential safety requirement.	3.Distributors shall ensure that, while a toy is under their responsibility, storage or transport conditions do not jeopardise its compliance with the essential safety requirement. Text Origin: Commission Proposal
Article 10(4), first subparagraph				
232	4.Where distributors consider, or have reason to believe, that a toy which they have made available on the market is not in conformity with this Regulation, they shall ensure that the corrective measures necessary to bring that toy into conformity, to withdraw it or recall it, if appropriate, are taken.	4.Where distributors consider, or have reason to believe***, on the basis of the information in that distributor´s possession***, that a toy which they have made available on the market is not in conformity with this Regulation, they shall ensure that the corrective measures necessary to bring that toy into conformity, to withdraw it or recall	4.Where distributors consider, or have reason to believe, that a toy which they have made available on the market is not in conformity with this Regulation, they shall ensure that the corrective measures necessary to bring that toy into conformity, to withdraw it or recall it, if appropriate, are taken.	4.Where distributors consider, or have reason to believe, that a toy which they have made available on the market is not in conformity with this Regulation, they shall ensure that the corrective measures necessary to bring that toy into conformity, to withdraw it or recall it, if appropriate, are ***immediately*** taken.

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		it, if appropriate, are ***immediately*** taken.		
Article 10(4), second subparagraph				
G 233	Where distributors consider, or have reason to believe, that a toy that they have made available on the market presents a risk, they shall immediately inform the market surveillance authorities of the Member States in which they made the toy available to that effect, giving details, in particular, of the non-compliance and of any corrective measures taken.	Where distributors consider, or have reason to believe, that a toy that they have made available on the market presents a risk, they shall immediately inform ***the manufacturer or the importer, as applicable and*** the market surveillance authorities of the Member States in which they made the toy available to that effect, giving details, in particular, of the non-compliance and of any corrective measures taken ***and inform consumers or other end-users, in accordance with Article 35 or 36 of Regulation (EU) 2023/988, or both***.	**Furthermore**, where distributors consider, or have reason to believe, that a toy that they have made available on the market presents a risk, they shall immediately inform the market surveillance authorities of the Member States in which they made the toy available to that effect, giving details, in particular, of the non-compliance and of any corrective measures taken.	***Furthermore,*** where distributors consider, or have reason to believe, that a toy that they have made available on the market presents a risk, they shall immediately inform the market surveillance authorities of the Member States in which they made the toy available to that effect, giving details, in particular, of the non-compliance and of any corrective measures taken ***and inform consumers or other end-users, in accordance with Article 35 or 36 of Regulation (EU) 2023/988, or both***. G
Article 10(5)				
G 234	5.Distributors shall, further to a reasoned request from a competent national authority, provide it, with all the information and documentation necessary to demonstrate the conformity of the toy, in a language which can be easily understood by that authority. They shall cooperate with that authority, at its request, as regards any action taken to eliminate the risks posed by toys which they have made available on the market.	5.Distributors shall, further to a reasoned request from a competent national authority, provide it, with all the information and documentation necessary to demonstrate the conformity of the toy, in a language which can be easily understood by that authority. They shall cooperate with that authority, at its request, as regards any action taken to eliminate the risks posed by toys which they have made available on the market.	5.Distributors shall, further to a reasoned request from a competent national authority, provide it, with all the information and documentation necessary to demonstrate the conformity of the toy, in a language which can be easily understood by that authority. They shall cooperate with that authority, at its request, as regards any action taken to eliminate the risks posed by toys which they have made available on the market.	5.Distributors shall, further to a reasoned request from a competent national authority, provide it, with all the information and documentation necessary to demonstrate the conformity of the toy, in a language which can be easily understood by that authority. They shall cooperate with that authority, at its request, as regards any action taken to eliminate the risks posed by toys which they have made available on the market. G

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				Text Origin: Commission Proposal
Article 10a				
G 234a			**Article 10a** **Obligations of fulfilment service providers**	***Article 10a*** ***Obligations of fulfilment service providers*** Text Origin: Council Mandate
Article 10a(1)				
G 234b			**1.A fulfilment service provider shall act with due care in relation to the requirements of this Regulation.**	***1.When contributing to the making available on the market of a toy, a fulfilment service provider shall act with due care in relation to the requirements of this Regulation.***
Article 10a(2)				
G 234c			**2.A fulfilment service provider shall ensure that the conditions during warehousing, packaging, addressing or dispatching, do not jeopardise the toy's conformity with the essential safety requirements.**	***2.A fulfilment service provider shall ensure that the conditions during warehousing, packaging, addressing or dispatching, do not jeopardise the toy's conformity with the essential safety requirements.*** Text Origin: Council Mandate
Article 10a(3)				
G 234d			**3.A fulfilment service provider shall cooperate as regards product withdrawals or recalls, regardless of whether initiated by authorities, the manufacturer, the authorised representative or the importer.**	***3.A fulfilment service provider shall cooperate as regards product withdrawals or recalls, regardless of whether initiated by authorities, the manufacturer, the authorised representative or the importer.*** Text Origin: Council Mandate
Article 10a(4)				

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G 234e			**4.Where a fulfilment service provider considers or has reason to believe, on the basis of the information provided by authorities or economic operators, that the toy is not in conformity with this Regulation, the fulfilment service provider shall not support the making available of the product on the market until it has been brought into conformity.**	***4.Where a fulfilment service provider considers or has reason to believe, on the basis of the information provided by authorities or economic operators, that the toy is not in conformity with this Regulation, the fulfilment service provider shall not support the making available of the toy on the market until it has been brought into conformity.*** G
Article 10b				
G 234f			**Article 10b** **Specific obligations of providers of online marketplaces related to toy safety**	***Article 10b deleted*** Follow-up to 2nd trilogue. Moved to Article 12a. G
Article 10b(1)				
G 234g			**1.Information referring to an offer of toys sold or promoted in online marketplaces intermediating between economic operators and consumers which are not in conformity with this Regulation shall be considered illegal content for the purposes of Regulation (EU) 2022/2065 and subject to the measures established therein.**	***1.deleted*** Follow-up to 2nd trilogue. Moved to Article 12a G
Article 10b(2)				
G 234h			**2.For the purposes of this Regulation, providers of online marketplaces shall comply with**	***2.deleted*** Follow-up to 2nd trilogue. G

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
			the requirements set out in Articles 30 to 32 of Regulation (EU) 2022/2065 and Article 22 of Regulation (EU) 2023/988. The compliance with such requirements shall be enforced within the enforcement structure set out in those Regulations.	Moved to Article 12a
Article 10b(3)				
G	234i		**3.For the purposes of compliance with Article 31(2)(c) of Regulation (EU) 2022/2065, and in addition to the information required in Article 22(9) of Regulation (EU) 2023/988, providers of online marketplaces shall ensure that their online interface is designed and organised in a way that it allows economic operators to provide:**	***3.deleted*** Follow-up to 2nd trilogue. Moved to Article 12a
Article 10b(3), point (a)				
G	234j		**(a) the CE marking referred to in Article 16;**	***(a) deleted*** Follow-up to 2nd trilogue. Moved to Article 12a
Article 10b(3), point (b)				
G	234k		**(b) any warning to be clearly visible to the consumer before the purchase in accordance with Article 6(3) of this Regulation;**	***(b) deleted*** Follow-up to 2nd trilogue. Moved to Article 12a
Article 10b(3), point (c)				
G	234l		**(c) the data carrier or weblink through which the digital product**	***(c) deleted***

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			passport referred to in Article 17 is accessible.	Follow-up to 2nd trilogue. Moved to Article 12a
Article 10b(4)				
G	234m		**4.Any toy that does not comply with the particular safety requirements, or that complies with the particular safety requirements but which poses a risk to the health and safety of children and other persons, shall be considered a dangerous product for the purposes of compliance with Article 22 of Regulation (EU) 2023/988.**	***4.deleted*** Follow-up to 2nd trilogue. Moved to Article 12a
Article 10b(5)				
G	234n		**5.The Commission may issue guidelines to assist economic operators and providers of online marketplaces in the application of paragraphs 1 and 2.**	***5.deleted*** Follow-up to 2nd trilogue. Moved to Article 12a
Article 11				
Y	235	Article 11 Cases in which obligations of manufacturers apply to ~~*importers and distributors*~~ ***other persons***	Article 11 Cases in which obligations of manufacturers apply to ~~importers and distributors~~ **other economic operators**	Article 11 Cases in which obligations of manufacturers apply to ~~*importers and distributors*~~ ***other persons*** Text Origin: EP Mandate
Article 11, first paragraph				
Y	236	~~*An importer or a distributor*~~***A natural or legal person*** shall be considered a manufacturer for the purposes of this Regulation, and shall be subject to the obligations of	~~An importer or a distributor~~**Any other economic operator** shall be considered a manufacturer for the purposes of this Regulation, and shall be subject to the obligations of	~~*An importer or a distributor*~~***A natural or legal person*** shall be considered a manufacturer for the purposes of this Regulation, and shall be subject to the obligations of

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	where such importer or distributor places a toy on the market under its name or trademark or modifies a toy already placed on the market in such a way that compliance with the applicable requirements of this Regulation may be affected.	the manufacturer under Article 7, where such ~~*importer or distributor*~~***a natural or legal person*** places a toy on the market under its name or trademark or modifies a toy already placed on the market in such a way that compliance with the applicable requirements of this Regulation may be affected.	the manufacturer under Article 7, where such ~~importer or distributor~~**economic operator** places a toy on the market under its name or trademark or modifies a toy already placed on the market in such a way that compliance with the applicable requirements of this Regulation may be affected.	the manufacturer under Article 7, where such ~~*importer or distributor*~~***a natural or legal person*** places a toy on the market under its name or trademark or ~~*modifies*~~***carries out a substantial modification on*** a toy already placed on the market in such a way that compliance with the applicable requirements of this Regulation may be affected ***and makes it available on the market. A modification of a toy, by physical or digital means after a toy has been placed on the market, shall be deemed to be substantial where it has not been foreseen or planned by the manufacturer and it affects the safety of that toy, by creating a new hazard or by increasing an existing risk. A consumer or other end-user who carries out a substantial modification to his or her toy shall not be considered to be a manufacturer for the purposes of this Regulation and shall not be subject to the obligations on the manufacturer set out in Article 7.*** COM revised proposal
Article 12				
G 237	Article 12 Identification of economic operators	Article 12 Identification of economic operators	Article 12 Identification of economic operators	Article 12 Identification of economic operators Text Origin: Commission Proposal G
Article 12(1)				

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238	1.Economic operators shall, on request, identify the following to the market surveillance authorities:	1.Economic operators shall, on request, identify the following to the market surveillance authorities:	1.Economic operators shall, on **request and within 15 working days of the receipt of such a** request, identify the following to the market surveillance authorities:	1.Economic operators shall, on request, identify the following to the market surveillance authorities:
Article 12(1), point (a)				
239	(a) any economic operator who has supplied them with a toy;	(a) any economic operator who has supplied them with a toy;	(a) any economic operator who has supplied them with a toy;	(a) any economic operator who has supplied them with a toy; Text Origin: Commission Proposal
Article 12(1), point (b)				
240	(b) any economic operator to whom they have supplied a toy.	(b) any economic operator to whom they have supplied a toy.	(b) any economic operator to whom they have supplied a toy.	(b) any economic operator to whom they have supplied a toy. Text Origin: Commission Proposal
Article 12(2)				
241	2.Economic operators shall be able to present the information referred to in the paragraph 1 for a period of 10 years after the toy has been placed on the market, in the case of the manufacturer, and for a period of 10 years after they have been supplied with the toy, in the case of other economic operators.	2.Economic operators shall be able to present the information referred to in the paragraph 1 for a period of 10 years after the toy has been placed on the market, in the case of the manufacturer, and for a period of 10 years after they have been supplied with the toy, in the case of other economic operators.	2.Economic operators shall be able to present the information referred to in the paragraph 1 for a period of 10 years after the toy has been placed on the market, in the case of the manufacturer, and for a period of 10 years after they have been supplied with the toy, in the case of other economic operators.	2.Economic operators shall be able to present the information referred to in the paragraph 1 for a period of 10 years after the toy has been placed on the market, in the case of the manufacturer, and for a period of 10 years after they have been supplied with the toy, in the case of other economic operators. Text Origin: Commission Proposal
Chapter IIa				
241a		***Chapter IIa*** ***Obligations of online marketplaces***		***Chapter IIa*** ***Obligations of online marketplaces***

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				Text Origin: EP Mandate
Article 12a				
241b		***Article 12a***		***Article 12a*** ***Specific obligations of providers of online marketplaces related to toy safety***
Article 12a(1)				
241c		***1.For the purposes of this Regulation, providers of online marketplaces shall comply with the requirements set out in Article 22 of Regulation (EU) 2023/988.***		***1.Information referring to an offer of toys sold or promoted in online marketplaces intermediating between economic operators and consumers which are not in conformity with this Regulation shall be considered illegal content for the purposes of Regulation (EU) 2022/2065 and subject to the measures established therein.***
Article 12a(2)				
241d				***2.For the purposes of this Regulation, providers of online marketplaces shall comply with the requirements set out in Articles 30 to 32 of Regulation (EU) 2022/2065 and Article 22 of Regulation (EU) 2023/988. The compliance with such requirements shall be enforced within the enforcement structure set out in those Regulations.***
Article 12a(3)				
241e				***3.For the purposes of compliance with Article 31(2)(c) of Regulation***

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				(EU) 2022/2065, and in addition to the information required in Article 22(9) of Regulation (EU) 2023/988, providers of online marketplaces shall ensure that their online interface is designed and organised in a way that it allows economic operators to provide:
Article 12a(3), point (a)				
G	241f			***(a) the CE marking referred to in Article 16;***
Article 12a(3), point (b)				
G	241g			***(b) any warning to be clearly visible to the consumer before the purchase in accordance with Article 6(3) of this Regulation;***
Article 12a(3), point (c)				
G	241h			***(c) the data carrier or weblink through which the digital product passport referred to in Article 17 is accessible.***
Article 12a(4)				
G	241i			***4.Any toy that does not comply with the particular safety requirements, or that complies with the particular safety requirements but which poses a risk to the health and safety of children and other persons, shall be considered a dangerous product for the purposes of compliance with Article 22 of Regulation (EU) 2023/988.***

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Article 12a(5)				
241j				***5.The Commission may issue guidelines to assist economic operators and providers of online marketplaces in the application of paragraphs 1 and 2.***
CHAPTER III				
242	CHAPTER III CONFORMITY OF TOYS	CHAPTER III CONFORMITY OF TOYS	CHAPTER III CONFORMITY OF TOYS	CHAPTER III CONFORMITY OF TOYS Text Origin: Commission Proposal
Article 13				
243	Article 13 Presumption of conformity	Article 13 Presumption of conformity ***of toys***	Article 13 Presumption of conformity	Article 13 Presumption of conformity ***of toys*** Text Origin: EP Mandate
Article 13, first paragraph				
244	Toys which are in conformity with harmonised standards or parts thereof, the references of which have been published in the Official Journal of the European Union, shall be presumed to be in conformity with the essential safety requirements to the extent that those requirements are covered by those standards or parts thereof.	Toys which are in conformity with harmonised standards or parts thereof, the references of which have been published in the Official Journal of the European Union, shall be presumed to be in conformity with the essential safety requirements to the extent that those requirements are covered by those standards or parts thereof.	Toys which are in conformity with harmonised standards or parts thereof, the references of which have been published in the Official Journal of the European Union, shall be presumed to be in conformity with the essential safety requirements to the extent that those requirements are covered by those standards or parts thereof.	Toys which are in conformity with harmonised standards or parts thereof, the references of which have been published in the Official Journal of the European Union, shall be presumed to be in conformity with the essential safety requirements to the extent that those requirements are covered by those standards or parts thereof. Text Origin: Commission Proposal
Article 14				
245	Article 14 Common specifications	Article 14 Common specifications	Article 14 Common specifications	Article 14 Common specifications

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				Text Origin: Commission Proposal
Article 14(1)				
G	246	1.Toys which are in conformity with the common specifications referred to in paragraph 2 of this Article or parts thereof shall be presumed to be in conformity with the essential safety requirements to the extent that those requirements are covered by those common specifications or parts thereof.	1.Toys which are in conformity with the common specifications referred to in paragraph 2 of this Article or parts thereof shall be presumed to be in conformity with the essential safety requirements to the extent that those requirements are covered by those common specifications or parts thereof.	1.Toys which are in conformity with the common specifications referred to in paragraph 2 of this Article or parts thereof shall be presumed to be in conformity with the essential safety requirements to the extent that those requirements are covered by those common specifications or parts thereof. Text Origin: Commission Proposal
Article 14(2), first subparagraph				
R	247	2.The Commission may, by means of implementing acts, establish common specifications for the essential safety requirements where the following conditions are fulfilled:	2.**In exceptional cases,** the Commission may~~, by means of~~ **adopt** implementing acts~~, establish~~ **establishing** common specifications ~~for the~~**covering requirements that provide a means to comply with the applicable** essential safety requirements**.** **Those implementing acts shall only be adopted** where the following conditions are fulfilled:	
Article 14(2), first subparagraph, point (a)				
R	248	(a) there is no harmonised standard covering those requirements the reference of which is published in the Official Journal of the European Union or the standard does not	(a) ~~there is no harmonised standard covering~~ ***the Commission has requested, pursuant to Article 10(1) of Regulation 1025/2012, one or more European standardisation organisations to draft or revise***	(a) there is no harmonised standard covering those requirements the reference of which is published in the Official Journal of the European Union ~~or the standard does not satisfy the requirements it aims to~~

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	satisfy the requirements it aims to cover;	***European standards for*** those requirements ***and:*** ***(i) the request has not been accepted; or*** ***(ii) the harmonised standards addressing that request are not delivered within the deadline set in accordance with Article 10(1) of Regulation (EU) No 1025/2012*** ~~*the reference of which is published in the Official Journal of the European Union or the standard does not satisfy the requirements it aims to cover*~~; ***or*** ***(iii) the harmonised standards do not comply with the request; and***	~~cover~~**and no such reference is expected to be published within a reasonable period**;	
Article 14(2), first subparagraph, point (b)				
R 249	(b) the Commission has requested, pursuant to Article 10(1) of Regulation 1025/2012, one or more European standardisation organisations to draft or to revise European standards for those requirements and either of the following conditions is fulfilled:	(b) ~~*the Commission has requested, pursuant to Article 10(1) of Regulation 1025/2012, one or more European standardisation organisations to draft or to revise European*~~***no reference to harmonised*** standards ~~*for those*~~***covering the product*** requirements ~~*and either*~~***has been published in the Official Journal*** of the ~~*following conditions is fulfilled:*~~***European Union in accordance with Regulation (EU) No 1025/2012 and no such reference is expected to be published within a reasonable period.***	(b) the Commission has requested, pursuant to Article 10(1) of Regulation 1025/2012, one or more European standardisation organisations to draft or to revise European standards for those requirements and ~~either of the following conditions is fulfilled~~:	R
Article 14(2), first subparagraph, point (b)(1)				

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R 250	(1) the request has not been accepted by any of the European standardisation organisations to which the request was addressed;	*deleted*	(1) the request has not been accepted by any of the European standardisation organisations to which the request was addressed; **or**	R
Article 14(2), first subparagraph, point (b)(2)				
R 251	(2) the request has been accepted by at least one of the European standardisation organisations to which the request was addressed, but the European standards requested:	*deleted*	*(2)* the request has been accepted by at least one of the European standardisation organisations to which the request was addressed, but the European standards requested:	R
Article 14(2), first subparagraph, point (b)(2)(a)				
R 252	(a) have not been adopted within the deadline set in the request;	*deleted*	(a) ~~have not been adopted~~**are not delivered** within the deadline set in the request;	R
Article 14(2), first subparagraph, point (b)(2)(b)				
R 253	(b) do not comply with the request; or	*deleted*	*(b)* do not comply with the request; or	R
Article 14(2), first subparagraph, point (b)(2)(c)				
R 254	(c) do not satisfy the requirements they aim to cover.	*deleted*	*(c)* do not satisfy the requirements they aim to cover.	R
Article 14(2), second subparagraph				
R 255	Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 50(3).	*deleted*	Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 50(3).	R
Article 14(2a), first subparagraph				
R 255a			**2a. Before preparing the draft implementing act referred to in**	R

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			paragraph 2, the Commission shall inform the committee referred to in Article 22 of Regulation (EU) No 1025/2012 that it considers that the conditions in paragraph 2 have been fulfilled.	
Article 14(2a), second subparagraph				
R 255b			**When preparing the draft implementing act referred to in paragraph 2, the Commission shall take into account the views of the Expert Group on Toys Safety and shall duly consult all relevant stakeholders.**	R
Article 14(2a)				
R 255c		***2a. When preparing the delegated act referred to in paragraph 2, the Commission shall take into account the views of the relevant bodies and expert groups***		R
Article 14(3)				
R 256	3.When references of a harmonised standard are published in the Official Journal of the European Union, the Commission shall assess whether the implementing acts referred to in paragraph 2 of this Article which cover the same essential safety requirement need to be repealed or amended.	3.When references of a harmonised standard are published in the Official Journal of the European Union, the Commission shall assess whether the ~~*implementing*~~***delegated*** acts referred to in paragraph 2 of this Article which cover the same essential safety requirement need to be repealed or amended.	3.**Where a harmonised standard is adopted by a European standardisation organisation and proposed to the Commission for the purpose of publishing its reference in the Official Journal of the European Union, the Commission shall assess the harmonised standard in accordance with Regulation (EU) No 1025/2012. When reference**~~When references~~ of a	R

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
			harmonised standard ~~are~~**is** published in the Official Journal of the European Union, the Commission shall ~~assess whether~~**repeal or amend** the implementing acts referred to in paragraph 2 ~~of this Article~~**, or parts thereof** which cover the same essential safety ~~requirement need to be repealed or amended~~**requirements as those covered by that harmonised standard**.	
Article 14(3a)				
R	256a		**4.When a Member State considers that a common specification does not entirely satisfy the essential safety requirements, it shall inform the Commission thereof by submitting a detailed explanation. The Commission shall assess that detailed explanation and may, if appropriate, amend the implementing act establishing the common specification in question.**	R
Article 15				
G	257	Article 15 General principles of the CE marking	Article 15 General principles of the CE marking	Article 15 General principles of the CE marking Text Origin: Commission Proposal
Article 15, first paragraph				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
258	Toys made available on the market shall bear the CE marking.	Toys made available on the market shall bear the CE marking.	Toys made available on the market shall bear the CE marking.	Toys made available on the market shall bear the CE marking. Text Origin: Commission Proposal
Article 15, second paragraph				
259	The CE marking shall be subject to the general principles set out in Article 30 of Regulation (EC) No 765/2008.	The CE marking shall be subject to the general principles set out in Article 30 of Regulation (EC) No 765/2008.	The CE marking shall be subject to the general principles set out in Article 30 of Regulation (EC) No 765/2008.	The CE marking shall be subject to the general principles set out in Article 30 of Regulation (EC) No 765/2008. Text Origin: Commission Proposal
Article 16				
260	Article 16 Rules and conditions for affixing the CE marking	Article 16 Rules and conditions for affixing the CE marking	Article 16 Rules and conditions for affixing the CE marking	Article 16 Rules and conditions for affixing the CE marking Text Origin: Commission Proposal
Article 16(1), first subparagraph				
261	1.The CE marking shall be affixed visibly, legibly and indelibly to the toy, to a label attached to the toy or to the packaging of the toy.	1.The CE marking shall be affixed visibly, legibly and indelibly to the toy, to a label attached to the toy or to the packaging of the toy.	1.The CE marking shall be affixed visibly, legibly and indelibly ~~to~~**on** the toy~~, to~~ **or on** a label attached to the toy**. Where this is not possible on account of size or nature of the toy, it shall be affixed** ~~or~~ to the packaging**, if any, or on documentation accompanying** ~~of~~ the toy.	1.The CE marking shall be affixed visibly, legibly and indelibly ~~*to*~~***on*** the toy~~, *to*~~ ***or on*** a label attached to the toy***. Where this is not possible on account of size or nature of the toy, it shall be affixed*** ~~*or*~~ to the packaging***, if any, or on documentation accompanying*** ~~*of*~~ the toy. Text Origin: Council Mandate
Article 16(1), second subparagraph				
262	By way of derogation from the first subparagraph, in the case of small	By way of derogation from the first subparagraph, in the case of small	*deleted*	*deleted*

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	toys and toys consisting of small parts, the CE marking may be affixed to a leaflet accompanying the toy.	toys and toys consisting of small parts, the CE marking may be affixed to a leaflet accompanying the toy.		
Article 16(1), third subparagraph				
G	*263* By way of derogation from the first subparagraph, in the case of toys sold in counter displays where it is not technically possible to affix the CE marking to each individual toy, the CE marking may be affixed to the counter display on the condition that the counter display was originally used as packaging for the toy.	By way of derogation from the first subparagraph, in the case of toys sold in counter displays where it is not technically possible to affix the CE marking to each individual toy, the CE marking may be affixed to the counter display on the condition that the counter display was originally used as packaging for the toy.	*deleted*	*deleted*
Article 16(1), fourth subparagraph				
G	*264* Where the CE marking affixed to the toy is not visible from outside the packaging, it shall also be affixed to the packaging.	Where the CE marking affixed to the toy is not visible from outside the packaging, it shall also be affixed to the packaging.	Where the CE marking ~~affixed to the toy~~ is not visible from outside the packaging, it shall also be affixed to the packaging.	Where the CE marking ~~*affixed to the toy*~~ is not visible from outside the packaging, it shall also be affixed to the packaging. Text Origin: Council Mandate
Article 16(2)				
G	265 2.The CE marking shall be affixed before the toy is placed on the market.	2.The CE marking shall be affixed before the toy is placed on the market.	2.The CE marking shall be affixed before the toy is placed on the market.	2.The CE marking shall be affixed before the toy is placed on the market. Text Origin: Commission Proposal
Article 16(3)				
G	266 3.The CE marking shall, where applicable in accordance with Article 6, be followed by a	3.The CE marking shall, where applicable in accordance with Article 6, be followed by a	3.The CE marking ~~shall~~**may**, where applicable in accordance with Article 6, be followed by a	3.The CE marking ~~*shall*~~***may***, where applicable in accordance with Article 6, be followed by a

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	pictogram or any other warning indicating a special risk or use.	pictogram or any other warning indicating a special risk or use.	pictogram or any other warning indicating a special risk or use.	pictogram or any other warning indicating a special risk or use. Text Origin: Council Mandate
Article 16(4)				
267	4.Member States shall build upon existing mechanisms to ensure correct application of the regime governing the CE marking and shall take appropriate action in the event of improper use of that marking.	4.Member States shall build upon existing mechanisms to ensure correct application of the regime governing the CE marking and shall take appropriate action in the event of improper use of that marking.	4.Member States shall build upon existing mechanisms to ensure correct application of the regime governing the CE marking and shall take appropriate action in the event of improper use of that marking.	4.Member States shall build upon existing mechanisms to ensure correct application of the regime governing the CE marking and shall take appropriate action in the event of improper use of that marking. Text Origin: Commission Proposal
CHAPTER IV				
268	CHAPTER IV PRODUCT PASSPORT	CHAPTER IV ***DIGITAL*** PRODUCT PASSPORT	CHAPTER IV **DIGITAL** PRODUCT PASSPORT	CHAPTER IV ***DIGITAL*** PRODUCT PASSPORT Text Origin: EP Mandate
Article 17				
269	Article 17 Product passport	Article 17 ***Digital*** Product passport	Article 17 **Digital** product passport	Article 17 ***Digital*** product passport Text Origin: Council Mandate
Article 17(1)				
270	1.Before placing a toy on the market, manufacturers shall create a product passport for that toy. The product passport shall meet the requirements laid down in this Article and Article 18.	1.Before placing a toy on the market, manufacturers shall ~~*create a*~~***draw up a digital*** product passport for that toy. The ***digital*** product passport shall meet the requirements laid down in this Article and Article 18 ***and other relevant Union harmonised legislation requiring an EU declaration of conformity and it shall replace all EU***	1.Before placing a toy on the market, ~~manufacturers~~**the manufacturer** shall create a **digital** product passport for that toy. The **digital** product passport shall meet the requirements laid down in this Article and Article 18.	1.Before placing a toy on the market, ~~*manufacturers*~~***the manufacturer*** shall create a ***digital*** product passport for that toy. The ***digital*** product passport shall meet the requirements laid down in this Article and Article 18. Text Origin: Council Mandate

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		Commission Proposal	EP Mandate	Council Mandate	Draft Agreement	
			declarations of conformity required.			
	Article 17(2)					
G	271	2.The product passport shall:	2.The ***digital*** product passport shall:	2.The **digital** product passport shall:	2.The ***digital*** product passport shall: Text Origin: EP Mandate	G
	Article 17(2), point (a)					
G	272	(a) correspond to a specific toy model;	(a) correspond to a specific toy model;	(a) correspond to a specific toy model;	(a) correspond to a specific toy model; Text Origin: Commission Proposal	G
	Article 17(2), point (b)					
Y	273	(b) state that compliance of the toy with the requirements set out in this Regulation and, in particular, the essential safety requirements, has been demonstrated;	(b) state that compliance of the toy with the requirements set out in this Regulation and ***in other Union harmonised legislation requiring an EU declaration of conformity***, in particular, the essential safety requirements, has been demonstrated;	(b) state that compliance of the toy with the requirements set out in this Regulation and, in particular, the essential safety requirements, has been demonstrated;	(b) state that compliance of the toy with the requirements set out in this Regulation and, in particular, the essential safety requirements, has been demonstrated; Text Origin: Council Mandate	Y
	Article 17(2), point (c)					
G	274	(c) contain at least the information set out in Part I of Annex VI;	(c) contain at least the information set out in Part I of Annex VI;	(c) contain at least the ~~information~~**data** set out in Part I of Annex VI;	(c) contain at least the ~~*information*~~***data*** set out in Part I of Annex VI; Text Origin: Council Mandate	G
	Article 17(2), point (d)					
G	275	(d) be up to date;	(d) be up to date;	(d) be **accurate, complete and** up to date;	(d) be ***accurate, complete and*** up to date; Text Origin: Council Mandate	G
	Article 17(2), point (e)					

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
276	(e) be available in the language or languages required by the Member State where the toy is made available on the market;	(e) be available in the language or languages required by the Member State where the toy is made available on the market;	(e) be available in the language or languages required by the Member State where the toy is made available on the market;	(e) be available in the language or languages required by the Member State where the toy is made available on the market; Text Origin: Commission Proposal
Article 17(2), point (f)				
277	(f) be accessible to consumers or other end-users, market surveillance authorities, customs authorities, notified bodies, the Commission and other economic operators;	(f) ***depending on access rights,*** be accessible to consumers or other end-users, market surveillance authorities, customs authorities, notified bodies, the Commission and other economic operators ***in accordance with paragraph 2a and taking into account the need to protect confidential business information and trade secrets in accordance with Directive (EU) 2016/943***;	(f) be accessible to consumers or other end-users, market surveillance authorities, customs authorities, notified bodies, the Commission and other economic operators;	(f) be accessible to consumers or other end-users, market surveillance authorities, customs authorities, notified bodies, the Commission and other economic operators ***in accordance with the access rights set out pursuant to Article 17 (10) point (ca)***; EP to check. See also 291a.
Article 17(2), point (g)				
278	(g) be available for a period of 10 years after the toy is placed on the market, also in cases of insolvency, a liquidation or a cessation of activity in the Union of the economic operator that created the product passport;	(g) be available for a period of 10 years after the ***last item of the toy model*** ~~*toy*~~ is placed on the market, also in cases of insolvency, a liquidation or a cessation of activity in the Union of the economic operator that created the ***digital*** product passport;	(g) be available for a period of 10 years after the toy is placed on the market, also in cases of insolvency, a liquidation or a cessation of activity in the Union of the economic operator that created the **digital** product passport;	(g) be available for a period of 10 years after the toy is placed on the market, also in cases of insolvency, a liquidation or a cessation of activity in the Union of the economic operator that created the ***digital*** product passport; Text Origin: Council Mandate
Article 17(2), point (h)				
279	(h) be accessible through a data carrier;	(h) be accessible through a data carrier;	(h) be ~~accessible~~**connected** through a data carrier **to a persistent unique product identifier**;	(h) be ~~*accessible*~~***connected*** through a data carrier ***to a persistent unique product identifier***;

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: Council Mandate
Article 17(2), point (i)				
280	(i) fulfil the specific and technical requirements laid down pursuant to paragraph 10.	(i) fulfil the specific and technical requirements laid down pursuant to paragraph 10 ***in order to facilitate the verification of product compliance by competent national authorities***.	(i) fulfil the specific and technical requirements laid down pursuant to paragraph 10.	(i) fulfil the specific and technical requirements laid down pursuant to paragraph 10. Text Origin: Commission Proposal
Article 17(2a)				
280a		***2a. The access rights referred to in paragraph 2, point (f) of this Article shall comprise:*** ***(a) information accessible to consumers or other end-users listed in points (c), (d), (i), (j), (ja), (jb) and (jc) of Part I of Annex VI and, where applicable, points (a) and (b) of Part II of Annex VI;*** ***(b) information accessible only to market surveillance authorities, customs authorities, notified bodies, and the Commission listed in points (a) to (j) of Part I of Annex VI and, where applicable, points (a) and (b) of Part II of Annex VI.***		*deleted*
Article 17(3)				
281	*3.*In addition to the information referred to in paragraph 2, the product passport may contain the information set out in Part II of Annex VI.	3.In addition to the information referred to in paragraph 2, the ***digital*** product passport may contain the information set out in Part II of Annex VI.	3.In addition to the ~~information~~**data** referred to in paragraph 2, the **digital** product passport may contain the ~~information~~**data** set out in Part II of Annex VI.	3.In addition to the ~~*information*~~***data*** referred to in paragraph 2, the ***digital*** product passport may contain the ~~*information*~~***data*** set out in Part II of Annex VI.

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: Council Mandate
Article 17(4)				
G 282	4.By creating the product passport, the manufacturer shall assume responsibility for the compliance of the toy with this Regulation.	4.By creating the ***digital*** product passport, the manufacturer shall assume responsibility for the compliance of the toy with this Regulation ***and with any other Union legislation applicable to toys***.	4.By creating the **digital** product passport, the manufacturer shall assume responsibility for the compliance of the toy with this Regulation.	4.By creating the ***digital*** product passport, the manufacturer shall assume responsibility for the compliance of the toy with this Regulation. Text Origin: Council Mandate G
Article 17(4a)				
Y 282a				***4a. Where the digital product passport created in accordance with this Regulation for a toy includes all the information required for the declaration of conformity under, as applicable, Regulation (EU) 2024/2847, Regulation (EU) 2024/1689, Commission Delegated Regulation (EU) 2019/945, Directive 2014/53/EU, Directive 2014/35/EU, Directive 2014/30/EU, and/or Directive 2011/65/EU:*** Y
Article 17(4a), point (a)				
Y 282b				***(a) (a) manufacturers and, where applicable, providers of high-risk AI systems, shall be deemed to comply with the obligation to draw up an EU declaration of conformity under, as applicable, Article 13(12) of Regulation (EU) 2024/2847, Article 16 (g) of Regulation (EU) 2024/1689,*** Y

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Article 6 (2) of Commission Delegated Regulation (EU) 2019/945, Article 10(3) of Directive 2014/53/EU, Article 6(2) of Directive 2014/35/EU, Article 7(2) of Directive 2014/30/EU, and/or Article 7(c) of Directive 2011/65/EU;
Article 17(4a), point (b)				
Y	282c			***(b) manufacturers shall also be deemed to comply, where applicable, with obligation under Article 13(20) of Regulation (EU) 2024/2847, Article 6(8) of Commission Delegated Regulation (EU) 2019/945 and/or Article 10(9) of Directive 2014/53/EU;***
Article 17(4a), point (c)				
Y	282d			***(c) by drawing up the digital product passport, manufacturers shall assume responsibility for the compliance of the toy with the requirements laid down in the relevant Regulations and/or Directive(s);***
Article 17(4a), point (d)				
Y	282e			***(d) economic operators and, where applicable, providers of high-risk AI systems shall use the digital product passport to fulfil their obligations related to the declaration of conformity under, as applicable, Article 13(13), Article 18(3)(a), Article 19(2) and (6) of***

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Regulation (EU) 2024/2847, Article 18(1)(e), Article 22(3)(a) and (b), Article 23(1)(c) and (5), and Article 24(1) of Regulation (EU) 2024/1689, Article 6(3), (4), Article 7(2)a, Article 8(8) of Commission Delegated Regulation (EU) 2019/945, Article 10(3) & (4), Article 11(2)(a) and Article 12(8) of Directive 2014/53/EU; Article 6(2) & (3), Article 7(2)(a), Article 8(8) of Directive 2014/35/EU; Article 7(2) & (3), Article 8(2)(a), Article 9(7) of Directive 2014/30/EU; and/or Article 7(c) & (d), Article 8(b) and Article 9(g) of Directive 2011/65/EU.
Article 17(4b)				
282f				***4b. Where manufacturers rely on the provisions set out under paragraph 4a for the purposes of fulfilling their obligations related to the declaration of conformity, the digital product passport shall contain the information set out in point (fa) of Annex VI.***
Article 17(5)				
283	5.The data carrier shall be physically present on the toy or on a label attached to the toy, in accordance with the implementing act adopted in accordance with paragraph 10. In the case of small toys and toys consisting of small parts, the data carrier may	5.The data carrier shall be physically present on the toy or on a label attached to the toy, in accordance with the implementing act adopted in accordance with paragraph 10. In the case of small toys and toys consisting of small parts, the data carrier ~~*may*~~	5.The data carrier shall be physically present on the toy or on a label attached to **the toy. Where this is not possible on account of size or nature of the toy, it shall be affixed to the packaging, if any, or on documentation accompanying** the toy, in	5.The data carrier shall be physically present on the toy or on a label attached to ***the toy. Where this is not possible on account of size or nature of the toy, it shall be affixed to the packaging, if any, or on documentation accompanying*** the toy, in accordance with the

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	alternatively be affixed to its packaging. It shall be clearly visible to the consumer before any purchase and to market surveillance authorities, including in cases where the toy is made available through distance sales.	~~alternatively~~***shall*** be affixed to its packaging. It shall be clearly visible to the consumer before any purchase and to market surveillance authorities, including in cases where the toy is made available through distance sales.	accordance with the implementing act adopted in accordance with paragraph 10. ~~In the case of small toys and toys consisting of small parts, the data carrier may alternatively be affixed to its packaging.~~ It shall be clearly visible to the consumer **or other end-users** before any purchase and to market surveillance authorities, including in cases where the toy is made available through distance sales.	implementing act adopted in accordance with paragraph 10. ~~*In the case of small toys and toys consisting of small parts, the data carrier may alternatively be affixed to its packaging.*~~ It shall be clearly visible to the consumer ***or other end-users*** before any purchase and to market surveillance authorities, including in cases where the toy is made available through distance sales. Text Origin: Council Mandate
Article 17(6)				
G 284	6. Where other Union legislation requires information on the toy to be available via a data carrier, a single data carrier shall be used to provide the information required under this Regulation and such other Union legislation.	6. Where other Union legislation requires information on the toy to be available via a data carrier, a single data carrier shall be used to provide the information required under this Regulation and such other Union legislation.	6. Where other Union ~~legislation~~**law** requires information on the toy to be available via a data carrier, a single data carrier shall be used to provide the information required under this Regulation and such other Union ~~legislation~~**law**.	6. Where other Union ~~*legislation*~~***law*** requires information on the toy to be available via a data carrier, a single data carrier shall be used to provide the information required under this Regulation and such other Union ~~*legislation*~~***law***. Text Origin: Council Mandate
Article 17(7)				
G 285	7. Where other Union legislation applying to toys requires a product passport, a single product passport shall be created for toys containing the information required under this Regulation as well as any other information required for the product passport by that other Union legislation.	7. Where other Union legislation applying to toys requires a ***digital*** product passport, a single ***digital*** product passport shall be created for toys containing the information required under this Regulation as well as any other information required for the ***digital*** product passport by that other Union legislation.	7. Where other Union ~~legislation~~**law** applying to toys requires a **digital** product passport, a single **digital** product passport shall be created for toys containing the ~~information~~**data** required under this Regulation as well as any other ~~information~~**data** required for the **digital** product passport by that other Union ~~legislation~~**law**. **By way of derogation from paragraph 2,**	7. Where other Union ~~*legislation*~~***law*** applying to toys requires a ***digital*** product passport, a single ***digital*** product passport shall be created for toys containing the ~~*information*~~***data*** required under this Regulation as well as any other ~~*information*~~***data*** required for the ***digital*** product passport by that other Union ~~*legislation*~~***law***. ***By way of derogation from paragraph 2, point***

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
			point (a), where that law requires that the digital product passport corresponds to a batch or an item level, the digital product passport for the purposes of this Regulation can be issued to that level.	***(a), where that law requires that the digital product passport corresponds to a batch level, the digital product passport for the purposes of this Regulation can be issued to that level.*** Text Origin: Council Mandate
Article 17(8)				
G	286	8.By way of derogation from paragraph 2, point (c), where information requirements relating to substances of concern in toys are established in a delegated act adopted in accordance with Article 4 of Regulation …/… [OP please insert: the Ecodesign for Sustainable Products Regulation], the information referred to in Part I, point (k), of Annex VI to this Regulation is no longer required.	*deleted*	8.By way of derogation from paragraph 2, point (c), where information requirements relating to substances of concern in toys are established in a delegated act adopted in accordance with Article 4 of Regulation …/… [OP please insert: the Ecodesign for Sustainable Products Regulation], the ~~information~~**data** referred to in Part I, point (k), of Annex VI to this Regulation ~~is~~**shall** no longer **be** required.	*deleted*
Article 17(9)				
G	*287*	*9.*Economic operators may, in addition to the information referred to in paragraphs 6 and 7, make other information accessible through the data carrier referred to in paragraph 5. Where this is the case, that information shall be clearly separated from the information required under this Regulation and, where relevant, under other Union legislation.	9.Economic operators may, in addition to the information referred to in paragraphs 6 and 7, make other information accessible through the data carrier referred to in paragraph 5. Where this is the case, that information shall be clearly separated from the information required under this Regulation and, where relevant, under other Union legislation.	9.Economic operators may, in addition to the ~~information~~**data** referred to in paragraphs 6 and 7, make other information accessible through the data carrier referred to in paragraph 5. Where this is the case, that information shall be clearly separated from the information required under this Regulation and, where relevant, under other Union ~~legislation~~**law**.	9.Economic operators may, in addition to the ~~*information*~~***data*** referred to in paragraphs 6 and 7, make other information accessible through the data carrier referred to in paragraph 5. Where this is the case, that information shall be clearly separated from the information required under this Regulation and, where relevant, under other Union ~~*legislation*~~***law***. Text Origin: Council Mandate

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Article 17(9a)				
G 287a				***9a. The manufacturer or the digital product passport service provider shall ensure that a link to the section of the Safety Gate Portal referred to in Article 34(3) of Regulation 2023/988 for the transmission of information about toys that might present a risk to the health and safety of consumers is displayed when accessing the digital product passport.*** Corresponding Recital to be drafted. EP to check if safety business gateway can be deleted. This provision to replace all other safety gate provisions in the Annex and Articles
Article 17(10), first subparagraph				
R 288	10. The Commission shall adopt implementing acts determining the specific and technical requirements related to the product passport for toys. Those requirements shall cover in particular the following:	10. The Commission ~~*shall*~~***is empowered to*** adopt ~~*implementing acts*~~***delegated acts in accordance with Article 47 to supplement this Regulation by*** determining the ~~*specific and*~~***basic*** technical requirements related to the ***digital*** product passport for toys ***by.....[12 months after the entry into force of this Regulation]***. Those requirements shall cover in particular the following:	10. The Commission shall adopt implementing acts determining the specific and technical requirements related to the **digital** product passport for toys. Those requirements shall cover in particular the following:	
Article 17(10), first subparagraph, point (a)				
G 289	(a) the types of data carrier to be used;	(a) the types of data carrier to be used;	(a) ~~the types of data carrier~~**one or more data carriers** to be used;	(a) ~~*the types of data carrier*~~***one or more data carriers*** to be used;

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: Council Mandate
Article 17(10), first subparagraph, point (b)				
290	(b) the layout in which the data carrier is to be presented and its positioning;	(b) the layout in which the data carrier is to be presented and its positioning;	(b) the layout in which the data carrier is to be presented and its positioning;	(b) the layout in which the data carrier is to be presented and its positioning; Text Origin: Commission Proposal
Article 17(10), first subparagraph, point (c)				
291	(c) the technical elements of the passport for which defined European or international standards are to be used;	(c) the technical elements of the passport for which defined European or international standards are to be used;	(c) the technical elements of the passport for which defined European or international standards are to be used;	(c) the technical elements of the passport for which defined European or international standards are to be used; Text Origin: Commission Proposal
Article 17(10), first subparagraph, point (ca)				
291a			**(ca) the actors that are to have access to data in the digital product passport and to what data they are to have access;**	***(ca) the actors that are to have access to data in the digital product passport and to what data they are to have access. Such access rights shall take into account the need to protect confidential business information and trade secrets in accordance with Directive (EU) 2016/943, as well as the need to ensure that consumers can easily access the information that is relevant to them;*** Linked with 277
Article 17(10), first subparagraph, point (d)				

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
292	(d) the actors that may introduce or update the information in the product passport, including where needed the creation of a new passport, including manufacturers, notified bodies, competent national authorities, and the Commission, or any organisation acting on their behalf, and the types of information they may introduce or update.	(d) the actors that may introduce or update the information in the ***digital*** product passport, including where needed the creation of a new passport, including manufacturers, notified bodies, competent national authorities, and the Commission, or any organisation acting on their behalf, and the types of information they may introduce or update.	(d) the actors that ~~may introduce or update the information in the~~**are to create a digital** product passport~~, including where needed the creation of a new~~ **or update the data in a digital product** passport~~, including manufacturers, notified bodies, competent national authorities, and the Commission, or any organisation acting on their behalf, and the types of information~~ **and what data** they may introduce or update. **Except where they act on behalf of the manufacturer, the actors that update data in a digital product passport shall be responsible for the accuracy of the data they provide;**	(d) the actors that ~~*may introduce or update the information in the*~~***are to create a digital*** product passport~~*, including where needed the creation of a new*~~ ***or update the data in a digital product*** passport~~*, including manufacturers, notified bodies, competent national authorities, and the Commission, or any organisation acting on their behalf, and the types of information*~~ ***and what data*** they may introduce or update. ***Except where they act on behalf of the manufacturer, the actors that update data in a digital product passport shall be responsible for the accuracy of the data they provide;*** Text Origin: Council Mandate
Article 17(10), first subparagraph, point (da)				
292a			**(e) the detailed arrangements for introducing or updating data referred to in point (d) .**	***(e) the detailed arrangements for introducing or updating data referred to in point (d) .*** Text Origin: Council Mandate
Article 17(10), second subparagraph				
293	Those implementing acts shall be adopted in accordance with the procedure set out in Article 50(3).	Those ~~*implementing*~~***delegated*** acts shall be adopted in accordance with the procedure set out in Article ~~*50(3)*~~***46 (2)***.	Those implementing acts shall be adopted in accordance with the procedure set out in Article 50(3).	
Article 17(10a)				
293a			**11. The economic operator placing the toy on the market shall:**	***11. The economic operator placing the toy on the market shall:***

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: Council Mandate
Article 17(10a), point (a)				
293b			**(a) provide distributors and providers of online marketplaces with a digital copy of the data carrier or the unique product identifier, as relevant, to allow them to make the data carrier or the unique product identifier accessible to potential customers where they cannot physically access the product;**	***(a) provide distributors and providers of online marketplaces with a digital copy of the data carrier or the unique product identifier, as relevant, to allow them to make the data carrier or the unique product identifier accessible to potential customers where they cannot physically access the product;*** Text Origin: Council Mandate
Article 17(10a), point (b)				
293c			**(b) provide the digital copy referred to in point (a) or a webpage link free of charge promptly and in any event within 5 working days of receiving a request to do so.**	***(b) provide the digital copy referred to in point (a) or a webpage link free of charge promptly and in any event within 5 working days of receiving a request to do so.*** Text Origin: Council Mandate
Article 17(10b)				
293d			**12. The economic operator, when placing the toy on the market, shall make available a back-up copy of the digital product passport through a digital product passport service provider.**	***12. The economic operator, when placing the toy on the market, shall make available a back-up copy of the digital product passport through a digital product passport service provider.*** See 277 and 291a. Text Origin: Council Mandate
Article 18				

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
294	Article 18 Technical design and operation of the product passport	Article 18 Technical design and operation of the ***digital*** product passport	Article 18 Technical design and operation of the **digital** product passport	Article 18 Technical design and operation of the ***digital*** product passport Text Origin: Council Mandate
Article 18(1)				
295	1.The product passport shall be fully interoperable with product passports required by other Union legislation in relation to the technical, semantic and organisational aspects of end-to-end communication and data exchange.	1.The ***digital*** product passport shall be fully interoperable with ***digital*** product passports required by other Union legislation in relation to the technical, semantic and organisational aspects of end-to-end communication and data exchange.	1.The **digital** product passport shall be fully interoperable with **other digital** product passports required by other Union ~~legislation~~**law** in relation to the technical, semantic and organisational aspects of end-to-end communication and data ~~exchange~~**transfer**.	1.The ***digital*** product passport shall be fully interoperable with ***other digital*** product passports required by other Union ~~*legislation*~~***law*** in relation to the technical, semantic and organisational aspects of end-to-end communication and data ~~*exchange*~~***transfer***. Text Origin: Council Mandate
Article 18(2)				
296	2.All information included in the product passport shall be based on open standards developed with an interoperable format and shall be machine readable, structured and searchable.	2.All information included in the ***digital*** product passport shall be based on open standards developed with an interoperable format***, including for the purpose of transmitting information via the Safety Business Gateway and the Safety Gate Portal referred to in Articles 27 and 34 of Regulation 2023/988. It*** ~~*and*~~ shall be machine readable, structured and searchable ***in accordance with the essential requirements set out in Regulation ../... [Ecodesign Regulation for Sustainable Products]. The digital product passport shall be designed and operated in an accessible manner, and incorporate the***	2.All ~~information~~**data** included in the **digital** product passport shall be based on open standards developed with an interoperable format and shall be**, as appropriate,** machine readable, structured ~~and searchable~~**, searchableand transferable through an open interoperable data exchange network without vendor lock-in**.	2.All ~~*information*~~***data*** included in the ***digital*** product passport shall be based on open standards developed with an interoperable format and shall be***, as appropriate,*** machine readable, structured ~~*and*~~***,*** searchable ***and transferable through an open interoperable data exchange network without vendor lock-in***. Safety gate covered in 287a Text Origin: Council Mandate

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement	
		principle of security and privacy by design.			
Article 18(3)					
Y	297	3.Consumers or other end-users, economic operators and other relevant actors shall have access to the product passport free of charge.	3.Consumers or other end-users, economic operators and other relevant actors shall have access ***on the basis of their respective access rights in accordance with Union legislation*** to the ***digital*** product passport free of charge.	3.Consumers or other end-users, economic operators**, notified bodies, competent national authorities and customs authorities, civil society organisations, researchers, trade unions, and the Commission, or any organisation acting on their behalf** ~~and other relevant actors~~ shall have **free of charge and easy** access to the **digital** product passport ~~free of charge~~**based on their respective access rights set out in the implementing act referred to in Article 17(10)**.	3.Consumers or other end-users, economic operators***, competent national authorities and customs authorities, the Commission*** and other relevant actors shall have access ***on the basis of their respective access rights in accordance with Union legislation*** to the ***digital*** product passport free of charge. Text Origin: EP Mandate	Y
Article 18(3a)					
G	297a		***3a. Consumers shall not be requested to download and install any software, register, or to provide a password to access the digital product passport.***	***3a. Consumers shall not be requested to register or provide a password to access the digital product passport.*** EP would like a recital clarifying that "downloading and installing any software" should not be the first choice. Text Origin: EP Mandate	G
Article 18(4)					
G	298	4.The data included in the product passport shall be stored by the economic operator responsible for	4.The data included in the ***digital*** product passport shall be stored by the economic operator responsible	4.The ~~data included in the~~**digital** product passport shall be stored by the economic operator responsible	4.The ~~*data included in the*~~***digital*** product passport shall be stored by the economic operator responsible	G

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	its creation or by operators authorised to act on their behalf.	for its creation or by operators authorised to act on their behalf.	for its creation or by ~~operators authorised to act on their behalf~~**digital product passport service providers**.	for its creation or by ~~*operators authorised to act on their behalf*~~***digital product passport service providers***. Text Origin: Council Mandate
Article 18(4a)				
G 298a			**4a. Where a new digital product passport is created for a toy that already has a digital product passport, the new digital product passport shall be linked to the original digital product passport or passports.**	***4a. Where a new digital product passport is created for a toy that already has a digital product passport, the new digital product passport shall be linked to the original digital product passport or passports.*** Text Origin: Council Mandate
Article 18(5)				
G 299	5.Where the data included in the product passport is stored or otherwise processed by an operator authorised to act on behalf of the economic operators placing the toy on the market, that other operator shall not be allowed to sell, re-use or process such data, in whole or in part, beyond what is necessary for the provision of the relevant storing or processing services.	5.Where the data included in the ***digital*** product passport is stored or otherwise processed by an operator authorised to act on behalf of the economic operators placing the toy on the market, that other operator shall not be allowed to sell, re-use or process such data, in whole or in part, beyond what is necessary for the provision of the relevant storing or processing services.	5.~~Where the data included in the~~**If the digital** product passport is stored **pursuant to paragraph 4 of this Article** or otherwise processed by ~~an operator authorised to act on behalf of the economic operators placing the toy on the market, that other operator~~ **digital product passport service providers pursuant to Article 17(12), those digital product passport service providers** shall not ~~be allowed to~~ sell, re-use or process such data, in whole or in part, beyond what is necessary for the provision of the relevant storing or processing services **unless specifically agreed with the economic operator placing the toy on the market**.	5.~~*Where the data included in the*~~***If the digital*** product passport is stored ***pursuant to paragraph 4 of this Article*** or otherwise processed by ~~*an operator authorised to act on behalf of the economic operators placing the toy on the market, that other operator*~~ ***digital product passport service providers pursuant to Article 17(12), those digital product passport service providers*** shall not ~~*be allowed to*~~ sell, re-use or process such data, in whole or in part, beyond what is necessary for the provision of the relevant storing or processing services ***unless specifically agreed with the economic operator placing the toy on the market***.

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: Council Mandate
Article 18(5a)				
299a			**5a. Data authentication, reliability and integrity shall be ensured.**	***5a. Data authentication, reliability and integrity shall be ensured.*** Text Origin: Council Mandate
Article 18(5b)				
299b			**5b. Digital product passports shall be designed and operated so that a high level of security and privacy is ensured and fraud is avoided.**	***5b. Digital product passports shall be designed and operated so that a high level of security and privacy is ensured and fraud is avoided.*** Text Origin: Council Mandate
Article 18(6)				
300	6.Economic operators may not track, analyse or use any usage information for purposes other than what is absolutely necessary for providing the information on the product passport online.	6.Economic operators ~~may~~***shall*** not track, analyse or use any usage information for purposes other than what is absolutely ***and strictly*** necessary for providing the information on the ***digital*** product passport online.	6.Economic operators may not track, analyse or use any usage information for purposes other than what is absolutely necessary for providing the information on the **digital** product passport online. **In particular, personal data related to the customer of the product shall not be stored in the digital product passport without the explicit consent of the consumer or other end-user in compliance with Article 6 of Regulation (EU) 2016/679.**	6.Economic operators ~~may~~***shall*** not track, analyse or use any usage information for purposes other than what is absolutely ***and strictly*** necessary for providing the information on the ***digital*** product passport online. ***In particular, personal data related to the customer of the product shall not be stored in the digital product passport without the explicit consent of the consumer or other end-user in compliance with Article 6 of Regulation (EU) 2016/679.*** Text Origin: Council Mandate
Article 18a				
300a				***Article 18a***

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Data carriers and unique identifiers
Article 18a(1), first subparagraph				
300b				***1.The data carriers and the unique product identifiers required under this Regulation shall comply with the standards applicable to data carriers and unique product identifiers under Regulation (EU) 2024/1781.***
Article 18a(1), second subparagraph				
300c				***The unique operator identifiers required under this Regulation shall comply with the standards applicable to unique operator identifiers under Regulation (EU) 2024/1781.***
Article 18a(2), first subparagraph				
300d				***2.Article 12(2) of Regulation (EU) 2024/1781 shall apply to economic operators who create or update a digital product passport under this Regulation when a unique operator identifier does not exist.***
Article 18a(2), second subparagraph				
300e				***Any rules and procedures for the lifecycle management of unique identifiers and data carriers set out in delegated acts adopted pursuant to Article 12(4) of Regulation (EU) 2024/1781 shall also apply in respect of unique identifiers and***

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				data carriers under this Regulation.
Article 18a(3)				
G 300f				***3.Where a toy is subject to an obligation to provide for a digital product passport under a delegated act adopted pursuant to Article 4 of Regulation (EU) 2024/1781 or under another Union law, the unique product identifier, the unique operator identifier and the unique registration identifier shall be the same.*** G
Article 18a(4)				
G 300g				***4.Any procedures to issue and verify digital credentials of economic operators and other relevant actors that have access rights to data included in the digital product passport set out by implementing acts adopted pursuant to Article 11 fourth paragraph of Regulation (EU) 2024/1781 shall also be applicable for the purposes of this Regulation.*** G
Article 18a(5)				
G 300h				***5.Any requirements for digital product passport service providers to comply with in order to become such providers, and, where appropriate, for providing services, set out in delegated acts adopted pursuant to Article 11 third paragraph of Regulation (EU)*** G

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				2024/1781 shall also be applicable for the purposes of this Regulation.
Article 19				
301	Article 19 Product passport registry	Article 19 ***Digital*** product passport registry	Article 19 **Digital** product passport registry	Article 19 ***Digital*** product passport registry Text Origin: EP Mandate
Article 19(1)				
302	1.Before placing a toy on the market, economic operators shall upload, in the registry established under Article 12(1) of Regulation (EU) …/… [PO insert serial number for Ecodesign Requirements for Sustainable Products] (the 'registry'), the unique product identifier and unique operator identifier for that toy.	1.Before placing a toy on the market***, and following the adoption of delegated acts in accordance with Article 17(10) of this Regulation***, economic operators shall upload, in the registry established under Article 12(1) of Regulation (EU) …/… [~~*PO*~~***OJ*** insert serial number for Ecodesign Requirements for Sustainable Products] (the 'registry'), the unique product identifier and unique operator identifier for that toy.	1.Before placing a toy on the market, **the** economic ~~operators~~**operator placing the toy on the market** shall upload, in the registry established under Article ~~12(1)~~**13(1)** of Regulation (EU) …/… [PO insert serial number for Ecodesign Requirements for Sustainable Products] (the 'registry'), the unique product identifier and unique operator identifier for that toy. **In the case of toys intended to be placed under the customs procedure 'release for free circulation', the registry shall store the commodity code of the toy.**	1.Before placing a toy on the market, ***the*** economic ~~*operators*~~***operator placing the toy on the market*** shall upload, in the registry established under Article ~~*12(1)*~~***13(1)*** of Regulation (EU) …/… [PO insert serial number for Ecodesign Requirements for Sustainable Products] (the 'registry'), the unique product identifier and unique operator identifier for that toy. ***In the case of toys intended to be placed under the customs procedure 'release for free circulation', the registry shall store the commodity code of the toy.*** Text Origin: Council Mandate
Article 19(1a), first subparagraph				
302a			**1a. Upon the uploading by the economic operator the data referred to in paragraph 1 in the registry, the registry shall automatically communicate to that economic operator a unique registration identifier associated**	***1a. Upon the uploading by the economic operator the data referred to in paragraph 1 in the registry, the registry shall automatically communicate to that economic operator a unique registration identifier associated***

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
			with the unique identifiers uploaded in the registry for a specific toy. That communication by the registry shall not be deemed to be proof of compliance with this Regulation or other Union law.	***with the unique identifiers uploaded in the registry for a specific toy. That communication by the registry shall not be deemed to be proof of compliance with this Regulation or other Union law.*** Text Origin: Council Mandate
Article 19(1a), second subparagraph				
302b			**The Commission may adopt an implementing act specifying the implementation arrangements for the registry, including for the communication of the unique registration identifier referred to in this paragraph. This implementing act shall be adopted in accordance with the examination procedure referred to in Article 50(3).**	***The Commission may adopt an implementing act specifying the implementation arrangements for the registry, including for the communication of the unique registration identifier referred to in this paragraph. This implementing act shall be adopted in accordance with the examination procedure referred to in Article 50(3).*** Text Origin: Council Mandate
Article 19(2)				
303	2.The Commission, market surveillance authorities and customs authorities shall have access to the information stored in the registry referred to in paragraph 1 for carrying out their duties pursuant to this Regulation.	2.The Commission, market surveillance authorities and customs authorities shall have ***efficient*** access to the information stored in the registry referred to in paragraph 1 for carrying out their duties pursuant to this Regulation.	2.The Commission, ~~market surveillance~~**national competent** authorities and customs authorities shall have access to the ~~information stored in the~~ registry ~~referred to in paragraph 1~~ for **the purpose of** carrying out their duties pursuant to this Regulation.	2.The Commission, ~~*market surveillance*~~***national competent*** authorities and customs authorities shall have access to the ~~*information stored in the*~~ registry ~~*referred to in paragraph 1*~~ for ***the purpose of*** carrying out their duties pursuant to this Regulation. Text Origin: Council Mandate
Article 20				
304	Article 20	Article 20	Article 20	Article 20

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Customs controls relating to the product passport	Customs controls relating to the ***digital*** product passport	Customs controls relating to the **digital** product passport	Customs controls relating to the ***digital*** product passport Text Origin: Council Mandate
Article 20(1)				
G 305	1.Toys entering the Union market shall be subject to verifications and other measures laid down in this Article.	1.Toys entering the Union market shall be subject to verifications and other measures laid down in this Article.	1.Toys entering the Union market shall be subject to verifications and other measures laid down in this Article. **This Article is without prejudice to any other Union law, in particular Regulation (EU) 952/2013 and Chapter VII of Regulation (EU) 2019/1020.**	1.Toys entering the Union market shall be subject to verifications and other measures laid down in this Article. ***This Article is without prejudice to any other Union law, in particular Regulation (EU) 952/2013 and Chapter VII of Regulation (EU) 2019/1020.*** Text Origin: Council Mandate G
Article 20(2)				
Y 306	2.Declarants as defined in Article 5, point (15), of Regulation (EU) No 952/2013 shall include the unique product identifier in the customs declaration for release for free circulation of any toy.	2.Declarants as defined in Article 5, point (15), of Regulation (EU) No 952/2013 shall include the unique product identifier in the customs declaration for release for free circulation of any toy.	2.~~Declarants as defined in Article 5, point (15), of Regulation (EU) No 952/2013 shall include the unique product identifier in~~**Any person intending to place a toy under** the customs ~~declaration for~~ **procedure** 'release for free circulation~~ of any toy~~**' shall provide or make available to customs authorities the unique registration identifier as referred to in Article 19(1a)**. **This paragraph shall apply from the moment the registry is operational.**	2.~~*Declarants as defined in Article 5, point (15), of Regulation (EU) No 952/2013 shall include the unique product identifier in*~~***Any person intending to place a toy under*** the customs ~~*declaration for*~~ ***procedure*** 'release for free circulation~~ *of any toy*~~***' shall provide or make available to customs authorities the unique registration identifier as referred to in Article 19(1a)***. Text Origin: Council Mandate Y
Article 20(3)				
G 307	3.Customs authorities shall verify whether the unique product identifier indicated by the declarant in accordance with paragraph 2 of	3.Customs authorities shall verify whether the unique product identifier indicated by the declarant in accordance with paragraph 2 of	3.Customs authorities ~~shall verify whether~~**may release a toy for free circulation only after having verified as a minimum that** the	3.Customs authorities ~~*shall verify whether*~~***may release a toy for free circulation only after having verified as a minimum that*** the G

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	this Article corresponds to a unique product identifier included in the registry in accordance with Article 19(1).	this Article corresponds to a unique product identifier included in the registry in accordance with Article 19(1).	unique ~~product identifier indicated by the declarant in accordance with paragraph 2 of this Article corresponds to a unique product~~**registration** identifier ~~included~~**and the commodity code provided or made available to them correspond to the data stored** in the registry ~~in accordance with Article 19(1)~~**. The release for free circulation shall not be deemed to be proof of compliance with this Regulation or other Union law**.	unique ~~*product identifier indicated by the declarant in accordance with paragraph 2 of this Article corresponds to a unique product*~~***registration*** identifier ~~*included*~~***and the commodity code provided or made available to them correspond to the data stored*** in the registry ~~*in accordance with Article 19(1)*~~***. The release for free circulation shall not be deemed to be proof of compliance with this Regulation or other Union law***. Text Origin: Council Mandate
Article 20(4)				
G 308	4.In addition to the verification referred to in paragraph 3 of this Article, customs authorities shall verify the consistency of information made available to customs by declarants with other information stored in the registry and listed in the delegated act referred to in Article 46(3).	4.In addition to the verification referred to in paragraph 3 of this Article, customs authorities shall verify the consistency of information made available to customs by declarants with other information stored in the registry and listed in the delegated act referred to in Article 46(3).	*deleted*	*deleted*
Article 20(5)				
Y *309*	*5.*The verifications referred to in paragraphs 3 and 4 of this Article shall take place electronically and automatically using the interconnection between the registry referred to in Article 19(1) and the EU Customs Single Window Certificates Exchange System referred to in [Article 13 of [P.O.	5.The verifications referred to in paragraphs 3 and 4 of this Article shall take place electronically and automatically using the interconnection between the registry referred to in Article 19(1) and the EU Customs Single Window Certificates Exchange System referred to in [Article 13 of [P.O.	5.The ~~verifications~~**verification** referred to in ~~paragraphs 3 and 4 of this Article~~**paragraph 3** shall take place electronically and automatically ~~using~~**via** the interconnection between the registry ~~referred to in Article 19(1)~~ and the EU Customs Single Window Certificates Exchange System	5.The ~~*verifications*~~***verification*** referred to in ~~*paragraphs 3 and 4 of this Article*~~***paragraph 3*** shall take place electronically and automatically ~~*using*~~***via*** the interconnection between the registry ~~*referred to in Article 19(1)*~~ and the EU Customs Single Window Certificates Exchange System

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	insert serial number for Regulation (EU) …/… on Ecodesign Requirements for Sustainable Products]].	insert serial number for Regulation (EU) …/… on Ecodesign Requirements for Sustainable Products]].	referred to in [Article ~~13~~**15(3)** of [P.O. insert serial number for Regulation (EU) …/… on Ecodesign Requirements for Sustainable Products]]. **This paragraph shall apply as from the moment that interconnection is operational.**	referred to in [Article ~~13~~***15(3)*** of [P.O. insert serial number for Regulation (EU) …/… on Ecodesign Requirements for Sustainable Products]]. ***This verification shall take place as from the moment that interconnection is operational or the from the date of application of this Regulation, whichever is later.*** Text Origin: Council Mandate
Article 20(6), first subparagraph				
310	6.Paragraphs 3, 4 and 5 of this Article shall apply from the day when the interconnection between the registry and the EU Customs Single Window Certificates Exchange System referred to in [Article 13 of [P.O. insert serial number for Regulation (EU) …/… on Ecodesign Requirements for Sustainable Products]] becomes operational.	6.Paragraphs 3, 4 and 5 of this Article shall apply from the day when the interconnection between the registry and the EU Customs Single Window Certificates Exchange System referred to in [Article 13 of [P.O. insert serial number for Regulation (EU) …/… on Ecodesign Requirements for Sustainable Products]] becomes operational.	*deleted*	*deleted* *Text Origin: Commission Proposal*
Article 20(6), second subparagraph				
311	The Commission shall publish a notice in the Official Journal of the European Union to that effect indicating the date when the interconnection is operational.	The Commission shall publish a notice in the Official Journal of the European Union to that effect indicating the date when the interconnection is operational.	*deleted*	*deleted*
Article 20(7)				
312	*7.*Customs authorities may retrieve and use the information on toys included in the product passport and	7.Customs authorities may retrieve and use the information on toys included in the ***digital*** product	7.**The Commission and the** customs authorities may retrieve and use the ~~information~~**data** on toys	7.***The Commission and the*** customs authorities may retrieve and use the ~~*information*~~***data*** on toys included in

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	in the registry for carrying out their duties pursuant to Union legislation, including for risk management in accordance with Articles 46 and 47 of Regulation (EU) No 952/2013.	passport and in the registry for carrying out their duties pursuant to Union legislation, including for risk management in accordance with Articles 46 and 47 of Regulation (EU) No 952/2013.	included in the **digital** product passport and in the registry for carrying out their duties pursuant to Union ~~legislation~~**law**, including ~~for~~ risk management**, customs controls and release for free circulation** in accordance with ~~Articles 46 and 47 of~~ Regulation (EU) No 952/2013.	the ***digital*** product passport and in the registry for carrying out their duties pursuant to Union ~~*legislation*~~***law***, including ~~*for*~~ risk management***, customs controls and release for free circulation*** in accordance with ~~*Articles 46 and 47 of*~~ Regulation (EU) No 952/2013. Text Origin: Council Mandate
Article 20(8)				
313	8.The verifications and other measures laid down in this Article shall be carried out on the basis of the list of commodity codes and product descriptions set out in Annex VII.	8.The verifications and other measures laid down in this Article shall be carried out on the basis of the list of commodity codes and product descriptions set out in Annex VII.	8.The verifications and other measures laid down in this Article shall be carried out on the basis of the list of commodity codes and product descriptions set out in Annex VII.	8.The verifications and other measures laid down in this Article shall be carried out on the basis of the list of commodity codes and product descriptions set out in Annex VII. Text Origin: Commission Proposal
Article 20(9)				
314	9.The verifications and measures laid down in this Article shall not affect the application of other Union legal acts governing the release for free circulation of products, including Articles 46, 47 and 134 of Regulation (EU) No 952/2013, and the controls referred to in Chapter VII of Regulation (EU) 2019/1020.	9.The verifications and measures laid down in this Article shall not affect the application of other Union legal acts governing the release for free circulation of products, including Articles 46, 47 and 134 of Regulation (EU) No 952/2013, and the controls referred to in Chapter VII of Regulation (EU) 2019/1020.	*deleted*	*deleted*
Article 20a				
314a		***Article 20a*** ***Assistance for SMEs***		***Article 20a*** ***Assistance for SMEs*** Text Origin: EP Mandate

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement	
Article 20a(1)					
Y	314b		***1.The Commission shall provide comprehensive assistance, in cooperation with the relevant national authorities, to SMEs that are required to establish a digital product passport for toys, by providing them with tailor-made guidance on how to efficiently set up and operate a digital product passport for toys and an automatic translation tool for the languages referred to in Article 17(2) point (e).*** ***This support, referred to in the first subparagraph, shall be provided no later than ....[12 months after the entry into force of this Regulation].***		***1.No later than... [12 months after the entry into force of this Regulation], the Commission shall provide assistance, in consultation with the relevant national authorities, to SMEs by providing them with guidelines on how to set up and operate a digital product passport for toys, in accordance with this Regulation***	Y
Article 20a(2)					
G	314c		***2.The Commission shall evaluate the possibility of setting up an online tool to provide SMEs with the basic information and functions necessary to establish a digital product passport for their products.***		***2.deleted***	G
CHAPTER V					
G	315	CHAPTER V CONFORMITY ASSESSMENT	CHAPTER V CONFORMITY ASSESSMENT	CHAPTER V CONFORMITY ASSESSMENT	CHAPTER V CONFORMITY ASSESSMENT Text Origin: Commission Proposal	G
Article 21						

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
316	Article 21 Safety assessment	Article 21 Safety assessment	Article 21 Safety assessment	Article 21 Safety assessment Text Origin: Commission Proposal
Article 21(1)				
317	1.In order to demonstrate that a toy complies with the essential safety requirements, manufacturers shall, before placing a toy on the market, carry out a safety assessment including an analysis of the hazards that the toy may present, as well as an assessment of the potential exposure to such hazards.	1.In order to demonstrate that a toy complies with the essential safety requirements, manufacturers shall, before placing a toy on the market, carry out a safety assessment ~~*including an analysis of the*~~***which shall at least the following:*** ***(a) cover all the chemical, physical, mechanical, electrical, flammability, hygiene and radioactivity*** hazards ~~*that the toy may present, as well as an assessment of*~~***and*** the potential exposure to such hazards***;*** ***(b) in relation to chemical hazards, take account of the possible exposure to individual chemicals, and any known additional hazards from combined exposure to the different chemicals present in the toy, taking into account the obligations under Regulation (EC) No 1907/2006 and the conditions set out therein;*** ***(c) be updated whenever additional relevant information is available***. ***The safety assessment shall be included in the technical***	1.In order to demonstrate that a toy complies with the essential safety requirements, manufacturers shall, before placing a toy on the market, carry out a safety assessment including an analysis of the hazards that the toy may present, as well as an assessment of the potential exposure to such hazards.	1.In order to demonstrate that a toy complies with the essential safety requirements, manufacturers shall, before placing a toy on the market, carry out a safety assessment including an analysis of the hazards that the toy may present, as well as an assessment of the potential exposure to such hazards. Text Origin: Commission Proposal

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		documentation referred to in Article 23.		
Article 21(2), first subparagraph				
G 318	2.The safety assessment shall in particular :	*deleted*	*2.*The safety assessment shall in particular :	2.The safety assessment shall in particular : Text Origin: Commission Proposal
Article 21(2), first subparagraph, point (a)				
G 319	(a) cover all the chemical, physical, mechanical, electrical, flammability, hygiene and radioactivity hazards and the potential exposure to such hazards;	*deleted*	*(a)* cover all the chemical, physical, mechanical, electrical, flammability, hygiene and radioactivity hazards and the potential exposure to such hazards;	(a) cover all the chemical, physical, mechanical, electrical, flammability, hygiene and radioactivity hazards and the potential exposure to such hazards; Text Origin: Commission Proposal
Article 21(2), first subparagraph, point (b)				
Y 320	(b) in relation to chemical hazards, take account of the possible exposure to individual chemicals, and any known additional hazards from combined exposure to the different chemicals present in the toy, taking into account the obligations under Regulation (EC) No 1907/2006 and the conditions set out therein;	*deleted*	*(b)* in relation to chemical hazards, take account of the possible exposure to individual chemicals, and any known additional hazards from combined exposure to the different chemicals present in the toy, taking into account the obligations under Regulation (EC) No 1907/2006 and the conditions set out therein;	(b) in relation to chemical hazards, take account of the possible exposure to individual chemicals, and any known additional hazards from combined exposure to the different chemicals present in the toy, taking into account the obligations under Regulation (EC) No 1907/2006 and the conditions set out therein***. The safety assessment shall consider the possible non-intended presence of substances subject to point [18 or 4] of Part III of Annex II and shall take into account any information provided to the manufacturer as regards the presence of substances***

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				or mixtures meeting the classification criteria of the categories set out in paragraphs a) to x) of point [18 or 4] of Part III of Annex II; Follow-up to 2nd trilogue.
Article 21(2), first subparagraph, point (ba)				
R 320a				***(ba) for toys falling within the scope of Directive 2014/53/EU, Regulation (EU) 2024/2847 or Regulation (EU) 2024/1689, take account of the particular vulnerabilities of children in relation to the use of such toys as intended, when assessing and addressing the hazards that the toy may present;*** R
Article 21(2), first subparagraph, point (c)				
G 321	(c) be updated whenever additional relevant information is available.	*deleted*	*(c)* be updated whenever additional relevant information is available.	(c) be updated whenever additional relevant information is available. Text Origin: Commission Proposal G
Article 21(2), second subparagraph				
G 322	The safety assessment shall be included in the technical documentation referred to in Article 23.	*deleted*	The safety assessment shall be included in the technical documentation referred to in Article 23.	The safety assessment shall be included in the technical documentation referred to in Article 23. Text Origin: Commission Proposal G
Article 22				
G 323	Article 22	Article 22	Article 22	Article 22 G

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Conformity assessment procedures	Conformity assessment procedures	Conformity assessment procedures	Conformity assessment procedures Text Origin: Commission Proposal
Article 22(1)				
324	1.Manufacturers shall use the conformity assessment procedures referred to in paragraphs 2 and 3.	1.Manufacturers shall use the conformity assessment procedures referred to in paragraphs 2 and 3.	1.Manufacturers shall use the conformity assessment procedures referred to in paragraphs 2 ~~and~~**or** 3.	1.Manufacturers shall use the conformity assessment procedures referred to in paragraphs 2 ~~*and*~~***or*** 3. Text Origin: Council Mandate
Article 22(2)				
325	2.If the manufacturer has applied harmonised standards, the reference of which has been published in the Official Journal of the European Union, or common specifications covering all relevant safety requirements for the toy, the manufacturer shall use the internal production control procedure set out in Part I of Annex IV.	2.If the manufacturer has applied harmonised standards, the reference of which has been published in the Official Journal of the European Union, or common specifications covering all relevant safety requirements for the toy, the manufacturer shall use the internal production control procedure set out in Part I of Annex IV.	2.If the manufacturer has applied harmonised standards, the reference of which has been published in the Official Journal of the European Union, or common specifications**,** covering all relevant safety requirements for the toy **identified in the safety assessment referred to in Article 21**, the manufacturer shall use the internal production control procedure set out in Part I of Annex IV.	2.If the manufacturer has applied harmonised standards, the reference of which has been published in the Official Journal of the European Union, or common specifications**,** covering all relevant safety requirements for the toy ***identified in the safety assessment referred to in Article 21***, the manufacturer shall use the internal production control procedure set out in Part I of Annex IV. Text Origin: Council Mandate
Article 22(3)				
326	3.In the following cases, the manufacturer shall use the EU-type examination procedure set out in Part II of Annex IV together with the conformity to type procedure set out in Part III of that Annex:	3.In the following cases, the manufacturer shall use the EU-type examination procedure set out in Part II of Annex IV together with the conformity to type procedure set out in Part III of that Annex:	3.In the following cases, the manufacturer shall use the EU-type examination procedure set out in Part II of Annex IV together with the conformity to type procedure set out in Part III of that Annex:	3.In the following cases, the manufacturer shall use the EU-type examination procedure set out in Part II of Annex IV together with the conformity to type procedure set out in Part III of that Annex: Text Origin: Commission Proposal
Article 22(3), point (a)				

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
G 327	(a) where harmonised standards, the reference of which has been published in the Official Journal of the European Union, or common specifications covering all relevant safety requirements for the toy, do not exist;	(a) where harmonised standards, the reference of which has been published in the Official Journal of the European Union, or common specifications covering all relevant safety requirements for the toy, do not exist;	(a) where harmonised standards, the reference of which has been published in the Official Journal of the European Union, or common specifications covering all relevant safety requirements for the toy, do not exist;	(a) where harmonised standards, the reference of which has been published in the Official Journal of the European Union, or common specifications covering all relevant safety requirements for the toy, do not exist; Text Origin: Commission Proposal
Article 22(3), point (b)				
G 328	(b) where harmonised standards or common specifications referred to in point (a) exist but the manufacturer has not applied them or has applied them only in part;	(b) where harmonised standards or common specifications referred to in point (a) exist but the manufacturer has not applied them or has applied them only in part;	(b) where harmonised standards or common specifications referred to in point (a) exist but the manufacturer has not applied them or has applied them only in part;	(b) where harmonised standards or common specifications referred to in point (a) exist but the manufacturer has not applied them or has applied them only in part; Text Origin: Commission Proposal
Article 22(3), point (c)				
G 329	(c) where one or more of the harmonised standards referred to in point (a) has been published with a restriction;	(c) where one or more of the harmonised standards referred to in point (a) has been published with a restriction***, in the event that the restriction is relevant to the toy in question***;	(c) where one or more of the harmonised standards referred to in point (a) has been published with a restriction **and the restriction is applicable to the toy**;	(c) where one or more of the harmonised standards referred to in point (a) has been published with a restriction ***and the restriction is applicable to the toy in question***; Text Origin: Council Mandate
Article 22(3), point (d)				
G 330	(d) where the manufacturer considers that the nature, design, construction or purpose of the toy necessitates third party verification.	(d) where the manufacturer considers that the nature, design, construction or purpose of the toy necessitates third party verification.	(d) where the manufacturer considers that the nature, design, construction or purpose of the toy necessitates third party verification.	(d) where the manufacturer considers that the nature, design, construction or purpose of the toy necessitates third party verification. Text Origin: Commission Proposal
Article 22(4)				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
331	4.The EU-type examination certificate issued in accordance with Part II, point 6, of Annex IV shall be reviewed whenever necessary, in particular in case of a change to the manufacturing process, the raw materials or the components of the toy, and, in any case, every five years.	4.The EU-type examination certificate issued in accordance with Part II, point 6, of Annex IV shall be reviewed whenever necessary, in particular in case of a change to the manufacturing process, the raw materials or the components of the toy, and, in any case, every five years.	4.The EU-type examination certificate issued in accordance with Part II, point 6, of Annex IV shall be reviewed whenever necessary, in particular in case of a change to the manufacturing process, the raw materials or the components of the toy, and, in any case, every five years.	4.The EU-type examination certificate issued in accordance with Part II, point 6, of Annex IV shall be reviewed whenever necessary, in particular in case of a change to the manufacturing process, the raw materials or the components of the toy, and, in any case, every five years. Text Origin: Commission Proposal
Article 23				
332	Article 23 Technical documentation	Article 23 Technical documentation	Article 23 Technical documentation	Article 23 Technical documentation Text Origin: Commission Proposal
Article 23(1)				
333	1.The technical documentation shall contain all relevant data or details of the means used by the manufacturer to ensure that the toy complies with the essential safety requirements. It shall, in particular, contain the documents listed in Annex V.	1.The technical documentation shall contain all relevant data or details of the means used by the manufacturer to ensure that the toy complies with the essential safety requirements. It shall, in particular, contain the documents listed in Annex V.	1.The technical documentation shall contain all relevant data or details of the means used by the manufacturer to ensure that the toy complies with the essential safety requirements. It shall, in particular, contain the documents listed in Annex V.	1.The technical documentation shall contain all relevant data or details of the means used by the manufacturer to ensure that the toy complies with the essential safety requirements. It shall, in particular, contain the documents listed in Annex V. Text Origin: Commission Proposal
Article 23(2)				
334	2.The technical documentation shall be drawn up in one of the official languages of the Union.	2.The technical documentation shall be drawn up in one of the official languages of the Union.	2.The technical documentation shall be drawn up in one of the official languages of the Union.	2.The technical documentation shall be drawn up in one of the official languages of the Union. Text Origin: Commission Proposal

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Article 23(3), first subparagraph				
335	3.Following a reasoned request from the market surveillance authority of a Member State, the manufacturer shall provide a translation of the relevant parts of the technical documentation into the language of that Member State.	3.Following a reasoned request from the market surveillance authority of a Member State, the manufacturer shall provide a translation of the relevant parts of the technical documentation into the language of that Member State.	3.Following a reasoned request from the market surveillance authority of a Member State, the manufacturer shall provide a translation of the relevant parts of the technical documentation into the language of that Member State.	3.Following a reasoned request from the market surveillance authority of a Member State, the manufacturer shall provide a translation of the relevant parts of the technical documentation into the language of that Member State. Text Origin: Commission Proposal
Article 23(3), second subparagraph				
336	When a market surveillance authority requests the technical documentation or a translation of parts thereof from a manufacturer, it may fix a deadline for receipt of such file or translation, which shall be 30 days, unless a shorter deadline is justified in the case of serious and immediate risk to health and safety.	When a market surveillance authority requests the technical documentation or a translation of parts thereof from a manufacturer, it may fix a deadline for receipt of such file or translation, which shall be 30 days, unless a shorter deadline is justified in the case of serious and immediate risk to health and safety.	When a market surveillance authority requests the technical documentation or a translation of parts thereof from a manufacturer, it may fix a deadline for receipt of such file or translation, which shall be **respectively 15 and 30 working**~~30~~ days, unless a shorter deadline is justified in the case of serious and immediate risk to health and safety.	When a market surveillance authority requests the technical documentation or a translation of parts thereof from a manufacturer, it may fix a deadline for receipt of such file or translation, which shall be 30 days, unless a shorter deadline is justified in the case of serious and immediate risk to health and safety. Text Origin: Commission Proposal
Article 23(4)				
337	4.If the manufacturer does not comply with the requirements set out in paragraphs 1, 2 and 3, the market surveillance authority may require the manufacturer to have a test performed by a notified body at its own expense within a specified period in order to verify compliance with the essential safety requirements.	4.If the manufacturer does not comply with the requirements set out in paragraphs 1, 2 and 3, the market surveillance authority may require the manufacturer to have a test performed by a notified body at its own expense within a specified period in order to verify compliance with the essential safety requirements.	4.If the manufacturer does not comply with the requirements set out in paragraphs 1, 2 and 3, the market surveillance authority may require the manufacturer to have a test performed by a notified body at its own expense within a specified period in order to verify compliance with the essential safety requirements.	4.If the manufacturer does not comply with the requirements set out in paragraphs 1, 2 and 3, the market surveillance authority may require the manufacturer to have a test performed by a notified body at its own expense within a specified period in order to verify compliance with the essential safety requirements.

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: Commission Proposal
CHAPTER VI				
338	CHAPTER VI NOTIFICATION OF CONFORMITY ASSESSMENT BODIES	CHAPTER VI NOTIFICATION OF CONFORMITY ASSESSMENT BODIES	CHAPTER VI NOTIFICATION OF CONFORMITY ASSESSMENT BODIES	CHAPTER VI NOTIFICATION OF CONFORMITY ASSESSMENT BODIES Text Origin: Commission Proposal
Article 24				
339	Article 24 Notification	Article 24 Notification	Article 24 Notification	Article 24 Notification Text Origin: Commission Proposal
Article 24, first paragraph				
340	Member States shall notify the Commission and the other Member States of bodies authorised to carry out third-party conformity assessment tasks under this Regulation.	Member States shall notify the Commission and the other Member States of bodies authorised to carry out third-party conformity assessment tasks under this Regulation.	Member States shall notify the Commission and the other Member States of bodies authorised to carry out third-party conformity assessment tasks under this Regulation.	Member States shall notify the Commission and the other Member States of bodies authorised to carry out third-party conformity assessment tasks under this Regulation. Text Origin: Commission Proposal
Article 25				
341	Article 25 Notifying authorities	Article 25 Notifying authorities	Article 25 Notifying authorities	Article 25 Notifying authorities Text Origin: Commission Proposal
Article 25(1)				
342	1.Member States shall designate a notifying authority that shall be	1.Member States shall designate a notifying authority that shall be	1.Member States shall designate a notifying authority that shall be	1.Member States shall designate a notifying authority that shall be

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	responsible for setting up and carrying out the necessary procedures for the assessment and notification of conformity assessment bodies for the purposes of this Regulation, and for the monitoring of notified bodies, including compliance with Article 30.	responsible for setting up and carrying out the necessary procedures for the assessment and notification of conformity assessment bodies for the purposes of this Regulation, and for the monitoring of notified bodies, including compliance with Article 30.	responsible for setting up and carrying out the necessary procedures for the assessment and notification of conformity assessment bodies for the purposes of this Regulation, and for the monitoring of notified bodies, including compliance with Article 30.	responsible for setting up and carrying out the necessary procedures for the assessment and notification of conformity assessment bodies for the purposes of this Regulation, and for the monitoring of notified bodies, including compliance with Article 30. Text Origin: Commission Proposal
Article 25(2)				
G 343	2.Member States may decide that the assessment and monitoring referred to in paragraph 1 shall be carried out by a national accreditation body within the meaning of and in accordance with Regulation (EC) No 765/2008.	2.Member States may decide that the assessment and monitoring referred to in paragraph 1 shall be carried out by a national accreditation body within the meaning of and in accordance with Regulation (EC) No 765/2008.	2.Member States may decide that the assessment and monitoring referred to in paragraph 1 shall be carried out by a national accreditation body within the meaning of and in accordance with Regulation (EC) No 765/2008.	2.Member States may decide that the assessment and monitoring referred to in paragraph 1 shall be carried out by a national accreditation body within the meaning of and in accordance with Regulation (EC) No 765/2008. Text Origin: Commission Proposal
Article 25(3)				
G 344	3.Where the notifying authority delegates or otherwise entrusts the assessment, notification or monitoring referred to in paragraph 1 of this Article to a body which is not a governmental entity, that body shall be a legal entity and shall comply mutatis mutandis with the requirements laid down in Article 26. In addition, that body shall have arrangements to cover liabilities arising out of its activities.	3.Where the notifying authority delegates or otherwise entrusts the assessment, notification or monitoring referred to in paragraph 1 of this Article to a body which is not a governmental entity, that body shall be a legal entity and shall comply mutatis mutandis with the requirements laid down in Article 26. In addition, that body shall have arrangements to cover liabilities arising out of its activities.	3.Where the notifying authority delegates or otherwise entrusts the assessment, notification or monitoring referred to in paragraph 1 of this Article to a body which is not a governmental entity, that body shall be a legal entity and shall comply mutatis mutandis with the requirements laid down in Article 26. In addition, that body shall have arrangements to cover liabilities arising out of its activities.	3.Where the notifying authority delegates or otherwise entrusts the assessment, notification or monitoring referred to in paragraph 1 of this Article to a body which is not a governmental entity, that body shall be a legal entity and shall comply mutatis mutandis with the requirements laid down in Article 26. In addition, that body shall have arrangements to cover liabilities arising out of its activities.

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: Commission Proposal
Article 25(4)				
345	4.The notifying authority shall take full responsibility for the tasks performed by the body referred to in paragraph 3.	4.The notifying authority shall take full responsibility for the tasks performed by the body referred to in paragraph 3.	4.The notifying authority shall take full responsibility for the tasks performed by the body referred to in paragraph 3.	4.The notifying authority shall take full responsibility for the tasks performed by the body referred to in paragraph 3. Text Origin: Commission Proposal
Article 26				
346	Article 26 Requirements relating to notifying authorities	Article 26 Requirements relating to notifying authorities	Article 26 Requirements relating to notifying authorities	Article 26 Requirements relating to notifying authorities Text Origin: Commission Proposal
Article 26(1)				
347	1.A notifying authority shall be established in such a way that no conflict of interest with conformity assessment bodies occurs.	1.A notifying authority shall be established in such a way that no conflict of interest with conformity assessment bodies occurs.	1.A notifying authority shall be established in such a way that no conflict of interest with conformity assessment bodies occurs.	1.A notifying authority shall be established in such a way that no conflict of interest with conformity assessment bodies occurs. Text Origin: Commission Proposal
Article 26(2)				
348	2.A notifying authority shall be organised and operated so as to safeguard the objectivity and impartiality of their activities.	2.A notifying authority shall be organised and operated so as to safeguard the objectivity and impartiality of their activities.	2.A notifying authority shall be organised and operated so as to safeguard the objectivity and impartiality of their activities.	2.A notifying authority shall be organised and operated so as to safeguard the objectivity and impartiality of their activities. Text Origin: Commission Proposal
Article 26(3)				

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349	3.A notifying authority shall be organised in such a way that each decision relating to notification of a conformity assessment body is taken by competent persons different from those who carried out the assessment.	3.A notifying authority shall be organised in such a way that each decision relating to notification of a conformity assessment body is taken by competent persons different from those who carried out the assessment.	3.A notifying authority shall be organised in such a way that each decision relating to notification of a conformity assessment body is taken by competent persons different from those who carried out the assessment.	3.A notifying authority shall be organised in such a way that each decision relating to notification of a conformity assessment body is taken by competent persons different from those who carried out the assessment. Text Origin: Commission Proposal
Article 26(4)				
350	4.A notifying authority shall not offer or provide any activities that conformity assessment bodies perform, nor shall they offer or provide consultancy services on a commercial or competitive basis.	4.A notifying authority shall not offer or provide any activities that conformity assessment bodies perform, nor shall they offer or provide consultancy services on a commercial or competitive basis***, however the notifying authority shall provide information to the economic operators about the procedures for the assessment and the conformity assessment bodies if requested to do so***.	4.A notifying authority shall not offer or provide any activities that conformity assessment bodies perform, nor shall they offer or provide consultancy services on a commercial or competitive basis.	4.A notifying authority shall not offer or provide any activities that conformity assessment bodies perform, nor shall they offer or provide consultancy services on a commercial or competitive basis. Text Origin: Commission Proposal
Article 26(5)				
351	5.A notifying authority shall safeguard the confidentiality of the information they obtain.	5.A notifying authority shall safeguard the confidentiality of the information they obtain.	5.A notifying authority shall safeguard the confidentiality of the information they obtain **in accordance with Union and national law**.	5.A notifying authority shall safeguard the confidentiality of the information they obtain ***in accordance with Union and national law***. Text Origin: Council Mandate
Article 26(6)				
352	6.A notifying authority shall have a sufficient number of competent	6.A notifying authority shall have a sufficient number of competent personnel ***and adequate resources***	6.A notifying authority shall have a sufficient number of competent	6.A notifying authority shall have a sufficient number of competent personnel ***and adequate resources***

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	personnel at their disposal for the proper performance of their tasks.	at their disposal for the ~~proper~~***efficient*** performance of their tasks.	personnel at their disposal for the proper performance of their tasks.	at their disposal for the proper performance of their tasks. Text Origin: EP Mandate
Article 26(7)				
G 353	7.A notifying authority shall monitor the nature and amount of tasks performed by subsidiaries of or subcontractors to notified bodies in accordance with Article 30.	7.A notifying authority shall monitor the nature and amount of tasks performed by subsidiaries of or subcontractors to notified bodies in accordance with Article 30.	7.A notifying authority shall monitor the nature and amount of tasks performed by subsidiaries of or subcontractors to notified bodies in accordance with Article 30.	7.A notifying authority shall monitor the nature and amount of tasks performed by subsidiaries of or subcontractors to notified bodies in accordance with Article 30. Text Origin: Commission Proposal
Article 27				
G 354	Article 27 Information obligation of notifying authorities	Article 27 Information obligation of notifying authorities	Article 27 Information obligation of notifying authorities	Article 27 Information obligation of notifying authorities Text Origin: Commission Proposal
Article 27, first paragraph				
G 355	Member States shall inform the Commission of their procedures for the assessment and notification of conformity assessment bodies and the monitoring of notified bodies, and of any changes thereto.	Member States shall inform the Commission of their procedures for the assessment and notification of conformity assessment bodies and the monitoring of notified bodies, and of any changes thereto.	Member States shall inform the Commission of their procedures for the assessment and notification of conformity assessment bodies and the monitoring of notified bodies, and of any changes thereto.	Member States shall inform the Commission of their procedures for the assessment and notification of conformity assessment bodies and the monitoring of notified bodies, and of any changes thereto. Text Origin: Commission Proposal
Article 27, second paragraph				
G 356	The Commission shall make that information publicly available.	The Commission shall make that information publicly available.	The Commission shall make that information publicly available.	The Commission shall make that information publicly available. Text Origin: Commission Proposal

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Article 28				
357	Article 28 Requirements relating to notified bodies	Article 28 Requirements relating to notified bodies	Article 28 Requirements relating to notified bodies	Article 28 Requirements relating to notified bodies Text Origin: Commission Proposal
Article 28(1)				
358	1.For the purposes of notification under this Regulation, a conformity assessment body shall meet the requirements laid down in paragraphs 2 to 11. It shall be accredited in accordance with Regulation (EC) No 765/2008.	1.For the purposes of notification under this Regulation, a conformity assessment body shall meet the requirements laid down in paragraphs 2 to 11. It shall be accredited in accordance with Regulation (EC) No 765/2008.	1.For the purposes of notification under this Regulation, a conformity assessment body shall meet the requirements laid down in paragraphs 2 to 11. It shall be accredited in accordance with Regulation (EC) No 765/2008.	1.For the purposes of notification under this Regulation, a conformity assessment body shall meet the requirements laid down in paragraphs 2 to 11. It shall be accredited in accordance with Regulation (EC) No 765/2008. Text Origin: Commission Proposal
Article 28(2)				
359	2.Conformity assessment bodies shall be established under the national law of a Member State and shall have legal personality.	2.Conformity assessment bodies shall be established under the national law of a Member State and shall have legal personality.	2.Conformity assessment bodies shall be established under the national law of a Member State and shall have legal personality.	2.Conformity assessment bodies shall be established under the national law of a Member State and shall have legal personality. Text Origin: Commission Proposal
Article 28(3), first subparagraph				
360	3.A conformity assessment body shall be a third-party body independent of the organisation or the toy it assesses.	3.A conformity assessment body shall be a third-party body independent of the organisation or the toy it assesses.	3.A conformity assessment body shall be a third-party body independent of the organisation or the toy it assesses.	3.A conformity assessment body shall be a third-party body independent of the organisation or the toy it assesses. Text Origin: Commission Proposal
Article 28(3), second subparagraph				

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
G 361	A body belonging to a business association or professional federation representing undertakings involved in the design, manufacturing, provision, assembly, use or maintenance of toys which it assesses, may, on condition that its independence and the absence of any conflict of interest are demonstrated, be considered a third-party body for the purposes of the first subparagraph.	A body belonging to a business association or professional federation representing undertakings involved in the design, manufacturing, provision, assembly, use or maintenance of toys which it assesses, may, on condition that its independence and the absence of any conflict of interest are demonstrated, be considered a third-party body for the purposes of the first subparagraph.	A body belonging to a business association or professional federation representing undertakings involved in the design, manufacturing, provision, assembly, use or maintenance of toys which it assesses, may, on condition that its independence and the absence of any conflict of interest are demonstrated, be considered a third-party body for the purposes of the first subparagraph.	A body belonging to a business association or professional federation representing undertakings involved in the design, manufacturing, provision, assembly, use or maintenance of toys which it assesses, may, on condition that its independence and the absence of any conflict of interest are demonstrated, be considered a third-party body for the purposes of the first subparagraph. Text Origin: Commission Proposal
Article 28(4), first subparagraph				
G 362	4.A conformity assessment body, its top level management and the personnel responsible for carrying out the conformity assessment tasks shall not be the designer, manufacturer, supplier, installer, purchaser, owner, user or maintainer of the toys which they assess, nor the authorised representative of any of those parties. This shall not preclude use of the assessed toys that is necessary for the operations of the conformity assessment body or the use of those toys for personal purposes.	4.A conformity assessment body, its top level management and the personnel responsible for carrying out the conformity assessment tasks shall not be the designer, manufacturer, supplier, installer, purchaser, owner, user or maintainer of the toys which they assess, nor the authorised representative of any of those parties. This shall not preclude use of the assessed toys that is necessary for the operations of the conformity assessment body or the use of those toys for personal purposes.	4.A conformity assessment body, its top level management and the personnel responsible for carrying out the conformity assessment tasks shall not be the designer, manufacturer, supplier, installer, purchaser, owner, user or maintainer of the toys which they assess, nor the authorised representative of any of those parties. This shall not preclude use of the assessed toys that is necessary for the operations of the conformity assessment body or the use of those toys for personal purposes.	4.A conformity assessment body, its top level management and the personnel responsible for carrying out the conformity assessment tasks shall not be the designer, manufacturer, supplier, installer, purchaser, owner, user or maintainer of the toys which they assess, nor the authorised representative of any of those parties. This shall not preclude use of the assessed toys that is necessary for the operations of the conformity assessment body or the use of those toys for personal purposes. Text Origin: Commission Proposal
Article 28(4), second subparagraph				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement	
G	363	A conformity assessment body, its top level management and the personnel responsible for carrying out the conformity assessment tasks shall not be directly involved in the design, manufacture, marketing, installation, use or maintenance of those toys, or represent the parties engaged in those activities. They shall not engage in any activity that may conflict with their independence of judgement or integrity in relation to conformity assessment activities for which they are notified. This shall in particular apply to consultancy services.	A conformity assessment body, its top level management and the personnel responsible for carrying out the conformity assessment tasks shall not be directly involved in the design, manufacture, marketing, installation, use or maintenance of those toys, or represent the parties engaged in those activities. They shall not engage in any activity that may conflict with their independence of judgement or integrity in relation to conformity assessment activities for which they are notified. This shall in particular apply to consultancy services.	A conformity assessment body, its top level management and the personnel responsible for carrying out the conformity assessment tasks shall not be directly involved in the design, manufacture, marketing, installation, use or maintenance of those toys, or represent the parties engaged in those activities. They shall not engage in any activity that may conflict with their independence of judgement or integrity in relation to conformity assessment activities for which they are notified. This shall in particular apply to consultancy services.	A conformity assessment body, its top level management and the personnel responsible for carrying out the conformity assessment tasks shall not be directly involved in the design, manufacture, marketing, installation, use or maintenance of those toys, or represent the parties engaged in those activities. They shall not engage in any activity that may conflict with their independence of judgement or integrity in relation to conformity assessment activities for which they are notified. This shall in particular apply to consultancy services. Text Origin: Commission Proposal	G
Article 28(4), third subparagraph					
G	364	Conformity assessment bodies shall ensure that the activities of their subsidiaries or subcontractors do not affect the confidentiality, objectivity or impartiality of their conformity assessment activities.	Conformity assessment bodies shall ensure that the activities of their subsidiaries or subcontractors do not affect the confidentiality, objectivity or impartiality of their conformity assessment activities.	Conformity assessment bodies shall ensure that the activities of their subsidiaries or subcontractors do not affect the confidentiality, objectivity or impartiality of their conformity assessment activities.	Conformity assessment bodies shall ensure that the activities of their subsidiaries or subcontractors do not affect the confidentiality, objectivity or impartiality of their conformity assessment activities. Text Origin: Commission Proposal	G
Article 28(5)					
G	365	5.Conformity assessment bodies and their personnel shall carry out the conformity assessment activities with the highest degree of professional integrity and the requisite technical competence in	5.Conformity assessment bodies and their personnel shall carry out the conformity assessment activities with the highest degree of professional integrity and the requisite technical competence in	5.Conformity assessment bodies and their personnel shall carry out the conformity assessment activities with the highest degree of professional integrity and the requisite technical competence in	5.Conformity assessment bodies and their personnel shall carry out the conformity assessment activities with the highest degree of professional integrity and the requisite technical competence in	G

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	the specific field and shall be free from all pressures and inducements, particularly financial, which might influence their judgement or the results of their conformity assessment activities, especially as regards persons or groups of persons with an interest in the results of those activities.	the specific field and shall be free from all pressures and inducements, particularly financial, which might influence their judgement or the results of their conformity assessment activities, especially as regards persons or groups of persons with an interest in the results of those activities.	the specific field and shall be free from all pressures and inducements, particularly financial, which might influence their judgement or the results of their conformity assessment activities, especially as regards persons or groups of persons with an interest in the results of those activities.	the specific field and shall be free from all pressures and inducements, particularly financial, which might influence their judgement or the results of their conformity assessment activities, especially as regards persons or groups of persons with an interest in the results of those activities. Text Origin: Commission Proposal
Article 28(6), first subparagraph				
G 366	6.A conformity assessment body shall be capable of carrying out the conformity assessment tasks assigned to it by Annex IV and in relation to which it has been notified, whether those tasks are carried out by the conformity assessment body itself or on its behalf and under its responsibility.	6.A conformity assessment body shall be capable of carrying out the conformity assessment tasks assigned to it by Annex IV and in relation to which it has been notified, whether those tasks are carried out by the conformity assessment body itself or on its behalf and under its responsibility.	6.A conformity assessment body shall be capable of carrying out the conformity assessment tasks assigned to it by Annex IV and in relation to which it has been notified, whether those tasks are carried out by the conformity assessment body itself or on its behalf and under its responsibility.	6.A conformity assessment body shall be capable of carrying out the conformity assessment tasks assigned to it by Annex IV and in relation to which it has been notified, whether those tasks are carried out by the conformity assessment body itself or on its behalf and under its responsibility. Text Origin: Commission Proposal
Article 28(6), second subparagraph				
G 367	At all times and for each conformity assessment procedure and each kind or category of toy in relation to which it has been notified, a conformity assessment body shall have at its disposal, or in place, the following:	At all times and for each conformity assessment procedure and each kind or category of toy in relation to which it has been notified, a conformity assessment body shall have at its disposal, or in place, the following:	At all times and for each conformity assessment procedure and each kind or category of toy in relation to which it has been notified, a conformity assessment body shall have at its disposal, or in place, the following:	At all times and for each conformity assessment procedure and each kind or category of toy in relation to which it has been notified, a conformity assessment body shall have at its disposal, or in place, the following: Text Origin: Commission Proposal

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Article 28(6), second subparagraph, point (a)				
368	(a) personnel with technical knowledge and sufficient and appropriate experience to perform the conformity assessment tasks;	(a) personnel with technical knowledge and sufficient and appropriate experience to perform the conformity assessment tasks;	(a) personnel with technical knowledge and sufficient and appropriate experience to perform the conformity assessment tasks;	(a) personnel with technical knowledge and sufficient and appropriate experience to perform the conformity assessment tasks; Text Origin: Commission Proposal
Article 28(6), second subparagraph, point (b)				
369	(b) descriptions of procedures in accordance with which conformity assessment is carried out, ensuring the transparency and ability of reproduction of those procedures;	(b) descriptions of procedures in accordance with which conformity assessment is carried out, ensuring the transparency and ability of reproduction of those procedures;	(b) descriptions of procedures in accordance with which conformity assessment is carried out, ensuring the transparency and ability of reproduction of those procedures;	(b) descriptions of procedures in accordance with which conformity assessment is carried out, ensuring the transparency and ability of reproduction of those procedures; Text Origin: Commission Proposal
Article 28(6), second subparagraph, point (c)				
370	(c) appropriate policies and procedures that distinguish between tasks it carries out as a notified body and other activities;	(c) appropriate policies and procedures that distinguish between tasks it carries out as a notified body and other activities;	(c) appropriate policies and procedures that distinguish between tasks it carries out as a notified body and other activities;	(c) appropriate policies and procedures that distinguish between tasks it carries out as a notified body and other activities; Text Origin: Commission Proposal
Article 28(6), second subparagraph, point (d)				
371	(d) procedures for the performance of activities which take due account of the size of an undertaking, the sector in which it operates, its structure, the degree of complexity of the technology of the toy in question and the mass or serial nature of the production process.	(d) procedures for the performance of activities which take due account of the size of an undertaking, the sector in which it operates, its structure, the degree of complexity of the technology of the toy in question and the mass or serial nature of the production process.	(d) procedures for the performance of activities which take due account of the size of an undertaking, the sector in which it operates, its structure, the degree of complexity of the technology of the toy in question and the mass or serial nature of the production process.	(d) procedures for the performance of activities which take due account of the size of an undertaking, the sector in which it operates, its structure, the degree of complexity of the technology of the toy in question and the mass or serial nature of the production process.

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: Commission Proposal
Article 28(6), third subparagraph				
372	A conformity assessment body shall have the means necessary to perform the technical and administrative tasks connected with the conformity assessment activities in an appropriate manner and shall have access to all necessary equipment or facilities.	A conformity assessment body shall have the ~~*means*~~***resources*** necessary to ***efficiently*** perform the technical and administrative tasks connected with the conformity assessment activities ~~*in an appropriate manner*~~ and shall have access to all necessary equipment or facilities.	A conformity assessment body shall have the means necessary to perform the technical and administrative tasks connected with the conformity assessment activities in an appropriate manner and shall have access to all necessary equipment or facilities.	A conformity assessment body shall have the ~~*means*~~***resources*** necessary to perform the technical and administrative tasks connected with the conformity assessment activities in an appropriate manner and shall have access to all necessary equipment or facilities. Text Origin: Commission Proposal
Article 28(7)				
373	7.The personnel responsible for carrying out the conformity assessment activities (the 'assessment personnel') shall have the following:	7.The personnel responsible for carrying out the conformity assessment activities (the 'assessment personnel') shall have the following:	7.The personnel responsible for carrying out the conformity assessment activities (the 'assessment personnel') shall have the following:	7.The personnel responsible for carrying out the conformity assessment activities (the 'assessment personnel') shall have the following: Text Origin: Commission Proposal
Article 28(7), point (a)				
374	(a) sound technical and vocational training covering all the conformity assessment activities in relation to which the conformity assessment body has been notified;	(a) sound technical and vocational training covering all the conformity assessment activities in relation to which the conformity assessment body has been notified;	(a) sound technical and vocational training covering all the conformity assessment activities in relation to which the conformity assessment body has been notified;	(a) sound technical and vocational training covering all the conformity assessment activities in relation to which the conformity assessment body has been notified; Text Origin: Commission Proposal
Article 28(7), point (b)				
375	(b) satisfactory knowledge of the requirements of the assessments	(b) ~~*satisfactory*~~***in-depth*** knowledge of the requirements of the	(b) satisfactory knowledge of the requirements of the assessments	(b) ~~*satisfactory*~~***in-depth*** knowledge of the requirements of the

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	they carry out and adequate authority to carry out those assessments;	assessments they carry out and adequate authority to carry out those assessments;	they carry out and adequate authority to carry out those assessments;	assessments they carry out and adequate authority to carry out those assessments; Text Origin: EP Mandate
Article 28(7), point (c)				
376	(c) appropriate knowledge and understanding of the requirements set out in this Regulation, of the applicable harmonised standards referred to in Article 13 of this Regulation and the common specifications referred to in Article 14 of this Regulation;	(c) ~~appropriate~~***in-depth*** knowledge and understanding of the requirements set out in this Regulation, of the applicable harmonised standards referred to in Article 13 of this Regulation and the common specifications referred to in Article 14 of this Regulation~~;~~	(c) appropriate knowledge and understanding of the requirements set out in this Regulation, of the applicable harmonised standards referred to in Article 13 of this Regulation and the common specifications referred to in Article 14 of this Regulation;	(c) ~~appropriate~~***in-depth*** knowledge and understanding of the requirements set out in this Regulation, of the applicable harmonised standards referred to in Article 13 of this Regulation and the common specifications referred to in Article 14 of this Regulation~~;~~ Text Origin: EP Mandate
Article 28(7), point (d)				
377	(d) the ability to draw up certificates, records and reports demonstrating that assessments have been carried out.	(d) the ability to draw up certificates, records and reports demonstrating that assessments have been carried out.	(d) the ability to draw up certificates, records and reports demonstrating that assessments have been carried out.	(d) the ability to draw up certificates, records and reports demonstrating that assessments have been carried out. Text Origin: Commission Proposal
Article 28(8), first subparagraph				
378	8.The impartiality of conformity assessment bodies, their top level management and assessment personnel shall be ensured.	8.The impartiality of conformity assessment bodies, their top level management and assessment personnel shall be ensured.	8.The impartiality of conformity assessment bodies, their top level management and assessment personnel shall be ensured.	8.The impartiality of conformity assessment bodies, their top level management and assessment personnel shall be ensured. Text Origin: Commission Proposal
Article 28(8), second subparagraph				
379	The remuneration of the top level management and assessment	The remuneration of the top level management and assessment	The remuneration of the top level management and assessment	The remuneration of the top level management and assessment

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	personnel of a conformity assessment body shall not depend on the number of assessments carried out or on the results of those assessments.	personnel of a conformity assessment body shall not depend on the number of assessments carried out or on the results of those assessments.	personnel of a conformity assessment body shall not depend on the number of assessments carried out or on the results of those assessments.	personnel of a conformity assessment body shall not depend on the number of assessments carried out or on the results of those assessments. Text Origin: Commission Proposal
Article 28(9)				
G 380	9.Conformity assessment bodies shall take out liability insurance unless liability is assumed by the Member State in accordance with its national law, or the Member State itself is directly responsible for the conformity assessment.	9.Conformity assessment bodies shall take out liability insurance unless liability is assumed by the Member State in accordance with its national law, or the Member State itself is directly responsible for the conformity assessment.	9.Conformity assessment bodies shall take out liability insurance unless liability is assumed by the Member State in accordance with its national law, or the Member State itself is directly responsible for the conformity assessment.	9.Conformity assessment bodies shall take out liability insurance unless liability is assumed by the Member State in accordance with its national law, or the Member State itself is directly responsible for the conformity assessment. Text Origin: Commission Proposal
Article 28(10)				
G 381	10. The personnel of a conformity assessment body shall observe professional secrecy with regard to all information obtained in carrying out their tasks under Annex IV, except in relation to the competent authorities of the Member State in which its activities are carried out. Intellectual property rights shall be protected.	10. The personnel of a conformity assessment body shall ~~*observe*~~***respect*** professional secrecy with regard to all information obtained in carrying out their tasks under Annex IV, except in relation to the competent authorities of the Member State in which its activities are carried out. Intellectual property rights ***and trade secrets, in accordance with Directive (EU) 2016/943,*** shall be protected.	10. The personnel of a conformity assessment body shall observe professional secrecy **in accordance with applicable Union and national law** with regard to all information obtained in carrying out their tasks under Annex IV, except in relation to the competent authorities of the Member State in which its activities are carried out. **Proprietary rights,** intellectual property rights **and trade secrets** shall be protected.	10. The personnel of a conformity assessment body shall observe professional secrecy ***in accordance with applicable Union and national law*** with regard to all information obtained in carrying out their tasks under Annex IV, except in relation to the competent authorities of the Member State in which its activities are carried out. ***Proprietary rights,*** intellectual property rights ***and trade secrets*** shall be protected. Text Origin: Council Mandate
Article 28(11)				

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382	11. Conformity assessment bodies shall participate in, or ensure that their assessment personnel are informed of, the relevant standardisation activities and the activities of the notified body coordination group established under Article 40, and shall apply as general guidance the administrative decisions and documents produced as a result of the work of that group.	11. Conformity assessment bodies shall participate in, or ensure that their assessment personnel are informed of, the relevant standardisation activities and the activities of the notified body coordination group established under Article 40, and shall apply as general guidance the administrative decisions and documents produced as a result of the work of that group.	11. Conformity assessment bodies shall participate in, or ensure that their assessment personnel are informed of, the relevant standardisation activities and the activities of the notified body coordination group established under Article 40, and shall apply as general guidance the administrative decisions and documents produced as a result of the work of that group.	11. Conformity assessment bodies shall participate in, or ensure that their assessment personnel are informed of, the relevant standardisation activities and the activities of the notified body coordination group established under Article 40, and shall apply as general guidance the administrative decisions and documents produced as a result of the work of that group. Text Origin: Commission Proposal
Article 29				
383	Article 29 Presumption of conformity of notified bodies	Article 29 Presumption of conformity of notified bodies	Article 29 Presumption of conformity of notified bodies	Article 29 Presumption of conformity of notified bodies Text Origin: Commission Proposal
Article 29, first paragraph				
384	Where a conformity assessment body demonstrates its conformity with the criteria laid down in the relevant harmonised standards or parts thereof, the references of which have been published in the Official Journal of the European Union, it shall be presumed to comply with the requirements set out in Article 28 insofar as the applicable harmonised standards cover those requirements.	Where a conformity assessment body demonstrates its conformity with the criteria laid down in the relevant harmonised standards or parts thereof, the references of which have been published in the Official Journal of the European Union, it shall be presumed to comply with the requirements set out in Article 28 insofar as the applicable harmonised standards cover those requirements.	Where a conformity assessment body demonstrates its conformity with the criteria laid down in the relevant harmonised standards or parts thereof, the references of which have been published in the Official Journal of the European Union, it shall be presumed to comply with the requirements set out in Article 28 insofar as the applicable harmonised standards cover those requirements.	Where a conformity assessment body demonstrates its conformity with the criteria laid down in the relevant harmonised standards or parts thereof, the references of which have been published in the Official Journal of the European Union, it shall be presumed to comply with the requirements set out in Article 28 insofar as the applicable harmonised standards cover those requirements. Text Origin: Commission Proposal

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Article 30				
385	Article 30 Subsidiaries of and subcontracting by notified bodies	Article 30 Subsidiaries of and subcontracting by notified bodies	Article 30 Subsidiaries of and subcontracting by notified bodies	Article 30 Subsidiaries of and subcontracting by notified bodies Text Origin: Commission Proposal
Article 30(1)				
386	1.Where a notified body subcontracts specific tasks connected with conformity assessment or has recourse to a subsidiary, it shall ensure that the subcontractor or the subsidiary meets the requirements set out in Article 28, and shall inform the notifying authority accordingly.	1.Where a notified body subcontracts specific tasks connected with conformity assessment or has recourse to a subsidiary, it shall ensure that the subcontractor or the subsidiary meets the requirements set out in Article 28, and shall inform the notifying authority accordingly.	1.Where a notified body subcontracts specific tasks connected with conformity assessment or has recourse to a subsidiary, it shall ensure that the subcontractor or the subsidiary meets the requirements set out in Article 28, and shall inform the notifying authority accordingly.	1.Where a notified body subcontracts specific tasks connected with conformity assessment or has recourse to a subsidiary, it shall ensure that the subcontractor or the subsidiary meets the requirements set out in Article 28, and shall inform the notifying authority accordingly. Text Origin: Commission Proposal
Article 30(2)				
387	2.Notified bodies shall take full responsibility for the tasks performed by subcontractors or subsidiaries, wherever these are established.	2.Notified bodies shall take full responsibility for the tasks performed by subcontractors or subsidiaries, wherever these are established.	2.Notified bodies shall take full responsibility for the tasks performed by subcontractors or subsidiaries, wherever these are established.	2.Notified bodies shall take full responsibility for the tasks performed by subcontractors or subsidiaries, wherever these are established. Text Origin: Commission Proposal
Article 30(3)				
388	3.Notified bodies shall be capable of reviewing the tasks performed by the subcontractors or subsidiaries in all their elements.	3.Notified bodies shall be capable of reviewing the tasks performed by the subcontractors or subsidiaries in all their elements.	3.Notified bodies shall be capable of reviewing the tasks performed by the subcontractors or subsidiaries in all their elements.	3.Notified bodies shall be capable of reviewing the tasks performed by the subcontractors or subsidiaries in all their elements.

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				Text Origin: Commission Proposal
Article 30(4)				
389	4.Activities may be subcontracted or carried out by a subsidiary only with the agreement of the client.	4.Activities may be subcontracted or carried out by a subsidiary only with the agreement of the client.	4.Activities may be subcontracted or carried out by a subsidiary only with the agreement of the client.	4.Activities may be subcontracted or carried out by a subsidiary only with the agreement of the client. Text Origin: Commission Proposal
Article 30(5)				
390	5.Notified bodies shall keep at the disposal of the notifying authority the relevant documents concerning the assessment of the qualifications of the subcontractor or the subsidiary and the work carried out by them under Annex IV.	5.Notified bodies shall keep at the disposal of the notifying authority the relevant documents concerning the assessment of the qualifications of the subcontractor or the subsidiary and the work carried out by them under Annex IV.	5.Notified bodies shall keep at the disposal of the notifying authority the relevant documents concerning the assessment of the qualifications of the subcontractor or the subsidiary and the work carried out by them under Annex IV.	5.Notified bodies shall keep at the disposal of the notifying authority the relevant documents concerning the assessment of the qualifications of the subcontractor or the subsidiary and the work carried out by them under Annex IV. Text Origin: Commission Proposal
Article 31				
391	Article 31 Application for notification	Article 31 Application for notification	Article 31 Application for notification	Article 31 Application for notification Text Origin: Commission Proposal
Article 31(1)				
392	1.A conformity assessment body shall submit an application for notification under this Regulation to the notifying authority of the Member State in which it is established.	1.A conformity assessment body shall submit an application for notification under this Regulation to the notifying authority of the Member State in which it is established.	1.A conformity assessment body shall submit an application for notification under this Regulation to the notifying authority of the Member State in which it is established.	1.A conformity assessment body shall submit an application for notification under this Regulation to the notifying authority of the Member State in which it is established. Text Origin: Commission Proposal

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Article 31(2)				
393	2.The application referred to in paragraph 1 shall be accompanied by a description of the conformity assessment activities and the toys for which that body claims to be competent, as well as by an accreditation certificate issued by a national accreditation body attesting that the conformity assessment body fulfils the requirements laid down in Article 28.	2.The application referred to in paragraph 1 shall be accompanied by a description of the conformity assessment activities and the toys for which that body claims to be competent, as well as by an accreditation certificate issued by a national accreditation body attesting that the conformity assessment body fulfils the requirements laid down in Article 28.	2.The application referred to in paragraph 1 shall be accompanied by a description of the conformity assessment activities and the toys for which that body claims to be competent, as well as by an accreditation certificate issued by a national accreditation body attesting that the conformity assessment body fulfils the requirements laid down in Article 28.	2.The application referred to in paragraph 1 shall be accompanied by a description of the conformity assessment activities and the toys for which that body claims to be competent, as well as by an accreditation certificate issued by a national accreditation body attesting that the conformity assessment body fulfils the requirements laid down in Article 28. Text Origin: Commission Proposal
Article 32				
394	Article 32 Notification procedure	Article 32 Notification procedure	Article 32 Notification procedure	Article 32 Notification procedure Text Origin: Commission Proposal
Article 32(1)				
395	1.Notifying authorities may only notify conformity assessment bodies which have satisfied the requirements laid down in Article 28.	1.Notifying authorities may only notify conformity assessment bodies which have satisfied the requirements laid down in Article 28.	1.Notifying authorities may only notify conformity assessment bodies which have satisfied the requirements laid down in Article 28.	1.Notifying authorities may only notify conformity assessment bodies which have satisfied the requirements laid down in Article 28. Text Origin: Commission Proposal
Article 32(2)				
396	2.Notifying authorities shall notify conformity assessment bodies to the Commission and the other Member States using the electronic	2.Notifying authorities shall notify conformity assessment bodies to the Commission and the other Member States using the electronic	2.Notifying authorities shall notify conformity assessment bodies to the Commission and the other Member States using the electronic	2.Notifying authorities shall notify conformity assessment bodies to the Commission and the other Member States using the electronic

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	notification tool developed and managed by the Commission.	notification tool developed and managed by the Commission.	notification tool developed and managed by the Commission.	notification tool developed and managed by the Commission. Text Origin: Commission Proposal
Article 32(3)				
G 397	3.The notification shall include full details of the conformity assessment activities and the relevant accreditation certificate. The notification shall also include information on any tasks to be performed by subsidiaries and subcontractors.	3.The notification shall include full details of the conformity assessment activities and the relevant accreditation certificate. The notification shall also include information on any tasks to be performed by subsidiaries and subcontractors.	3.The notification shall include full details of the conformity assessment activities and the relevant accreditation certificate. The notification shall also include information on any tasks to be performed by subsidiaries and subcontractors.	3.The notification shall include full details of the conformity assessment activities and the relevant accreditation certificate. The notification shall also include information on any tasks to be performed by subsidiaries and subcontractors. Text Origin: Commission Proposal
Article 32(4), first subparagraph				
G 398	4.The body concerned may perform the activities of a notified body only where no objections are raised by the Commission or the other Member States within two months of a notification.	4.The body concerned may perform the activities of a notified body only where no objections are raised by the Commission or the other Member States within two months of a notification.	4.The body concerned may perform the activities of a notified body only where no objections are raised by the Commission or the other Member States within two months of a notification.	4.The body concerned may perform the activities of a notified body only where no objections are raised by the Commission or the other Member States within two months of a notification. Text Origin: Commission Proposal
Article 32(4), second subparagraph				
G 399	Only such a body shall be considered a notified body for the purposes of this Regulation.	Only such a body shall be considered a notified body for the purposes of this Regulation.	Only such a body shall be considered a notified body for the purposes of this Regulation.	Only such a body shall be considered a notified body for the purposes of this Regulation. Text Origin: Commission Proposal
Article 32(5)				

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400	5.The notifying authority shall inform the Commission and the other Member States of any subsequent relevant changes to the notification.	5.The notifying authority shall inform the Commission and the other Member States of any subsequent relevant changes to the notification.	5.The notifying authority shall inform the Commission and the other Member States of any subsequent relevant changes to the notification.	5.The notifying authority shall inform the Commission and the other Member States of any subsequent relevant changes to the notification. Text Origin: Commission Proposal
Article 33				
401	Article 33 Identification numbers and lists of notified bodies	Article 33 Identification numbers and lists of notified bodies	Article 33 Identification numbers and lists of notified bodies	Article 33 Identification numbers and lists of notified bodies Text Origin: Commission Proposal
Article 33(1), first subparagraph				
402	1.The Commission shall assign an identification number to each notified body.	1.The Commission shall assign an identification number to each notified body.	1.The Commission shall assign an identification number to each notified body.	1.The Commission shall assign an identification number to each notified body. Text Origin: Commission Proposal
Article 33(1), second subparagraph				
403	It shall assign a single identification number even where the same body is notified under several Union acts.	It shall assign a single identification number even where the same body is notified under several Union acts.	It shall assign a single identification number even where the same body is notified under several Union acts.	It shall assign a single identification number even where the same body is notified under several Union acts. Text Origin: Commission Proposal
Article 33(2), first subparagraph				
404	2.The Commission shall make publicly available a list of bodies notified under this Regulation, including the identification numbers that have been assigned to them and	2.The Commission shall make publicly available a list of bodies notified under this Regulation, including the identification numbers that have been assigned to them and	2.The Commission shall make publicly available a list of bodies notified under this Regulation, including the identification numbers that have been assigned to them and	2.The Commission shall make publicly available a list of bodies notified under this Regulation, including the identification numbers that have been assigned to them and

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	the activities for which they have been notified.	the activities for which they have been notified.	the activities for which they have been notified.	the activities for which they have been notified. Text Origin: Commission Proposal
Article 33(2), second subparagraph				
405	The Commission shall ensure that the list is kept up to date.	The Commission shall ensure that the list is kept up to date.	The Commission shall ensure that the list is kept up to date.	The Commission shall ensure that the list is kept up to date. Text Origin: Commission Proposal
Article 34				
406	Article 34 Changes to notifications	Article 34 Changes to notifications	Article 34 Changes to notifications	Article 34 Changes to notifications Text Origin: Commission Proposal
Article 34(1)				
407	1.Where a notifying authority has ascertained or has been informed that a notified body no longer meets the requirements laid down in Article 28, or that it is failing to fulfil its obligations, the notifying authority shall restrict, suspend or withdraw the notification as appropriate, depending on the seriousness of the failure to meet those requirements or fulfil those obligations. It shall immediately inform the Commission and the other Member States accordingly.	1.Where a notifying authority has ascertained or has been informed that a notified body no longer meets the requirements laid down in Article 28, or that it is failing to fulfil its obligations, the notifying authority shall restrict, suspend or withdraw the notification as appropriate, depending on the seriousness of the failure to meet those requirements or fulfil those obligations. It shall immediately inform the Commission and the other Member States accordingly.	1.Where a notifying authority has ascertained or has been informed that a notified body no longer meets the requirements laid down in Article 28, or that it is failing to fulfil its obligations, the notifying authority shall restrict, suspend or withdraw the notification as appropriate, depending on the seriousness of the failure to meet those requirements or fulfil those obligations. It shall immediately inform the Commission and the other Member States accordingly.	1.Where a notifying authority has ascertained or has been informed that a notified body no longer meets the requirements laid down in Article 28, or that it is failing to fulfil its obligations, the notifying authority shall restrict, suspend or withdraw the notification as appropriate, depending on the seriousness of the failure to meet those requirements or fulfil those obligations. It shall immediately inform the Commission and the other Member States accordingly. Text Origin: Commission Proposal
Article 34(2)				

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408	2.In the event of restriction, suspension or withdrawal of notification, or where the notified body has ceased its activity, the notifying Member State shall take appropriate steps to ensure that the files of that body are either processed by another notified body or kept available to the responsible notifying authorities and market surveillance authorities, at their request.	2.In the event of restriction, suspension or withdrawal of notification, or where the notified body has ceased its activity, the notifying Member State shall take appropriate steps to ensure that the files of that body are either processed by another notified body or kept available to the responsible notifying authorities and market surveillance authorities, at their request.	2.In the event of restriction, suspension or withdrawal of notification, or where the notified body has ceased its activity, the notifying Member State shall take appropriate steps to ensure that the files of that body are either processed by another notified body or kept available to the responsible notifying authorities and market surveillance authorities, at their request.	2.In the event of restriction, suspension or withdrawal of notification, or where the notified body has ceased its activity, the notifying Member State shall take appropriate steps to ensure that the files of that body are either processed by another notified body or kept available to the responsible notifying authorities and market surveillance authorities, at their request. Text Origin: Commission Proposal
Article 35				
409	Article 35 Challenge to the competence of notified bodies	Article 35 Challenge to the competence of notified bodies	Article 35 Challenge to the competence of notified bodies	Article 35 Challenge to the competence of notified bodies Text Origin: Commission Proposal
Article 35(1)				
410	1.The Commission shall investigate all cases where it doubts, or doubt is brought to its attention regarding, the competence of a notified body or the continued fulfilment by a notified body of the requirements and responsibilities to which it is subject.	1.The Commission shall investigate all cases where it doubts, or doubt is brought to its attention regarding, the competence of a notified body or the continued fulfilment by a notified body of the requirements and responsibilities to which it is subject.	1.The Commission shall investigate all cases where it doubts, or doubt is brought to its attention regarding, the competence of a notified body or the continued fulfilment by a notified body of the requirements and responsibilities to which it is subject.	1.The Commission shall investigate all cases where it doubts, or doubt is brought to its attention regarding, the competence of a notified body or the continued fulfilment by a notified body of the requirements and responsibilities to which it is subject. Text Origin: Commission Proposal
Article 35(2)				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
411	2.The notifying authority shall provide the Commission, on request, with all information relating to the basis for the notification or the maintenance of the competence of the body concerned.	2.The notifying authority shall provide the Commission, on request, with all information relating to the basis for the notification or the maintenance of the competence of the body concerned.	2.The notifying authority shall provide the Commission, on request, with all information relating to the basis for the notification or the maintenance of the competence of the body concerned.	2.The notifying authority shall provide the Commission, on request, with all information relating to the basis for the notification or the maintenance of the competence of the body concerned. Text Origin: Commission Proposal
Article 35(3)				
412	3.The Commission shall ensure that all sensitive information obtained in the course of its investigations is treated confidentially.	3.The Commission shall ensure that all sensitive information obtained in the course of its investigations is treated confidentially.	3.The Commission shall ensure that all sensitive information obtained in the course of its investigations is treated confidentially.	3.The Commission shall ensure that all sensitive information obtained in the course of its investigations is treated confidentially. Text Origin: Commission Proposal
Article 35(4)				
413	4.Where the Commission ascertains that a notified body does not meet the requirements for notification, it shall, by means of an implementing act, request the notifying authority to take the necessary corrective measures, including the withdrawal of the notification if necessary.	4.Where the Commission ascertains that a notified body does not meet the requirements for notification, it shall, by means of an implementing act, request the notifying authority to take the necessary corrective measures, including the withdrawal of the notification if necessary.	4.Where the Commission ascertains that a notified body does not meet the requirements for notification, it shall, by means of an implementing act, request the notifying authority to take the necessary corrective measures, including the withdrawal of the notification if necessary.	4.Where the Commission ascertains that a notified body does not meet the requirements for notification, it shall, by means of an implementing act, request the notifying authority to take the necessary corrective measures, including the withdrawal of the notification if necessary. Text Origin: Commission Proposal
Article 36				
414	Article 36 Operational obligations of notified bodies	Article 36 Operational obligations of notified bodies	Article 36 Operational obligations of notified bodies	Article 36 Operational obligations of notified bodies

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				Text Origin: Commission Proposal
Article 36(1)				
415	1.A notified body shall carry out conformity assessments in accordance with the conformity assessment procedure provided for in Annex IV.	1.A notified body shall carry out conformity assessments in accordance with the conformity assessment procedure provided for in Annex IV.	1.A notified body shall carry out conformity assessments in accordance with the conformity assessment procedure provided for in Annex IV.	1.A notified body shall carry out conformity assessments in accordance with the conformity assessment procedure provided for in Annex IV. Text Origin: Commission Proposal
Article 36(2), first subparagraph				
416	2.Notified bodies shall carry out the conformity assessment activities set out in this Regulation in a proportionate manner, avoiding unnecessary burdens for economic operators. They shall perform their activities under this Regulation taking due account of the size of an undertaking, the sector in which it operates, its structure, the degree of complexity of the technology of the toy in question and the mass or serial nature of the production process.	2.Notified bodies shall carry out the conformity assessment activities set out in this Regulation in a proportionate manner, avoiding unnecessary burdens for economic operators. They shall perform their activities under this Regulation taking due account of the size of an undertaking, the sector in which it operates, its structure, the degree of complexity of the technology of the toy in question and the mass or serial nature of the production process.	2.Notified bodies shall carry out the conformity assessment activities set out in this Regulation in a proportionate manner, avoiding unnecessary burdens for economic operators. They shall perform their activities under this Regulation taking due account of the size of an undertaking, the sector in which it operates, its structure, the degree of complexity of the technology of the toy in question and the mass or serial nature of the production process.	2.Notified bodies shall carry out the conformity assessment activities set out in this Regulation in a proportionate manner, avoiding unnecessary burdens for economic operators. They shall perform their activities under this Regulation taking due account of the size of an undertaking, the sector in which it operates, its structure, the degree of complexity of the technology of the toy in question and the mass or serial nature of the production process. Text Origin: Commission Proposal
Article 36(2), second subparagraph				
417	When performing their activities, the notified bodies shall respect the degree of rigour and the level of protection required for the	When performing their activities, the notified bodies shall respect the degree of rigour and the level of protection required for the	When performing their activities, the notified bodies shall respect the degree of rigour and the level of protection required for the	When performing their activities, the notified bodies shall respect the degree of rigour and the level of protection required for the

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	compliance of the toy with this Regulation.	compliance of the toy with this Regulation.	compliance of the toy with this Regulation.	compliance of the toy with this Regulation. Text Origin: Commission Proposal
Article 36(3)				
G 418	3.Where a notified body finds that the toy does not meet the essential safety requirements, the requirements in corresponding harmonised standards, where such standards are applied or the requirements in corresponding common specifications referred to in Article 14, where such specifications are applied, it shall require that manufacturer to take appropriate corrective measures and shall not issue an EU-type examination certificate as referred to in Part II, point 6, of Annex IV.	3.Where a notified body finds that the toy does not meet the essential safety requirements, the requirements in corresponding harmonised standards, where such standards are applied or the requirements in corresponding common specifications referred to in Article 14, where such specifications are applied, it shall require that manufacturer to take appropriate corrective measures and shall not issue an EU-type examination certificate as referred to in Part II, point 6, of Annex IV.	3.Where a notified body finds that the toy does not meet the essential safety requirements, the requirements in corresponding harmonised standards, where such standards are applied or the requirements in corresponding common specifications referred to in Article 14, where such specifications are applied, it shall require that manufacturer to take appropriate corrective measures and shall not issue an EU-type examination certificate as referred to in Part II, point 6, of Annex IV.	3.Where a notified body finds that the toy does not meet the essential safety requirements, the requirements in corresponding harmonised standards, where such standards are applied or the requirements in corresponding common specifications referred to in Article 14, where such specifications are applied, it shall require that manufacturer to take appropriate corrective measures and shall not issue an EU-type examination certificate as referred to in Part II, point 6, of Annex IV. Text Origin: Commission Proposal
Article 36(4)				
G 419	4.Where, in the course of the monitoring of conformity following the issue of a EU-type examination certificate, a notified body finds that a toy is no longer in compliance, it shall require the manufacturer to take appropriate corrective measures, and shall suspend or withdraw the EU-type examination certificate if necessary.	4.Where, in the course of the monitoring of conformity following the issue of a EU-type examination certificate, a notified body finds that a toy is no longer in compliance, it shall require the manufacturer to take appropriate corrective measures, and shall suspend or withdraw the EU-type examination certificate if necessary.	4.Where, in the course of the monitoring of conformity following the issue of a EU-type examination certificate, a notified body finds that a toy ~~is~~ no longer ~~in compliance~~**complies**, it shall require the manufacturer to take appropriate corrective measures, and shall suspend or withdraw the EU-type examination certificate if necessary.	4.Where, in the course of the monitoring of conformity following the issue of a EU-type examination certificate, a notified body finds that a toy ~~*is*~~ no longer ~~*in compliance*~~***complies***, it shall require the manufacturer to take appropriate corrective measures, and shall suspend or withdraw the EU-type examination certificate if necessary.

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: Council Mandate
Article 36(5)				
420	5.Where corrective measures are not taken or do not have the required effect, the notified body shall restrict, suspend or withdraw any EU-type examination certificates, as appropriate.	5.Where corrective measures are not taken or do not have the required effect, the notified body shall restrict, suspend or withdraw any EU-type examination certificates, as appropriate.	5.Where corrective measures are not taken or do not have the required effect, the notified body shall restrict, suspend or withdraw any EU-type examination certificates, as appropriate.	5.Where corrective measures are not taken or do not have the required effect, the notified body shall restrict, suspend or withdraw any EU-type examination certificates, as appropriate. Text Origin: Commission Proposal
Article 36(6)				
421	6.Where a notified body is informed by a market surveillance authority that a toy for which the notified body has issued a EU-type examination certificate is not in conformity with the essential safety requirements, it shall withdraw the EU-type examination certificate in respect of that toy.	6.Where a notified body is informed by a market surveillance authority that a toy for which the notified body has issued a EU-type examination certificate is not in conformity with the essential safety requirements, it shall withdraw the EU-type examination certificate in respect of that toy.	6.Where a notified body is informed by a market surveillance authority that a toy for which the notified body has issued a EU-type examination certificate ~~is not in conformity~~**does not comply** with the essential safety requirements, it shall withdraw the EU-type examination certificate in respect of that toy.	6.Where a notified body is informed by a market surveillance authority that a toy for which the notified body has issued a EU-type examination certificate ~~*is not in conformity*~~***does not comply*** with the essential safety requirements, it shall withdraw the EU-type examination certificate in respect of that toy. Text Origin: Council Mandate
Article 37				
422	Article 37 Appeals against decisions of notified bodies	Article 37 Appeals against decisions of notified bodies	Article 37 Appeals against decisions of notified bodies	Article 37 Appeals against decisions of notified bodies Text Origin: Commission Proposal
Article 37, first paragraph				
423	A notified body shall ensure that a transparent and accessible appeals	A notified body shall ensure that a transparent and accessible appeals	A notified body shall ensure that a transparent and accessible appeals	A notified body shall ensure that a transparent and accessible appeals

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	procedure against its decisions is available.	procedure against its decisions is available.	procedure against its decisions is available.	procedure against its decisions is available. Text Origin: Commission Proposal
Article 38				
424	Article 38 Information obligation of notified bodies	Article 38 Information obligation of notified bodies	Article 38 Information obligation of notified bodies	Article 38 Information obligation of notified bodies Text Origin: Commission Proposal
Article 38(1)				
425	1.Notified bodies shall inform the notifying authority of the following:	1.Notified bodies shall inform the notifying authority of the following:	1.Notified bodies shall inform the notifying authority of the following:	1.Notified bodies shall inform the notifying authority of the following: Text Origin: Commission Proposal
Article 38(1), point (a)				
426	(a) any refusal, restriction, suspension or withdrawal of an EU-type examination certificate;	(a) any refusal, restriction, suspension or withdrawal of an EU-type examination certificate;	(a) any refusal, restriction, suspension or withdrawal of an EU-type examination certificate;	(a) any refusal, restriction, suspension or withdrawal of an EU-type examination certificate; Text Origin: Commission Proposal
Article 38(1), point (b)				
427	(b) any circumstances affecting the scope of and conditions for their notification;	(b) any circumstances affecting the scope of and conditions for their notification;	(b) any circumstances affecting the scope of and conditions for their notification;	(b) any circumstances affecting the scope of and conditions for their notification; Text Origin: Commission Proposal
Article 38(1), point (c)				
428	(c) any request for information which they have received from	(c) any request for information which they have received from	(c) any request for information which they have received from	(c) any request for information which they have received from

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	market surveillance authorities regarding conformity assessment activities;	market surveillance authorities regarding conformity assessment activities;	market surveillance authorities regarding conformity assessment activities;	market surveillance authorities regarding conformity assessment activities; Text Origin: Commission Proposal
Article 38(1), point (d)				
G 429	(d) on request, conformity assessment activities performed within the scope of their notification, and any other activity performed, including cross-border activities and subcontracting.	(d) on request, conformity assessment activities performed within the scope of their notification, and any other activity performed, including cross-border activities and subcontracting.	(d) on request, conformity assessment activities performed within the scope of their notification, and any other activity performed, including cross-border activities and subcontracting.	(d) on request, conformity assessment activities performed within the scope of their notification, and any other activity performed, including cross-border activities and subcontracting. Text Origin: Commission Proposal
Article 38(2)				
G 430	2.Notified bodies shall provide the other bodies notified under this Regulation which carry out similar conformity assessment activities covering the same toys with relevant information on issues relating to negative and, on request, positive conformity assessment results.	2.Notified bodies shall provide the other bodies notified under this Regulation which carry out similar conformity assessment activities covering the same toys with relevant information on issues relating to negative and, on request, positive conformity assessment results.	2.Notified bodies shall provide the other bodies notified under this Regulation which carry out similar conformity assessment activities covering the same toys with relevant information on issues relating to negative and, on request, positive conformity assessment results.	2.Notified bodies shall provide the other bodies notified under this Regulation which carry out similar conformity assessment activities covering the same toys with relevant information on issues relating to negative and, on request, positive conformity assessment results. Text Origin: Commission Proposal
Article 38(3)				
G 431	3.Notified bodies shall, further to a reasoned request from a market surveillance authority, provide it with all the information and documentation that relates to any EU-type examination certificate	3.Notified bodies shall, further to a reasoned request from a market surveillance authority, provide it with all the information and documentation that relates to any EU-type examination certificate	3.Notified bodies shall, further to a reasoned request from a market surveillance authority, provide it with all the information and documentation that relates to any EU-type examination certificate	3.Notified bodies shall, further to a reasoned request from a market surveillance authority, provide it with all the information and documentation that relates to any EU-type examination certificate

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	which they have issued or withdrawn, or that relates to any refusal to issue such a certificate, including test reports, and the technical documentation referred to in Article 23.	which they have issued or withdrawn, or that relates to any refusal to issue such a certificate, including test reports, and the technical documentation referred to in Article 23.	which they have issued or withdrawn, or that relates to any refusal to issue such a certificate, including test reports, and the technical documentation referred to in Article 23.	which they have issued or withdrawn, or that relates to any refusal to issue such a certificate, including test reports, and the technical documentation referred to in Article 23. Text Origin: Commission Proposal
Article 39				
432	Article 39 Exchange of experience	Article 39 Exchange of experience	Article 39 Exchange of experience	Article 39 Exchange of experience Text Origin: Commission Proposal
Article 39, first paragraph				
433	The Commission shall provide for the organisation of exchange of experience between the Member States' national authorities responsible for notification policy.	The Commission shall provide for the organisation of exchange of experience between the Member States' national authorities responsible for notification policy.	The Commission shall provide for the organisation of exchange of experience between the Member States' national authorities responsible for notification policy.	The Commission shall provide for the organisation of exchange of experience between the Member States' national authorities responsible for notification policy. Text Origin: Commission Proposal
Article 40				
434	Article 40 Coordination of notified bodies	Article 40 Coordination of notified bodies	Article 40 Coordination of notified bodies	Article 40 Coordination of notified bodies Text Origin: Commission Proposal
Article 40, first paragraph				
435	The Commission shall ensure that appropriate coordination and cooperation between bodies notified under this Regulation are put in	The Commission shall ensure that appropriate coordination and cooperation between bodies notified under this Regulation are put in	The Commission shall ensure that appropriate coordination and cooperation between bodies notified under this Regulation are put in	The Commission shall ensure that appropriate coordination and cooperation between bodies notified under this Regulation are put in

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	place and properly operated in the form of a sectoral group or groups of notified bodies.	place and properly operated in the form of a sectoral group or groups of notified bodies.	place and properly operated in the form of a sectoral group or groups of notified bodies.	place and properly operated in the form of a sectoral group or groups of notified bodies. Text Origin: Commission Proposal
Article 40, second paragraph				
G 436	Notified bodies shall participate in the work of that group or groups, directly or by means of designated representatives.	Notified bodies shall participate in the work of that group or groups, directly or by means of designated representatives.	Notified bodies shall participate in the work of that group or groups, directly or by means of designated representatives.	Notified bodies shall participate in the work of that group or groups, directly or by means of designated representatives. Text Origin: Commission Proposal
CHAPTER VII				
G 437	CHAPTER VII MARKET SURVEILLANCE	CHAPTER VII MARKET SURVEILLANCE	CHAPTER VII MARKET SURVEILLANCE	Text Origin: Commission Proposal
Article 41				
Y 438	Article 41 Procedure for dealing with toys presenting a risk at national level	Article 41 ~~*Procedure for dealing with toys presenting a risk at*~~ National ~~*level*~~***measures concerning toys which are not compliant with the particular safety requirements***	Article 41 Procedure for dealing with toys presenting a risk at national level	Text Origin: Commission Proposal
Article 41(1), first subparagraph				
Y 439	1.Where the market surveillance authorities of one Member State have sufficient reason to believe that a toy covered by this Regulation presents a risk to the health or safety of persons, they shall carry out an evaluation in relation to the toy concerned covering all the requirements laid	1.Where the market surveillance authorities of one Member State have sufficient reason to believe that a toy covered by this Regulation presents a risk to the health or safety of ~~*persons*~~***children***, they shall carry out an evaluation in relation to the toy concerned covering all the requirements laid	1.~~Where the market surveillance authorities of one Member State have sufficient reason to believe that a toy covered by this Regulation presents a risk to the health or safety of persons, they shall carry out an evaluation in relation to the toy concerned covering all the requirements laid~~	1.Where the market surveillance authorities of one Member State have sufficient reason to believe that a toy covered by this Regulation presents a risk to the health or safety of persons, they shall carry out an evaluation in relation to the toy concerned covering all the requirements laid

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	down in this Regulation. The relevant economic operators shall cooperate, as necessary, with the market surveillance authorities for that purpose.	down in this Regulation. ***They shall immediately inform the relevant economic operator, in accordance with Article 4(1) and (2) of Regulation (EU) 2019/1020, of the procedure they have initiated and of the possible risk they have identified in the toy, and give the economic operator the opportunity to react.*** The relevant economic operators shall cooperate, as necessary, with the market surveillance authorities for that purpose.	~~down in this Regulation. The relevant economic operators shall cooperate, as necessary, with the market surveillance authorities for that purpose.~~ **deleted**	down in this Regulation. The relevant economic operators shall cooperate, as necessary, with the market surveillance authorities for that purpose.
Article 41(1), second subparagraph				
Y 440	Where, in the course of that evaluation, a market surveillance authority finds that a toy does not comply with the requirements laid down in this Regulation, it shall without delay require the relevant economic operator to take appropriate corrective action in accordance with Article 16(3) of Regulation (EU) 2019/1020 within a reasonable period of time prescribed by the market surveillance authority and taking into account the nature of the risk.	Where, in the course of that evaluation, a market surveillance authority finds that a toy does not comply with the requirements laid down in this Regulation, it shall without delay require the relevant economic operator to take appropriate corrective action in accordance with Article 16(3) of Regulation (EU) 2019/1020 within a reasonable period of time prescribed by the market surveillance authority and taking into account the nature of the risk.	Where~~, in the course of that evaluation,~~ a market surveillance authority finds that a toy does not comply with the requirements laid down in this Regulation, it shall without delay require the relevant economic operator to take appropriate corrective action in accordance with Article 16(3) of Regulation (EU) 2019/1020 within a reasonable period of time prescribed by the market surveillance authority and taking into account the nature of the risk.	Where, in the course of that evaluation, a market surveillance authority finds that a toy does not comply with the requirements laid down in this Regulation, it shall without delay require the relevant economic operator to take appropriate corrective action in accordance with Article 16(3) of Regulation (EU) 2019/1020 within a reasonable period of time prescribed by the market surveillance authority and taking into account the nature of the risk. Y
Article 41(1), third subparagraph				
G 441	The market surveillance authorities shall inform the relevant notified body accordingly.	The market surveillance authorities shall inform the relevant notified body accordingly.	The market surveillance authorities shall inform the relevant notified body accordingly.	The market surveillance authorities shall inform the relevant notified body accordingly. G

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: Commission Proposal
Article 41(2)				
Y 442	2.Where the market surveillance authorities consider that non-compliance is not restricted to their national territory, they shall inform the Commission and the other Member States of the results of the evaluation and of the actions which they have required the relevant economic operator to take.	2.Where the market surveillance authorities consider that non-compliance is not restricted to their national territory, they shall inform the Commission and the other Member States of the results of the evaluation and of the actions which they have required the relevant economic operator to take.	2.Where the market surveillance authorities consider that non-compliance is not restricted to their national territory, they shall inform the Commission and the other Member States of the ~~results of the evaluation and of the~~ actions which they have required the relevant economic operator to take.	2.Where the market surveillance authorities consider that non-compliance is not restricted to their national territory, they shall inform the Commission and the other Member States of the results of the evaluation and of the actions which they have required the relevant economic operator to take. Text Origin: Commission Proposal
Article 41(3)				
G 443	3.The economic operator shall ensure that appropriate corrective action is taken in respect of all the concerned toys that the economic operator has made available on the market throughout the Union.	3.The economic operator shall ensure that appropriate corrective action is taken in respect of all the concerned toys that the economic operator has made available on the market throughout the Union.	3.The economic operator shall ensure that appropriate corrective action is taken in respect of all the concerned toys that the economic operator has made available on the market throughout the Union.	3.The economic operator shall ensure that appropriate corrective action is taken in respect of all the concerned toys that the economic operator has made available on the market throughout the Union. Text Origin: Commission Proposal
Article 41(4), first subparagraph				
Y 444	4.Where the relevant economic operator does not take adequate corrective action within the period referred to in paragraph 1, second subparagraph, the market surveillance authorities shall take appropriate provisional measures to prohibit or restrict the toy being made available on their national	4.Where the relevant economic operator does not take adequate corrective action within the period referred to in paragraph 1, second subparagraph, the market surveillance authorities shall take appropriate provisional measures to prohibit or restrict the toy being made available on their national	4.Where the relevant economic operator does not take adequate corrective action within the period referred to in paragraph 1, ~~second~~**first** subparagraph, the market surveillance authorities shall take appropriate provisional measures to prohibit or restrict the toy being made available on their	4.Where the relevant economic operator does not take adequate corrective action within the period referred to in paragraph 1, second subparagraph, the market surveillance authorities shall take appropriate provisional measures to prohibit or restrict the toy being made available on their national

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	market, to withdraw the toy from that market or to recall it.	market, to withdraw the toy from that market or to recall it.	national market, to withdraw the toy from that market or to recall it.	market, to withdraw the toy from that market or to recall it. Text Origin: Commission Proposal
Article 41(4), second subparagraph				
G 445	The market surveillance authorities shall inform the Commission and the other Member States, without delay, of those measures.	The market surveillance authorities shall inform the Commission and the other Member States, without delay, of those measures.	The market surveillance authorities shall inform the Commission and the other Member States, without delay, of those measures.	The market surveillance authorities shall inform the Commission and the other Member States, without delay, of those measures. Text Origin: Commission Proposal
Article 41(5)				
G 446	5.The information referred to in paragraph 4, second subparagraph, shall include all available details, in particular the data necessary for the identification of the non-compliant toy including the unique product identifier, the origin of that toy, the nature of the alleged non-compliance and the risk involved, the nature and duration of the national measures taken and the arguments put forward by the relevant economic operator. In particular, the market surveillance authorities shall indicate whether the non-compliance is due to any of the following:	5.The information referred to in paragraph 4, second subparagraph, shall include all available details, in particular the data necessary for the identification of the non-compliant toy including the unique product identifier, the origin of that toy, the nature of the alleged non-compliance and the risk involved, the nature and duration of the national measures taken and the arguments put forward by the relevant economic operator. In particular, the market surveillance authorities shall indicate whether the non-compliance is due to any of the following:	5.The information referred to in paragraph 4, second subparagraph, shall include all available details, in particular the data necessary for the identification of the non-compliant toy including the unique product identifier, the origin of that toy, the nature of the alleged non-compliance and the risk involved, the nature and duration of the national measures taken and the arguments put forward by the relevant economic operator. In particular, the market surveillance authorities shall indicate whether the non-compliance is due to any of the following:	5.The information referred to in paragraph 4, second subparagraph, shall include all available details, in particular the data necessary for the identification of the non-compliant toy including the unique product identifier, the origin of that toy, the nature of the alleged non-compliance and the risk involved, the nature and duration of the national measures taken and the arguments put forward by the relevant economic operator. In particular, the market surveillance authorities shall indicate whether the non-compliance is due to any of the following: Text Origin: Commission Proposal
Article 41(5), point (a)				

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447	(a) failure of the toy to meet the essential safety requirements;	(a) failure of the toy to meet the essential safety requirements;	(a) failure of the toy to meet the essential safety requirements;	(a) failure of the toy to meet the essential safety requirements; Text Origin: Commission Proposal
Article 41(5), point (b)				
448	(b) shortcomings in the harmonised standards referred to in Article 13;	(b) shortcomings in the harmonised standards referred to in Article 13;	(b) shortcomings in the harmonised standards referred to in Article 13;	(b) shortcomings in the harmonised standards referred to in Article 13; Text Origin: Commission Proposal
Article 41(5), point (c)				
449	(c) shortcomings in the common specifications referred to in Article 14.	(c) shortcomings in the common specifications referred to in Article 14.	(c) shortcomings in the common specifications referred to in Article 14.	(c) shortcomings in the common specifications referred to in Article 14. Text Origin: Commission Proposal
Article 41(6)				
450	6.Market surveillance authorities of Member States other than the Member State initiating the procedure under this Article shall without delay inform the Commission and the other Member States of any measures adopted and of any additional information at their disposal relating to the non-compliance of the toy concerned, and, in the event of disagreement with the notified national measure, of their objections.	6.Market surveillance authorities of Member States other than the Member State initiating the procedure under this Article shall without delay inform the Commission and the other Member States of any measures adopted and of any additional information at their disposal relating to the non-compliance of the toy concerned, and, in the event of disagreement with the notified national measure, of their objections.	6.Market surveillance authorities of Member States other than the Member State initiating the procedure under this Article shall without delay inform the Commission and the other Member States of any measures adopted and of any additional information at their disposal relating to the non-compliance of the toy concerned, and, in the event of disagreement with the notified national measure, of their objections.	6.Market surveillance authorities of Member States other than the Member State initiating the procedure under this Article shall without delay inform the Commission and the other Member States of any measures adopted and of any additional information at their disposal relating to the non-compliance of the toy concerned, and, in the event of disagreement with the notified national measure, of their objections.
Article 41(7)				
451	7.Where, within 3 months of receipt of the information referred to in	7.Where, within 3 months of receipt of the information referred to in	7.Where, within 3 months of receipt of the information referred to in	7.Where, within 3 months of receipt of the information referred to in

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	paragraph 4, second subparagraph, no objection has been raised by either a market surveillance authority of a Member State or the Commission in respect of a provisional measure taken by a Member State, that measure shall be deemed to be justified.	paragraph 4, second subparagraph, no objection has been raised by either a market surveillance authority of a Member State or the Commission in respect of a provisional measure taken by a Member State, that measure shall be deemed to be justified.	paragraph 4, second subparagraph, no objection has been raised by either a market surveillance authority of a Member State or the Commission in respect of a provisional measure taken by a Member State, that measure shall be deemed to be justified.	paragraph 4, second subparagraph, no objection has been raised by either a market surveillance authority of a Member State or the Commission in respect of a provisional measure taken by a Member State, that measure shall be deemed to be justified.
Article 41(8)				
G 452	8.Market surveillance authorities of other Member States shall ensure that appropriate restrictive measures, such as withdrawal of the toy from their market, are taken without delay in respect of the toy concerned, and shall inform the Commission and the other Member States of those measures.	8.Market surveillance authorities of other Member States shall ensure that appropriate restrictive measures, such as withdrawal of the toy from their market, are taken without delay in respect of the toy concerned, and shall inform the Commission and the other Member States of those measures.	8.Market surveillance authorities of other Member States shall ensure that appropriate restrictive measures, such as withdrawal of the toy from their market, are taken without delay in respect of the toy concerned, and shall inform the Commission and the other Member States of those measures.	8.Market surveillance authorities of other Member States shall ensure that appropriate restrictive measures, such as withdrawal of the toy from their market, are taken without delay in respect of the toy concerned, and shall inform the Commission and the other Member States of those measures. G
Article 41(9)				
G 453	9.The information referred to in paragraphs 2, 4, 6 and 8 of this Article shall be communicated through the information and communication system referred to in Article 34 of Regulation (EU) 2019/1020. That communication shall not affect the obligation on market surveillance authorities to notify measures taken against products presenting a serious risk in accordance with Article 20 of Regulation (EU) 2019/1020.	9.The information referred to in paragraphs 2, 4, 6 and 8 of this Article shall be communicated through the information and communication system referred to in Article 34 of Regulation (EU) 2019/1020. That communication shall not affect the obligation on market surveillance authorities to notify measures taken against products presenting a serious risk in accordance with Article 20 of Regulation (EU) 2019/1020 ***and strictly enforce Article 19 of that Regulation given the vulnerability***	9.The information referred to in paragraphs 2, 4, 6 and 8 of this Article shall be communicated through the information and communication system referred to in Article 34 of Regulation (EU) 2019/1020. That communication shall not affect the obligation on market surveillance authorities to notify measures taken against products presenting a serious risk in accordance with Article 20 of Regulation (EU) 2019/1020.	9.The information referred to in paragraphs 2, 4, 6 and 8 of this Article shall be communicated through the information and communication system referred to in Article 34 of Regulation (EU) 2019/1020. That communication shall not affect the obligation on market surveillance authorities to notify measures taken against products presenting a serious risk in accordance with Article 20 of Regulation (EU) 2019/1020. G

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		of children to defective, unsafe or counterfeit products.		
Article 42				
454	Article 42 Union safeguard procedure	Article 42 Union safeguard procedure	Article 42 Union safeguard procedure	Article 42 Union safeguard procedure Text Origin: Commission Proposal
Article 42(1), first subparagraph				
455	1.Where, on completion of the procedure set out in Article 41(3) and (4), objections are raised against a measure taken by a Member State, or where the Commission has reasons to believe that a national measure could be contrary to Union legislation, the Commission shall without delay enter into consultation with the Member States and the relevant economic operator or operators and shall evaluate the national measure.	1.Where, on completion of the procedure set out in Article 41(3) and (4), objections are raised against a measure taken by a Member State, or where the Commission has reasons to believe that a national measure could be contrary to Union legislation, the Commission shall without delay enter into consultation with the Member States and the relevant economic operator or operators and shall evaluate the national measure.	1.Where, on completion of the procedure set out in Article 41(3) and (4), objections are raised against a measure taken by a Member State, or where the Commission has reasons to believe that a national measure could be contrary to Union ~~legislation~~**law**, the Commission shall without delay enter into consultation with the Member States and the relevant economic operator or operators and shall evaluate the national measure.	1.Where, on completion of the procedure set out in Article 41(3) and (4), objections are raised against a measure taken by a Member State, or where the Commission has reasons to believe that a national measure could be contrary to Union ~~*legislation*~~***law***, the Commission shall without delay enter into consultation with the Member States and the relevant economic operator or operators and shall evaluate the national measure. Text Origin: Council Mandate
Article 42(1), second subparagraph				
456	On the basis of the results of that evaluation, the Commission shall adopt an implementing act determining whether the national measure is justified or not.	On the basis of the results of that evaluation, the Commission shall adopt an implementing act determining whether the national measure is justified or not.	On the basis of the results of that evaluation, the Commission shall adopt an implementing act determining whether the national measure is justified or not.	On the basis of the results of that evaluation, the Commission shall adopt an implementing act determining whether the national measure is justified or not. Text Origin: Commission Proposal
Article 42(1), third subparagraph				

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G 457	The Commission shall address its decision to all Member States and shall without delay communicate it to them and the relevant economic operator or operators.	The Commission shall address its decision to all Member States and shall without delay communicate it to them and the relevant economic operator or operators.	The Commission shall address its decision to all Member States and shall without delay communicate it to them and the relevant economic operator or operators.	The Commission shall address its decision to all Member States and shall without delay communicate it to them and the relevant economic operator or operators. Text Origin: Commission Proposal
Article 42(2), first subparagraph				
G 458	2.If the national measure is considered justified, all Member States shall take the measures necessary to ensure that the non-compliant toy is withdrawn or recalled from their market, and shall inform the Commission accordingly.	2.If the national measure is considered justified, all Member States shall take the measures necessary to ensure that the non-compliant toy is withdrawn or recalled from their market, and shall inform the Commission accordingly.	2.If the national measure is considered justified, all Member States shall take the measures necessary to ensure that the non-compliant toy is withdrawn or recalled from their market, and shall inform the Commission accordingly.	2.If the national measure is considered justified, all Member States shall take the measures necessary to ensure that the non-compliant toy is withdrawn or recalled from their market, and shall inform the Commission accordingly. Text Origin: Commission Proposal
Article 42(2), second subparagraph				
G 459	If the national measure is considered unjustified, the Member State concerned shall withdraw it.	If the national measure is considered unjustified, the Member State concerned shall withdraw it.	If the national measure is considered unjustified, the Member State concerned shall withdraw it.	If the national measure is considered unjustified, the Member State concerned shall withdraw it. Text Origin: Commission Proposal
Article 42(3)				
G 460	3.Where the national measure is considered to be justified and the non-compliance of the toy is attributed to shortcomings in the harmonised standards referred to in Article 13 of this Regulation or the common specifications referred to in Article 14 of this Regulation, the	3.Where the national measure is considered to be justified and the non-compliance of the toy is attributed to shortcomings in the harmonised standards referred to in Article 13 of this Regulation or the common specifications referred to in Article 14 of this Regulation, the	3.Where the national measure is considered to be justified and the non-compliance of the toy is attributed to shortcomings in the harmonised standards referred to in Article 13 of this Regulation or the common specifications referred to in Article 14 of this Regulation, the	3.Where the national measure is considered to be justified and the non-compliance of the toy is attributed to shortcomings in the harmonised standards referred to in Article 13 of this Regulation or the common specifications referred to in Article 14 of this Regulation, the

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	Commission shall apply the procedure provided for in Article 11 of Regulation (EU) No 1025/2012 or amend the common specifications as appropriate.	Commission shall apply the procedure provided for in Article 11 of Regulation (EU) No 1025/2012 or amend the common specifications as appropriate.	Commission shall apply the procedure provided for in Article 11 of Regulation (EU) No 1025/2012 or amend the common specifications as appropriate.	Commission shall apply the procedure provided for in Article 11 of Regulation (EU) No 1025/2012 or amend the common specifications as appropriate. Text Origin: Commission Proposal
Article 43				
461	Article 43 Formal non-compliance	Article 43 Formal non-compliance	Article 43 Formal non-compliance	Article 43 Formal non-compliance Text Origin: Commission Proposal
Article 43(1)				
462	1.Without prejudice to Article 41, where a market surveillance authority makes one of the following findings with regard to a toy, it shall require the relevant economic operator to put an end to the non-compliance concerned:	1.Without prejudice to Article 41, where a market surveillance authority makes one of the following findings with regard to a toy, it shall require the relevant economic operator to put an end to the non-compliance concerned:	1.Without prejudice to Article 41, where a market surveillance authority makes one of the following findings with regard to a toy, it shall require the relevant economic operator to put an end to the non-compliance concerned:	1.Without prejudice to Article 41, where a market surveillance authority makes one of the following findings with regard to a toy, it shall require the relevant economic operator to put an end to the non-compliance concerned: Text Origin: Commission Proposal
Article 43(1), point (a)				
463	(a) the CE marking has been affixed in violation of Article 15 or 16;	(a) the CE marking has been affixed in violation of Article 15 or 16;	(a) the CE marking has been affixed in violation of Article 15 or 16;	(a) the CE marking has been affixed in violation of Article 15 or 16; Text Origin: Commission Proposal
Article 43(1), point (b)				
464	(b) the CE marking has not been affixed;	(b) the CE marking has not been affixed;	(b) the CE marking has not been affixed;	(b) the CE marking has not been affixed;

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: Commission Proposal
Article 43(1), point (c)				
G 465	(c) the product passport has not been drawn up in accordance with Article 17;	(c) the ***digital*** product passport has not been drawn up in accordance with Article 17;	(c) the **digital** product passport has not been drawn up in accordance with Article 17;	(c) the ***digital*** product passport has not been drawn up in accordance with Article 17; Text Origin: EP Mandate
Article 43(1), point (d)				
G 466	(d) the data carrier through which the product passport is accessible has not been affixed in accordance with Article 17(5);	(d) the data carrier through which the ***digital*** product passport is accessible has not been affixed in accordance with Article 17(5);	(d) the data carrier through which the **digital** product passport is accessible has not been affixed in accordance with Article 17(5);	(d) the data carrier through which the ***digital*** product passport is accessible has not been affixed in accordance with Article 17(5); Text Origin: EP Mandate
Article 43(1), point (e)				
G 467	(e) the technical documentation referred to in Article 23 is either not available or not complete.	(e) the technical documentation referred to in Article 23 is either not available or not complete.	(e) the technical documentation referred to in Article 23 is either not available or not complete.	(e) the technical documentation referred to in Article 23 is either not available or not complete. Text Origin: Commission Proposal
Article 43(2)				
G 468	2.Where the non-compliance referred to in paragraph 1 persists, the market surveillance authority concerned shall take appropriate measures to restrict or prohibit the making available on the market of the toy, or ensure that the toy is recalled or withdrawn from the market.	2.Where the non-compliance referred to in paragraph 1 persists, the market surveillance authority concerned shall take appropriate measures to restrict or prohibit the making available on the market of the toy, or ensure that the toy is recalled or withdrawn from the market.	2.Where the non-compliance referred to in paragraph 1 persists, the market surveillance authority concerned shall take appropriate measures to restrict or prohibit the making available on the market of the toy, or ensure that the toy is recalled or withdrawn from the market.	2.Where the non-compliance referred to in paragraph 1 persists, the market surveillance authority concerned shall take appropriate measures to restrict or prohibit the making available on the market of the toy, or ensure that the toy is recalled or withdrawn from the market.

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: Commission Proposal
Article 44				
469	Article 44 National measures concerning toys which are compliant with the particular safety requirements but which present a risk	Article 44 National measures concerning toys which are compliant with the particular safety requirements but which present a risk	Article 44 National measures concerning toys which are compliant with the particular safety requirements but which present a risk	Article 44 National measures concerning toys which are compliant with the particular safety requirements but which present a risk EP requesting Art 44 to be deleted, as already covered by Art 41(1). Text Origin: EP Mandate
Article 44(1)				
470	1.Where, having carried out an evaluation under Article 41(1), a market surveillance authority finds that, although a toy made available on the market is in compliance with the particular safety requirements it poses a risk to the health and safety of persons, it shall require the relevant economic operator to take all appropriate measures, within a reasonable period of time prescribed by the market surveillance authority taking into account the nature of the risk to ensure that the toy, when made available on the market, no longer presents that risk, to withdraw the toy from the market or to recall it.	1.Where, having carried out an evaluation under Article 41(1), a market surveillance authority finds that, although a toy made available on the market is in compliance with the particular safety requirements it poses a risk to the health and safety of persons, it shall require the relevant economic operator to take all appropriate measures, within a reasonable period of time prescribed by the market surveillance authority taking into account the nature of the risk to ensure that the toy, when made available on the market, no longer presents that risk, to withdraw the toy from the market or to recall it.	1.Where~~, having carried out an evaluation under Article 41(1),~~ a market surveillance authority finds that, although a toy made available on the market is in compliance with the particular safety requirements it poses a risk to the health and safety of persons, it shall require the relevant economic operator to take all appropriate measures, within a reasonable period of time prescribed by the market surveillance authority taking into account the nature of the risk to ensure that the toy, when made available on the market, no longer presents that risk, to withdraw the toy from the market or to recall it.	1.Where, having carried out an evaluation under Article 41(1), a market surveillance authority finds that, although a toy made available on the market is in compliance with the particular safety requirements it poses a risk to the health and safety of persons, it shall require the relevant economic operator to take all appropriate measures, within a reasonable period of time prescribed by the market surveillance authority taking into account the nature of the risk to ensure that the toy, when made available on the market, no longer presents that risk, to withdraw the toy from the market or to recall it. Text Origin: EP Mandate
Article 44(2)				

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
471	2.The economic operator shall ensure that corrective action is taken in respect of all the toys concerned that the economic operator has made available on the market throughout the Union.	2.The economic operator shall ensure that corrective action is taken in respect of all the toys concerned that the economic operator has made available on the market throughout the Union.	2.The economic operator shall ensure that corrective action is taken in respect of all the toys concerned that the economic operator has made available on the market throughout the Union.	2.The economic operator shall ensure that corrective action is taken in respect of all the toys concerned that the economic operator has made available on the market throughout the Union. Text Origin: EP Mandate
Article 44(3)				
472	3.The market surveillance authority of the Member State shall immediately inform the Commission and the other Member States of its findings and any subsequent actions taken by the economic operator. That information shall include all available details, in particular the data necessary for the identification of the toy concerned including the unique product identifier, the origin and the supply chain of the toy, the nature of the risk involved and the nature and duration of the national measures taken.	3.The market surveillance authority of the Member State shall immediately inform the Commission and the other Member States of its findings and any subsequent actions taken by the economic operator. That information shall include all available details, in particular the data necessary for the identification of the toy concerned including the unique product identifier, the origin and the supply chain of the toy, the nature of the risk involved and the nature and duration of the national measures taken.	3.The market surveillance authority of the Member State shall immediately inform the Commission and the other Member States of its findings and any subsequent actions taken by the economic operator. That information shall include all available details, in particular the data necessary for the identification of the toy concerned including the unique product identifier, the origin and the supply chain of the toy, the nature of the risk involved and the nature and duration of the national measures taken.	3.The market surveillance authority of the Member State shall immediately inform the Commission and the other Member States of its findings and any subsequent actions taken by the economic operator. That information shall include all available details, in particular the data necessary for the identification of the toy concerned including the unique product identifier, the origin and the supply chain of the toy, the nature of the risk involved and the nature and duration of the national measures taken. Text Origin: EP Mandate
Article 44(4), first subparagraph				
473	4.The Commission shall without delay enter into consultation with the Member States and the relevant economic operator or operators and shall evaluate the national measures taken. On the basis of the results of that evaluation, the Commission shall adopt an implementing act	4.The Commission shall without delay enter into consultation with the Member States and the relevant economic operator or operators and shall evaluate the national measures taken. On the basis of the results of that evaluation, the Commission shall adopt an implementing act	4.The Commission shall without delay enter into consultation with the Member States and the relevant economic operator or operators and shall evaluate the national measures taken. On the basis of the results of that evaluation, the Commission shall adopt an implementing act	4.The Commission shall without delay enter into consultation with the Member States and the relevant economic operator or operators and shall evaluate the national measures taken. On the basis of the results of that evaluation, the Commission shall adopt an implementing act

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	determining whether the national measure is justified or not and, where necessary, propose appropriate measures.	determining whether the national measure is justified or not and, where necessary, propose appropriate measures.	determining whether the national measure is justified or not and, where necessary, propose appropriate measures.	determining whether the national measure is justified or not and, where necessary, propose appropriate measures. Text Origin: EP Mandate
Article 44(4), second subparagraph				
Y	474	The Commission shall address its decision to all Member States and shall immediately communicate it to them and the relevant economic operator or operators.	The Commission shall address its decision to all Member States and shall immediately communicate it to them and the relevant economic operator or operators.	The Commission shall address its decision to all Member States and shall immediately communicate it to them and the relevant economic operator or operators. Text Origin: EP Mandate
Article 44(5)				
Y	475	5.The information referred to in paragraph 3 of this Article shall be communicated through the information and communication system referred to in Article 34 of Regulation (EU) 2019/1020. That communication shall not affect the obligation on market surveillance authorities to notify measures taken against products presenting a serious risk in accordance with Article 20 of Regulation (EU) 2019/1020.	5.The information referred to in paragraph 3 of this Article shall be communicated through the information and communication system referred to in Article 34 of Regulation (EU) 2019/1020. That communication shall not affect the obligation on market surveillance authorities to notify measures taken against products presenting a serious risk in accordance with Article 20 of Regulation (EU) 2019/1020.	5.The information referred to in paragraph 3 of this Article shall be communicated through the information and communication system referred to in Article 34 of Regulation (EU) 2019/1020. That communication shall not affect the obligation on market surveillance authorities to notify measures taken against products presenting a serious risk in accordance with Article 20 of Regulation (EU) 2019/1020.	5.The information referred to in paragraph 3 of this Article shall be communicated through the information and communication system referred to in Article 34 of Regulation (EU) 2019/1020. That communication shall not affect the obligation on market surveillance authorities to notify measures taken against products presenting a serious risk in accordance with Article 20 of Regulation (EU) 2019/1020. Text Origin: EP Mandate
Article 45				
G	476	Article 45 Commission action concerning toys that present a risk	Article 45 Commission action concerning toys that present a risk	Article 45 Commission action concerning toys that present a risk

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: Commission Proposal
Article 45(1)				
G 477	1.Where the Commission becomes aware of a toy or a specific category of toys made available on the market which presents a risk to the health and safety of persons but is nonetheless either in compliance with the particular safety requirements or raising doubts about such compliance, it is empowered to adopt implementing acts setting out measures to ensure that the toy or category of toys, when made available on the market, no longer presents that risk, to withdraw it from the market or to recall it where all of the following conditions are met:	1.Where the Commission becomes aware of a toy or a specific category of toys made available on the market which presents a risk to the health and safety of persons but is nonetheless either in compliance with the particular safety requirements or raising doubts about such compliance, it is empowered to adopt implementing acts setting out measures to ensure that the toy or category of toys, when made available on the market, no longer presents that risk, to withdraw it from the market or to recall it where all of the following conditions are met:	1.Where the Commission becomes aware of a toy or a specific category of toys made available on the market which presents a risk to the health and safety of persons but is nonetheless either in compliance with the particular safety requirements or raising doubts about such compliance, it is empowered to adopt implementing acts setting out measures to ensure that the toy or category of toys, when made available on the market, no longer presents that risk, to withdraw it from the market or to recall it where all of the following conditions are met:	1.Where the Commission becomes aware of a toy or a specific category of toys made available on the market which presents a risk to the health and safety of persons but is nonetheless either in compliance with the particular safety requirements or raising doubts about such compliance, it is empowered to adopt implementing acts setting out measures to ensure that the toy or category of toys, when made available on the market, no longer presents that risk, to withdraw it from the market or to recall it where all of the following conditions are met: Text Origin: Commission Proposal
Article 45(1), point (a)				
G 478	(a) it emerges from prior consultations with the market surveillance authorities that their approaches to dealing with the risk differ from one market surveillance authority to another;	(a) it emerges from prior consultations with the market surveillance authorities that their approaches to dealing with the risk differ from one market surveillance authority to another;	(a) it emerges from prior consultations with the market surveillance authorities that their approaches to dealing with the risk differ from one market surveillance authority to another;	(a) it emerges from prior consultations with the market surveillance authorities that their approaches to dealing with the risk differ from one market surveillance authority to another; Text Origin: Commission Proposal
Article 45(1), point (b)				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
479	(b) the risk cannot, in view of its nature, be dealt with under other procedures laid down by this Regulation.	(b) the risk cannot, in view of its nature, be dealt with under other procedures laid down by this Regulation.	(b) the risk cannot, in view of its nature, be dealt with under other procedures laid down by this Regulation.	(b) the risk cannot, in view of its nature, be dealt with under other procedures laid down by this Regulation. Text Origin: Commission Proposal
Article 45(2)				
480	2.Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 50(3). On duly justified imperative grounds of urgency relating to the protection of the health and safety of persons, the Commission is empowered to adopt an immediately applicable implementing act in accordance with the procedure referred to in Article 50(4).	2.Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 50(3). On duly justified imperative grounds of urgency relating to the protection of the health and safety of persons, the Commission is empowered to adopt an immediately applicable implementing act in accordance with the procedure referred to in Article 50(4).	2.Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 50(3). On duly justified imperative grounds of urgency relating to the protection of the health and safety of persons, the Commission is empowered to adopt an immediately applicable implementing act in accordance with the procedure referred to in Article 50(4).	2.Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 50(3). On duly justified imperative grounds of urgency relating to the protection of the health and safety of persons, the Commission is empowered to adopt an immediately applicable implementing act in accordance with the procedure referred to in Article 50(4). Text Origin: Commission Proposal
CHAPTER VIII				
481	CHAPTER VIII DELEGATED POWERS AND COMMITTEE PROCEDURE	CHAPTER VIII DELEGATED POWERS AND COMMITTEE PROCEDURE	CHAPTER VIII DELEGATED POWERS AND COMMITTEE PROCEDURE	CHAPTER VIII DELEGATED POWERS AND COMMITTEE PROCEDURE Text Origin: Commission Proposal
Article 46				
482	Article 46 Delegated powers	Article 46 Delegated powers	Article 46 Delegated powers	Article 46 Delegated powers Text Origin: Commission Proposal

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Article 46(1)				
483	1.The Commission is empowered to adopt delegated acts in accordance with Article 47 to amend Annex VI as regards the information to be provided in the product passport, in order to adapt it to technical and scientific progress and to the level of digital readiness of market surveillance authorities and of users and their supervisors.	1.The Commission is empowered to adopt delegated acts in accordance with Article 47 to amend Annex VI as regards the information to be provided in the ***digital*** product passport, in order to adapt it to technical and scientific progress and to the level of digital readiness of market surveillance authorities and of users and their supervisors.	1.The Commission is empowered to adopt delegated acts in accordance with Article 47 to amend Annex VI as regards the ~~information~~**data** to be provided in the **digital** product passport, in order to adapt it to technical and scientific progress and to the level of digital readiness of market surveillance authorities and of users and their supervisors.	1.The Commission is empowered to adopt delegated acts in accordance with Article 47 to amend Annex VI as regards the ~~*information*~~***data*** to be provided in the ***digital*** product passport, in order to adapt it to technical and scientific progress and to the level of digital readiness of market surveillance authorities and of users and their supervisors. Text Origin: Council Mandate
Article 46(2), first subparagraph				
484	2.The Commission is empowered to adopt delegated acts in accordance with Article 47 to amend Article 19(1) by setting out that additional information among the information listed in Annex VI or that information on the non-compliance of the toy when measures are taken in accordance with Articles 41(2) or (4) and Article 44(1) is to be stored in the registry.	2.The Commission is empowered to adopt delegated acts in accordance with Article 47 to amend Article 19(1) by setting out that additional information among the information listed in Annex VI or that information on the non-compliance of the toy when measures are taken in accordance with Articles 41(2) or (4) and Article 44(1) is to be stored in the registry.	2.The Commission is empowered to adopt delegated acts in accordance with Article 47 to amend Article 19(1) by setting out that additional information among the information listed in Annex VI or that information on the non-compliance of the toy when measures are taken in accordance with Articles 41(2) or (4) and Article 44(1) is to be stored in the registry.	2.The Commission is empowered to adopt delegated acts in accordance with Article 47 to amend Article 19(1) by setting out that additional information among the information listed in Annex VI or that information on the non-compliance of the toy when measures are taken in accordance with Articles 41(2) or (4) and Article 44(1) is to be stored in the registry. Text Origin: Commission Proposal
Article 46(2), second subparagraph				
485	When adopting the delegated acts in accordance with the first subparagraph, the Commission shall take into account the following criteria:	When adopting the delegated acts in accordance with the first subparagraph, the Commission shall take into account the following criteria:	When adopting the delegated acts in accordance with the first subparagraph, the Commission shall take into account the following criteria:	When adopting the delegated acts in accordance with the first subparagraph, the Commission shall take into account the following criteria:

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: Commission Proposal
Article 46(2), second subparagraph, point (a)				
486	(a) coherence with other relevant Union acts, where relevant;	(a) coherence with other relevant Union acts, where relevant;	(a) coherence with other relevant Union acts, where relevant;	(a) coherence with other relevant Union acts, where relevant; Text Origin: Commission Proposal
Article 46(2), second subparagraph, point (b)				
487	(b) the need to allow for the verification of the authenticity of the product passport;	(b) the need to allow for the verification of the authenticity of the ***digital*** product passport;	(b) the need to allow for the verification of the authenticity of the **digital** product passport;	(b) the need to allow for the verification of the authenticity of the ***digital*** product passport; Text Origin: EP Mandate
Article 46(2), second subparagraph, point (c)				
488	(c) the relevance of the information for improving the efficiency and effectiveness of market surveillance checks and customs controls for toys;	(c) the relevance of the information for improving the efficiency and effectiveness of market surveillance checks and customs controls for toys;	(c) the relevance of the information for improving the efficiency and effectiveness of market surveillance checks and customs controls for toys;	(c) the relevance of the information for improving the efficiency and effectiveness of market surveillance checks and customs controls for toys; Text Origin: Commission Proposal
Article 46(2), second subparagraph, point (d)				
489	(d) the need to avoid disproportionate administrative burden for economic operators.	(d) the need to avoid disproportionate administrative burden for economic operators.	(d) the need to avoid disproportionate administrative burden for economic operators **and customs authorities**.	(d) the need to avoid disproportionate administrative burden for economic operators ***and national authorities***. Text Origin: Council Mandate
Article 46(3)				
490	3.The Commission is empowered to adopt delegated acts in accordance with Article 47 to supplement this	3.The Commission is empowered to adopt delegated acts in accordance with Article 47 to supplement this	*deleted*	*deleted*

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Regulation by determining which of the information stored in the registry is to be controlled by customs authorities, in addition to the information set out in Article 20(3).	Regulation by determining which of the information stored in the registry is to be controlled by customs authorities, in addition to the information set out in Article 20(3).		
Article 46(4)				
G *491*	*4.*The Commission is empowered to adopt delegated acts in accordance with Article 47 to amend Annex VII to this Regulation in order to adapt the list of commodity codes and product descriptions to be used for the purposes of Article 20(8). Those adaptations shall be based on the list set out in Annex I to Regulation (EEC) No 2658/87.	4.The Commission is empowered to adopt delegated acts in accordance with Article 47 to amend Annex VII to this Regulation in order to adapt the list of commodity codes and product descriptions to be used for the purposes of Article 20(8). Those adaptations shall be based on the list set out in Annex I to Regulation (EEC) No 2658/87.	4.The Commission is empowered to adopt delegated acts in accordance with Article 47 to amend Annex VII to this Regulation in order to adapt the list of commodity codes and product descriptions to be used for the purposes of Article 20(8). Those adaptations shall be based on the list set out in Annex I to Regulation (EEC) No 2658/87.	4.The Commission is empowered to adopt delegated acts in accordance with Article 47 to amend Annex VII to this Regulation in order to adapt the list of commodity codes and product descriptions to be used for the purposes of Article 20(8). Those adaptations shall be based on the list set out in Annex I to Regulation (EEC) No 2658/87. Text Origin: Commission Proposal
Article 46(5)				
G 492	5.The Commission is empowered to adopt delegated acts in accordance with Article 47 to amend Annex III in order to adapt it to technical and scientific progress.	5.The Commission is empowered to adopt delegated acts in accordance with Article 47 to amend Annex III in order to adapt it to technical and scientific progress.	5.The Commission is empowered to adopt delegated acts in accordance with Article 47 to amend Annex III in order to adapt it to technical and scientific progress.	5.The Commission is empowered to adopt delegated acts in accordance with Article 47 to amend Annex III in order to adapt it to technical and scientific progress. Text Origin: Commission Proposal
Article 46(6)				
G 493	6.The Commission is empowered to adopt delegated acts in accordance with Article 47 to amend Part C of the Appendix to Annex II in order to permit a certain use in toys of a	6.The Commission is empowered to adopt delegated acts in accordance with Article 47 to amend Part C of the Appendix to Annex II in order to permit ***for a specified period of***	6.The Commission is empowered to adopt delegated acts in accordance with Article 47 to amend Part C of the Appendix to Annex II**, while taking into account the conditions**	6.The Commission is empowered to adopt delegated acts in accordance with Article 47 to amend Part C of the Appendix to Annex II***, while taking into account the conditions***

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	specific substance or mixture that is prohibited under Part III, point 4, of Annex II, or to limit a certain use that has been permitted.	***time*** a certain use in toys of a specific substance or mixture that is prohibited under Part III, point 4, of Annex II, or to limit a certain use that has been permitted. ***While assessing the requests for exemption and its duration, the Commission shall take into account the availability of alternatives and any potential adverse impacts on innovation. Life-cycle thinking on the overall impacts of the exemption shall apply, where relevant. Six months after the entry into force of this Regulation, the Commission shall adopt delegated acts in accordance with Article 47 to amend Part C of the Appendix to Annex II in regard to nickel, in order to set out the validity period for the exemption from the generic prohibition under Part III, point 4, of Annex II, for that substance. The Commission shall justify any exemption granted and make this publicly available in an easily accessible and user-friendly manner.***	**set out in Annex II, Part III, point (7a),** in order to permit a certain ~~use~~**presence** in toys of a specific substance or mixture that is prohibited under Part III, point 4, of Annex II, or to ~~limit~~**amend or withdraw** a certain ~~use~~**presence** that has been permitted.	***set out in Annex II, Part III, point (7a),*** in order to permit a certain ~~*use*~~***presence*** in toys of a specific substance or mixture that is prohibited under Part III, point 4, of Annex II, or to ~~*limit*~~***amend or withdraw the permission of the presence of*** a certain ~~*use that has been permitted*~~***substance or mixture. The Commission shall justify any exemption granted and make this publicly available in an easily accessible and user-friendly manner***. Text Origin: Council Mandate
Article 46(7)				
494	7.The use in toys of a substance or mixture prohibited under Part III, point 4, of Annex II may only be permitted when all of the following conditions are met:	7.The use in toys of a substance or mixture prohibited under Part III, point 4, ***points (a), (b), (db), (dc), (dd) and (de)*** of Annex II ~~*may only*~~***shall not*** be permitted ~~*when*~~***unless*** all of the following conditions are met:	*deleted*	*deleted* *Rows 494 to 497a, text suggested in 495 and 496 to be checked and the remaining parts to be moved to annex.*

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Article 46(7), point (a)				
495	*(a)* it has been found to be safe by the European Chemicals Agency (ECHA), in particular in view of exposure, including the overall exposure from other sources, and taking particular account of the vulnerability of children;	(a) it has been found to be safe by the European Chemicals Agency (ECHA)~~, in particular in view~~ ***due to the absence of the possibility*** of exposure~~, including the overall exposure from other sources, and~~ ***under reasonably foreseeable conditions of use in accordance with Article 5(2), first subparagraph,*** taking particular account of the vulnerability of children;	*deleted*	*deleted* *Follow-up to 2nd trilogue: rows Rows 494 to 497a moved to annex, in rows 651b-651e.*
Article 46(7), point (aa)				
495a		***(aa) elimination or substitution via design changes or the use of other materials or components without such substances or mixtures is not technically possible;***		*deleted* *ITM 15.01: further check by the COM on possible explaining in the recital on the issue of economic assessment*
Article 46(7), point (b)				
496	*(b)* there are no suitable alternative substances or mixtures available, as established by ECHA based on an analysis of alternatives;	(b) there are no suitable alternative substances or mixtures available, as established by ECHA based on an analysis of alternatives;	*deleted*	*deleted* *Follow-up to 2nd trilogue: rows Rows 494 to 497a moved to annex, in rows 651b-651e.*
Article 46(7), point (c)				
497	*(c)* the substance or mixture is not prohibited for use in consumer articles under Regulation (EC) No 1907/2006.	(c) the substance or mixture is not prohibited for use in consumer articles under Regulation (EC) No 1907/2006.	*deleted*	*deleted* *Follow-up to 2nd trilogue: rows Rows 494 to 497a moved to annex, in rows 651b-651e.*

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Article 46(7a)				
G *497a*		***7a. The use in toys of a substance or mixture prohibited under Part III, point 4, points (c), (d) and (da) of Annex II shall not be permitted unless all of the following conditions are met:*** ***(a) it has been found to be safe by the ECHA, in particular in view of exposure, including the overall exposure from all potential sources as well as any known additional hazards from combined exposure to the different substances and mixtures present in the toy, and taking into account, in particular, the vulnerability of children;*** ***(b) elimination or substitution via design changes or the use of other materials or components without such substances or mixtures is not technically possible;*** ***(c) there are no suitable alternative substances or mixtures available, as established by the ECHA based on an analysis of alternatives;*** ***(d) the substance or mixture is not prohibited for use in consumer articles under Regulation (EC) No 1907/2006.***		***7a. deleted*** follow-up to 2nd trilogue. Element of self-classified substances covered in rows 320 and 790. G
Article 46(7b)				
G 497b		***7b. Exemptions from the general prohibition in accordance with paragraphs 7 and 7a shall be time-limited. The validity period for each exemption shall be subject to***		***no text*** follow-up to 2nd trilogue. G

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		a review and may be renewed, on a case-by-case basis for each substance or mixture.		
Article 46(8)				
498	8.The Commission is empowered to adopt delegated acts in accordance with Article 47 to amend Parts A and B of the Appendix to Annex II in order to adapt them to technical and scientific progress, by :	8.The Commission is empowered to adopt delegated acts in accordance with Article 47 to amend Parts A and B of the Appendix to Annex II in order to adapt them to technical and scientific progress, by :	8.The Commission is empowered to adopt delegated acts in accordance with Article 47 to amend Parts A and B of the Appendix to Annex II in order to adapt them to technical and scientific progress, by :	8.The Commission is empowered to adopt delegated acts in accordance with Article 47 to amend Parts A and B of the Appendix to Annex II in order to adapt them to technical and scientific progress, by : Text Origin: Commission Proposal
Article 46(8), point (a)				
499	(a) introducing conditions for the presence of substances or mixtures in toys and, in particular, limit values for specific substances or mixtures in toys, including limit values for traces of prohibited substances or mixtures as referred to in Part III, point 4, of Annex II;	(a) introducing conditions for the presence of substances or mixtures in toys and, in particular, limit values for specific substances or mixtures in toys, including limit values for traces of prohibited substances or mixtures as referred to in Part III, point 4, of Annex II;	(a) introducing conditions for the presence of substances or mixtures in toys and, in particular, limit values for specific substances or mixtures in toys, including limit values for ~~traces~~**the non intended presence** of prohibited substances or mixtures as referred to in Part III, point **4**5, of Annex II;	(a) introducing conditions for the presence of substances or mixtures in toys and, in particular, limit values for specific substances or mixtures in toys, including limit values for ~~*traces*~~***the non intended presence*** of prohibited substances or mixtures as referred to in Part III, point ~~*4*~~***5***, of Annex II; ITM 30.01 to be further checked during the finalisation Text Origin: Council Mandate
Article 46(8), point (b)				
500	(b) modifying the conditions or limit values for the presence of substances and mixtures in toys.	(b) modifying the conditions or limit values for the presence of substances and mixtures in toys.	(b) modifying the conditions or limit values for the presence of substances and mixtures in toys.	(b) modifying the conditions or limit values for the presence of substances and mixtures in toys. Text Origin: Commission Proposal

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Article 46(9)				
501	9.For the purposes of paragraphs 6 and 7, the Commission shall systematically and regularly evaluate the occurrence of hazardous chemical substances or mixtures in toys. In those evaluations, the Commission shall take into account reports of market surveillance bodies and scientific evidence presented by Member States and stakeholders.	9.For the purposes of paragraphs 6 ~~and 7~~ ***8***, the Commission shall systematically and regularly evaluate the occurrence of hazardous chemical substances or mixtures in toys. In those evaluations, the Commission shall take into account reports of market surveillance bodies and scientific evidence presented by Member States and stakeholders.	9.For the purposes of paragraphs 6 and ~~7~~**8**, the Commission shall systematically and regularly evaluate the occurrence of hazardous chemical substances or mixtures in toys. In those evaluations, the Commission shall take into account reports of market surveillance bodies and scientific evidence presented by Member States and stakeholders.	9.For the purposes of paragraphs 6 and ~~7~~***8***, the Commission shall systematically and regularly evaluate the occurrence of hazardous chemical substances or mixtures in toys. In those evaluations, the Commission shall take into account reports of market surveillance bodies and scientific evidence presented by Member States and stakeholders. follow-up to 2nd trilogue. In line with the deletion of paragraph 7.
Article 47				
502	Article 47 Exercise of the delegation	Article 47 Exercise of the delegation	Article 47 Exercise of the delegation	Article 47 Exercise of the delegation Text Origin: Commission Proposal
Article 47(1)				
503	1.The power to adopt delegated acts is conferred on the Commission subject to the conditions laid down in this Article.	1.The power to adopt delegated acts is conferred on the Commission subject to the conditions laid down in this Article.	1.The power to adopt delegated acts is conferred on the Commission subject to the conditions laid down in this Article.	1.The power to adopt delegated acts is conferred on the Commission subject to the conditions laid down in this Article. Text Origin: Commission Proposal
Article 47(2)				
504	2.The power to adopt delegated acts referred to in Article 46 shall be conferred on the Commission for an indeterminate period of time.	2.The power to adopt delegated acts referred to in Article 46 shall be conferred on the Commission for ~~an indeterminate~~***five years from …***	2.The power to adopt delegated acts referred to in Article 46 shall be conferred on the Commission for ~~an indeterminate~~**a** period of ~~time~~**five**	2.The power to adopt delegated acts referred to in Article 46 shall be conferred on the Commission for ~~an indeterminate~~***a*** period of ~~time~~***five***

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		[the date of entry into force of the Regulation]. The Commission shall draw up a report in respect of the delegation of power no later than 9 months before the end of the five-year period***. The delegation of power shall be tacitly extended for periods of an identical duration, unless the European Parliament or the Council opposes such extension no later than three months before the end of each period*** ~~*of time*~~.	**years from … [the date of entry into force of this Regulation]. The Commission shall draw up a report in respect of the delegation of power not later than nine months before the end of the five-year period. The delegation of power shall be tacitly extended for periods of an identical duration, unless the European Parliament or the Council opposes such extension not later than three months before the end of each period.**	***years from … [the date of entry into force of this Regulation]. The Commission shall draw up a report in respect of the delegation of power not later than nine months before the end of the five-year period. The delegation of power shall be tacitly extended for periods of an identical duration, unless the European Parliament or the Council opposes such extension not later than three months before the end of each period.***
Article 47(3)				
G 505	3.The delegation of powers referred to in Article 46 may be revoked at any time by the European Parliament or by the Council. A decision to revoke shall put an end to the delegation of the power specified in that decision. It shall take effect the day following the publication of the decision in the Official Journal of the European Union or at a later date specified therein. It shall not affect the validity of any delegated acts already in force.	3.The delegation of powers referred to in Article 46 may be revoked at any time by the European Parliament or by the Council. A decision to revoke shall put an end to the delegation of the power specified in that decision. It shall take effect the day following the publication of the decision in the Official Journal of the European Union or at a later date specified therein. It shall not affect the validity of any delegated acts already in force.	3.The delegation of powers referred to in Article 46 may be revoked at any time by the European Parliament or by the Council. A decision to revoke shall put an end to the delegation of the power specified in that decision. It shall take effect the day following the publication of the decision in the Official Journal of the European Union or at a later date specified therein. It shall not affect the validity of any delegated acts already in force.	3.The delegation of powers referred to in Article 46 may be revoked at any time by the European Parliament or by the Council. A decision to revoke shall put an end to the delegation of the power specified in that decision. It shall take effect the day following the publication of the decision in the Official Journal of the European Union or at a later date specified therein. It shall not affect the validity of any delegated acts already in force. Text Origin: Commission Proposal G
Article 47(4)				
G 506	4.Before adopting a delegated act, the Commission shall consult	4.Before adopting a delegated act, the Commission shall consult	4.Before adopting a delegated act, the Commission shall consult	4.Before adopting a delegated act, the Commission shall consult G

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	experts designated by each Member State in accordance with the principles laid down in the Interinstitutional Agreement of 13 April 2016 on Better Law-Making.	***relevant stakeholders and*** experts designated by each Member State in accordance with the principles laid down in the Interinstitutional Agreement of 13 April 2016 on Better Law-Making.	experts designated by each Member State in accordance with the principles laid down in the Interinstitutional Agreement of 13 April 2016 on Better Law-Making.	experts designated by each Member State in accordance with the principles laid down in the Interinstitutional Agreement of 13 April 2016 on Better Law-Making. Text Origin: Council Mandate
Article 47(5)				
507	5.As soon as it adopts a delegated act, the Commission shall notify it simultaneously to the European Parliament and to the Council.	5.As soon as it adopts a delegated act, the Commission shall notify it simultaneously to the European Parliament and to the Council.	5.As soon as it adopts a delegated act, the Commission shall notify it simultaneously to the European Parliament and to the Council.	5.As soon as it adopts a delegated act, the Commission shall notify it simultaneously to the European Parliament and to the Council. Text Origin: Commission Proposal
Article 47(6)				
508	6.Delegated acts adopted pursuant to Article 46 shall enter into force only if no objection has been expressed either by the European Parliament or by the Council within a period of two months of notification of that act to the European Parliament and the Council or if, before the expiry of that period, the European Parliament and the Council have both informed the Commission that they will not object. That period shall be extended by two months at the initiative of the European Parliament or of the Council.	6.Delegated acts adopted pursuant to Article 46 shall enter into force only if no objection has been expressed either by the European Parliament or by the Council within a period of ~~two~~***three*** months of notification of that act to the European Parliament and the Council or if, before the expiry of that period, the European Parliament and the Council have both informed the Commission that they will not object. That period shall be extended by ~~two~~***three*** months at the initiative of the European Parliament or of the Council.	6.Delegated acts adopted pursuant to Article 46 shall enter into force only if no objection has been expressed either by the European Parliament or by the Council within a period of ~~two~~**three** months of notification of that act to the European Parliament and the Council or if, before the expiry of that period, the European Parliament and the Council have both informed the Commission that they will not object. That period shall be extended by two months at the initiative of the European Parliament or of the Council.	6.Delegated acts adopted pursuant to Article 46 shall enter into force only if no objection has been expressed either by the European Parliament or by the Council within a period of ~~two~~***three*** months of notification of that act to the European Parliament and the Council or if, before the expiry of that period, the European Parliament and the Council have both informed the Commission that they will not object. That period shall be extended by ~~two~~***three*** months at the initiative of the European Parliament or of the Council.
Article 48				
509	Article 48	Article 48	Article 48	Article 48

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Requests for assessment for the purposes of Article 46(6)	Requests for assessment for the purposes of Article 46(6)	Requests for assessment for the purposes of Article 46(6)	Requests for assessment for the purposes of Article 46(6) Text Origin: Commission Proposal
Article 48(1)				
G 510	1.Requests for an assessment of a substance or mixture prohibited under Part III, point 4, of Annex II for the purposes of Article 46(6) shall be submitted to ECHA using the format and submission tools referred to in paragraph 3 of this Article.	1.Requests for an assessment of a substance or mixture prohibited under Part III, point 4, of Annex II for the purposes of Article 46(6) shall be submitted to ECHA using the format and submission tools referred to in paragraph 3 of this Article. ***The requests shall be made publicly available in an easily accessible and user-friendly manner.***	1.Requests for an assessment of a substance or mixture prohibited under Part III, point 4, of Annex II for the purposes of Article 46(6) shall be submitted to ECHA using the format and submission tools referred to in paragraph 3 of this Article.	1.Requests for an assessment of a substance or mixture prohibited under Part III, point 4, of Annex II for the purposes of Article 46(6) shall be submitted to ECHA using the format and submission tools referred to in paragraph 3 of this Article. ***The requests shall be made publicly available in an easily accessible and user-friendly manner.*** Text Origin: EP Mandate
Article 48(2)				
G 511	2.Any person submitting a request for assessment under paragraph 1 may request that certain information is not to be made publicly available. The request for confidentiality shall be accompanied by a justification as to why the disclosure of the information could be harmful to the commercial interests of the person submitting the request for assessment or of any other party concerned.	2.***Without prejudice to the second subparagraph of this paragraph,*** any person submitting a request for assessment under paragraph 1 may request that certain ***confidential business*** information is not to be made publicly available ***in accordance with the relevant Union law***. The request for confidentiality shall be accompanied by a justification as to why the disclosure of the information could be harmful to the commercial interests of the person submitting the request for	2.Any person submitting a request for assessment under paragraph 1 may request that certain information is not to be made publicly available. The request for confidentiality shall be accompanied by a justification as to why the disclosure of the information could be harmful to the commercial interests of the person submitting the request for assessment or of any other party concerned.	2.***Without prejudice to the second subparagraph of this paragraph,*** any person submitting a request for assessment under paragraph 1 may request that certain ***confidential*** information is not to be made publicly available ***in accordance with the relevant Union law***. The request for confidentiality shall be accompanied by a justification as to why the disclosure of the information could be harmful to the commercial interests of the person submitting the request for assessment or of any other party concerned.

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		assessment or of any other party concerned. ***The following information held by the ECHA shall be made publicly available, free of charge, and in a user-friendly format:*** ***(a) the name of the legal person making the request;*** ***(b) the name of the substance or mixture for which there is a request for an exemption;*** ***(c) type of toy or toy component;*** ***(d) the substitution plan, where relevant;***	PUBLIC	***The following information held by the ECHA shall be made publicly available, free of charge, and in a user-friendly format:*** ***(a) the name of the legal person making the request;*** ***(b) the name of the substance or mixture for which there is a request for an exemption and the hazard class in accordance with the Annex II, Part III, point 4;*** ***(c) type of toy or toy component;*** The text agreed during ITM 30.01, except for the point d. The reference to the Annex II in point b to be checked. After check ITM 21/02 following text [(d) the substitution plan, where relevant;] could be deleted pending agreement on 496. Text Origin: EP Mandate
Article 48(3)				
G 512	3.ECHA shall draw up and make publicly available a format and tools for the submission of requests for assessment referred to in paragraph 1 as well as technical and scientific guidance on how to submit such requests.	3.***Before … [the first day of the month following 1 month after the date of entry into force of this Regulation], the*** ECHA shall draw up and make publicly available a format and tools for the submission of requests for assessment referred to in paragraph 1 as well as technical and scientific guidance on how to submit such requests.	3.ECHA shall draw up and make publicly available a format and tools for the submission of requests for assessment referred to in paragraph 1 as well as technical and scientific guidance on how to submit such requests.	3.***Before … [the first day of the month following 12 months after the date of entry into force of this Regulation], the ECHA shall draw up and make publicly available a format for the submission of requests for assessment referred to in paragraph 1 as well as technical and scientific guidance on how to submit such requests and on how the analysis supporting such requests should be conducted, including as regards the*** G

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				availability of alternatives to the substances or mixtures and how to address under this Regulation the known additional hazards from the combined exposure to the different substances and mixtures present in the toy*~~ECHA shall draw up and make publicly available a format and tools for the submission of requests for assessment referred to in paragraph 1 as well as technical and scientific guidance on how to submit such requests~~*. COMM suggestion + last sentence from row 514a
Article 49				
513	Article 49 Opinions from ECHA	Article 49 Opinions from ECHA	Article 49 Opinions from ECHA	Article 49 Opinions from ECHA Text Origin: Commission Proposal
Article 49(1)				
514	1.For the purposes of Article 46(6), ECHA shall provide opinions to the Commission on the use in toys of substances or mixtures that are prohibited under Part III, point 4 of Annex II, where a request for an assessment is submitted to it in accordance with Article 48(1). ECHA shall assess in its opinions whether the criteria set out in Article 46(6), second subparagraph,	1.For the purposes of Article 46(6), ECHA shall provide opinions to the Commission on the use in toys of substances or mixtures that are prohibited under Part III, point 4 of Annex II, where a request for an assessment is submitted to it in accordance with Article 48(1). ECHA shall assess in its opinions whether the criteria set out in Article ~~*46(6), second subparagraph,*~~	1.For the purposes of Article 46(6), ECHA shall provide opinions to the Commission on the ~~use~~**presence** in toys of substances or mixtures that are prohibited under Part III, point 4 of Annex II, where a request for an assessment is submitted to it in accordance with Article 48(1). ECHA shall assess in its opinions whether the criteria set out in ~~Article 46(6), second subparagraph~~**Annex II, Part III,**	1.For the purposes of Article 46(6), ECHA shall provide opinions to the Commission on the ~~*use*~~***presence*** in toys of substances or mixtures that are prohibited under Part III, point 4 of Annex II, where a request for an assessment is submitted to it in accordance with Article 48(1). ECHA shall assess in its opinions whether the criteria set out in ~~*Article 46(6), second subparagraph*~~***Annex II, Part III,***

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	points (a) and (b), are met for a specific use.	~~points (a) and (b)~~***46(7) and Article 46(7a)***, are met for a specific use.	**point 7a**, points (a) and (b), are met for a specific use.	***point 7a***, points (a) and (b), are met for a specific use. Text Origin: Council Mandate
Article 49(1a)				
G 514a		***1a. The Commission shall issue guidelines as to how this assessment shall be conducted, in particular as regards the availability of alternative substances or mixtures and how to address the combined exposure effects under this Regulation.***		***no text*** G
Article 49(2)				
G 515	2.ECHA may request the person submitting the request for assessment or any third party to submit additional information within a specified period. ECHA shall take into account any information submitted by third parties.	2.***The*** ECHA may request the person submitting the request for assessment or any third party to submit additional information within a specified period. ***The*** ECHA shall take into account any information submitted by third parties. ***When the ECHA considers it necessary for the determination of an adequate validity period for the exemption, it may also request the person submitting the request for assessment to submit a substitution plan.***	2.ECHA may request the person submitting the request for assessment or any third party to submit additional information within a specified period. ECHA shall take into account any information submitted by third parties.	2.ECHA may request the person submitting the request for assessment or any third party to submit additional information within a specified period. ECHA shall take into account any information submitted by third parties. Follow-up to 2nd trilogue G
Article 49(3)				
G 516	3.The opinions referred to in paragraph 1 shall be sent to the Commission within a period of 12 months from the receipt of the request for an assessment.	3.The opinions referred to in paragraph 1 shall be sent to the Commission ***and made publicly available in an easily accessible and user-friendly manner*** within a	3.The opinions referred to in paragraph 1 shall be sent to the Commission within a period of 12 months from the receipt of the request for an assessment.	3.The opinions referred to in paragraph 1 shall be sent to the Commission ***and made publicly available in an easily accessible and user-friendly manner*** within a G

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		period of 12 months from the receipt of the request for an assessment.		period of 12 months from the receipt of the request for an assessment.
Article 49(4)				
G 517	4.That period may be extended once by a period of up to 6 months if ECHA needs to request information from a third party or if a high number of requests for assessment are submitted to ECHA under Article 48(1).	4.That period may be extended once by a period of up to 6 months if ECHA needs to request information from a third party or if a high number of requests for assessment are submitted to ECHA under Article 48(1).	4.That period may be extended once by a period of up to 6 months if ECHA needs to request information from a third party or if a high number of requests for assessment are submitted to ECHA under Article 48(1).	4.That period may be extended once by a period of up to 6 months if ECHA needs to request information from a third party or if a high number of requests for assessment are submitted to ECHA under Article 48(1). Text Origin: Commission Proposal
Article 49(5)				
G 518	5.ECHA shall re-evaluate its opinions on the use in toys of substances or mixtures listed in Part C of the Appendix to Annex II at least every 5 years from the date of entry into force of a delegated act adopted in accordance with Article 46(6).	5.ECHA shall re-evaluate its opinions on the use in toys of substances or mixtures listed in Part C of the Appendix to Annex II at least every 5 years from the date of entry into force of a delegated act adopted in accordance with Article 46(6).	5.ECHA shall re-evaluate its opinions on the ~~use~~**presence** in toys of substances or mixtures listed in Part C of the Appendix to Annex II at least every 5 years from the date of entry into force of a delegated act adopted in accordance with Article 46(6).	5.ECHA shall re-evaluate its opinions on the ~~*use*~~***presence*** in toys of substances or mixtures listed in Part C of the Appendix to Annex II at least every 5 years from the date of entry into force of a delegated act adopted in accordance with Article 46(6). ***For the purposes of carrying out this re-evaluation, ECHA shall request the person submitting the original request to provide within a specified period the necessary information and documentation demonstrating that the conditions justifying the presence of the substance in toys set out in Article 46(7) continue to be met. ECHA may also request any third party to submit additional information within a specified period.***

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Article 49(6)				
519	6.The Commission shall request an opinion from ECHA on the use in toys of substances or mixtures listed in Part C of the Appendix to Annex II as soon as new scientific information that may affect the permitted use of a specific substance or mixture in toys becomes known to the Commission.	6.The Commission shall request an opinion from ECHA on the use in toys of substances or mixtures listed in Part C of the Appendix to Annex II as soon as new scientific information ***or technical developments*** that may affect the permitted use of a specific substance or mixture in toys becomes known to the Commission.	6.The Commission shall request an opinion from ECHA on the ~~use~~**presence** in toys of substances or mixtures listed in Part C of the Appendix to Annex II as soon as new scientific information that may affect the permitted use of a specific substance or mixture in toys becomes known to the Commission.	6.The Commission shall request an opinion from ECHA on the ~~use~~***presence*** in toys of substances or mixtures listed in Part C of the Appendix to Annex II as soon as new scientific- information ***or technological progress*** that may affect the permitted use of a specific substance or mixture in toys becomes known to the Commission.
Article 49(7)				
520	7.For the purposes of Article 46(7), the Commission may request an opinion from ECHA on the safety of a specific substance or mixture in toys, which shall take into consideration the overall exposure to the substance or mixture from other sources and the vulnerability of children.	7.For the purposes of Article 46(7)***, (7a) and (8)***, the Commission may request an opinion from ECHA on the safety of a specific substance or mixture in toys~~, which shall take into consideration the overall exposure to the substance or mixture from other sources and the vulnerability of children~~.	7.For the purposes of Article ~~46(7)~~**46(8)**, the Commission may request an opinion from ECHA on the safety of a specific substance or mixture in toys, which shall take into consideration the overall exposure to the substance or mixture from other sources and the vulnerability of children.	7.For the purposes of Article ~~46(7)~~***46(8)***, the Commission may request an opinion from ECHA on the safety of a specific substance or mixture in toys, which shall take into consideration the overall exposure to the substance or mixture from other sources and the ***known additional hazards from the combined exposure to the different substances and mixtures present in the toy, as well as the*** vulnerability of children. pending agreement on row 496.
Article 49(8)				
521	8.When preparing an opinion in accordance with the provisions set out in this Article, ECHA shall make publicly available the information on the start of the assessment, the adoption of the opinion as well as any intermediate	8.When preparing an opinion in accordance with the provisions set out in this Article, ECHA shall make publicly available the information on the start of the assessment, the adoption of the opinion as well as any intermediate	8.When preparing an opinion in accordance with the provisions set out in this Article, ECHA shall make publicly available the information on the start of the assessment, the adoption of the opinion as well as any intermediate	8.When preparing an opinion in accordance with the provisions set out in this Article, ECHA shall make publicly available the information on the start of the assessment, the adoption of the opinion as well as any intermediate

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	steps in the assessment procedure. In particular, ECHA shall make the draft opinions publicly available and provide an opportunity for any interested party to comment on those opinions within a period of at least 4 weeks.	steps in the assessment procedure. In particular, ECHA shall make the draft opinions publicly available and provide an opportunity for any interested party to comment on those opinions within a period of at least 4 weeks.	steps in the assessment procedure. In particular, ECHA shall make the draft opinions publicly available and provide an opportunity for any interested party to comment on those opinions within a period of at least 4 weeks.	steps in the assessment procedure. In particular, ECHA shall make the draft opinions publicly available and provide an opportunity for any interested party to comment on those opinions within a period of at least 4 weeks. Text Origin: Commission Proposal
Article 49(8a)				
G 521a		***8a. The ECHA shall be provided with the adequate resources to support its work.***		*deleted* *Art 49(8a) + Recitals 18a and 45a (rows 521a, 27a, 63a)* *EP proposal for a recital as follows:* *Recital … (new)* *In recent years, ECHA has been entrusted with new tasks set out in several pieces of legislation and ad hoc agreements. Given the important and central role envisaged for ECHA under this Regulation, ECHA should have adequate resources to ensure that it can deliver timely and reliable data and scientific evaluations to support the decision-making process on the chemical safety of toys.* *Text Origin: EP Mandate*
Article 50				
G *522*	Article 50 Committee procedure	Article 50 Committee procedure	Article 50 Committee procedure	Article 50 Committee procedure

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: Commission Proposal
Article 50(1)				
523	1.The Commission shall be assisted by a Committee on Toy Safety. That committee shall be a committee within the meaning of Regulation (EU) No 182/2011.	1.The Commission shall be assisted by a Committee on Toy Safety. That committee shall be a committee within the meaning of Regulation (EU) No 182/2011.	1.The Commission shall be assisted by a Committee on Toy Safety. That committee shall be a committee within the meaning of Regulation (EU) No 182/2011.	1.The Commission shall be assisted by a Committee on Toy Safety. That committee shall be a committee within the meaning of Regulation (EU) No 182/2011. Text Origin: Commission Proposal
Article 50(2)				
524	2.Where reference is made to this paragraph, Article 4 of Regulation (EU) No 182/2011 shall apply.	2.Where reference is made to this paragraph, Article 4 of Regulation (EU) No 182/2011 shall apply.	2.Where reference is made to this paragraph, Article 4 of Regulation (EU) No 182/2011 shall apply.	2.Where reference is made to this paragraph, Article 4 of Regulation (EU) No 182/2011 shall apply. Text Origin: Commission Proposal
Article 50(3)				
525	3.Where reference is made to this paragraph, Article 5 of Regulation (EU) No 182/2011 shall apply.	3.Where reference is made to this paragraph, Article 5 of Regulation (EU) No 182/2011 shall apply.	3.Where reference is made to this paragraph, Article 5 of Regulation (EU) No 182/2011 shall apply. **Where the committee delivers no opinion, the Commission shall not adopt the draft implementing act and the third subparagraph of Article 5(4) of Regulation (EU) No 182/2011 shall apply.**	
Article 50(4)				
526	4.Where reference is made to this paragraph, Article 8 of Regulation (EU) No 182/2011, in conjunction with Article 5 thereof, shall apply.	4.Where reference is made to this paragraph, Article 8 of Regulation (EU) No 182/2011, in conjunction with Article 5 thereof, shall apply.	4.Where reference is made to this paragraph, Article 8 of Regulation (EU) No 182/2011, in conjunction with Article 5 thereof, shall apply.	4.Where reference is made to this paragraph, Article 8 of Regulation (EU) No 182/2011, in conjunction with Article 5 thereof, shall apply.

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				Text Origin: Commission Proposal
CHAPTER IX				
527	CHAPTER IX CONFIDENTIALITY AND PENALTIES	CHAPTER IX CONFIDENTIALITY AND PENALTIES	CHAPTER IX CONFIDENTIALITY AND PENALTIES	CHAPTER IX CONFIDENTIALITY AND PENALTIES Text Origin: Commission Proposal
Article 51				
528	Article 51 Confidentiality	Article 51 Confidentiality	Article 51 Confidentiality	Article 51 Confidentiality Text Origin: Commission Proposal
Article 51(1)				
529	1.Competent national authorities, notified bodies and the Commission shall respect the confidentiality of the following information and data obtained in carrying out their tasks in accordance with this Regulation:	1.Competent national authorities, notified bodies***, the ECHA*** and the Commission shall respect the confidentiality of the following information and data obtained in carrying out their tasks in accordance with this Regulation:	1.Competent national authorities, notified bodies and the Commission shall respect the confidentiality **in accordance with Union and national law** of the following information and data obtained in carrying out their tasks in accordance with this Regulation:	1.Competent national authorities, notified bodies***, ECHA*** and the Commission shall respect the confidentiality ***in accordance with applicable Union and national law*** of the following information and data obtained in carrying out their tasks in accordance with this Regulation:
Article 51(1), point (a)				
530	(a) personal data;	(a) personal data;	(a) personal data;	(a) personal data; Text Origin: Commission Proposal
Article 51(1), point (b)				
531	(b) commercially confidential information and trade secrets of a natural or legal person, including	(b) commercially confidential information and trade secrets of a natural or legal person, including	(b) commercially confidential information and trade secrets of a natural or legal person, including	(b) commercially confidential information and trade secrets of a natural or legal person, including

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	intellectual property rights, unless disclosure is in the public interest.	intellectual property rights, unless disclosure is in the public interest.	intellectual property rights, unless disclosure is in the public interest.	intellectual property rights, unless disclosure is in the public interest. Text Origin: Commission Proposal
Article 51(1), point (ba)				
531a		***(ba) the effective implementation of this Regulation, in particular for the purpose of investigations, inspections or audits.***		no text.
Article 51(2)				
532	2.Without prejudice to paragraph 1, information exchanged on a confidential basis between the competent national authorities and between competent national authorities and the Commission shall not be disclosed without taking into account the opinion of the originating competent national authority.	2.Without prejudice to paragraph 1, information exchanged on a confidential basis between the competent national authorities and between competent national authorities and the Commission shall not be disclosed without taking into account the opinion of the originating competent national authority.	2.Without prejudice to paragraph 1, information exchanged on a confidential basis between the competent national authorities and between competent national authorities and the Commission shall not be disclosed without ~~taking into account the opinion of~~**prior consultation with** the originating competent national authority.	2.Without prejudice to paragraph 1, information exchanged on a confidential basis between the competent national authorities and between competent national authorities and the Commission shall not be disclosed without ~~*taking into account the opinion of*~~***prior consultation with*** the originating competent national authority.
Article 51(3)				
533	3.Paragraphs 1 and 2 shall not affect the rights and obligations of the Commission, Member States and notified bodies with regard to the exchange of information and the dissemination of warnings, or the obligations of the persons concerned to provide information under criminal law.	3.Paragraphs 1 and 2 shall not affect the rights and obligations of the Commission, Member States and notified bodies with regard to the exchange of information and the dissemination of warnings, or the obligations of the persons concerned to provide information under criminal law.	3.Paragraphs 1 and 2 shall not affect the rights and obligations of the Commission, Member States and notified bodies with regard to the exchange of information and the dissemination of warnings, or the obligations of the persons concerned to provide information under criminal law.	3.Paragraphs 1 and 2 shall not affect the rights and obligations of the Commission, Member States and notified bodies with regard to the exchange of information and the dissemination of warnings, or the obligations of the persons concerned to provide information under criminal law. Text Origin: Commission Proposal
Article 51(4)				

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534	4.Member States and the Commission may exchange confidential information with regulatory authorities of third countries with which they have concluded bilateral or multilateral confidentiality arrangements.	4.Member States and the Commission may exchange confidential information with regulatory authorities of third countries with which they have concluded bilateral or multilateral confidentiality arrangements.	4.Member States and the Commission may exchange confidential information with regulatory authorities of third countries with which they have concluded bilateral or multilateral confidentiality arrangements**, when those arrangements ensure that any exchange of information is in accordance with applicable Union and national law**.	4.Member States and the Commission may exchange confidential information with regulatory authorities of third countries with which they have concluded bilateral or multilateral confidentiality arrangements***, when those arrangements ensure that any exchange of information is in accordance with applicable Union and national law***.
Article 52				
535	Article 52 Penalties	Article 52 Penalties	Article 52 Penalties	Article 52 Penalties Text Origin: Commission Proposal
Article 52, first paragraph				
536	Member States shall lay down the rules on penalties applicable to infringements of this Regulation and shall take all measures necessary to ensure that they are implemented. The penalties provided for shall be effective, proportionate and dissuasive.. Member States by … [P.O. insert date: the first day of the month following 30 months after the date of entry into force of this Regulation] notify the Commission of those rules and shall notify it without delay of any subsequent amendment affecting them.	Member States shall lay down the rules on penalties applicable to infringements of this Regulation and shall take all measures necessary to ensure that they are implemented. The penalties provided for shall be effective, proportionate and dissuasive.. Member States by … [P.O. insert date: the first day of the month following 30 months after the date of entry into force of this Regulation] notify the Commission of those rules and shall notify it without delay of any subsequent amendment affecting them.	Member States shall lay down the rules on penalties applicable to infringements of this Regulation and shall take all measures necessary to ensure that they are implemented. The penalties provided for shall be effective, proportionate and dissuasive~~.~~. Member States by … [P.O. insert date: the first day of the month following 30 months after the date of entry into force of this Regulation] notify the Commission of those rules and shall notify it without delay of any subsequent amendment affecting them.	Member States shall lay down the rules on penalties applicable to infringements of this Regulation and shall take all measures necessary to ensure that they are implemented. The penalties provided for shall be effective, proportionate and dissuasive.. Member States by … [P.O. insert date: the first day of the month following 30 months after the date of entry into force of this Regulation] notify the Commission of those rules and shall notify it without delay of any subsequent amendment affecting them.

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: Commission Proposal
Chapter IXa				
Y 536a		***Chapter IXa AMENDMENTS***		Y
Article 52a				
Y 536b		***Article 52a Amendment to Directive 2014/53/EU***		Y
Article 52a(1)				
Y 536c		***1.In Article 10(3) of the Directive 2014/53/EU the following text is added: 'If the radio equipment is in a toy, the digital product passport established by Regulation (EU) 2024/... of the European Parliament and of the Council of..... on the safety of toys includes also the elements set out in Annex VI and Annex VII of this Directive.'***		Y
CHAPTER X				
G 537	CHAPTER X FINAL PROVISIONS	CHAPTER X FINAL PROVISIONS	CHAPTER X FINAL PROVISIONS	CHAPTER X FINAL PROVISIONS Text Origin: Commission Proposal
Article 53				
G 538	Article 53 Repeal	Article 53 Repeal	Article 53 Repeal	Article 53 Repeal Text Origin: Commission Proposal

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement	
Article 53, first paragraph					
R	539	Directive 2009/48/EC is repealed with effect from … [OP: please insert the date = the first day of the month following 30 months after the date of entry into force of this Regulation].	Directive 2009/48/EC is repealed with effect from … [OP: please insert the date = the first day of the month following 30 months after the date of entry into force of this Regulation].	Directive 2009/48/EC is repealed with effect from … [OP: please insert the date = the first day of the month following ~~30~~54 ***months after the date of entry into force of this Regulation*** ~~months after the date of entry into force of this Regulation~~].		R
Article 53, second paragraph					
G	540	References to the repealed Directive 2009/48/EC shall be construed as references to this Regulation and shall be read in accordance with the correlation table in Annex VIII.	References to the repealed Directive 2009/48/EC shall be construed as references to this Regulation and shall be read in accordance with the correlation table in Annex VIII.	References to the repealed Directive 2009/48/EC shall be construed as references to this Regulation and shall be read in accordance with the correlation table in Annex VIII.	References to the repealed Directive 2009/48/EC shall be construed as references to this Regulation and shall be read in accordance with the correlation table in Annex VIII. Text Origin: Commission Proposal	G
Article 54						
G	541	Article 54 Transitional provisions	Article 54 Transitional provisions	Article 54 Transitional provisions	Article 54 Transitional provisions Text Origin: Commission Proposal	G
Article 54(1)						
G	542	1.Toys placed on the market in conformity with Directive 2009/48/EC before … [OP please insert the date = the first day of the month following 30 months after the date of entry into force of this Regulation] may continue to be made available on the market until … [OP please insert the date = the first day of the month following 42	1.Toys placed on the market in conformity with Directive 2009/48/EC before … [OP please insert the date = the first day of the month following 30 months after the date of entry into force of this Regulation] may continue to be made available on the market until … [OP please insert the date = the first day of the month following	1.Toys placed on the market in conformity with Directive 2009/48/EC before … [OP please insert the date = the first day of the month following ~~30~~**54** months after the date of entry into force of this Regulation] may continue to be made available on the market ~~until~~**for a period of 60 months after** … [OP please insert the date **=:** the first day of the month	1.***Member States shall not impede the making available on the market of toys which were*** ~~*Toys*~~ placed on the market in conformity with Directive 2009/48/EC before ~~…~~ [~~*OP please insert the date = the first day of the month following 30*~~***date in Article 53: 30/54*** months ~~*after the date of entry into force of this Regulation*~~] ~~*may continue to be made available on the market until*~~	G

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	months after the date of entry into force of this Regulation].	~~42~~**50** months after the date of entry into force of this Regulation].	following ~~42~~**54** months after the date of entry into force of this Regulation].	~~… [OP please insert the date = the first day of the month following 42 months after the date of entry into force of this Regulation].~~ Follow-up to 2nd trilogue.
Article 54(1a)				
G 542a		***1a. Toys placed on the market in conformity with Directive 2009/48/EC and compliant with this Regulation shall not be considered non-compliant solely due to the absence of a digital product passport, provided that the same information contained in the passport is made available by the manufacturer upon the request of the parties entitled to have access to the digital product passport under this Regulation.***		***1a. deleted.*** Follow-up to 2nd trilogue.
Article 54(2)				
Y 543	2.Chapter VII of this Regulation shall apply mutatis mutandis instead of Article 42, 43 and 45 of Directive 2009/48/EC to toys which were placed on the market in conformity with that Directive before … [PO insert date: the first day of the month following 30 months after the date of entry into force of this Regulation], including toys for which a procedure has already been initiated under Article 42 or 43 of Directive 2009/48/EC before … [PO insert date: the first day of the	2.Chapter VII of this Regulation shall apply mutatis mutandis instead of Article 42, 43 and 45 of Directive 2009/48/EC to toys which were placed on the market in conformity with that Directive before … [PO insert date: the first day of the month following 30 months after the date of entry into force of this Regulation], including toys for which a procedure has already been initiated under Article 42 or 43 of Directive 2009/48/EC before … [~~*PO insert date:*~~ the first day of the	2.Chapter VII of this Regulation shall apply mutatis mutandis instead of Article 42, 43 and 45 of Directive 2009/48/EC to toys which were placed on the market in conformity with that Directive before … [PO insert date: the first day of the month following ~~30~~**54** months after the date of entry into force of this Regulation], including toys for which a procedure has already been initiated under Article 42 or 43 of Directive 2009/48/EC before … [PO insert date: the first day of the	2.Chapter VII of this Regulation shall apply mutatis mutandis instead of Article 42, 43 and 45 of Directive 2009/48/EC to toys which were placed on the market in conformity with that Directive before … [PO insert date: the first day of the month following ~~*30*~~***[30/54]*** months after the date of entry into force of this Regulation], including toys for which a procedure has already been initiated under Article 42 or 43 of Directive 2009/48/EC before … [PO insert date: the first day of the

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	month following 30 months after the date of entry into force of this Regulation].	month following ~~30~~***50*** months after the date of entry into force of this Regulation].	month following 30 months after the date of entry into force of this Regulation].	month following ~~30~~***[30/50]*** months after the date of entry into force of this Regulation].
Article 54(3)				
Y 544	3.EC type-examination certificates issued in accordance with Article 20 of Directive 2009/48/EC shall remain valid until … [PO insert date: the first day of the month following 42 months after the date of entry into force of this Regulation], unless they expire before that date.	3.EC type-examination certificates issued in accordance with Article 20 of Directive 2009/48/EC shall remain valid until … [PO insert date: the first day of the month following ~~42~~***24*** months after the date of ~~*entry into force*~~***application*** of this Regulation], unless they expire before that date~~.~~	3.EC type-examination certificates issued in accordance with Article 20 of Directive 2009/48/EC shall remain valid until … [PO insert date: the first day of the month following ~~42~~**60** ***months after the date of entry into force of this Regulation*** ~~months after the date of entry into force of this Regulation~~], unless they expire before that date.	3.EC type-examination certificates issued in accordance with Article 20 of Directive 2009/48/EC shall remain valid until … [PO insert date: the first day of the month following~~42~~ ***[24/60] months after the date of entry into force of this Regulation*** ~~*months after the date of entry into force of this Regulation*~~], unless they expire before that date.
Article 55				
G 545	Article 55 Evaluation and review	Article 55 Evaluation and review	Article 55 Evaluation and review	Article 55 Evaluation and review Text Origin: Commission Proposal
Article 55(1)				
R 546	1.By … [OP please insert the date = the first day of the month following 60 months after the date of entry into force of this Regulation] and every 5 years thereafter, the Commission shall carry out an evaluation of this Regulation. The Commission shall submit a report to the European Parliament and to the Council on the main findings.	1.By … [~~*OP please insert the date =*~~ the first day of the month following ~~*60*~~***68*** months after the date of entry into force of this Regulation] and every 5 years thereafter, the Commission shall carry out an evaluation of this Regulation. The Commission shall submit a report to the European Parliament and to the Council on the main findings. ***The report shall assess:***	1.By … [OP please insert the date = the first day of the month following ~~60~~ **84** ***months after the date of entry into force of this Regulation*** ~~months after the date of entry into force of this Regulation~~] and every 5 years thereafter, the Commission shall carry out an evaluation of this Regulation**, including about the effectiveness of this Regulation regarding the obligations of providers of online marketplaces**. The Commission shall submit a	1.***By … [OP please insert the date = the first day of the month following [68/84] months after the date of application of this Regulation]*** ~~*By … [OP please insert the date = the first day of the month following 60 months after the date of entry into force of this Regulation]*~~ and every 5 years thereafter, the Commission shall carry out an evaluation of this Regulation. The Commission shall submit a report to the European

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		1) whether this Regulation, and in particular the provisions in Chapter IV, achieved the objective of ensuring a high level of protection of health and safety of children and shall assess the possibility to include adaptive toys in the scope of this Regulation; ***2) the Regulation's effect on the safety of toys' users and the proper functioning of the internal market, as well as a detailed summary of the effects on businesses, including costs of operations and competitiveness, in particular for SMEs;*** ***3) the presence of chromium, cadmium, mercury and lead in toys and their effect on the safety of toys' users.***	report to the European Parliament and to the Council on the main findings.	Parliament and to the Council on the main findings. ***The report shall assess:*** ***(a) the effectiveness of this Regulation in ensuring a high level of protection of health and safety of children, including:*** ***(i) the specific limit values for substances set out in the Appendix to Annex II of this Regulation and, in particular:*** ***- consider the limit values set out in point 1 of Part A of the Appendix for lead, mercury, cadmium and chromium VI and if their reduction is appropriate; and*** ***- consider the limit values for nitrosamines and nitrosatable substances set out in point 2 of Part A of the Appendix and if their reduction is appropriate. For this purpose, the Commission shall request an opinion from ECHA on the safety of nitrosamines and nitrosatable substances in toys, in view of the overall exposure;*** ***(ii) [the potential risks to the mental health or cognitive development of children that may be posed by toys with digital elements];*** ***(b) the effectiveness of this Regulation in improving the functioning of the single market, including in online sales;***

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				(c) the efficiency of the Regulation and the impacts on competitiveness, including for SMEs; ***(d) the added value of this Regulation; and*** ***(e) the coherence of this Regulation with other Union law.***
Article 55(2)				
G 547	2.Where the Commission finds it appropriate, the report shall be accompanied by a legislative proposal for amendment of the relevant provisions of this Regulation.	2.Where the Commission finds it appropriate, the report shall be accompanied by a legislative proposal for amendment of the relevant provisions of this Regulation.	2.Where the Commission finds it appropriate, the report shall be accompanied by a legislative proposal for amendment of the relevant provisions of this Regulation.	2.Where the Commission finds it appropriate, the report shall be accompanied by a legislative proposal for amendment of the relevant provisions of this Regulation. Text Origin: Commission Proposal
Article 56				
G 548	Article 56 Entry into force and application	Article 56 Entry into force and application	Article 56 Entry into force and application	Article 56 Entry into force and application Text Origin: Commission Proposal
Article 56, first paragraph				
G 549	This Regulation shall enter into force on the twentieth day following that of its publication in the Official Journal of the European Union.	This Regulation shall enter into force on the twentieth day following that of its publication in the Official Journal of the European Union.	This Regulation shall enter into force on the twentieth day following that of its publication in the Official Journal of the European Union.	This Regulation shall enter into force on the twentieth day following that of its publication in the Official Journal of the European Union. Text Origin: Commission Proposal
Article 56, second paragraph				
R 550	It shall apply from … [OP please insert the date = the first day of the	It shall apply from … [OP please insert the date = the first day of the	It shall apply from … [OP please insert the date = the first day of the	

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	month following 30 months after the date of entry into force of this Regulation].	month following 30 months after the date of entry into force of this Regulation].	month following ~~30~~ **54** ***months after the date of entry into force of this Regulation*** ~~months after the date of entry into force of this Regulation~~].	
Article 56, third paragraph				
Y	551	However, Articles 17(10), 24 to 40, and 46 to 52, shall apply from … [OP: please insert the date of entry into force of this Regulation].	However, Articles ***2(3),*** 17(10), 24 to 40, and 46 to 52, shall apply from … [~~*OP: please insert*~~ the date of entry into force of this Regulation].	However, Articles 17(10), 24 to 40, and 46 to 52, shall apply from … [***OP: please insert the date of entry into force of this Regulation*** ~~OP: please insert the date of entry into force of this Regulation~~].	Y
Article 56, fourth paragraph				
G	552	This Regulation shall be binding in its entirety and directly applicable in all Member States.	This Regulation shall be binding in its entirety and directly applicable in all Member States.	This Regulation shall be binding in its entirety and directly applicable in all Member States. Text Origin: Commission Proposal	G
Formula				
G	553	Done at Brussels,	Done at Brussels,	Done at Brussels, Text Origin: Commission Proposal	G
Formula				
G	554	For the European Parliament	For the European Parliament	For the European Parliament Text Origin: Commission Proposal	G
Formula				
G	555	The President	The President	The President Text Origin: Commission Proposal	G

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Formula				
556	For the Council	For the Council	For the Council	For the Council Text Origin: Commission Proposal
Formula				
557	The President	The President	The President	The President Text Origin: Commission Proposal
Annex I				
558	Annex I	Annex I	Annex I **PRODUCTS TO WHICH THIS REGULATION DOES NOT APPLY**	Annex I ***PRODUCTS TO WHICH THIS REGULATION DOES NOT APPLY***
Annex I, first paragraph				
559	PRODUCTS TO WHICH THIS REGULATION DOES NOT APPLY	PRODUCTS TO WHICH THIS REGULATION DOES NOT APPLY	*deleted*	*deleted*
Annex I, Part I				
560	*Part I* Part I – Toys excluded from the scope of this Regulation	Part I ~~*Part I*~~ Toys excluded from the scope of this Regulation	Part I ~~Part I~~ Toys excluded from the scope of this Regulation	
Annex I, point 1.				
561	1.Playground equipment intended for public use;	1.Playground equipment intended for public use;	1.Playground equipment intended for public use;	
Annex I, point 2.				
562	2.automatic playing machines, whether coin operated or not, intended for public use;	2.automatic playing machines, whether coin operated or not, intended for public use;	2.automatic playing machines, whether coin operated or not, intended for public use;	
Annex I, point 3.				
563	3.toy vehicles equipped with combustion engines;	3.toy vehicles equipped with combustion engines;	3.toy vehicles equipped with combustion engines;	

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Annex I, point 4.				
564	4.toy steam engines	4.toy steam engines	4.toy steam engines**.**	
Annex I, Part II				
565	Part II Part II- Products that are not considered as toys within the meaning of this Regulation	Part II ~~*Part II -*~~Products that are not considered as toys within the meaning of this Regulation	Part II ~~Part II -~~Products that are not considered as toys within the meaning of this Regulation	
Annex I, point 5.				
566	5.Decorative objects for festivities and celebrations;	5.Decorative objects for festivities and celebrations;	5.Decorative objects for festivities and celebrations **that do not have a play value**;	5.Decorative objects for festivities and celebrations ***that do not have a play value***;
Annex I, point 6.				
567	6.products for collectors, provided that the product or its packaging bears a visible and legible indication that it is intended for collectors of 14 years and above. Examples of this category are:	6.products for collectors, provided that the product or its packaging bears a visible and legible indication that it is intended for collectors of 14 years and above. Examples of this category are:	6.products for collectors, provided that the product or its packaging bears a visible and legible indication that it is intended for collectors of 14 years and above. Examples of this category are:	
Annex I, point 6.(a)				
568	(a) detailed scale models;	(a) detailed scale models;	(a) detailed scale models;	
Annex I, point 6.(b)				
569	(b) kits for the assembly of detailed scale models;	(b) kits for the assembly of detailed scale models;	(b) kits for the assembly of detailed scale models;	
Annex I, point 6.(c)				
570	(c) folk dolls and decorative dolls and other similar articles;	(c) folk dolls and decorative dolls and other similar articles;	(c) folk dolls and decorative dolls and other similar articles;	
Annex I, point 6.(d)				
571	(d) historical replicas of toys; and	(d) historical replicas of toys; and	(d) historical replicas of toys; and	
Annex I, point 6.(e)				
572	(e) reproductions of real fire arms;	(e) reproductions of real fire arms;	(e) reproductions of real fire arms;	

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Annex I, point 7.				
573	7.sports equipment, including roller skates, inline skates, and skateboards intended for children with a body mass of more than 20 kg;	7.sports equipment, including roller skates, inline skates, and ***other means of transport, such as*** skateboards ***and scooters*** intended for children with a body mass of more than 20 kg;	7.sports equipment, including roller skates, inline skates, and skateboards intended for children with a body mass of more than 20 kg;	7.sports equipment, including roller skates, inline skates, and skateboards intended for children with a body mass of more than 20 kg;
Annex I, point 8.				
574	8.bicycles with a maximum saddle height of more than 435 mm, measured as the vertical distance from the ground to the top of the seat surface, with the seat in a horizontal position and with the seat pillar set to the minimum insertion mark;	8.bicycles with a maximum saddle height of more than 435 mm, measured as the vertical distance from the ground to the top of the seat surface, with the seat in a horizontal position and with the seat pillar set to the minimum insertion mark;	8.bicycles with a maximum saddle height of more than 435 mm, measured as the vertical distance from the ground to the top of the seat surface, with the seat in a horizontal position and with the seat pillar set to the minimum insertion mark;	
Annex I, point 9.				
575	9.scooters and other means of transport designed for sport or which are intended to be used for travel on public roads or public pathways;	*deleted*	*9.*scooters and other means of transport designed for sport or which are intended to be used for travel on public roads or public pathways;	9.scooters and other means of transport designed for sport or which are intended to be used for travel on public roads or public pathways;
Annex I, point 10.				
576	10. electrically driven vehicles which are intended to be used for travel on public roads, public pathways, or the pavement thereof;	10. electrically driven vehicles which are intended to be used for travel on public roads, public pathways, or the pavement thereof;	10. electrically driven vehicles which are intended to be used for travel on public roads, public pathways, or the pavement thereof;	
Annex I, point 11.				
577	11. aquatic equipment intended to be used in deep water, and swimming learning devices for children, such as swim seats and swimming aids;	11. aquatic equipment intended to be used in deep water, and swimming learning devices for children, such as swim seats and swimming aids;	11. aquatic equipment intended to be used in deep water, and swimming learning devices for children, such as swim seats and swimming aids;	

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Annex I, point 12.				
578	12. puzzles with more than 500 pieces;	12. puzzles with more than 500 pieces;	12. puzzles with more than 500 pieces;	
Annex I, point 13.				
579	13. guns and pistols using compressed gas, with the exception of water guns and water pistols, and bows for archery over 120 cm long;	13. guns and pistols using compressed gas, with the exception of water guns and water pistols, and bows for archery over 120 cm long;	13. guns and pistols using compressed gas, with the exception of water guns and water pistols, and bows for archery over 120 cm long;	
Annex I, point 14.				
580	14. fireworks, including percussion caps which are not specifically designed for toys;	14. fireworks, including percussion caps which are not specifically designed for toys;	14. fireworks, including percussion caps which are not specifically designed for toys;	
Annex I, point 15.				
581	15. products and games using sharp-pointed missiles, such as sets of darts with metallic points;	15. products and games using sharp-pointed missiles, such as sets of darts with metallic points;	15. products and games using sharp-pointed missiles, such as sets of darts with metallic points;	
Annex I, point 16.				
582	16. Functional educational products, such as electric ovens, irons or other functional products operated at a nominal voltage exceeding 24 volts which are sold exclusively for teaching purposes under adult supervision.	16. Functional educational products, such as electric ovens, irons or other functional products operated at a nominal voltage exceeding 24 volts which are sold exclusively for teaching purposes under adult supervision.	16. Functional educational products, such as electric ovens, irons or other functional products operated at a nominal voltage exceeding 24 volts which are sold exclusively for teaching purposes under adult supervision~~.~~**;**	
Annex I, point 17.				
583	17. products intended for use for educational purposes in schools or other pedagogical contexts under the surveillance of an adult instructor, such as science equipment;	17. products intended for use for educational purposes in schools or other pedagogical contexts under the surveillance of an adult instructor, such as science equipment;	17. products intended for use for educational purposes in schools or other pedagogical contexts under the surveillance of an adult instructor, such as science equipment;	
Annex I, point 18.				

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584	18. electronic equipment, such as personal computers and game consoles, used to access interactive software and their associated peripherals, unless the electronic equipment or the associated peripherals are specifically designed for and targeted at children and have a play value on their own, such as specially designed personal computers, key boards, joy sticks or steering wheels;	18. electronic equipment, such as personal computers and game consoles, used to access interactive software and their associated peripherals ***or components***, unless the electronic equipment or the associated peripherals ***or components*** are specifically designed for and targeted at children and have a play value on their own, such as specially designed personal computers, key boards, joy sticks or steering wheels;	18. electronic equipment, such as personal computers and game consoles, used to access interactive software and their associated peripherals, unless the electronic equipment or the associated peripherals are specifically designed for and targeted at children and have a play value on their own, such as specially designed personal computers, key boards, joy sticks or steering wheels;	18. electronic equipment, such as personal computers and game consoles, used to access interactive software and their associated peripherals ***or components***, unless the electronic equipment or the associated peripherals ***or components*** are specifically designed for and targeted at children and have a play value on their own, such as specially designed personal computers, key boards, joy sticks or steering wheels; Text Origin: EP Mandate
Annex I, point 19.				
585	19. interactive software, intended for leisure and entertainment, such as computer games, and their storage media;	19. interactive software, intended for leisure and entertainment, such as computer games, and their storage media;	19. interactive software, intended for leisure and entertainment, such as computer games, and their storage media;	
Annex I, point 20.				
586	20. babies' soothers;	20. babies' soothers;	20. babies' soothers;	
Annex I, point 21.				
587	21. child-appealing luminaires;	21. child-appealing luminaires;	21. **continuously wired** child-appealing luminaires;	21. ***continuously wired*** child-appealing luminaires;
Annex I, point 22.				
588	22. electrical transformers for toys;	22. electrical transformers for toys;	22. electrical transformers for toys;	
Annex I, point 23.				
589	23. fashion accessories for children which are not for use in play.	23. fashion accessories for children which are not for use in play.	23. fashion accessories for children which are not for use in play**;**	23. fashion accessories for children which are not for use in play~~.~~**:**
Annex I, point 23a.				

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589a			**23a. paint ball equipment;**	***23a. paint ball equipment;***
Annex I, point 23b.				
589b			**23b. ordinary reading books and ordinary educational books.**	***23b. reading and educational books intended for children older than 36 months, that do not have a play value.***
Annex I, point 23c.				
589c		***23a. Books intended for children older than 36 months, that are made entirely of paper or cardboard, without additional materials or components***		***no text here***
Annex II				
590	Annex II	Annex II	Annex II **PARTICULAR SAFETY REQUIREMENTS**	Annex II ***PARTICULAR SAFETY REQUIREMENTS*** Text Origin: Council Mandate
Annex II, first paragraph				
591	PARTICULAR SAFETY REQUIREMENTS	PARTICULAR SAFETY REQUIREMENTS	*deleted*	*deleted*
Annex II, Part I				
592	*Part I* Part I Physical and Mechanical Properties	Part I ~~*Part I*~~ Physical and Mechanical Properties	Part I ~~Part I~~ Physical and Mechanical Properties	
Annex II, point 1.				
593	1.Toys and their parts and, in the case of fixed toys, their anchorages, shall have the requisite mechanical strength and, where appropriate, stability to withstand the stresses to which they are subjected during use	1.Toys and their parts and, in the case of fixed toys, their anchorages, shall have the requisite mechanical strength and, where appropriate, stability to withstand the stresses to which they are subjected during use	1.Toys and their parts and, in the case of fixed toys, their anchorages, shall have the requisite mechanical strength and, where appropriate, stability to withstand the stresses to which they are subjected during use	

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	without breaking or becoming liable to distortion at the risk of causing physical injury.	without breaking or becoming liable to distortion at the risk of causing physical injury.	without breaking or becoming liable to distortion at the risk of causing physical injury.	
Annex II, point 2.				
G 594	2.Accessible edges, protrusions, cords, cables and fastenings on toys shall be designed and manufactured in such a way that the risks of physical injury from contact with them are reduced as much as possible.	2.Accessible edges, protrusions, cords, cables and fastenings on toys shall be designed and manufactured in such a way that the risks of physical injury from contact with them are reduced as much as possible.	2.Accessible edges, protrusions, cords, cables and fastenings on toys shall be designed and manufactured in such a way that the risks of physical injury from contact with them are reduced as much as possible.	G
Annex II, point 3.				
G 595	3.Toys shall be designed and manufactured in such a way as not to present any risk to health and safety or only the minimum risk inherent to their use which could be caused by the movement of their parts.	3.Toys shall be designed and manufactured in such a way as not to present any risk to health and safety or only the minimum risk inherent to their use which could be caused by the movement of their parts.	3.Toys shall be designed and manufactured in such a way as not to present any risk to health and safety or only the minimum risk inherent to their use which could be caused by the movement of their parts.	G
Annex II, point 3.(-a)				
595a			Empty row to add new point before subpoints a-h start.	
Annex II, point 3.(a)				
G 596	(a) Toys and their parts shall not present a risk of strangulation.	(a) Toys and their parts shall not present a risk of strangulation.	(a) Toys and their parts shall not present a risk of strangulation.	G
Annex II, point 3.(b)				
G 597	(b) Toys and their parts shall not present a risk of asphyxiation by closing off the flow of air as a result of airway obstruction external to the mouth and nose.	(b) Toys and their parts shall not present a risk of asphyxiation by closing off the flow of air as a result of airway obstruction external to the mouth and nose.	(b) Toys and their parts shall not present a risk of asphyxiation by closing off the flow of air as a result of airway obstruction external to the mouth and nose.	G

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Annex II, point 3.(c)				
G 598	(c) Toys and their parts shall be of such dimensions as to not present a risk of asphyxiation by closing off the flow of air as a result of internal airway obstruction by objects wedged in the mouth or pharynx or lodged over the entrance to the lower airways.	(c) Toys and their parts shall be of such dimensions as to not present a risk of asphyxiation by closing off the flow of air as a result of internal airway obstruction by objects wedged in the mouth or pharynx or lodged over the entrance to the lower airways.	(c) Toys and their parts shall be of such dimensions as to not present a risk of asphyxiation by closing off the flow of air as a result of internal airway obstruction by objects wedged in the mouth or pharynx or lodged over the entrance to the lower airways.	G
Annex II, point 3.(d)				
G 599	(d) Toys which are clearly intended for use by children under 36 months, and their component parts and any of their detachable parts, shall be of such dimensions as to prevent them being swallowed or inhaled. This also applies to other toys which are intended to be put in the mouth, and to their component parts and any of their detachable parts.	(d) Toys which are clearly intended for use by children under 36 months, and their component parts and any of their detachable parts, shall be of such dimensions as to prevent them being swallowed or inhaled. This also applies to other toys which are intended to be put in the mouth, and to their component parts and any of their detachable parts.	(d) Toys which are clearly intended for use by children under 36 months **and toys which, although not foodstuff, resemble foodstuff such that it is likely that they are confused with foodstuff by children**, and their component parts and any of their detachable parts, shall be of such dimensions as to prevent them being swallowed or inhaled. This also applies to other toys which are intended to be put in the mouth, and to their component parts and any of their detachable parts.	(d) Toys which are clearly intended for use by children under 36 months ***and toys which, although not foodstuff, resemble foodstuff such that it is likely that they are confused with foodstuff by children***, and their component parts and any of their detachable parts, shall be of such dimensions as to prevent them being swallowed or inhaled. This also applies to other toys which are intended to be put in the mouth, and to their component parts and any of their detachable parts.	G
Annex II, point 3.(e)				
G 600	(e) The packaging in which toys are contained for retail sale shall not present a risk of strangulation or asphyxiation caused by airway obstruction external to the mouth and nose.	(e) The packaging in which toys are contained for retail sale shall not present a risk of strangulation or asphyxiation caused by airway obstruction external to the mouth and nose.	(e) The packaging in which toys are contained for retail sale shall not present a risk of strangulation or asphyxiation caused by airway obstruction external to the mouth and nose.	G
Annex II, point 3.(f)				

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G 601	(f) Toys contained within food or co-mingled with food shall have their own packaging. This packaging, as it is supplied, must be of such dimensions as to prevent it from being swallowed and/or inhaled.	(f) Toys contained within food or co-mingled with food shall have their own packaging. This packaging, as it is supplied, must be of such dimensions as to prevent it from being swallowed and/or inhaled.	(f) Toys contained within food or co-mingled with food shall have their own packaging. This packaging, as it is supplied, must be of such dimensions as to prevent it from being swallowed and/or inhaled.	G
Annex II, point 3.(g)				
G 602	(g) Toy packaging, as referred to in points (e) and (f), which is spherical, egg-shaped or ellipsoidal, and any detachable parts of this or of cylindrical toy packaging with rounded ends, shall be of such dimensions as to prevent it from causing airway obstruction by being wedged in the mouth or pharynx or lodged over the entrance to the lower airways.	(g) Toy packaging, as referred to in points (e) and (f), which is spherical, egg-shaped or ellipsoidal, and any detachable parts of this or of cylindrical toy packaging with rounded ends, shall be of such dimensions as to prevent it from causing airway obstruction by being wedged in the mouth or pharynx or lodged over the entrance to the lower airways.	(g) Toy packaging, as referred to in points (e) and (f), which is spherical, egg-shaped or ellipsoidal, and any detachable parts of this or of cylindrical toy packaging with rounded ends, shall be of such dimensions as to prevent it from causing airway obstruction by being wedged in the mouth or pharynx or lodged over the entrance to the lower airways.	G
Annex II, point 3.(h)				
G 603	(h) Toys firmly attached to a food product at the moment of consumption, in such a way that the food product needs to be consumed in order to get direct access to the toy, shall be prohibited. Parts of toys otherwise directly attached to a food product shall fulfil the requirements set out in points (c) and (d).	(h) Toys firmly attached to a food product at the moment of consumption, in such a way that the food product needs to be consumed in order to get direct access to the toy, shall be prohibited. Parts of toys otherwise directly attached to a food product shall fulfil the requirements set out in points (c) and (d).	(h) Toys firmly attached to a food product at the moment of consumption, in such a way that the food product needs to be consumed in order to get direct access to the toy, shall be prohibited. Parts of toys otherwise directly attached to a food product shall fulfil the requirements set out in points (c) and (d).	G
Annex II, point 3.(ha)				
G 603a			**(ha) Toys must not cause a risk to the obstruction of the intestines**	***(ha) Toys must not cause a risk to the obstruction of the intestines*** G

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			due to the expansion of the toy if swallowed.	***due to the expansion of the toy if swallowed.***
Annex II, point 4.				
604	4.Aquatic toys shall be designed and manufactured so as to reduce as much as possible, taking into account the recommended use of the toy, any risk of loss of buoyancy of the toy and loss of support afforded to the child.	4.Aquatic toys shall be designed and manufactured so as to reduce as much as possible, taking into account the recommended use of the toy, any risk of loss of buoyancy of the toy and loss of support afforded to the child.	4.Aquatic toys shall be designed and manufactured so as to reduce as much as possible, taking into account the recommended use of the toy, any risk of loss of buoyancy of the toy and loss of support afforded to the child.	
Annex II, point 5.				
605	5.Toys which it is possible to get inside and which thereby constitute an enclosed space for occupants shall have a means of exit which the intended user can open easily from the inside.	5.Toys which it is possible to get inside and which thereby constitute an enclosed space for occupants shall have a means of exit which the intended user can open easily from the inside.	5.Toys which it is possible to get inside and which thereby constitute an enclosed space for occupants shall have a means of exit which the intended user can open easily from the inside.	
Annex II, point 6., first subparagraph				
606	6.Toys conferring mobility on their users shall, as far as possible, incorporate a braking system which is suited to the type of toy and is commensurate with the kinetic energy generated by it. Such a system shall be easy for the user to operate without risk of ejection or physical injury for the user or for third parties.	6.Toys conferring mobility on their users shall, as far as possible, incorporate a braking system which is suited to the type of toy and is commensurate with the kinetic energy generated by it. Such a system shall be easy for the user to operate without risk of ejection or physical injury for the user or for third parties.	6.Toys conferring mobility on their users shall, as far as possible, incorporate a braking system which is suited to the type of toy and is commensurate with the kinetic energy generated by it. Such a system shall be easy for the user to operate without risk of ejection or physical injury for the user or for third parties.	
Annex II, point 6., second subparagraph				
607	For electrically driven ride-on toys, the maximum representative potential operating speed determined by the design of the toy	For electrically driven ride-on toys, the maximum representative potential operating speed determined by the design of the toy	For electrically driven ride-on toys, the maximum representative potential operating speed determined by the design of the toy	

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	shall be limited so as to minimise the risk of injury.	shall be limited so as to minimise the risk of injury.	shall be limited so as to minimise the risk of injury.	
Annex II, point 7.				
608	7.The form and composition of projectiles and the kinetic energy they may generate when fired from a toy designed for that purpose shall be such that, taking into account the nature of the toy, there is no risk of physical injury to the user or to third parties.	7.The form and composition of projectiles and the kinetic energy they may generate when fired from a toy designed for that purpose shall be such that, taking into account the nature of the toy, there is no risk of physical injury to the user or to third parties.	7.The form and composition of projectiles and the kinetic energy they may generate when fired from a toy designed for that purpose shall be such that, taking into account the nature of the toy, there is no risk of physical injury to the user or to third parties.	
Annex II, point 8.				
609	8.Toys shall be manufactured so as to ensure that:	8.Toys shall be manufactured so as to ensure that:	8.Toys shall be manufactured so as to ensure that:	
Annex II, point 8.(a)				
610	(a) the maximum and minimum temperature of any accessible surfaces does not cause injury when touched;	(a) the maximum and minimum temperature of any accessible surfaces does not cause injury when touched;	(a) the maximum and minimum temperature of any accessible surfaces does not cause injury when touched;	
Annex II, point 8.(b)				
611	(b) liquids and gases contained within the toy do not reach temperatures or pressures which are such that their escape from the toy, other than for reasons essential to the proper functioning of the toy, might cause burns, scalds or other physical injury.	(b) liquids and gases contained within the toy do not reach temperatures or pressures which are such that their escape from the toy, other than for reasons essential to the proper functioning of the toy, might cause burns, scalds or other physical injury.	(b) liquids and gases contained within the toy do not reach temperatures or pressures which are such that their escape from the toy, other than for reasons essential to the proper functioning of the toy, might cause burns, scalds or other physical injury.	
Annex II, point 9.				
612	9.Toys shall be designed and manufactured in such a way, in terms of the maximum values for	9.Toys ***that are designed to emit a sound*** shall be designed and manufactured in such a way, in	9.Toys **which are designed to emit a sound and toy mechanisms that are activated by a child and emit**	9.Toys ***that are designed to emit a sound and toy mechanisms that are activated by a child and emit***

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	impulse noise and continuous noise, that the sound from them is not able to impair children's hearing.	terms of the maximum values for impulse noise and continuous noise, that the sound from them is not able to impair children's hearing. ***The limit values shall be set through a delegated act, while the maximum values shall not exceed those set in Directive 2003/10/EEC.***	**reproduceable sound,** shall be designed and manufactured in such a way, in terms of the maximum values for impulse noise and continuous noise, that the sound from them is not able to impair children's hearing.	***reproduceable sound,*** shall be designed and manufactured in such a way, in terms of the maximum values for impulse noise and continuous noise, that the sound from them is not able to impair children's hearing. ***The maximum values shall not lead to an exposure of children to continuous and peak sound pressure exceeding the lower exposure action values set in Directive 2003/10/EEC. The maximum values for impulse noise and continuous noise in toys shall take into account their intended and reasonably foreseeable use in accordance with Article 5(2).***
Annex II, point 10.				
G 613	10. Activity toys shall be manufactured so as to reduce the risk of crushing or trapping of body parts or trapping of clothing and the risk of falls, impacts and drowning as much as possible. In particular, any surface of such a toy that is accessible for one or more children to play on shall be designed to bear their load.	10. Activity toys shall be manufactured so as to reduce the risk of crushing or trapping of body parts or trapping of clothing and the risk of falls, impacts and drowning as much as possible. In particular, any surface of such a toy that is accessible for one or more children to play on shall be designed to bear their load.	10. ~~Activity~~ Toys shall be manufactured so as to reduce the risk of crushing or trapping of body parts or trapping of clothing and the risk of falls, impacts and drowning as much as possible. In particular, **for activity toys** any surface of such a toy that is accessible for one or more children to play on shall be designed to bear their load.	10. ~~*Activity*~~ Toys shall be manufactured so as to reduce the risk of crushing or trapping of body parts or trapping of clothing and the risk of falls, impacts and drowning as much as possible. In particular, ***for activity toys*** any surface of such a toy that is accessible for one or more children to play on shall be designed to bear their load. G Text Origin: Council Mandate
Annex II, Part II				
G 613a			**10a. Toys that contain magnets or magnetic parts shall be designed and manufactured in such a way that the size and**	***Toys that contain magnets or magnetic parts shall be designed and manufactured in such a way that the size and strength of the*** G

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			strength of the magnets do not present a risk of intestinal perforation or blockage.	***magnets do not present a risk of intestinal perforation or blockage.***
Annex II, Part II				
614	Part II Part II Flammability	Part II Part II Flammability	Part II ~~Part II~~ Flammability	
Annex II, point 11., first subparagraph				
615	1.Toys shall not constitute a dangerous flammable element in the child's environment. They shall therefore be composed of materials which fulfil one or more of the following conditions:	1.Toys shall not constitute a dangerous flammable element in the child's environment. They shall therefore be composed of materials which fulfil one or more of the following conditions:	1.Toys shall not constitute a dangerous flammable element in the child's environment. They shall therefore be composed of materials which fulfil one or more of the following conditions:	
Annex II, point 11., first subparagraph, point (a)				
616	(a) they do not burn if directly exposed to a flame or spark or other potential source of fire;	(a) they do not burn if directly exposed to a flame or spark or other potential source of fire;	(a) they do not burn if directly exposed to a flame or spark or other potential source of fire;	
Annex II, point 11., first subparagraph, point (b)				
617	(b) they are not readily flammable (the flame goes out as soon as the fire cause disappears);	(b) they are not readily flammable (the flame goes out as soon as the fire cause disappears);	(b) they are not readily flammable (the flame goes out as soon as the fire cause disappears);	
Annex II, point 11., first subparagraph, point (c)				
618	(c) if they do ignite, they burn slowly and present a low rate of spread of the flame;	(c) if they do ignite, they burn slowly and present a low rate of spread of the flame;	(c) if they do ignite, they burn slowly and present a low rate of spread of the flame;	
Annex II, point 11., first subparagraph, point (d)				
619	(d) irrespective of the toy's chemical composition, they are designed so as to mechanically delay the combustion process.	(d) irrespective of the toy's chemical composition, they are designed so as to mechanically delay the combustion process.	(d) irrespective of the toy's chemical composition, they are designed so as to mechanically delay the combustion process.	
Annex II, point 11., second subparagraph				

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620	Combustible materials in the toy shall not constitute a risk of ignition for other materials used in the toy.	Combustible materials in the toy shall not constitute a risk of ignition for other materials used in the toy.	Combustible materials in the toy shall not constitute a risk of ignition for other materials used in the toy.	
Annex II, point 12.				
621	12. Toys meeting both conditions below shall not, as such, contain substances or mixtures which may become flammable due to the loss of non-flammable volatile components:	12. Toys meeting both conditions below shall not, as such, contain substances or mixtures which may become flammable due to the loss of non-flammable volatile components:	12. **Toys, in particular toys containing materials and equipment for chemistry experiments, model assembly, plastic or ceramic moulding, enamelling, photography, toy foam soap or similar activities,**~~Toys meeting both conditions below~~ shall not, as such, contain substances or mixtures which may become flammable due to the loss of non-flammable volatile components~~:~~**.**	12. ***Toys, in particular toys containing materials and equipment for chemistry experiments, model assembly, plastic or ceramic moulding, enamelling, photography, toy foam soap or similar activities,*** ~~*Toys meeting both conditions below*~~ shall not, as such, contain substances or mixtures which may become flammable due to the loss of non-flammable volatile components~~:~~**.** Text Origin: Council Mandate
Annex II, point 12.(a)				
622	(a) toys which, for reasons essential to their functioning, contain substances or mixtures that meet the classification criteria of any of the following hazard classes or categories set out in Annex I to Regulation (EC) No 1272/2008:	(a) toys which, for reasons essential to their functioning, contain substances or mixtures that meet the classification criteria of any of the following hazard classes or categories set out in Annex I to Regulation (EC) No 1272/2008:	*deleted*	*deleted*
Annex II, second paragraph				
623	*(1)* hazard classes 2.1 to 2.4, 2.6 and 2.7, hazard class 2.8 types A and B;	(1) hazard classes 2.1 to 2.4, 2.6 and 2.7, hazard class 2.8 types A and B;	*deleted*	*deleted*
Annex II, 2 paragraph				

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624	*(2)* hazard classes 2.9, 2.10 and 2.12, hazard class 2.13 categories 1 and 2;	(2) hazard classes 2.9, 2.10 and 2.12, hazard class 2.13 categories 1 and 2;	*deleted*	*deleted*
Annex II, 3 paragraph				
625	*(3)* hazard class 2.14, categories 1 and 2, hazard class 2.15 types A to F; hazard classes 3.1 to 3.6, 3.7 adverse effects on sexual function and fertility or on development;	(3) hazard class 2.14, categories 1 and 2, hazard class 2.15 types A to F; hazard classes 3.1 to 3.6, 3.7 adverse effects on sexual function and fertility or on development;	*deleted*	*deleted*
Annex II, 4 paragraph				
626	*(4)* hazard class 3.8 effects other than narcotic effects;	(4) hazard class 3.8 effects other than narcotic effects;	*deleted*	*deleted*
Annex II, 5 paragraph				
627	*(5)* hazard classes 3.9 and 3.10;	(5) hazard classes 3.9 ~~*and 3.10*~~**,** ***3.10 and 3.11***;	*deleted*	*deleted*
Annex II, 6 paragraph				
628	*(6)* hazard class 4.1;	(6) hazard class 4.1***, 4.2, 4.3 and 4.4***;	*deleted*	*deleted*
Annex II, 7 paragraph				
629	*(7)* hazard class 5.1;	(7) hazard class 5.1;	*deleted*	*deleted*
Annex II, 8 paragraph				
630	*(b)* and toys containing materials and equipment for chemistry experiments, model assembly, plastic or ceramic moulding,	(b) and toys containing materials and equipment for chemistry experiments, model assembly, plastic or ceramic moulding,	*deleted*	*deleted*

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	enamelling, photography or similar activities.	enamelling, photography or similar activities.		
Annex II, point 13.				
631	*13.* Toys other than toy percussion caps shall not be explosive or contain elements or substances likely to explode when used as specified in Article 5(2), first subparagraph.	13. Toys other than toy percussion caps shall not be explosive or contain elements or substances likely to explode when used as specified in Article 5(2), first subparagraph.	13. Toys other than toy percussion caps shall not be explosive or contain elements or substances likely to explode when used as specified in Article 5(2), first subparagraph.	
Annex II, point 14.				
632	14. Toys and, in particular, chemical games and toys, shall not contain as such substances or mixtures:	14. Toys and, in particular, chemical games and toys, shall not contain as such substances or mixtures:	14. Toys and, in particular, chemical games and toys, shall not contain as such substances or mixtures:	
Annex II, point 14.(a)				
633	(a) which, when mixed together, may explode through chemical reaction or through heating;	(a) which, when mixed together, may explode through chemical reaction or through heating;	(a) which, when mixed together, may explode through chemical reaction or through heating;	
Annex II, point 14.(b)				
634	(b) which may explode when mixed with oxidizing substances; or	(b) which may explode when mixed with oxidizing substances; or	(b) which may explode when mixed with oxidizing substances; or	
Annex II, point 14.(c)				
635	(c) which contain volatile components which are flammable in air and liable to form a flammable or explosive vapour/air mixture.	(c) which contain volatile components which are flammable in air and liable to form a flammable or explosive vapour/air mixture.	(c) which contain volatile components which are flammable in air and liable to form a flammable or explosive vapour/air mixture.	
Annex II, Part III				
636	Part III Part III Chemical Properties	Part III ~~*Part III*~~ Chemical Properties	Part III ~~Part III~~ Chemical Properties	
Annex II, point 15., first subparagraph				

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G 637	1.Toys shall be designed and manufactured in such a way that there are no risks of adverse effects on human health due to exposure to the chemical substances or mixtures of which the toys are composed or which they contain, when the toys are used as specified in Article 5(2), first subparagraph.	1.Toys shall be designed and manufactured in such a way that there are no risks of adverse effects on human health due to exposure to the chemical substances or mixtures of which the toys are composed or which they contain, when the toys are used as specified in Article 5(2), first subparagraph.	1.Toys shall be designed and manufactured in such a way that there are no risks of adverse effects on human health due to exposure to the chemical substances or mixtures of which the toys are composed or which they contain, when the toys are used as specified in Article 5(2), first subparagraph.	G
Annex II, point 15., second subparagraph				
G 638	Toys shall comply with the relevant Union legislation relating to certain categories of products or to restrictions for certain substances and mixtures. Toys or their parts and their packaging that can reasonably be expected to be brought into contact with food or to transfer their constituents to food under normal or foreseeable conditions of use, shall also comply with Regulation (EC) No 1935/2004.	Toys shall comply with the relevant Union legislation relating to certain categories of products or to restrictions for certain substances and mixtures. Toys or their parts and their packaging that can reasonably be expected to be brought into contact with food or to transfer their constituents to food under normal or foreseeable conditions of use, shall also comply with Regulation (EC) No 1935/2004.	Toys shall comply with the relevant Union legislation relating to certain categories of products or to restrictions for certain substances and mixtures. Toys or their parts and their packaging that can reasonably be expected to be brought into contact with food or to transfer their constituents to food under normal or foreseeable conditions of use, shall also comply with Regulation (EC) No 1935/2004.	G
Annex II, point 16.				
G 639	16. Toys that are themselves substances or mixtures shall comply also with Regulation (EC) No 1272/2008 .	16. Toys that are themselves substances or mixtures shall comply also with Regulation (EC) No 1272/2008 ***as well as with the labelling requirements laid down in Regulation (EC) No 1223/2009***.	16. Toys that are themselves substances or mixtures shall comply also with Regulation (EC) No 1272/2008 .	16. Toys that are themselves substances or mixtures shall comply also with Regulation (EC) No 1272/2008 . Council and Commission: linked to row 652. To be further dscussed. Text Origin: Commission Proposal	G
Annex II, point 17.				

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G 640	17. Toys shall comply with the specific requirements and conditions for chemical substances set out in part A of the Appendix and with the labelling requirements set out in part B of the Appendix.	17. Toys shall comply with the specific requirements and conditions for chemical substances set out in part A of the Appendix and with the labelling requirements set out in part B of the Appendix.	17. Toys shall comply with the specific requirements and conditions for chemical substances set out in part A of the Appendix and with the labelling requirements set out in part B of the Appendix.	G
Annex II, point 18.				
R 641	18. The use in toys, components of toys or micro-structurally distinct parts of toys, of substances or mixtures classified in Part 3 of Annex VI to Regulation (EC) No 1272/2008 in any of the following categories is prohibited:	18. The use in toys, components of toys or micro-structurally distinct parts of toys, of substances or mixtures ***meeting the criteria laid down in Article 57 of this Regulation and being identified in accordance with Article 59(1) of Regulation (EC) No 1907/2006,*** classified in Part 3 of Annex VI to Regulation (EC) No 1272/2008 ***or meeting the criteria for classification*** in any of the following categories is prohibited: Reference to be made to Article 57 of Regulation (EC) 1907/2006 and not to this Regulation.	18. The ~~use~~**presence** in toys, components of toys or micro-structurally distinct parts of toys, of substances ~~or mixtures~~**in the form** classified in Part 3 of Annex VI to Regulation (EC) No 1272/2008 in any of the following categories is prohibited:	R
Annex II, point 18.(a)				
G 642	(a) carcinogenicity, germ cell mutagenicity or reproductive toxicity (CMR) category 1A, 1B or 2;	(a) carcinogenicity, germ cell mutagenicity or reproductive toxicity (CMR) category 1A, 1B or 2;	(a) carcinogenicity, germ cell mutagenicity or reproductive toxicity (CMR) category 1A, 1B or 2;	G
Annex II, point 18.(b)				
R 643	(b) endocrine disruption category 1 or 2;	(b) endocrine disruption category 1 or 2***, for human health and the environment***;	(b) endocrine disruption **for human health** category 1 or 2;	R
Annex II, point 18.(c)				

		Commission Proposal	EP Mandate	Council Mandate	Draft Agreement	
G	644	(c) specific target organ toxicity category 1, either in single exposure or in repeated exposure;	(c) specific target organ toxicity category 1, either in single exposure or in repeated exposure;	(c) specific target organ toxicity category 1, either in single exposure or in repeated exposure;		G
	Annex II, point 18.(d)					
G	645	(d) respiratory sensitisation category 1.	(d) respiratory sensitisation category 1.	(d) respiratory sensitisation category 1~~.~~**;**		G
	Annex II, point 18.(da)					
Y	645a			**(da) skin sensitizers category 1A.**		Y
	Annex II, point 18, first subparagraph, point (da)					
Y	645b		***(da) skin sensitisation category 1;***			Y
	Annex II, point 18., first subparagraph, point (db)					
R	645c		***(db) persistent, bioaccumulative and toxic;***			R
	Annex II, point 18, first subparagraph, point (dc)					
R	645d		***(dc) very persistent, very bioaccumulative;***			R
	Annex II, point 18, first subparagraph, point (dd)					
R	645e		***(dd) persistent, mobile and toxic;***			R
	Annex II, point 18, first subparagraph, point (de)					
R	645f		***(de) very persistent, very mobile.***			R
	Annex II, point 18a					
R	645g		***18a. The use in toys, components of toys or micro-structurally distinct parts of toys, of per- and polyfluoroalkyl substances (PFAS) and of bisphenols is prohibited. Toys intended for use by children under 36 months or other toys***		***The intentional use in toys, components of toys or micro-structurally distinct parts of toys, of per- and polyfluoroalkyl substances (PFAS) is prohibited.***	R

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		intended to be placed in the mouth shall not contain any fragrances.		
Annex II, point 19.				
Y	646	19. The non-intended presence of a substance or mixture referred to in point 4 that stems from impurities of natural or synthetic ingredients, or from the manufacturing process and that is technically unavoidable in good manufacturing practice, shall be permitted provided that, despite such presence, toys remain in conformity with the general safety requirement.	19. The non-intended presence of a substance or mixture referred to in point 4 that stems from impurities of natural or synthetic ingredients, or from the manufacturing process and that is technically unavoidable in good manufacturing practice, shall be permitted provided that, despite such presence, toys remain in conformity with the general safety requirement.	19. The ~~non intended~~**non intended** presence of a substance or mixture referred to in point 4 that stems from impurities of natural or synthetic ingredients, or from the manufacturing process and that is technically unavoidable in good manufacturing practice, shall be permitted provided that, despite such presence, toys remain in conformity with the general safety requirement **and that the individual concentration limit of 100 mg/kg shall not be exceeded**.	19. The non-intended presence of a substance or mixture referred to in point 4 ***or 4a*** that stems from impurities of natural or synthetic ingredients, or from the manufacturing process and that is technically unavoidable in good manufacturing practice, shall be permitted provided that, despite such presence, toys remain in conformity with the general safety requirement. reference to point 4a linked to PFAS in row 645g Text Origin: Commission Proposal
Annex II, point 20.				
G	647	20. By way of derogation from point 4, substances or mixtures prohibited under that point may be used in toys if they are listed in Part C of the Appendix, under the conditions specified therein.	20. By way of derogation from point 4, substances or mixtures prohibited under that point may be used in toys if they are listed in Part C of the Appendix, under the conditions specified therein.	20. By way of derogation from point 4, substances or mixtures prohibited under that point may be used in toys if they are listed in Part C of the Appendix, under the conditions specified therein.	
Annex II, point 21.				
G	648	21. Points 4 to 6 shall not apply to:	21. Points 4 to 6 shall not apply to:	21. Points 4 to 6 shall not apply to:	
Annex II, point 21.(a)				
G	649	(a) materials that comply with the conditions set out for specific substances in Part A of the	(a) materials that comply with the conditions set out for specific substances in Part A of the	(a) materials that comply with the conditions set out for specific substances in Part A of the	

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Appendix, as regards those substances;	Appendix, as regards those substances;	Appendix, as regards those substances;	
Annex II, point 21.(b)				
650	(b) batteries in toys; or	(b) batteries in toys; or	(b) batteries in toys; or	
Annex II, point 21.(c)				
651	(c) toy components necessary for electronic or electric functions of the toy where the substance or mixture is fully inaccessible to children, including by inhalation.	(c) toy components necessary for electronic or electric functions of the toy where the substance or mixture is fully inaccessible to children, including by inhalation, ***when the toy is used as specified in the first subparagraph of Article 5(2)***.	(c) toy components necessary for electronic or electric functions of the toy where the substance or mixture is fully inaccessible to children, including by inhalation.	(c) toy components necessary for electronic or electric functions of the toy where the substance or mixture is fully inaccessible to children, including by inhalation, ***when the toy is used as specified in the first subparagraph of Article 5(2)***. Text Origin: EP Mandate
Annex II, point 21.(ca)				
651a			**(ca) materials that comply with a substance specific restriction for toys in Annex XVII of Regulation (EC) No 1907/2006 concerning the registration, evaluation, authorisation and restriction of chemicals (REACH) under the conditions specified therein, as regards those substances.**	***(ca) [materials that comply with a substance specific restriction for toys in Annex XVII of Regulation (EC) No 1907/2006 concerning the registration, evaluation, authorisation and restriction of chemicals (REACH) under the conditions specified therein, as regards those substances, unless a more protective restriction is set out for that substance for toys in the Appendix.]***
Annex II, point 21a.				
651b				***21a. Restrictions or prohibitions on the use of PFAS laid down in accordance with Regulations (EC) No 1907/2006, or (EU) 2019/1021,***

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				shall take precedence over point 4a. Linked with PFAS in 645g
Annex II, point 21b.				
G	651c		**21a. By way of derogation to point 4, the presence in toys of a prohibited substance or mixture may only be permitted when all of the following conditions are met:**	***21b. By way of derogation to point 4, the presence in toys of a prohibited substance or mixture may only be permitted when all of the following conditions are met:*** follow-up to 2nd trilogue. moved from row 494 Text Origin: Council Mandate
Annex II, point 21b.(a)				
G	651d		**(a) it has been found to be safe by the European Chemicals Agency (ECHA), in particular in view of exposure, including the overall exposure from other sources, and taking particular account of the vulnerability of children;**	***(a) it has been found to be safe by the European Chemicals Agency (ECHA), in particular in view of exposure, including the overall exposure from other sources, as well as any known additional hazards from combined exposure to the different substances and mixtures present in the toy, and taking particular account of the vulnerability of children;*** follow-up to 2nd trilogue. moved from row 495
Annex II, point 21b.(b)				
G	651e		**(b) there are no suitable alternative substances or mixtures available, as established by ECHA**	***(b) there are no suitable alternatives available to the presence of the substances or***

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
			based on an analysis of alternatives;	***mixtures in the toy, including via technical alternatives, as established by ECHA based on an analysis of alternatives. This assessment shall consider as a priority the safety of any alternative identified and also consider its technical feasibility and availability;*** follow-up to 2nd trilogue. moved from row 496 A recital on technical alternatives to be worked at at technical level.
Annex II, point 21b.(c)				
G 651f			**(c) the substance or mixture is not prohibited for use in consumer articles under Regulation (EC) No 1907/2006.**	***(c) the substance or mixture is not prohibited for use in consumer articles under Regulation (EC) No 1907/2006.*** follow-up to 2nd trilogue. Moved from 497
Annex II, point 22.				
G 652	22. Cosmetic toys, such as play cosmetics for dolls, shall comply with the compositional and labelling requirements laid down in Regulation (EC) No 1223/2009 of the European Parliament and of the Council[1]. 1. Regulation (EC) No 1223/2009 of the European Parliament and of the Council of 30 November 2009 on cosmetic products (OJ L 342, 22.12.2009, p. 59).	22. Cosmetic toys, such as play cosmetics for dolls ***or children***, ***slime, finger-paint or modelling clay*** shall comply with the compositional and labelling requirements laid down in Regulation (EC) No 1223/2009 of the European Parliament and of the Council[~~1~~***43***]. ~~1. Regulation (EC) No 1223/2009 of the European Parliament and of the Council of~~	22. Cosmetic toys, such as play cosmetics for dolls, shall comply with the compositional and labelling requirements laid down in Regulation (EC) No 1223/2009 of the European Parliament and of the Council[1]. 1. Regulation (EC) No 1223/2009 of the European Parliament and of the Council of 30 November 2009 on cosmetic products (OJ L 342, 22.12.2009, p. 59).	22. Cosmetic toys, such as play cosmetics for dolls, shall comply with the compositional and labelling requirements laid down in Regulation (EC) No 1223/2009 of the European Parliament and of the Council[1]. 1. Regulation (EC) No 1223/2009 of the European Parliament and of the Council of 30 November 2009 on cosmetic products (OJ L 342, 22.12.2009, p. 59).

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		~~30 November 2009 on cosmetic products (OJ L 342, 22.12.2009, p. 59).~~		Text Origin: Commission Proposal
Annex II, Part V				
652a			**22a. Toys shall not:**	***Toys shall not:***
Annex II, Part VI				
652b			**(a) have a biocidal function insofar as the toy would thereby be considered a biocidal product according to the definition set out in Article 3(a) of Regulation (EU) 528/2012, or**	***(a) have a biocidal function insofar as the toy would thereby be considered a biocidal product according to the definition set out in Article 3(a) of Regulation (EU) 528/2012, or***
Annex II, Part VII				
652c			**(b) be treated with, or intentionally incorporate, one or more biocidal products, as defined in Article 3(a) of Regulation (EU) 528/2012, insofar as the toy would thereby be considered a treated article according to Article 3(l) of that Regulation.**	***(b) be treated with, or intentionally incorporate, one or more biocidal products, as defined in Article 3(a) of Regulation (EU) 528/2012.***
Annex II, Part VIII				
652d			**This Point shall not apply where the toy is intended to be permanently placed outdoors.**	***By way of derogation to point b), toys intended to be permanently placed outdoors may be treated with, or intentionally incorporate, one or more biocidal products provided that all active substances contained in the biocidal products that it was treated with or incorporates are included in the list drawn up in accordance with Article 9(2) Regulation (EU) No***

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				528/2012 for the relevant product-type of preservatives falling in the main group 2 of Annex V to that Regulation, or in Annex I, and any relevant conditions or restrictions specified therein are met, or under assessment in the work programme for the systematic evaluation of all existing active substances set up in accordance with Article 89 of Regulation (EU) No 528/2012 for the relevant product-type falling in the main group 2 of Annex V to Regulation (EU) No 528/2012.
Annex II, Part IX				
652e			**22b. By way of derogation from points 4 and 9, preservatives may be used in toys where the preservative is allowed for use in leave-on cosmetics as listed in Annex V of Regulation (EC) 1223/2009 on cosmetic products in accordance with the conditions set out in that Annex, except those that are not to be used for children under 3 or 10 years of age, or those that are not allowed to be used in products applied on mucous membranes or for which contact with the eyes should be avoided.**	***By way of derogation from points 4 and 9, preservatives may be used in toys where the preservative is allowed for use in leave-on cosmetics as listed in Annex V of Regulation (EC) 1223/2009 on cosmetic products in accordance with the conditions set out in that Annex, except those that are not to be used for children under 3 or 10 years of age, or those that are not allowed to be used in products applied on mucous membranes or for which contact with the eyes should be avoided.*** The numbering in the references to Annex should be double checked
Annex II, Part IV				
653	Part IV Part IV Electrical Properties	Part IV ~~*Part IV*~~ Electrical Properties	Part IV ~~Part IV~~ Electrical Properties	Part IV ~~*Part IV*~~ Electrical Properties

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: Council Mandate
Annex II, point 23., first subparagraph				
654	1.Toys shall not be powered by electricity of a nominal voltage exceeding 24 volts direct current (DC) or the equivalent alternating current (AC) voltage, and their accessible parts shall not exceed 24 volts DC or the equivalent AC voltage.	1.Toys shall not be powered by electricity of a nominal voltage exceeding 24 volts direct current (DC) or the equivalent alternating current (AC) voltage, and their accessible parts shall not exceed 24 volts DC or the equivalent AC voltage.	1.Toys shall not be powered by electricity of a nominal voltage exceeding 24 volts direct current (DC) or the equivalent alternating current (AC) voltage, and their accessible parts shall not exceed 24 volts DC or the equivalent AC voltage.	1.Toys shall not be powered by electricity of a nominal voltage exceeding 24 volts direct current (DC) or the equivalent alternating current (AC) voltage, and their accessible parts shall not exceed 24 volts DC or the equivalent AC voltage. Text Origin: Commission Proposal
Annex II, point 23., second subparagraph				
655	Internal voltages shall not exceed 24 volts DC or the equivalent AC voltage unless it is ensured that the voltage and the current combination generated do not lead to any risk for health and safety or any electric shock, even when the toy is broken.	Internal voltages shall not exceed 24 volts DC or the equivalent AC voltage unless it is ensured that the voltage and the current combination generated do not lead to any risk for health and safety or any ***harmful*** electric shock, even when the toy is broken.	Internal voltages shall not exceed 24 volts DC or the equivalent AC voltage unless it is ensured that the voltage and the current combination generated do not lead to any risk for health and safety or ~~any~~**harmful** electric shock, even when the toy is broken.	Internal voltages shall not exceed 24 volts DC or the equivalent AC voltage unless it is ensured that the voltage and the current combination generated do not lead to any risk for health and safety or ~~*any*~~***harmful*** electric shock, even when the toy is broken. Text Origin: Council Mandate
Annex II, point 24.				
656	24. Parts of toys which are connected to, or liable to come into contact with, a source of electricity capable of causing electric shock, and any cables or other conductors through which electricity is conveyed to such parts shall be properly insulated and mechanically	24. Parts of toys which are connected to, or liable to come into contact with, a source of electricity capable of causing electric shock, and any cables or other conductors through which electricity is conveyed to such parts shall be properly insulated and mechanically	24. Parts of toys which are connected to, or liable to come into contact with, a source of electricity capable of causing electric shock, and any cables or other conductors through which electricity is conveyed to such parts shall be properly insulated and mechanically	

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	protected so as to prevent the risk of such a shock.	protected so as to prevent the risk of such a shock.	protected so as to prevent the risk of such a shock.	
Annex II, point 25.				
G 657	25. Electric toys shall be designed and manufactured in such a way as to ensure that the maximum temperatures reached by all directly accessible surfaces are not such as to cause burns when touched.	25. Electric toys shall be designed and manufactured in such a way as to ensure that the maximum temperatures reached by all directly accessible surfaces are not such as to cause burns when touched.	25. Electric toys shall be designed and manufactured in such a way as to ensure that the maximum temperatures reached by all directly accessible surfaces are not such as to cause burns when touched.	G
Annex II, point 26.				
G 658	26. Under foreseeable fault conditions, toys shall provide protection against electrical hazards arising from an electrical power source.	26. Under foreseeable fault conditions, toys shall provide protection against electrical hazards arising from an electrical power source.	26. Under foreseeable fault conditions, toys shall provide protection against electrical hazards arising from an electrical power source.	G
Annex II, point 27.				
G 659	27. Electric toys shall provide adequate protection against fire hazards.	27. Electric toys shall provide adequate protection against fire hazards.	27. Electric toys shall provide adequate protection against fire hazards.	G
Annex II, point 28.				
G 660	28. Electric toys shall be designed and manufactured in such a way that electric, magnetic and electromagnetic fields and other radiations generated by the toy, are limited to the extent necessary for the operation of the toy, and shall operate at a safe level in compliance with the generally acknowledged state of the art, taking account of specific Union measures.	28. Electric toys shall be designed and manufactured in such a way that electric, magnetic and electromagnetic fields and other radiations generated by the toy, are limited to the extent necessary for the operation of the toy, and shall operate at a safe level in compliance with the generally acknowledged state of the art, taking account of specific Union measures.	28. Electric toys shall be designed and manufactured in such a way that electric, magnetic and electromagnetic fields and other radiations generated by the toy, are limited to the extent necessary for the operation of the toy, and shall operate at a safe level in compliance with the generally acknowledged state of the art, taking account of specific Union measures.	G
Annex II, point 29.				

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G 661	29. Toys which have an electronic control system shall be designed and manufactured in such a way that the toy operates safely even when the electronic system starts malfunctioning or fails due to failure of the system itself or an outside factor.	29. Toys which have an electronic control system shall be designed and manufactured in such a way that the toy operates safely even when the electronic system starts malfunctioning or fails due to failure of the system itself or an outside factor.	29. Toys which have an electronic control system shall be designed and manufactured in such a way that the toy operates safely even when the electronic system starts malfunctioning or fails due to failure of the system itself or an outside factor.	G
Annex II, point 30.				
G 662	30. Toys shall be designed and manufactured in such a way that they do not present any health hazards, or risk of injury to eyes or skin, from lasers, light-emitting diodes (LEDs) or any other type of radiation.	30. Toys shall be designed and manufactured in such a way that they do not present any health hazards, or risk of injury to eyes or skin, from lasers, light-emitting diodes (LEDs) or any other type of radiation.	30. Toys shall be designed and manufactured in such a way that they do not present any health hazards, or risk of injury to eyes or skin, from lasers, light-emitting diodes (LEDs) or any other type of radiation.	G
Annex II, point 31.				
G 663	31. The electrical transformer of a toy shall not be an integral part of the toy.	31. The electrical transformer of a toy shall not be an integral part of the toy.	31. The electrical transformer of a toy shall not be an integral part of the toy.	G
Annex II, Part XI				
G 663a			**31a. Electric toys with batteries that constitute small parts shall be designed and manufactured in such a way as to ensure that access to the battery is prevented by requiring the use of a tool. Where the size or nature of the toy so requires, a rechargeable battery may instead be made inaccessible, and removable or replaceable only by independent professionals.**	***Electric toys with batteries that constitute small parts shall be designed and manufactured in such a way as to ensure that access to the battery is prevented by requiring the use of a tool. Where the size or nature of the toy so requires, a rechargeable battery may instead be made inaccessible, and removable or replaceable only by independent professionals.*** together with corresponding EP Recital G

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				text from row 495 should be moved here
Annex II, Part V				
664	Part V Part V Hygiene	Part V ~~*Part V*~~ Hygiene	Part V ~~Part V~~ Hygiene	
Annex II, point 32.				
665	32. Toys shall be designed and manufactured in such a way with regards to their hygiene and cleanliness that they do not present any risk of infection, sickness or contamination.	32. Toys shall be designed and manufactured in such a way with regards to their hygiene and cleanliness that they do not present any risk of infection, sickness or contamination.	32. Toys shall be designed and manufactured in such a way with regards to their hygiene and cleanliness that they do not present any risk of infection, sickness or contamination.	
Annex II, point 33.				
666	33. A toy intended for use by children under 36 months shall be designed and manufactured in such a way that it can be cleaned. A textile toy shall, to this end, be washable, except if it contains a mechanism that may be damaged if soak washed. The toy shall fulfil the safety requirements also after having been cleaned in accordance with this point and the manufacturer's instructions.	33. A toy intended for use by children under 36 months ***or intended to be put in the mouth*** shall be designed and manufactured in such a way that it can be cleaned. A textile toy shall, to this end, be washable, except if it contains a mechanism that may be damaged if soak washed. The toy shall fulfil the safety requirements also after having been cleaned in accordance with this point and the manufacturer's instructions.	33. A toy intended for use by children under 36 months shall be designed and manufactured in such a way that it can be cleaned. A textile toy shall, to this end, be washable, except if it contains a mechanism that may be damaged if soak washed. The toy shall fulfil the safety requirements also after having been cleaned in accordance with this point and the manufacturer's instructions.	33. A toy intended for use by children under 36 months ***or intended to be put in the mouth*** shall be designed and manufactured in such a way that it can be cleaned. A textile toy shall, to this end, be washable, except if it contains a mechanism that may be damaged if soak washed. The toy shall fulfil the safety requirements also after having been cleaned in accordance with this point and the manufacturer's instructions.
Annex II, point 34.				
667	34. Toys with accessible aqueous materials shall be designed and manufactured in such a way as to ensure that they do not present a microbiological risk.	34. Toys with accessible aqueous materials shall be designed and manufactured in such a way as to ensure that they do not present a microbiological risk.	34. Toys with accessible aqueous materials shall be designed and manufactured in such a way as to ensure that they do not present a microbiological risk.	
Annex II, Part VI				

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		Commission Proposal	EP Mandate	Council Mandate	Draft Agreement	
G	668	Part VI Part VI Radioactivity	Part VI ~~*Part VI*~~ Radioactivity	Part VI ~~Part VI~~ Radioactivity		G
	Annex II, c paragraph					
G	669	Toys shall comply with all relevant measures adopted under Chapter III of the Treaty establishing the European Atomic Energy Community.	Toys shall comply with all relevant measures adopted under Chapter III of the Treaty establishing the European Atomic Energy Community.	**34a.** Toys shall comply with all relevant measures adopted under Chapter III of the Treaty establishing the European Atomic Energy Community.	Toys shall comply with all relevant measures adopted under Chapter III of the Treaty establishing the European Atomic Energy Community.	G
	Annex II, CI paragraph					
G	670	Appendix	Appendix	Appendix		G
	Annex II, CII paragraph					
G	671	Specific conditions for the presence of certain chemical substances or mixtures in toys	Specific conditions for the presence of certain chemical substances or mixtures in toys	Specific conditions for the presence of certain chemical substances or mixtures in toys		G
	Annex II, Part VII					
G	672	Part VII Part A. Substances subject to specific limit values	Part VII Part A. Substances subject to specific limit values	~~Part VII~~**Title I** Part A. Substances subject to specific limit values	Part VII Part A. Substances subject to specific limit values Text Origin: Council Mandate	G
	Annex II, point 35., first subparagraph					
G	673	1.The following migration limits, from toys, components of toys or micro-structurally distinct parts of toys, shall not be exceeded:	1.The following migration limits, from toys, components of toys or micro-structurally distinct parts of toys, shall not be exceeded:	1.The following migration limits, from toys, components of toys or micro-structurally distinct parts of toys, shall not be exceeded:		G
	Annex II, point 35., first subparagraph, Table 1					
R	674	Table 1	Table 1	Table 1	linked to 675a	R
	Annex II, point 35., second subparagraph					
G	675	These limit values shall not apply to toys or components of toys or micro-structurally distinct parts of toys which, due to their	These limit values shall not apply to toys or components of toys or micro-structurally distinct parts of toys which, due to their	These limit values shall not apply to toys or components of toys or micro-structurally distinct parts of toys which, due to their		G

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	accessibility, function, volume or mass, clearly exclude any risk due to sucking, licking, swallowing or prolonged contact with skin when used as specified in Article 5(2), first subparagraph.	accessibility, function, volume or mass, clearly exclude any risk due to sucking, licking, swallowing or prolonged contact with skin when used as specified in Article 5(2), first subparagraph.	accessibility, function, volume or mass, clearly exclude any risk due to sucking, licking, swallowing or prolonged contact with skin when used as specified in Article 5(2), first subparagraph.	
Annex II, point 35., second subparagraph a				
675a		***Toys shall not contain chromium VI, cadmium, mercury and lead, unless their presence is technically unavoidable under good manufacturing practice and does not exceed the limit of detection in the homogeneous material.***		linked to row 674
Annex II, point 36.				
676	36. Nitrosamines and nitrosable substances are prohibited in toys intended for use by children under 36 months or in other toys intended to be placed in the mouth where the migration of those substances is equal to or higher than 0,01 mg/kg for nitrosamines and 0,1 mg/kg for nitrosable substances.	36. Nitrosamines and ~~nitrosable~~***nitrosatable*** substances are– prohibited in ~~*toys intended for use by children under 36 months or in other toys intended to be placed in the mouth where*~~***all toys.*** The migration of those substances ~~*is equal to or higher than*~~***from toys, components of toys or micro-structurally distinct parts of toys, shall not exceed*** 0,01 mg/kg for nitrosamines and 0,1 mg/kg for ~~*nitrosable*~~***nitrosatable*** substances.	36. ~~Nitrosamines and nitrosable~~**N-nitrosamines and N-nitrosatable** substances are– prohibited in ~~toys intended for use by children under 36 months or in other toys intended to be placed in the mouth~~**the following toys** where the migration of those substances is ~~equal to or~~ higher than ~~0,01 mg/kg for nitrosamines and 0,1 mg/kg for nitrosable substances.~~**:** A new line with additional table should be added after this row 676.	
Annex II, point 36.(a)				
676a			This row should be used to include additional table in the Council mandate, for Nitrosamines.	

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Annex II, point 37.				
677	37. The following limit values, in toys or components of toys or micro-structurally distinct parts of toys, shall not be exceeded:	37. The following limit values, in toys or components of toys or micro-structurally distinct parts of toys, shall not be exceeded:	37. The following limit values, in toys or components of toys or micro-structurally distinct parts of toys, shall not be exceeded:	
Annex II, point 37., Table 2				
678	Table 2	Table 2	Table 2	Table 2 Follow-up to 2nd trilogue: agreement on 4 monomers. Bisphenol A still subject to discussion Text Origin: Council Mandate
Annex II, point 38.				
679	38. Toys shall not contain the following fragrance allergens unless their presence in the toy is technically unavoidable under good manufacturing practice and does not exceed 100 mg/kg:	38. Toys shall not contain the following fragrance allergens unless their presence in the toy is technically unavoidable under good manufacturing practice and does not exceed ~~100~~***10*** mg/kg:	38. Toys shall not contain the following fragrance allergens unless their presence in the toy is technically unavoidable under good manufacturing practice and does not exceed ~~100~~**10** mg/kg:	
Annex II, point 38., Table 3				
680	Table 3	Table 3	Table 3	Table 3 Text Origin: Council Mandate
Annex II, Part VIII				
681	Part VIII Part B. Substances subject to specific labelling requirements	Part VIII Part B. Substances subject to specific labelling requirements	~~Part VIII~~**Title II** Part B. Substances subject to specific labelling requirements	Part VIII Part B. Substances subject to specific labelling requirements Text Origin: Council Mandate
Annex II, point 39.				
682	39. The names of the following fragrance allergens shall be listed on the toy, on an affixed label, on the packaging or in an accompanying leaflet, as well as in the product	39. The names of the following fragrance allergens shall be listed on the toy, on an affixed label, on the packaging or in an accompanying leaflet, as well as in the ***digital***	~~39~~**38a**. The names of the following fragrance allergens shall be listed on the toy, on an affixed label, on the packaging or in an accompanying leaflet, as well as in the **digital**	39. The names of the following fragrance allergens shall be listed on the toy, on an affixed label, on the packaging or in an accompanying leaflet, as well as in the ***digital***

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	passport, if those allergens are added to a toy, where they are present in the toy or any component thereof at concentrations exceeding 100 mg/kg:	product passport, if those allergens are added to a toy, where they are present in the toy or any component thereof at concentrations exceeding ~~100~~***10*** mg/kg:	product passport, if those allergens ~~are added to a toy, where they~~ are present in the toy or any component thereof at concentrations exceeding ~~100~~**10** mg/kg:	product passport, if those allergens ~~*are added to a toy, where they*~~ are present in the toy or any component thereof at concentrations exceeding ~~*100*~~***10*** mg/kg: Text Origin: Council Mandate
Annex II, CII paragraph a				
682a			**The information mentioned shall be expressed by using the common ingredient name or a term as contained in a generally accepted nomenclature.**	***The information mentioned shall be expressed by using the common ingredient name or a term as contained in a generally accepted nomenclature.*** Text Origin: Council Mandate
Annex II, point 39., Table 4				
683	Table 4	Table 4	Table 4	Table 4 Text Origin: Council Mandate
Annex II, point 40., first subparagraph				
684	2.The use of fragrances referred to in entries 41 to 55 in the table in Part A, point 4, and of fragrances referred to in points 1 to 10 in the table in point 1 of this Part shall be allowed in olfactory board games, cosmetic kits and gustative games, under the following conditions:	2.The use of fragrances referred to in entries 41 to 55 in the table in Part A, point 4, and of fragrances referred to in points 1 to 10 in the table in point 1 of this Part shall be allowed in olfactory board games, cosmetic kits and gustative games, under the following conditions:	2.The use of fragrances referred to in entries 41 **to 51 and 53** to 55 in the table in Part A, point 4, and of fragrances referred to in points 1 to ~~10~~**9** in the table in point 1 of this Part shall be allowed in olfactory board games, cosmetic kits and gustative games, under the following conditions:	2.The use of fragrances referred to in entries 41 ***to 51 and 53*** to 55 in the table in Part A, point 4, and of fragrances referred to in points 1 to ~~*10*~~***9*** in the table in point 1 of this Part shall be allowed in olfactory board games, cosmetic kits and gustative games, under the following conditions:
Annex II, point 40., first subparagraph, point (a)				
685	(a) the fragrances are clearly labelled on the packaging of the toy, and the packaging contains the warning referred to in point 11 of Annex III;	(a) the fragrances are clearly labelled on the packaging of the toy, and the packaging contains the warning referred to in point 11 of Annex III;	(a) the fragrances are clearly labelled on the packaging of the toy, and the packaging contains the warning referred to in point 11 of Annex III;	

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Annex II, point 40., first subparagraph, point (b)				
686	(b) where applicable, the resulting products made by the child in accordance with the manufacturer's instructions comply with Regulation (EC) No 1223/2009; and	(b) where applicable, the resulting products made by the child in accordance with the manufacturer's instructions comply with Regulation (EC) No 1223/2009; and	(b) where applicable, the resulting products made by the child in accordance with the manufacturer's instructions comply with Regulation (EC) No 1223/2009; and	
Annex II, point 40., first subparagraph, point (c)				
687	(c) where applicable, the fragrances comply with the relevant Union legislation on food.	(c) where applicable, the fragrances comply with the relevant Union legislation on food.	(c) where applicable, the fragrances comply with the relevant Union ~~legislation~~**law** on food.	(c) where applicable, the fragrances comply with the relevant Union ~~*legislation*~~***law*** on food. Text Origin: Council Mandate
Annex II, point 40., second subparagraph				
688	Such olfactory board games, cosmetic kits and gustative games shall not be used by children under 36 months and shall comply with point 2 of Annex III.	Such olfactory board games, cosmetic kits and gustative games shall not be used by children under 36 months and shall comply with point 2 of Annex III.	Such olfactory board games, cosmetic kits and gustative games shall not be used by children under 36 months and shall comply with point 2 of Annex III.	
Annex II, Part IX				
689	Part IX Part C. Permitted uses of substances subject to generic prohibitions under Part III, point 4, of Annex II	Part IX Part C. Permitted uses of substances subject to generic prohibitions under Part III, point 4, of Annex II	~~Part IX~~**Title III** Part C. Permitted ~~uses~~**presence** of substances subject to generic prohibitions under Part III, point 4, of Annex II	Part IX Part C. Permitted ~~*uses*~~***presence*** of substances subject to generic prohibitions under Part III, point 4, of Annex II Text Origin: Council Mandate
Annex II, Table 5				
690	Table 5	Table 5	Table 5	Table 5 pending technical confirmation. See footnote in Table 5
Annex III				
691	Annex III	Annex III	Annex III **WARNINGS AND INDICATIONS OF PRECAUTIONS TO BE TAKEN**	Annex III ***WARNINGS AND INDICATIONS OF PRECAUTIONS TO BE TAKEN***

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
			WHEN USING CERTAIN CATEGORIES OF TOYS	***WHEN USING CERTAIN CATEGORIES OF TOYS*** Text Origin: Council Mandate
Annex III, first paragraph				
692	WARNINGS AND INDICATIONS OF PRECAUTIONS TO BE TAKEN WHEN USING CERTAIN CATEGORIES OF TOYS	WARNINGS AND INDICATIONS OF PRECAUTIONS TO BE TAKEN WHEN USING CERTAIN CATEGORIES OF TOYS	*deleted*	*deleted*
Annex III, point 1., first subparagraph				
693	*1.*General rules - presentation	1.General rules - presentation	1.General rules - presentation	
Annex III, point 1., second subparagraph				
694	All warnings shall be preceded by the word 'Warning' or, alternatively, by a generic pictogram such as the following:	All warnings shall be preceded by the word 'Warning' or, alternatively, by a generic pictogram such as the following ***pictogram, which shall be displayed in a prominent way***:	All warnings shall be preceded by the word 'Warning' or, ~~alternatively, by a~~ **in the form of following** generic pictogram~~ such as the following~~**, without the obligation to repeat it before each warning**:	All warnings shall be preceded by the word 'Warning' or, ~~*alternatively, by a*~~***in the form of following*** generic pictogram~~ *such as the following*~~***, which shall be displayed in a prominent way, without the obligation to repeat it before each warning***:
Annex III, second paragraph				
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			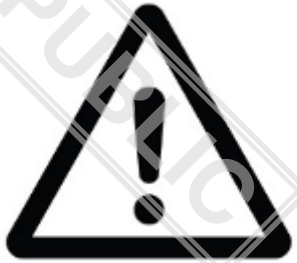 Image to be copied to this cell. Council mandate is identical to COM proposal.	
Annex III, second paragraph a				
G 695a			**The pictogram size should be at least 10 mm in black triangle, yellow background and black exclamation mark.**	***The pictogram size shall be at least 10 mm in black triangle, yellow background and black exclamation mark.*** ***Warnings shall be printed in characters using a font size where the x-height is equal to or greater than 1,2 mm and with sufficient contrast between the print and the background to ensure their visibility and legibility, without prejudice to the minimum height of pictograms, which shall be not less than 10 mm.*** ***In case of packaging or containers the largest surface of which has an area of less than 80 cm^2, the x-*** G

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				height of the font size shall be equal to or greater than 0,9 mm.
Annex III, point 2., first subparagraph				
696	2.Toys not intended for use by children under 36 months	2.Toys not intended for use by children under 36 months	2.Toys not intended for use by children under 36 months	
Annex III, point 2., second subparagraph				
697	Toys which might be dangerous for children under 36 months shall bear a warning such as 'Not suitable for children under 36 months' or 'Not suitable for children under three years' or a warning in the form of the following pictogram:	Toys which might be dangerous for children under 36 months shall bear a warning such as 'Not suitable for children under 36 months' or 'Not suitable for children under three years' or a warning in the form of the following pictogram:	Toys which might be dangerous for children under 36 months shall bear a warning ~~such as~~ 'Not suitable for children under 36 months' or 'Not suitable for children under three years' or a warning in the form of the following pictogram:	Toys which might be dangerous for children under 36 months shall bear a warning ~~*such as*~~ 'Not suitable for children under 36 months' or 'Not suitable for children under three years' or a warning in the form of the following pictogram:
Annex III, third paragraph				
698			The image should be copied into t his row. Council mandate is identical to the COM proposal.	
Annex III, third paragraph a				

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698a			**The pictogram size should be at least 10 mm, with a red circle and stroke, white background and black age range and face.**	***no text***
Annex III, fourth paragraph				
699	These warnings shall be accompanied by a brief indication, which may appear in the instructions for use, of the specific hazard calling for this precaution.	***The pictogram shall be at least 10 mm diameter in size and shall contain a red circle with a white background and with the text and face in black colour.*** These warnings shall be accompanied by a brief indication, which may appear in the instructions for use, of the specific hazard calling for this precaution.	These warnings shall be accompanied by a brief indication, which may appear in the instructions for use, of the specific hazard calling for this precaution.	***The pictogram shall be at least 10 mm diameter in size and shall contain a red circle with a white background and with the text and face in black colour.*** These warnings shall be accompanied by a brief indication, which may appear in the instructions for use, of the specific hazard calling for this precaution.
Annex III, fifth paragraph				
700	This point shall not apply to toys which, on account of their function, dimensions, characteristics or properties, or on other cogent grounds, are manifestly unsuitable for children under 36 months.	This point shall not apply to toys which, on account of their function, dimensions, characteristics or properties, or on other cogent grounds, are manifestly unsuitable for children under 36 months.	This point shall not apply to toys which, on account of their function, dimensions, characteristics or properties, or on other cogent grounds, are manifestly unsuitable for children under 36 months.	
Annex III, point 3., first subparagraph				
701	3.Activity toys	3.Activity toys	3.Activity toys	
Annex III, point 3., second subparagraph				
702	Activity toys shall bear the following warning:	Activity toys shall bear the following warning:	Activity toys shall bear the following warning:	
Annex III, point 3., third subparagraph				
703	‘Only for domestic use.’	‘Only for domestic use.’	‘Only for domestic use.’	
Annex III, point 3., fourth subparagraph				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
G 704	Activity toys attached to a crossbeam as well as other activity toys, where appropriate, shall be accompanied by instructions drawing attention to the need to carry out checks and maintenance of the main parts (suspensions, fixings, anchorages, etc.) at certain intervals, and pointing out that the toy may cause a fall or overturn if such checks are not carried out.	Activity toys attached to a crossbeam as well as other activity toys, where appropriate, shall be accompanied by instructions drawing attention to the need to carry out checks and maintenance of the main parts (suspensions, fixings, anchorages, etc.) at certain intervals, and pointing out that the toy may cause a fall or overturn if such checks are not carried out.	Activity toys attached to a crossbeam as well as other activity toys, where appropriate, shall be accompanied by instructions drawing attention to the need to carry out checks and maintenance of the main parts (suspensions, fixings, anchorages, etc.) at certain intervals, and pointing out that the toy may cause a fall or overturn if such checks are not carried out.	G
Annex III, point 3., fifth subparagraph				
G 705	Instructions shall also be given as to the correct assembly of the toy, indicating those parts which can present a danger if incorrectly assembled. Specific information regarding a suitable surface on which to place the toy shall be given.	Instructions shall also be given as to the correct assembly of the toy, indicating those parts which can present a danger if incorrectly assembled. Specific information regarding a suitable surface on which to place the toy shall be given.	Instructions shall also be given as to the correct assembly of the toy, indicating those parts which can present a danger if incorrectly assembled. Specific information regarding a suitable surface on which to place the toy shall be given.	G
Annex III, point 4., first subparagraph				
G 706	4.Functional toys	4.Functional toys	4.Functional toys	G
Annex III, point 4., second subparagraph				
G 707	Functional toys shall bear the following warning:	Functional toys shall bear the following warning:	Functional toys shall bear the following warning:	G
Annex III, point 4., third subparagraph				
G 708	‘To be used under the direct supervision of an adult.’	‘To be used under the direct supervision of an adult.’	‘To be used under the direct supervision of an adult.’	G
Annex III, point 4., fourth subparagraph				
G 709	In addition, functional toys shall be accompanied by directions giving working instructions as well as the	In addition, functional toys shall be accompanied by directions giving working instructions as well as the	In addition, functional toys shall be accompanied by directions giving working instructions as well as the	G

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	precautions to be taken by the user, with the warning that failure to follow such working instructions or take such precautions will expose the user to the hazards normally associated with the appliance or product of which the toy is a scale model or imitation. Those hazards shall be specified in the warning. It shall also be indicated that the toy is to be kept out of the reach of children under a certain age, which shall be specified by the manufacturer.	precautions to be taken by the user, with the warning that failure to follow such working instructions or take such precautions will expose the user to the hazards normally associated with the appliance or product of which the toy is a scale model or imitation. Those hazards shall be specified in the warning. It shall also be indicated that the toy is to be kept out of the reach of children under a certain age, which shall be specified by the manufacturer.	precautions to be taken by the user, with the warning that failure to follow such working instructions or take such precautions will expose the user to the hazards normally associated with the appliance or product of which the toy is a scale model or imitation. Those hazards shall be specified in the warning. It shall also be indicated that the toy is to be kept out of the reach of children under a certain age, which shall be specified by the manufacturer.	
Annex III, point 5., first subparagraph				
710	5.Chemical toys	5.Chemical toys	5.Chemical toys	
Annex III, point 5., second subparagraph				
711	Without prejudice to the application of the provisions laid down in applicable Union legislation on the classification, packaging and labelling of certain substances or mixtures, the instructions for use of toys containing inherently dangerous substances or mixtures shall bear a warning of the dangerous nature of those substances or mixtures and an indication of the precautions to be taken by the user in order to avoid hazards associated with them. These precautions shall be specified concisely and shall relate to the type of toy. The first aid to be given in the event of serious accidents	Without prejudice to the application of the provisions laid down in applicable Union legislation on the classification, packaging and labelling of certain substances or mixtures, the instructions for use of toys containing inherently dangerous substances or mixtures shall bear a warning of the dangerous nature of those substances or mixtures and an indication of the precautions to be taken by the user in order to avoid hazards associated with them. These precautions shall be specified concisely and shall relate to the type of toy. The first aid to be given in the event of serious accidents	Without prejudice to the application of the provisions laid down in applicable Union legislation on the classification, packaging and labelling of certain substances or mixtures, the instructions for use of toys containing inherently ~~dangerous~~**hazardous** substances or mixtures shall bear a warning of the ~~dangerous~~**hazardous** nature of those substances or mixtures and an indication of the precautions to be taken by the user in order to avoid hazards associated with them. These precautions shall be specified concisely and shall relate to the type of toy. The first aid to be given in the event of serious accidents	Without prejudice to the application of the provisions laid down in applicable Union legislation on the classification, packaging and labelling of certain substances or mixtures, the instructions for use of toys containing inherently ~~*dangerous*~~***hazardous*** substances or mixtures shall bear a warning of the ~~*dangerous*~~***hazardous*** nature of those substances or mixtures and an indication of the precautions to be taken by the user in order to avoid hazards associated with them. These precautions shall be specified concisely and shall relate to the type of toy. The first aid to be given in the event of serious accidents

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	resulting from the use of the relevant type of toy shall also be mentioned. It shall also be stated that the toy is to be kept out of reach of children under a certain age, which shall be specified by the manufacturer.	resulting from the use of the relevant type of toy shall also be mentioned. It shall also be stated that the toy is to be kept out of reach of children under a certain age, which shall be specified by the manufacturer.	resulting from the use of the relevant type of toy shall also be mentioned. It shall also be stated that the toy is to be kept out of reach of children under a certain age, which shall be specified by the manufacturer.	resulting from the use of the relevant type of toy shall also be mentioned. It shall also be stated that the toy is to be kept out of reach of children under a certain age, which shall be specified by the manufacturer.
Annex III, point 5., third subparagraph				
712	In addition to the instructions referred to in the first subparagraph, chemical toys shall bear the following warning on their packaging:	In addition to the instructions referred to in the first subparagraph, chemical toys shall bear the following warning on their packaging:	In addition to the instructions referred to in the first subparagraph, chemical toys shall bear the following warning on their packaging:	
Annex III, point 5., fourth subparagraph				
713	‘Not suitable for children under …[1] years. For use under adult supervision.’ _____ 1. Age to be specified by the manufacturer.	‘Not suitable for children under …[1] years. For use under adult supervision.’ _____ 1. Age to be specified by the manufacturer.	‘Not suitable for children under …[1] years. For use under adult supervision.’ _____ 1. Age to be specified by the manufacturer.	
Annex III, point 6., first subparagraph				
714	6.Skates, roller skates, inline skates, skateboards, scooters and toy bicycles	6.Skates, roller skates, inline skates, skateboards, scooters and toy bicycles	6.Skates, roller skates, inline skates, skateboards, scooters and toy bicycles	
Annex III, point 6., second subparagraph				
715	Where skates, roller skates, inline skates, skateboards, scooters and toy bicycles are offered for sale as toys, they shall bear the following warning:	Where skates, roller skates, inline skates, skateboards, scooters and toy bicycles are offered for sale as toys, they shall bear the following warning:	Where skates, roller skates, inline skates, skateboards, scooters and toy bicycles are offered for sale as toys, they shall bear the following warning:	
Annex III, point 6., third subparagraph				
716	‘Protective equipment should be worn. Not to be used in traffic.’	‘Protective equipment should be worn. Not to be used in traffic.’	‘Protective equipment should be worn. Not to be used in traffic.’	

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Annex III, point 6., fourth subparagraph				
G 717	The instructions for use shall contain a reminder that the toy is to be used with caution, since it requires great skill, so as to avoid falls or collisions causing injury to the user or third parties. Indications shall also be given as to recommended protective equipment (helmets, gloves, knee-pads, elbow-pads, etc.).	The instructions for use shall contain a reminder that the toy is to be used with caution, since it requires great skill, so as to avoid falls or collisions causing injury to the user or third parties. Indications shall also be given as to recommended protective equipment (helmets, gloves, knee-pads, elbow-pads, etc.).	The instructions for use shall contain a reminder that the toy is to be used with caution, since it requires great skill, so as to avoid falls or collisions causing injury to the user or third parties. Indications shall also be given as to recommended protective equipment (helmets, gloves, knee-pads, elbow-pads, etc.).	G
Annex III, point 7., first subparagraph				
G 718	7.Aquatic toys	7.Aquatic toys	7.Aquatic toys	G
Annex III, point 7., second subparagraph				
G 719	Aquatic toys shall bear the following warning:	Aquatic toys shall bear the following warning:	Aquatic toys shall bear the following warning:	G
Annex III, point 7., third subparagraph				
G 720	‘Only to be used in water in which the child is within his or her depth and under adult supervision.’	‘Only to be used in water in which the child is within his or her depth and under adult supervision.’	‘Only to be used in water in which the child is within ~~his or her~~**its** depth and under adult supervision~~.~~**’.**	‘Only to be used in water in which the child is within ~~*his or her*~~***its*** depth and under adult supervision~~.~~**’.** Text Origin: Council Mandate G
Annex III, point 8., first subparagraph				
G 721	8.Toys in food	8.Toys in food	8.Toys in food	G
Annex III, point 8., second subparagraph				
G 722	Toys contained in food or co-mingled with food shall bear the following warning:	***Packaging of food containing toys or packaging of*** ~~*Toys contained in*~~ food or co-mingled with ~~*food*~~***toys*** shall bear the following warning:	**The following warning for** toys contained in food or co-mingled with food shall ~~bear the following warning~~**be visible before the purchase**:	~~*Toys contained in food or*~~ ***Packaging of food containing toys or packaging of food*** co-mingled with ~~*food*~~***toys*** shall bear the following warning***, which shall be visible before the purchase***: G
Annex III, point 8., third subparagraph				

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G	723	‘Toy inside. Adult supervision recommended.’	‘Toy inside. Adult supervision recommended.’	‘Toy inside. Adult supervision recommended.’		G
	Annex III, point 9., first subparagraph					
G	724	9.Imitations of protective masks and helmets	9.Imitations of protective masks and helmets	9.Imitations of protective masks and helmets		G
	Annex III, point 9., second subparagraph					
G	725	Where imitations of protective masks and helmets are offered for sale as toys, they shall bear the following warning:	Where imitations of protective masks and helmets are offered for sale as toys, they shall bear the following warning:	Where imitations of protective masks and helmets are offered for sale as toys, they shall bear the following warning:		G
	Annex III, point 9., third subparagraph					
G	726	‘This toy does not provide protection.’	‘This toy does not provide protection.’	‘This toy does not provide protection.’		G
	Annex III, point 10., first subparagraph					
G	727	10. Toys intended to be strung across a cradle, cot or perambulator by means of strings, cords, elastics or straps	10. Toys intended to be strung across a cradle, cot or perambulator by means of strings, cords, elastics or straps	10. Toys intended to be strung across a cradle, cot or perambulator by means of strings, cords, elastics or straps		G
	Annex III, point 10., second subparagraph					
G	728	For toys intended to be strung across a cradle, cot or perambulator by means of strings, cords, elastics or straps, the following warning shall be given on the packaging of the toy and shall be permanently marked on the toy:	For toys intended to be strung across a cradle, cot or perambulator by means of strings, cords, elastics or straps, the following warning shall be given on the packaging of the toy and shall be permanently marked on the toy:	For toys intended to be strung across a cradle, cot or perambulator by means of strings, cords, elastics or straps, the following warning shall be given on the packaging of the toy and shall be permanently marked on the toy:		G
	Annex III, point 10., third subparagraph					
G	729	‘To prevent possible injury by entanglement, remove this toy when the child starts trying to get up on	‘To prevent possible injury by entanglement, remove this toy when the child starts trying to get up on	‘To prevent possible injury by entanglement, remove this toy when the child starts trying to get up on	‘To prevent possible injury by entanglement, remove this toy when the child starts trying to get up on	G

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	its hands and knees in a crawling position.'	its hands and knees in a crawling position.'	its hands and knees ~~in a crawling position.~~'.	its hands and knees ~~*in a crawling position.*~~'. Text Origin: Council Mandate
Annex III, point 11., first subparagraph				
730	11. Packaging for fragrances in olfactory board games, cosmetic kits and gustative games	11. Packaging for fragrances in olfactory board games, cosmetic kits and gustative games	11. Packaging for fragrances in olfactory board games, cosmetic kits and gustative games	
Annex III, point 11., second subparagraph				
731	Packaging for fragrances in olfactory board games, cosmetic kits and gustative games that contain fragrances referred to in entries 41 to 55 in the table in Part A, point 4, of the Appendix to Annex II and of fragrances referred to in entries 1 to 10 in the table in Part B, point 1, of that Appendix shall contain the following warning:	Packaging for fragrances in olfactory board games, cosmetic kits and gustative games that contain fragrances referred to in entries 41 to 55 in the table in Part A, point 4, of the Appendix to Annex II and of fragrances referred to in entries 1 to 10 in the table in Part B, point 1, of that Appendix shall contain the following warning:	Packaging for fragrances in olfactory board games, cosmetic kits and gustative games that contain fragrances referred to in entries 41 to **51 and 53 to** 55 in the table in Part A, point 4, of the Appendix to Annex II and of fragrances referred to in entries ~~1 to 10~~ **1 to 9** in the table in Part B, point 1, of that Appendix shall contain the following warning:	Packaging for fragrances in olfactory board games, cosmetic kits and gustative games that contain fragrances referred to in entries 41 to ***51 and 53 to*** 55 in the table in Part A, point 4, of the Appendix to Annex II and of fragrances referred to in entries ~~*1 to 10*~~ ***1 to 9*** in the table in Part B, point 1, of that Appendix shall contain the following warning:
Annex III, point 11., third subparagraph				
732	'Contains fragrances that may cause allergies.'	'Contains fragrances that may cause allergies.'	'Contains fragrances that may cause allergies.'	
Annex IV				
733	Annex IV	Annex IV	Annex IV **CONFORMITY ASSESSMENT PROCEDURES**	Annex IV ***CONFORMITY ASSESSMENT PROCEDURES*** Text Origin: Council Mandate
Annex IV, first paragraph				
734	CONFORMITY ASSESSMENT PROCEDURES	CONFORMITY ASSESSMENT PROCEDURES	*deleted*	*deleted*
Annex IV, Part I				

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G 735	*Part I* Part I - Module A: Internal production control	Part I Part I - Module A: Internal production control	Part I ~~Part I –~~ Module A: Internal production control	Part I ~~*Part I –*~~ Module A: Internal production control Text Origin: Council Mandate
Annex IV, point 1.				
G 736	1.Internal production control is the conformity assessment procedure whereby the manufacturer fulfils the obligations laid down in points 2, 3 and 4, and ensures and declares, on the manufacturer's sole responsibility, that the toy satisfies the requirements of this Regulation.	1.Internal production control is the conformity assessment procedure whereby the manufacturer fulfils the obligations laid down in points 2, 3 and 4, and ensures and declares, on the manufacturer's sole responsibility, that the toy satisfies the requirements of this Regulation.	1.Internal production control is the conformity assessment procedure whereby the manufacturer fulfils the obligations laid down in points 2, 3 and 4, and ensures and declares, on the manufacturer's sole responsibility, that the toy satisfies the requirements of this Regulation.	1.Internal production control is the conformity assessment procedure whereby the manufacturer fulfils the obligations laid down in points 2, 3 and 4, and ensures and declares, on the manufacturer's sole responsibility, that the toy satisfies the requirements of this Regulation. Text Origin: Commission Proposal
Annex IV, point 2., first subparagraph				
G 737	2.Technical documentation	2.Technical documentation	2.Technical documentation	2.Technical documentation Text Origin: Commission Proposal
Annex IV, point 2., second subparagraph				
G 738	The manufacturer shall establish the technical documentation. The documentation shall make it possible to assess the product's conformity to the relevant requirements, and shall include an adequate analysis and assessment of the risk(s). The technical documentation shall specify the applicable requirements and cover, to the extent relevant for the assessment, the design, manufacture and operation of the toy. The	The manufacturer shall establish the technical documentation. The documentation shall make it possible to assess the product's conformity to the relevant requirements, and shall include an adequate analysis and assessment of the risk(s). The technical documentation shall specify the applicable requirements and cover, to the extent relevant for the assessment, the design, manufacture and operation of the toy. The	The manufacturer shall establish the technical documentation. The documentation shall make it possible to assess the product's conformity to the relevant requirements, and shall include an adequate analysis and assessment of the risk(s). The technical documentation shall specify the applicable requirements and cover, to the extent relevant for the assessment, the design, manufacture and operation of the toy. The	The manufacturer shall establish the technical documentation. The documentation shall make it possible to assess the product's conformity to the relevant requirements, and shall include an adequate analysis and assessment of the risk(s). The technical documentation shall specify the applicable requirements and cover, to the extent relevant for the assessment, the design, manufacture and operation of the toy. The

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	technical documentation shall contain at least the elements set out in Annex V.	technical documentation shall contain at least the elements set out in Annex V.	technical documentation shall contain at least the elements set out in Annex V.	technical documentation shall contain at least the elements set out in Annex V. Text Origin: Commission Proposal
Annex IV, point 3., first subparagraph				
739	3.Manufacturing	3.Manufacturing	3.Manufacturing	3.Manufacturing Text Origin: Commission Proposal
Annex IV, point 3., second subparagraph				
740	The manufacturer shall take all measures necessary so that the manufacturing process and its monitoring ensure compliance of the manufactured products with the technical documentation referred to in point 2 and with the requirements of this Regulation.	The manufacturer shall take all measures necessary so that the manufacturing process and its monitoring ensure compliance of the manufactured products with the technical documentation referred to in point 2 and with the requirements of this Regulation.	The manufacturer shall take all measures necessary so that the manufacturing process and its monitoring ensure compliance of the manufactured products with the technical documentation referred to in point 2 and with the requirements of this Regulation.	The manufacturer shall take all measures necessary so that the manufacturing process and its monitoring ensure compliance of the manufactured products with the technical documentation referred to in point 2 and with the requirements of this Regulation. Text Origin: Commission Proposal
Annex IV, point 4.				
741	4.CE marking and product passport	4.CE marking and ***digital*** product passport	4.CE marking and **digital** product passport	4.CE marking and ***digital*** product passport Text Origin: EP Mandate
Annex IV, second paragraph				
742	4.1.The manufacturer shall affix the CE marking to each individual toy that satisfies the applicable requirements of this Regulation.	4.1.The manufacturer shall affix the CE marking to each individual toy that satisfies the applicable requirements of this Regulation.	4.1.The manufacturer shall affix the CE marking to each individual toy that satisfies the applicable requirements of this Regulation.	4.1.The manufacturer shall affix the CE marking to each individual toy that satisfies the applicable requirements of this Regulation. Text Origin: Commission Proposal

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Annex IV, 2 paragraph				
743	4.2.The manufacturer shall draw up the product passport for a toy model and ensure that together with the technical documentation, it remains available for 10 years after the product has been placed on the market. The product passport shall identify the toy for which it has been drawn up.	4.2.The manufacturer shall draw up the ***digital*** product passport for a toy model and ensure that together with the technical documentation, it remains available for 10 years after the ~~***product***~~***last item of the toy model*** has been placed on the market. The ***digital*** product passport shall identify the toy for which it has been drawn up.	4.2.The manufacturer shall ~~draw up~~ ~~the~~**create the digital** product passport for a toy model and ensure that together with the technical documentation, it remains available for 10 years after the product has been placed on the market. The **digital** product passport shall identify the toy for which it has been ~~drawn up~~**created**.	4.2.The manufacturer shall ~~***draw up***~~ ~~***the***~~***create the digital*** product passport for a toy model and ensure that together with the technical documentation, it remains available for 10 years after the product has been placed on the market. The ***digital*** product passport shall identify the toy for which it has been ~~***drawn up***~~***created***.
Annex IV, point 5., first subparagraph				
744	5.Authorised representative	5.Authorised representative	5.Authorised representative	
Annex IV, point 5., second subparagraph				
745	The manufacturer's obligations set out in point 4 may be fulfilled by the manufacturer’s authorised representative, on the manufacturer’s behalf and under the manufacturer’s responsibility, provided that they are specified in the mandate.	The manufacturer's obligations set out in point 4 may be fulfilled by the manufacturer’s authorised representative, on the manufacturer’s behalf and under the manufacturer’s responsibility, provided that they are specified in the mandate.	The manufacturer's obligations set out in point 4 may be fulfilled by the manufacturer’s authorised representative, on the manufacturer’s behalf and under the manufacturer’s responsibility, provided that they are specified in the mandate.	
Annex IV, Part II				
746	Part II Part II - Module B : EU-type examination	Part II ~~***Part II –***~~Module B : EU-type examination	Part II ~~Part II –~~Module B : EU-type examination	
Annex IV, point 6.				
747	6.EU-type examination is the part of a conformity assessment procedure in which a notified body examines the technical design of a toy and verifies and attests that the technical design of the toy meets the requirements of this Regulation.	6.EU-type examination is the part of a conformity assessment procedure in which a notified body examines the technical design of a toy and verifies and attests that the technical design of the toy meets the requirements of this Regulation.	6.EU-type examination is the part of a conformity assessment procedure in which a notified body examines the technical design of a toy and verifies and attests that the technical design of the toy meets the requirements of this Regulation.	

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Annex IV, point 7.				
748	7.EU-type examination may be carried out in any of the following manners:	7.EU-type examination may be carried out in any of the following manners:	7.EU-type examination may be carried out in any of the following manners:	
Annex IV, point 7.(a)				
749	(a) examination of a specimen, representative of the production envisaged, of the complete toy (production type),	(a) examination of a specimen, representative of the production envisaged, of the complete toy (production type),	(a) examination of a specimen, representative of the production envisaged, of the complete toy (production type),	
Annex IV, point 7.(b)				
750	(b) assessment of the adequacy of the technical design of the toy through an examination of the technical documentation and supporting evidence referred to in point 3, plus examination of specimens, representative of the production envisaged, of one or more critical parts of the toy (combination of production type and design type),	(b) assessment of the adequacy of the technical design of the toy through an examination of the technical documentation and supporting evidence referred to in point 3, plus examination of specimens, representative of the production envisaged, of one or more critical parts of the toy (combination of production type and design type),	(b) assessment of the adequacy of the technical design of the toy through an examination of the technical documentation and supporting evidence referred to in point 3, plus examination of specimens, representative of the production envisaged, of one or more critical parts of the toy (combination of production type and design type),	
Annex IV, point 7.(c)				
751	(c) assessment of the adequacy of the technical design of the toy through an examination of the technical documentation and supporting evidence referred to in point 3, without examination of a specimen (design type).	(c) assessment of the adequacy of the technical design of the toy through an examination of the technical documentation and supporting evidence referred to in point 3, without examination of a specimen (design type).	(c) assessment of the adequacy of the technical design of the toy through an examination of the technical documentation and supporting evidence referred to in point 3, without examination of a specimen (design type).	
Annex IV, point 8., first subparagraph				
752	3.The manufacturer shall lodge an application for EU-type	3.The manufacturer shall lodge an application for EU-type	3.The manufacturer shall lodge an application for EU-type	

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	examination with a single notified body of the manufacturer's choice.	examination with a single notified body of the manufacturer's choice.	examination with a single notified body of the manufacturer's choice.	
Annex IV, point 8., second subparagraph				
G 753	The application shall include:	The application shall include:	The application shall include:	G
Annex IV, point 8., second subparagraph, point (a)				
G 754	(a) the name and address of the manufacturer and, if the application is lodged by the authorised representative, as well as the name and address of that representative,	(a) the name and address of the manufacturer and, if the application is lodged by the authorised representative, as well as the name and address of that representative,	(a) the name and address of the manufacturer and, if the application is lodged by the authorised representative, as well as the name and address of that representative,	G
Annex IV, point 8., second subparagraph, point (b)				
G 755	(b) a written declaration that the same application has not been lodged with any other notified body,	(b) a written declaration that the same application has not been lodged with any other notified body,	(b) a written declaration that the same application has not been lodged with any other notified body,	G
Annex IV, point 8., second subparagraph, point (c)				
G 756	(c) the technical documentation, which is to make it possible to assess the product's conformity with the applicable requirements of this Regulation and is to include an adequate analysis and assessment of the risk(s), including the safety assessment referred to in Article 21; it is to specify the applicable requirements and cover, to the extent relevant for the assessment, the design, manufacture and operation of the toy; and it is to contain at least the elements set out in Annex V,	(c) the technical documentation, which is to make it possible to assess the product's conformity with the applicable requirements of this Regulation and is to include an adequate analysis and assessment of the risk(s), including the safety assessment referred to in Article 21; it is to specify the applicable requirements and cover, to the extent relevant for the assessment, the design, manufacture and operation of the toy; and it is to contain at least the elements set out in Annex V,	(c) the technical documentation, which is to make it possible to assess the product's conformity with the applicable requirements of this Regulation and is to include an adequate analysis and assessment of the risk(s), including the safety assessment referred to in Article 21; it is to specify the applicable requirements and cover, to the extent relevant for the assessment, the design, manufacture and operation of the toy; and it is to contain at least the elements set out in Annex V,	G
Annex IV, point 8., second subparagraph, point (d)				

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757	(d) the specimens representative of the production envisaged. The notified body may request further specimens if needed for carrying out the test programme,	(d) the specimens representative of the production envisaged. The notified body may request further specimens if needed for carrying out the test programme,	(d) the specimens representative of the production envisaged. The notified body may request further specimens if needed for carrying out the test programme,	
Annex IV, point 8., second subparagraph, point (e)				
758	(e) the supporting evidence for the adequacy of the technical design solution; it is to mention any documents that have been used, in particular where the relevant harmonised standards and/or technical specifications have not been applied in full; and it is to include, where necessary, the results of tests carried out by the appropriate laboratory of the manufacturer, or by another testing laboratory on the manufacturer's behalf and under the manufacturer's responsibility.	(e) the supporting evidence for the adequacy of the technical design solution; it is to mention any documents that have been used, in particular where the relevant harmonised standards and/or technical specifications have not been applied in full; and it is to include, where necessary, the results of tests carried out by the appropriate laboratory of the manufacturer, or by another testing laboratory on the manufacturer's behalf and under the manufacturer's responsibility.	(e) the supporting evidence for the adequacy of the technical design solution; it is to mention any documents that have been used, in particular where the relevant harmonised standards and/or technical specifications have not been applied in full; and it is to include, where necessary, the results of tests carried out by the appropriate laboratory of the manufacturer, or by another testing laboratory on the manufacturer's behalf and under the manufacturer's responsibility.	
Annex IV, point 9., first subparagraph				
759	4.The notified body shall:	4.The notified body shall:	4.The notified body shall:	
Annex IV, point 9., second subparagraph				
760	For the toy:	For the toy:	For the toy:	
Annex IV, 3 paragraph				
761	4.1.examine the technical documentation and supporting evidence to assess the adequacy of its technical design;	4.1.examine the technical documentation and supporting evidence to assess the adequacy of its technical design;	4.1.examine the technical documentation and supporting evidence to assess the adequacy of its technical design;	
Annex IV, 2 paragraph				
762	For the specimen:	For the specimen:	For the specimen:	

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Annex IV, 3 paragraph				
763	4.2.verify that the specimen has been manufactured in conformity with the technical documentation, and identify the elements which have been designed in accordance with the applicable provisions of the relevant harmonised standards and/or common specifications, as well as the elements which have been designed without applying the relevant provisions of those standards;	4.2.verify that the specimen has been manufactured in conformity with the technical documentation, and identify the elements which have been designed in accordance with the applicable provisions of the relevant harmonised standards and/or common specifications, as well as the elements which have been designed without applying the relevant provisions of those standards;	4.2.verify that the specimen has been manufactured in conformity with the technical documentation, and identify the elements which have been designed in accordance with the applicable provisions of the relevant harmonised standards and/or common specifications, as well as the elements which have been designed without applying the relevant provisions of those standards **and/or common specifications**;	4.2.verify that the specimen has been manufactured in conformity with the technical documentation, and identify the elements which have been designed in accordance with the applicable provisions of the relevant harmonised standards and/or common specifications, as well as the elements which have been designed without applying the relevant provisions of those standards ***and/or common specifications***; Text Origin: Council Mandate
Annex IV, 3 paragraph				
764	4.3.carry out appropriate examinations and tests, or have them carried out, to check whether, where the manufacturer has chosen to apply the solutions in the relevant harmonised standards and/or common specifications, these have been applied correctly;	4.3.carry out appropriate examinations and tests, or have them carried out, to check whether, where the manufacturer has chosen to apply the solutions in the relevant harmonised standards and/or common specifications, these have been applied correctly;	4.3.carry out appropriate examinations and tests, or have them carried out, to check whether, where the manufacturer has chosen to apply the solutions in the relevant harmonised standards and/or common specifications, these have been applied correctly;	
Annex IV, 4 paragraph				
765	4.4.carry out appropriate examinations and tests, or have them carried out, to check whether, where the solutions in the relevant harmonised standards and/or common specifications have not been applied, the solutions adopted by the manufacturer meet the corresponding essential	4.4.carry out appropriate examinations and tests, or have them carried out, to check whether, where the solutions in the relevant harmonised standards and/or common specifications have not been applied, the solutions adopted by the manufacturer meet the corresponding essential	4.4.carry out appropriate examinations and tests, or have them carried out, to check whether, where the solutions in the relevant harmonised standards and/or common specifications have not been applied, the solutions adopted by the manufacturer meet the corresponding essential **safety**	4.4.carry out appropriate examinations and tests, or have them carried out, to check whether, where the solutions in the relevant harmonised standards and/or common specifications have not been applied, the solutions adopted by the manufacturer meet the corresponding essential ***safety***

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	requirements of the legislative instrument;	requirements of the legislative instrument;	requirements of the legislative instrument;	requirements of the legislative instrument; Text Origin: Council Mandate
Annex IV, 5 paragraph				
766	4.5.agree with the manufacturer on a location where the examinations and tests will be carried out.	4.5.agree with the manufacturer on a location where the examinations and tests will be carried out.	4.5.agree with the manufacturer on a location where the examinations and tests will be carried out.	
Annex IV, point 10.				
767	10. The notified body shall draw up an evaluation report that records the activities undertaken in accordance with point 4 as well as their results. Without prejudice to its obligations vis-à vis the notifying authorities, the notified body shall release the content of that report, in full or in part, only with the agreement of the manufacturer.	10. The notified body shall draw up an evaluation report that records the activities undertaken in accordance with point 4 as well as their results. Without prejudice to its obligations vis-à vis the notifying authorities, the notified body shall release the content of that report, in full or in part, only with the agreement of the manufacturer.	10. The notified body shall draw up an evaluation report that records the activities undertaken in accordance with point 4 as well as their results. Without prejudice to its obligations vis-à vis the notifying authorities, the notified body shall release the content of that report, in full or in part, only with the agreement of the manufacturer.	
Annex IV, point 11., first subparagraph				
768	6.Where the type meets the requirements of this Regulation, the notified body shall issue an EU-type examination certificate to the manufacturer. The EU type examination certificate shall include a reference to this Regulation, a colour image, a clear description of the toy, including its dimensions, and a list of the tests performed, together with a reference of the relevant test report. The certificate shall contain the name and address of the manufacturer, an indication	6.Where the type meets the requirements of this Regulation, the notified body shall issue an EU-type examination certificate to the manufacturer. The EU type examination certificate shall include a reference to this Regulation, a colour image, a clear description of the toy, including its dimensions, and a list of the tests performed, together with a reference of the relevant test report. The certificate shall contain the name and address of the manufacturer, an indication	6.Where the type meets the requirements of this Regulation, the notified body shall issue an EU-type examination certificate to the manufacturer. The EU type examination certificate shall include a reference to this Regulation, a colour image, a clear description of the toy, including its dimensions, and a list of the tests performed, together with a reference of the relevant test report. The certificate shall contain the name and address of the manufacturer, an indication	

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	of the place of manufacture, the conclusions of the examination, the conditions (if any) for its validity and the necessary data for identification of the approved type. The certificate may have annexes attached.	of the place of manufacture, the conclusions of the examination, the conditions (if any) for its validity and the necessary data for identification of the approved type. The certificate may have annexes attached.	of the place of manufacture, the conclusions of the examination, the conditions (if any) for its validity and the necessary data for identification of the approved type. The certificate may have annexes attached.	
Annex IV, point 11., second subparagraph				
G 769	The certificate and the annexes thereto shall contain all relevant information to allow the conformity of manufactured products with the examined type to be evaluated and to allow for in-service control.	The certificate and the annexes thereto shall contain all relevant information to allow the conformity of manufactured products with the examined type to be evaluated and to allow for in-service control.	The certificate and the annexes thereto shall contain all relevant information to allow the conformity of manufactured products with the examined type to be evaluated and to allow for in-service control.	G
Annex IV, point 11., third subparagraph				
G 770	Where the type does not satisfy the applicable requirements of this Regulation, the notified body shall refuse to issue an EU-type examination certificate and shall inform the applicant accordingly, giving detailed reasons for its refusal.	Where the type does not satisfy the applicable requirements of this Regulation, the notified body shall refuse to issue an EU-type examination certificate and shall inform the applicant accordingly, giving detailed reasons for its refusal.	Where the type does not satisfy the applicable requirements of this Regulation, the notified body shall refuse to issue an EU-type examination certificate and shall inform the applicant accordingly, giving detailed reasons for its refusal.	G
Annex IV, point 12., first subparagraph				
G 771	7.The notified body shall keep itself apprised of any changes in the generally acknowledged state of the art which indicate that the approved type might no longer comply with this Regulation, and shall determine whether such changes require further investigation. If so, the notified body shall inform the manufacturer accordingly.	7.The notified body shall keep itself apprised of any changes in the generally acknowledged state of the art which indicate that the approved type might no longer comply with this Regulation, and shall determine whether such changes require further investigation. If so, the notified body shall inform the manufacturer accordingly.	7.The notified body shall keep itself apprised of any changes in the generally acknowledged state of the art which indicate that the approved type might no longer comply with this Regulation, and shall determine whether such changes require further investigation. If so, the notified body shall inform the manufacturer accordingly.	G

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Annex IV, point 12., second subparagraph				
772	The manufacturer shall inform the notified body that holds the technical documentation relating to the EU-type examination certificate of all modifications to the approved type that may affect the conformity of the toy with the essential requirements of this Regulation or the conditions for validity of the certificate. Such modifications shall require additional approval in the form of an addition to the original EU-type examination certificate.	The manufacturer shall inform the notified body that holds the technical documentation relating to the EU-type examination certificate of all modifications to the approved type that may affect the conformity of the toy with the essential requirements of this Regulation or the conditions for validity of the certificate. Such modifications shall require additional approval in the form of an addition to the original EU-type examination certificate.	The manufacturer shall inform the notified body that holds the technical documentation relating to the EU-type examination certificate of all modifications to the approved type that may affect the conformity of the toy with the essential **safety** requirements of this Regulation or the conditions for validity of the certificate. Such modifications shall require additional approval in the form of an addition to the original EU-type examination certificate.	The manufacturer shall inform the notified body that holds the technical documentation relating to the EU-type examination certificate of all modifications to the approved type that may affect the conformity of the toy with the essential ***safety*** requirements of this Regulation or the conditions for validity of the certificate. Such modifications shall require additional approval in the form of an addition to the original EU-type examination certificate. Text Origin: Council Mandate
Annex IV, point 13., first subparagraph				
773	8.Each notified body shall inform its notifying authorities of the EU-type examination certificates and/or any additions thereto which it has issued or withdrawn, and shall, periodically or upon request, make available to its notifying authorities the list of certificates and/or any additions thereto refused, suspended or otherwise restricted.	8.Each notified body shall inform its notifying authorities of the EU-type examination certificates and/or any additions thereto which it has issued or withdrawn, and shall, periodically or upon request, make available to its notifying authorities the list of certificates and/or any additions thereto refused, suspended or otherwise restricted.	8.Each notified body shall inform its notifying authorities of the EU-type examination certificates and/or any additions thereto which it has issued or withdrawn, and shall, periodically or upon request, make available to its notifying authorities the list of certificates and/or any additions thereto refused, suspended or otherwise restricted.	
Annex IV, point 13., second subparagraph				
774	Each notified body shall inform the other notified bodies of the EU-type examination certificates and/or any additions thereto which it has refused, withdrawn, suspended or otherwise restricted, and, upon request, concerning the certificates	Each notified body shall inform the other notified bodies of the EU-type examination certificates and/or any additions thereto which it has refused, withdrawn, suspended or otherwise restricted, and, upon request, concerning the certificates	Each notified body shall inform the other notified bodies of the EU-type examination certificates and/or any additions thereto which it has refused, withdrawn, suspended or otherwise restricted, and, upon request, concerning the certificates	

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	and/or additions thereto which it has issued.	and/or additions thereto which it has issued.	and/or additions thereto which it has issued.	
Annex IV, point 13., third subparagraph				
G 775	Member States, the Commission and the other notified bodies may, on request, obtain a copy of the EU-type examination certificates and/or additions thereto. On request, Member States and the Commission may obtain a copy of the technical documentation and the results of the examinations carried out by the notified body. The notified body shall keep a copy of the EU-type examination certificate, its annexes and additions, as well as the technical file including the documentation submitted by the manufacturer, until the expiry of the validity of the certificate.	Member States, the Commission and the other notified bodies may, on request, obtain a copy of the EU-type examination certificates and/or additions thereto. On request, Member States and the Commission may obtain a copy of the technical documentation and the results of the examinations carried out by the notified body. The notified body shall keep a copy of the EU-type examination certificate, its annexes and additions, as well as the technical file including the documentation submitted by the manufacturer, until the expiry of the validity of the certificate.	Member States, the Commission and the other notified bodies may, on request, obtain a copy of the EU-type examination certificates and/or additions thereto. On request, Member States and the Commission may obtain a copy of the technical documentation and the results of the examinations carried out by the notified body. The notified body shall keep a copy of the EU-type examination certificate, its annexes and additions, as well as the technical file including the documentation submitted by the manufacturer, until the expiry of the validity of the certificate.	G
Annex IV, point 14.				
G 776	14. The manufacturer shall keep a copy of the EU-type examination certificate, its annexes and additions together with the technical documentation at the disposal of the national authorities for 10 years after the toy has been placed on the market.	14. The manufacturer shall keep a copy of the EU-type examination certificate, its annexes and additions together with the technical documentation at the disposal of the national authorities for 10 years after the ***last item of the toy model*** ~~toy~~ has been placed on the market.	14. The manufacturer shall keep a copy of the EU-type examination certificate, its annexes and additions together with the technical documentation at the disposal of the national authorities for 10 years after the toy has been placed on the market.	14. The manufacturer shall keep a copy of the EU-type examination certificate, its annexes and additions together with the technical documentation at the disposal of the national authorities for 10 years after the toy has been placed on the market. G
Annex IV, point 15.				
G 777	15. The manufacturer's authorised representative may lodge the application referred to in point 3	15. The manufacturer's authorised representative may lodge the application referred to in point 3	15. The manufacturer's authorised representative may lodge the application referred to in point 3	G

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	and fulfil the obligations set out in points 7 and 9, provided that they are specified in the mandate.	and fulfil the obligations set out in points 7 and 9, provided that they are specified in the mandate.	and fulfil the obligations set out in points 7 and 9, provided that they are specified in the mandate.	
Annex IV, Part III				
778	Part III Part III- Conformity to type based on internal production control	Part III ~~*Part III*~~ ***Module C:*** Conformity to type based on internal production control	Part III ~~Part III~~ –Conformity to type based on internal production control **(module C)**	Part III ~~*Part III*~~ ***Module C:*** Conformity to type based on internal production control Text Origin: EP Mandate
Annex IV, point 16.				
779	16. Conformity to type based on internal production control is the part of a conformity assessment procedure whereby the manufacturer fulfils the obligations laid down in points 2 and 3, and ensures and declares that the products concerned are in conformity with the type described in the EU-type examination certificate and satisfy the requirements of the legislative instrument that apply to them.	16. Conformity to type based on internal production control is the part of a conformity assessment procedure whereby the manufacturer fulfils the obligations laid down in points 2 and 3, and ensures and declares that the products concerned are in conformity with the type described in the EU-type examination certificate and satisfy the requirements of the legislative instrument that apply to them.	16. Conformity to type based on internal production control is the part of a conformity assessment procedure whereby the manufacturer fulfils the obligations laid down in points 2 and 3, and ensures and declares that the products concerned are in conformity with the type described in the EU-type examination certificate and satisfy the requirements of the legislative instrument that apply to them.	
Annex IV, point 17., first subparagraph				
780	2.Manufacturing	2.Manufacturing	2.Manufacturing	
Annex IV, point 17., second subparagraph				
781	The manufacturer shall take all measures necessary so that the manufacturing process and its monitoring ensure conformity of the manufactured products with the approved type described in the EU-type examination certificate and	The manufacturer shall take all measures necessary so that the manufacturing process and its monitoring ensure conformity of the manufactured products with the approved type described in the EU-type examination certificate and	The manufacturer shall take all measures necessary so that the manufacturing process and its monitoring ensure conformity of the manufactured products with the approved type described in the EU-type examination certificate and	

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	with the requirements of the legislative instrument that apply to them.	with the requirements of the legislative instrument that apply to them.	with the requirements of the legislative instrument that apply to them.	
Annex IV, point 18.				
782	18. CE marking and product passport	18. CE marking ~~and~~ ***and digital*** product passport	18. CE marking ~~and~~ **and digital** product passport	
Annex IV, 6 paragraph				
783	3.1. The manufacturer shall affix the CE marking to each individual product that is in conformity with the type described in the EU-type examination certificate and satisfies the applicable requirements of the legislative instrument.	3.1. The manufacturer shall affix the CE marking to each individual product that is in conformity with the type described in the EU-type examination certificate and satisfies the applicable requirements of the legislative instrument.	3.1. The manufacturer shall affix the CE marking to each individual product that is in conformity with the type described in the EU-type examination certificate and satisfies the applicable requirements of the legislative instrument.	
Annex IV, 2 paragraph				
784	3.2. The manufacturer shall create a product passport for a toy model and ensure that it remains available for 10 years after the toy has been placed on the market. The product passport shall identify the toy for which it has been drawn up.	3.2. The manufacturer shall create a ***digital*** product passport for a toy model and ensure that it remains available for 10 years after the ***last item of the toy model*** ~~toy~~ has been placed on the market. The ***digital*** product passport shall identify the toy for which it has been drawn up.	3.2. The manufacturer shall create a **digital** product passport for a toy model and ensure that it remains available for 10 years after the toy has been placed on the market. The **digital** product passport shall identify the toy for which it has been ~~drawn up~~**created**.	3.2. The manufacturer shall create a ***digital*** product passport for a toy model and ensure that it remains available for 10 years after the toy has been placed on the market. The ***digital*** product passport shall identify the toy for which it has been ~~*drawn up*~~***created***.
Annex IV, point 19., first subparagraph				
785	4. Authorised representative	4. Authorised representative	4. Authorised representative	
Annex IV, point 19., second subparagraph				
786	The manufacturer's obligations set out in point 3 may be fulfilled by the manufacturer's authorised representative, on the manufacturer's behalf and under the manufacturer's responsibility,	The manufacturer's obligations set out in point 3 may be fulfilled by the manufacturer's authorised representative, on the manufacturer's behalf and under the manufacturer's responsibility,	The manufacturer's obligations set out in point 3 may be fulfilled by the manufacturer's authorised representative, on the manufacturer's behalf and under the manufacturer's responsibility,	

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	provided that they are specified in the mandate.	provided that they are specified in the mandate.	provided that they are specified in the mandate.	
Annex V				
787	Annex V	Annex V	Annex V **ELEMENTS TO BE INCLUDED IN THE TECHNICAL DOCUMENTATION (as referred to in Article 23)**	Annex V ***ELEMENTS TO BE INCLUDED IN THE TECHNICAL DOCUMENTATION (as referred to in Article 23)*** Text Origin: Council Mandate
Annex V, first paragraph				
788	ELEMENTS TO BE INCLUDED IN THE TECHNICAL DOCUMENTATION	ELEMENTS TO BE INCLUDED IN THE TECHNICAL DOCUMENTATION	*deleted*	*deleted* *Text Origin: Commission Proposal*
Annex V, second paragraph				
789	(as referred to in Article 23)	(as referred to in Article 23)	*deleted*	*deleted* *Text Origin: Commission Proposal*
Annex V, third paragraph				
790	*(1)* A detailed description of the design and manufacture, including a list of components and materials used in the toy as well as the safety data sheets on substances and mixtures used, to be obtained from the chemical suppliers;	(1) A detailed description of the design and manufacture, including a list of components and materials used in the toy as well as the safety data sheets on substances and mixtures used, to be obtained from the chemical suppliers;	(1) A detailed description of the design and manufacture, including a list of components and materials used in the toy as well as the safety data sheets on substances and mixtures used, to be obtained from the chemical suppliers;	(1) A detailed description of the design and manufacture, including a list of components and materials used in the toy as well as ***a list of*** the ~~*safety data sheets on*~~ substances and mixtures used, ***including the safety data sheets,*** ~~-~~to be obtained from the chemical suppliers;
Annex V, 2 paragraph				
791	(2) The safety assessment(s) carried out in accordance with Article 21;	(2) The safety assessment(s) carried out in accordance with Article 21;	(2) The safety assessment(s) carried out in accordance with Article 21;	

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Annex V, 3 paragraph				
792	(3) A description of the conformity assessment procedure followed;	(3) A description of the conformity assessment procedure followed;	(3) A description of the conformity assessment procedure followed;	
Annex V, 4 paragraph				
793	(4) The addresses of the places of manufacture and storage;	(4) The addresses of the places of manufacture and storage;	(4) The addresses of the places of manufacture and storage;	
Annex V, 5 paragraph				
794	(5) Copies of documents that the manufacturer has submitted to any notified body,	(5) Copies of documents that the manufacturer has submitted to any notified body, ***where relevant;***	(5) Copies of documents that the manufacturer has submitted to any notified body,	(5) Copies of documents that the manufacturer has submitted to any notified body, ***where relevant;*** Text Origin: EP Mandate
Annex V, 6 paragraph				
795	(6) Test reports and description of the means whereby the manufacturer ensured conformity of production with the harmonised standards, if the manufacturer followed the internal production control procedure referred to in Article 22(2); and	(6) Test reports and description of the means whereby the manufacturer ensured conformity of production with the harmonised standards, if the manufacturer followed the internal production control procedure referred to in Article 22(2); and	(6) Test reports and description of the means whereby the manufacturer ensured conformity of production with the harmonised standards **or common specifications**, if the manufacturer followed the internal production control procedure referred to in Article 22(2); and	(6) Test reports and description of the means whereby the manufacturer ensured conformity of production with the harmonised standards ***or common specifications***, if the manufacturer followed the internal production control procedure referred to in Article 22(2); and Text Origin: Council Mandate
Annex V, 7 paragraph				
796	(7) a copy of the EU-type examination certificate, a description of the means whereby the manufacturer ensured conformity of the production with the product type as described in the EU-type examination certificate, and copies of the documents that the manufacturer submitted to the	(7) a copy of the EU-type examination certificate, a description of the means whereby the manufacturer ensured conformity of the production with the product type as described in the EU-type examination certificate, and copies of the documents that the manufacturer submitted to the	(7) a copy of the EU-type examination certificate, a description of the means whereby the manufacturer ensured conformity of the production with the product type as described in the EU-type examination certificate, and copies of the documents that the manufacturer submitted to the	

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	notified body, if the manufacturer submitted the toy to EU-type examination and followed the conformity to type procedure referred to in Article 22(3).	notified body, if the manufacturer submitted the toy to EU-type examination and followed the conformity to type procedure referred to in Article 22(3).	notified body, if the manufacturer submitted the toy to EU-type examination and followed the conformity to type procedure referred to in Article 22(3).	
Annex VI				
797	Annex VI	Annex VI	Annex VI **DIGITAL PRODUCT PASSPORT**	Annex VI ***DIGITAL PRODUCT PASSPORT*** Text Origin: Council Mandate
Annex VI, first paragraph				
798	PRODUCT PASSPORT	***DIGITAL*** PRODUCT PASSPORT	*deleted*	*deleted* *Text Origin: Commission Proposal*
Annex VI, Part I				
799	*Part I* Part I – Information to be included in the product passport	Part I ~~*Part I*~~ Information to be included in the ***digital*** product passport	Part I ~~Part I~~ Information to be included in the **digital** product passport	
Annex VI, second paragraph				
800	(a) unique product identifier of the toy;	(a) unique product identifier of the toy;	(a) unique product identifier of the toy;	
Annex VI, b paragraph				
801	(b) name and address of the manufacturer or of the manufacturer's authorised representative, as well as the unique operator identifier;	(b) name and address of the manufacturer or of the manufacturer's authorised representative, as well as the unique operator identifier;	(b) name and address of the manufacturer ~~or~~**and, when applicable,** of the manufacturer's authorised representative, as well as the unique operator identifier;	(b) name and address of the manufacturer ~~*or*~~***and, when applicable,*** of the manufacturer's authorised representative, as well as the unique operator identifier; Text Origin: Council Mandate
Annex VI, c paragraph				

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802	(c) name and address of the economic operator responsible for carrying out the tasks set out in Article 4 of Regulation (EU) 2019/1020, as well as the unique operator identifier;	(c) name and address of the economic operator responsible for carrying out the tasks set out in Article 4 of Regulation (EU) 2019/1020, as well as the unique operator identifier;	(c) name and address of the economic operator responsible for carrying out the tasks set out in Article 4 of Regulation (EU) 2019/1020, as well as the unique operator identifier;	
Annex VI, c paragraph a				
802a			**(ca) the mention that this passport is issued under the sole responsibility of the manufacturer;**	***(ca) the mention that this passport is issued under the sole responsibility of the manufacturer;***
Annex VI, CI paragraph				
803	(d) object of the passport (identification of toy allowing traceability, including a colour image of sufficient clarity to enable the identification of the toy;	(d) object of the passport (identification of toy allowing traceability~~, including a colour image of sufficient clarity to enable the identification of the toy~~);	(d) object of the passport (identification of toy allowing traceability, including a colour image of sufficient clarity to enable the identification of the toy**)**;	(d) object of the passport (identification of toy allowing traceability, including a colour image of sufficient clarity to enable the identification of the toy;
Annex VI, DI paragraph				
804	(e) the commodity code under which the toy is classified at the moment the passport is created, as set out in Council Regulation (EEC) No 2658/87[1]; 1. Council Regulation (EEC) No 2658/87 of 23 July 1987 on the tariff and statistical nomenclature and on the Common Customs Tariff (OJ L 256, 7.9.1987, p. 1).	(e) the commodity code under which the toy is classified at the moment the passport is created, as set out in Council Regulation (EEC) No 2658/87[1]; 1. Council Regulation (EEC) No 2658/87 of 23 July 1987 on the tariff and statistical nomenclature and on the Common Customs Tariff (OJ L 256, 7.9.1987, p. 1).	(e) the commodity code**, as defined in Council Regulation (EEC) No 2658/87[1]** under which the toy is classified at the moment the passport is created~~, as set out in Council Regulation (EEC) No 2658/87[1].~~**;** 1. **[1]** Council Regulation (EEC) No 2658/87 of 23 July 1987 on the tariff and statistical nomenclature and on the Common Customs Tariff (OJ L 256, 7.9.1987, p. 1).	(e) ***where applicable,*** the commodity code***, as defined in Council Regulation (EEC) No 2658/87[1]*** under which the toy is classified at the moment the passport is created~~, as set out in Council Regulation (EEC) No 2658/87[1].~~**;** 1. ***[1]*** Council Regulation (EEC) No 2658/87 of 23 July 1987 on the tariff and statistical nomenclature and on the Common Customs Tariff (OJ L 256, 7.9.1987, p. 1). Text Origin: Council Mandate
Annex VI, f paragraph				

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G	805	(f) references to all Union legislation that the toy complies with;	(f) references to all Union legislation that the toy complies with;	(f) references to all Union ~~legislation~~**law** that the toy complies with;	(f) references to all Union ~~*legislation*~~***law*** that the toy complies with; Text Origin: Council Mandate	G
	Annex VI, f paragraph a					
Y	805a				***(fa) where applicable, the mention that this Digital Product Passport replaces the EU Declaration of conformity under [Regulation (EU) 2024/2847, Regulation (EU) 2024/1689, Commission Delegated Regulation (EU) 2019/945, Directive 2014/53/EU, Directive 2014/35/EU, Directive 2014/30/EU, and/or Directive 2011/65/EU];***	Y
	Annex VI, g paragraph					
G	806	(g) references to the relevant harmonised standards used, or references to common specifications in relation to which conformity is declared;	(g) references to the relevant harmonised standards used, or references to common specifications in relation to which conformity is declared;	(g) references to the relevant harmonised standards used, or references to common specifications in relation to which conformity is declared;		G
	Annex VI, h paragraph					
G	807	(h) where applicable: the notified body name and number which has intervened in the conformity assessment procedure and issued a certificate, as well as the reference to the certificate;	(h) where applicable: the notified body name and number which has intervened in the conformity assessment procedure and issued a certificate, as well as the reference to the certificate;	(h) where applicable: the notified body name and number which has intervened in the conformity assessment procedure and issued a certificate, as well as the reference to the certificate;		G
	Annex VI, i paragraph					
G	808	(i) the CE marking;	(i) the CE marking;	(i) the CE marking;		G
	Annex VI, II paragraph					

PUBLIC

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
G 809	(j) a list of allergenic fragrances that are present in the toy and that are subject to specific labelling requirements as set out in Part B, point 1, of the Appendix to Annex II;	(j) a list of allergenic fragrances that are present in the toy and that are subject to specific labelling requirements as set out in Part B, point 1, of the Appendix to Annex II;	(j) a list of allergenic fragrances that are present in the toy and that are subject to specific labelling requirements as set out in Part B, point 1, of the Appendix to Annex II;	G
Annex VI, ja paragraph				
G 809a		***(ja) the communication channel as provided for in Article 7(11);***		***(ja) the communication channel as provided for in Article 7(11);*** G
Annex VI, jb paragraph				
Y 809b		***(jb) if the toy includes radio equipment the information provided for in Annex VI of Directive 2014/53/EU of the European Parliament and of the Council;***		Pending outcome on Article 17 Y
Annex VI, jc paragraph				
G 809c		***(jc) a link to the Safety Business Gateway and to the section of the Safety Gate Portal referred to in Articles 27 and 34(3) of Regulation 2023/988 for the transmission of information about toys that might present a risk to the health and safety of consumers.***		*deleted* *See row 287a (new).* G
Annex VI, k paragraph				
G *810*	*(k)* any substance of concern that is present in the toy.	*deleted*	(k) any substance of concern that is present in the toy- **at a concentration exceeding 1000 mg/kg;**	*deleted* G
Annex VI, Part II				

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	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
810a			**(l) the reference of the digital product passport service provider hosting the back-up copy of the digital product passport.**	***(l) the reference of the digital product passport service provider hosting the back-up copy of the digital product passport.***
Annex VI, Part II				
811	Part II Part II – Information that may be included in the product passport	Part II ~~*Part II*~~ Information that may be included in the ***digital*** product passport	Part II ~~Part II~~ Information that may be included in the **digital** product passport	
Annex VI, l paragraph				
812	(a) safety information and warnings;	(a) safety information and warnings;	(a) safety information and warnings;	
Annex VI, b paragraph				
813	(b) instructions of use.	(b) instructions of use.	(b) instructions of use.	
Annex VI, ba paragraph				
813a		***(ba) image or drawing of the toy.***		***no text***
Annex VII				
814	Annex VII LIST OF COMMODITY CODES AND PRODUCT DESCRIPTIONS FOR THE PURPOSES OF ARTICLE 20(8)	Annex VII LIST OF COMMODITY CODES AND PRODUCT DESCRIPTIONS FOR THE PURPOSES OF ARTICLE 20(8)	Annex VII LIST OF COMMODITY CODES AND PRODUCT DESCRIPTIONS FOR THE PURPOSES OF ARTICLE 20(8)	
Annex VII, Table 6				
815	Table 6	Table 6	Table 6	Table 6 Agreement on the Table 6 in principle, COM to check whether update of the list is needed. Text Origin: Council Mandate
Annex VIII				
816	Annex VIII	Annex VIII	Annex VIII **CORRELATION TABLE**	

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement	
Annex VIII, first paragraph					
G	817	CORRELATION TABLE	CORRELATION TABLE	*deleted*	G
Annex VIII, Table 7					
G	*818*	*Table 7*	*Table 7*	*Table 7*	G

PUBLIC

Commission Proposal Table 1

Element	mg/kg in dry, brittle, powder-like or pliable toy material	mg/kg in liquid or sticky toy material	mg/kg in scraped-off toy material
Aluminium	2250	560	28130
Antimony	45	11,3	560
Arsenic	3,8	0,9	47
Barium	1 500	375	18750
Boron	1 200	300	15 000
Cadmium	1,3	0,3	17
Chromium (III)	37,5	9,4	460
Chromium (VI)	0,02	0,005	0,053
Cobalt	10,5	2,6	130
Copper	622,5	156	7 700
Lead	2,0	0,5	23
Manganese	1 200	300	15 000
Mercury	7,5	1,9	94
Nickel	75	18,8	930
Selenium	37,5	9,4	460
Strontium	4 500	1 125	56 000
Tin	15 000	3 750	180 000
Organic tin	0,9	0,2	12
Zinc	3 750	938	46 000

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EP Mandate Table 1

Element	mg/kg in dry, brittle, powder-like or pliable toy material	mg/kg in liquid or sticky toy material	mg/kg in scraped-off toy material
Aluminium	2250	560	28130
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Barium	1 500	375	18750
Boron	1 200	300	15 000
~~*Cadmium*~~	~~*1,3*~~	~~*0,3*~~	~~*17*~~
Chromium (III)	37,5	9,4	460
~~*Chromium (VI)*~~	~~*0,02*~~	~~*0,005*~~	~~*0,053*~~
Cobalt	10,5	2,6	130
Copper	622,5	156	7 700
~~*Lead*~~	~~*2,0*~~	~~*0,5*~~	~~*23*~~
Manganese	1 200	300	15 000
~~*Mercury*~~	~~*7,5*~~	~~*1,9*~~	~~*94*~~
Nickel	75	18,8	930
Selenium	37,5	9,4	460
Strontium	4 500	1 125	56 000
Tin	15 000	3 750	180 000
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Council Mandate Table 1

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Mercury	7,5	1,9	94
Nickel	75	18,8	930
Selenium	37,5	9,4	460
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Zinc	3 750	938	46 000

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Council Mandate Table 1a

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	N-nitrosamines mg/kg	***N-nitrosatable substances mg/kg***
a) toys intended for use by children under 36 months and intended or likely to be placed into the mouth	***0,01***	***0,1***
b) toys intended for use by children under 36 months not covered by a)	***0,05***	***1***
c) toys intended for use by children of 36 months and over and intended to be placed into the mouth	***0,05***	***1***
d) balloons	***0,05***	***1***
e) finger paints, slimes and putties	***0,02***	***1***

Commission Proposal Table 2

PUBLIC

Substance	CAS No	Limit value and conditions for application
TCEP	115-96-8	5 mg/kg (content limit)
TCPP	13674-84-5	5 mg/kg (content limit)
TDCP	13674-87-8	5 mg/kg (content limit)
Formamide	75-12-7	20 µg/m3 (emission limit) after a maximum of 28 days from the start of the emission testing of foam toy materials containing more than 200 mg/kg (cut-off limit based on content)
1,2-benzisothiazol-3(2H)-one	2634-33-5	5 mg/kg (content limit) in aqueous toy materials, in accordance with the methods laid down in EN 71-10:2005 and EN 71-11:2005
Reaction mass of: 5-chloro-2- methyl-4-isothiazolin-3-one [EC no. 247-500-7] and 2-methyl-2H - isothiazol-3-one [EC no. 220-239-6] (3:1)	55965-84-9	1 mg/kg (content limit) in aqueous toy materials
5-Chloro-2-methyl-isothiazolin-3(2H)-one	26172-55-4	0,75 mg/kg (content limit) in aqueous toy materials
2-methylisothiazolin-3(2H)-one	2682-20-4	0,25 mg/kg (content limit) in aqueous toy materials
Phenol	108-95-2	5 mg/l (migration limit) in polymeric materials in accordance with the methods laid down in EN 71-10:2005 and EN 71-11:2005. 10 mg/kg (content limit) as a preservative in accordance with the methods laid down in EN 71-10:2005 and EN 71-11:2005.
Formaldehyde	50-00-0	1,5 mg/l (migration limit) in polymeric toy material 0,062 mg/m3 (emission limit) in wood toy material 30 mg/kg (content limit) in textile toy material 30 mg/kg (content limit) in leather toy material 30 mg/kg (content limit) in paper toy material 10 mg/kg (content limit) in water-based toy material
Aniline	62-53-3	30 mg/kg (content limit) after reductive cleavage in textile toy material and leather toy material 10 mg/kg (content limit) as free aniline in finger paints 30 mg/kg (content limit) after reductive cleavage in finger paints

EP Mandate Table 2

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Council Mandate Table 2

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5-Chloro-2-methyl-isothiazolin-3(2H)-one	26172-55-4	0,75 mg/kg (content limit) in aqueous toy materials
~~2-methylisothiazolin-3(2H)-one~~	~~2682-20-4~~	~~0,25 mg/kg (content limit) in aqueous toy materials~~
Phenol	108-95-2	5 mg/l (migration limit) in polymeric materials~~ in accordance with the methods laid down in EN 71-10:2005 and EN 71-11:2005.~~ 10 mg/kg (content limit) as a preservative ~~in accordance with the methods laid down in EN 71-10:2005 and EN 71-11:2005.~~
Formaldehyde	50-00-0	1,5 mg/l (migration limit) in polymeric toy material 0,062 mg/m3 (emission limit) in wood toy material 30 mg/kg (content limit) in textile toy material 30 mg/kg (content limit) in leather toy material 30 mg/kg (content limit) in paper toy material 10 mg/kg (content limit) in water-based toy material
Aniline	62-53-3	30 mg/kg (content limit) after reductive cleavage in textile toy material and leather toy material 10 mg/kg (content limit) as free aniline in finger paints 30 mg/kg (content limit) after reductive cleavage in finger paints

Styrene	**100-42-5**	**0,77 mg/l (migration limit) in polymeric toy materials**
Bisphenol A	**80-05-7**	**0,005 mg/l (migration limit)**
Acrylonitrile	**107-13-1**	**0,01 mg/l (migration limit) in polymeric toy materials**
Butadiene	**106-99-0**	**0,07 mg/l (migration limit) in polymeric toy materials**
Vinyl chloride	**75-01-4**	**0,01 mg/l (migration limit) in polymeric toy materials**

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Draft Agreement Table 2

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Substance	CAS No	Limit value and conditions for application
TCEP	115-96-8	5 mg/kg (content limit)
TCPP	13674-84-5	5 mg/kg (content limit)
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Styrene	*100-42-5*	*0,77 mg/l (migration limit) in polymeric toy materials*
Bisphenol A	*80-05-7*	*0,005 mg/l (migration limit)*
Acrylonitrile	*107-13-1*	*0,01 mg/l (migration limit) in polymeric toy materials*
Butadiene	*106-99-0*	*0,07 mg/l (migration limit) in polymeric toy materials*
Vinyl chloride	*75-01-4*	*0,01 mg/l (migration limit) in polymeric toy materials*

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Commission Proposal Table 3

PUBLIC

No	Name of the allergenic fragrance	CAS number
(1)	Alanroot oil (Inula helenium)	97676-35-2
(2)	Allylisothiocyanate	57-06-7
(3)	Benzyl cyanide	140-29-4
(4)	4 tert-Butylphenol	98-54-4
(5)	Chenopodium oil	8006-99-3
(6)	Cyclamen alcohol	4756-19-8
(7)	Diethyl maleate	141-05-9
(8)	Dihydrocoumarin	119-84-6
(9)	2,4-Dihydroxy-3-methylbenzaldehyde	6248-20-0
(10)	3,7-Dimethyl-2-octen-1-ol (6,7-Dihydrogeraniol)	40607-48-5
(11)	4,6-Dimethyl-8-tert-butylcoumarin	17874-34-9
(12)	Dimethyl citraconate	617-54-9
(13)	7,11-Dimethyl-4.6,10-dodecatrien-3-one	26651-96-7
(14)	6,10-Dimethyl-3.5,9-undecatrien-2-one	141-10-6
(15)	Diphenylamine	122-39-4
(16)	Ethyl acrylate	140-88-5
(17)	Fig leaf, fresh and preparations	68916-52-9
(18)	trans-2-Heptenal	18829-55-5
(19)	trans-2-Hexenal diethyl acetal	67746-30-9
(20)	trans-2-Hexenal dimethyl acetal	18318-83-7
(21)	Hydroabietyl alcohol	13393-93-6
(22)	4-Ethoxy-phenol	622-62-8
(23)	6-lsopropyl-2-decahydronaphthalenol	34131-99-2
(24)	7-Methoxycoumarin	531-59-9
(25)	4-Methoxyphenol	150-76-5

(26)	4-(p-Methoxyphenyl)-3-butene-2-one	943-88-4
(27)	1-(p-Methoxyphenyl)-1-penten-3-one	104-27-8
(28)	Methyl trans-2-butenoate	623-43-8
(29)	6-Methylcoumarin	92-48-8
(30)	7-Methylcoumarin	2445-83-2
(31)	5-Methyl-2,3-hexanedione	13706-86-0
(32)	Costus root oil (Saussurea lappa Clarke)	8023-88-9
(33)	7-Ethoxy-4-methylcoumarin	87-05-8
(34)	Hexahydrocoumarin	700-82-3
(35)	Peru balsam, crude (Exudation of Myroxylon pereirae (Royle) Klotzsch)	8007-00-9
(36)	2-Pentylidene-cyclohexanone	25677-40-1
(37)	3.6,10-Trimethyl-3.5,9-undecatrien-2-one	1117-41-5
(38)	Verbena oil (Lippia citriodora Kunth)	8024-12-2
(39)	Musk ambrette (4-tert-Butyl-3-methoxy-2,6-dinitrotoluene)	83-66-9
(40)	4-Phenyl-3-buten-2-one	122-57-6
(41)	Amyl cinnamal	122-40-7
(42)	Amylcinnamyl alcohol	101-85-9
(43)	Benzyl alcohol	100-51-6
(44)	Benzyl salicylate	118-58-1
(45)	Cinnamyl alcohol	104-54-1
(46)	Cinnamal	104-55-2
(47)	Citral	5392-40-5
(48)	Coumarin	91-64-5
(49)	Eugenol	97-53-0
(50)	Geraniol	106-24-1
(51)	Hydroxy-citronellal	107-75-5
(52)	Hydroxy-methylpentylcyclohexenecarboxaldehyde	31906-04-4
(53)	Isoeugenol	97-54-1

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(54)	Oakmoss extracts	90028-68-5
(55)	Treemoss extracts	90028-67-4
(56)	Atranol (2,6-Dihydroxy-4-methyl-benzaldehyde)	526-37-4
(57)	Chloroatranol (3-Chloro-2,6-Dihydroxy-4-methyl-benzaldehyde)	57074-21-2
(58)	Methyl heptine carbonate	111-12-6

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EP Mandate Table 3

PUBLIC

No	Name of the allergenic fragrance	CAS number
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(2)	Allylisothiocyanate	57-06-7
(3)	Benzyl cyanide	140-29-4
(4)	4 tert-Butylphenol	98-54-4
(5)	Chenopodium oil	8006-99-3
(6)	Cyclamen alcohol	4756-19-8
(7)	Diethyl maleate	141-05-9
(8)	Dihydrocoumarin	119-84-6
(9)	2,4-Dihydroxy-3-methylbenzaldehyde	6248-20-0
(10)	3,7-Dimethyl-2-octen-1-ol (6,7-Dihydrogeraniol)	40607-48-5
(11)	4,6-Dimethyl-8-tert-butylcoumarin	17874-34-9
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(13)	7,11-Dimethyl-4.6,10-dodecatrien-3-one	26651-96-7
(14)	6,10-Dimethyl-3.5,9-undecatrien-2-one	141-10-6
(15)	Diphenylamine	122-39-4
(16)	Ethyl acrylate	140-88-5
(17)	Fig leaf, fresh and preparations	68916-52-9
(18)	trans-2-Heptenal	18829-55-5
(19)	trans-2-Hexenal diethyl acetal	67746-30-9
(20)	trans-2-Hexenal dimethyl acetal	18318-83-7
(21)	Hydroabietyl alcohol	13393-93-6
(22)	4-Ethoxy-phenol	622-62-8
(23)	6-lsopropyl-2-decahydronaphthalenol	34131-99-2
(24)	7-Methoxycoumarin	531-59-9
(25)	4-Methoxyphenol	150-76-5

(26)	4-(p-Methoxyphenyl)-3-butene-2-one	943-88-4
(27)	1-(p-Methoxyphenyl)-1-penten-3-one	104-27-8
(28)	Methyl trans-2-butenoate	623-43-8
(29)	6-Methylcoumarin	92-48-8
(30)	7-Methylcoumarin	2445-83-2
(31)	5-Methyl-2,3-hexanedione	13706-86-0
(32)	Costus root oil (Saussurea lappa Clarke)	8023-88-9
(33)	7-Ethoxy-4-methylcoumarin	87-05-8
(34)	Hexahydrocoumarin	700-82-3
(35)	Peru balsam, crude (Exudation of Myroxylon pereirae (Royle) Klotzsch)	8007-00-9
(36)	2-Pentylidene-cyclohexanone	25677-40-1
(37)	3.6,10-Trimethyl-3.5,9-undecatrien-2-one	1117-41-5
(38)	Verbena oil (Lippia citriodora Kunth)	8024-12-2
(39)	Musk ambrette (4-tert-Butyl-3-methoxy-2,6-dinitrotoluene)	83-66-9
(40)	4-Phenyl-3-buten-2-one	122-57-6
(41)	Amyl cinnamal	122-40-7
(42)	Amylcinnamyl alcohol	101-85-9
(43)	Benzyl alcohol	100-51-6
(44)	Benzyl salicylate	118-58-1
(45)	Cinnamyl alcohol	104-54-1
(46)	Cinnamal	104-55-2
(47)	Citral	5392-40-5
(48)	Coumarin	91-64-5
(49)	Eugenol	97-53-0
(50)	Geraniol	106-24-1
(51)	Hydroxy-citronellal	107-75-5
(52)	Hydroxy-methylpentylcyclohexenecarboxaldehyde	31906-04-4
(53)	Isoeugenol	97-54-1

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(54)	Oakmoss extracts	90028-68-5
(55)	Treemoss extracts	90028-67-4
(56)	Atranol (2,6-Dihydroxy-4-methyl-benzaldehyde)	526-37-4
(57)	Chloroatranol (3-Chloro-2,6-Dihydroxy-4-methyl-benzaldehyde)	57074-21-2
(58)	Methyl heptine carbonate	111-12-6

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Council Mandate Table 3

PUBLIC

No	**Chemical** name ~~of the allergenic fragrance~~	**Common name**	CAS number
(1)	Alanroot oil (Inula helenium **L.**)		97676-35-2
(2)	~~Allylisothiocyanate~~**Allyl isothiocyanate**		57-06-7
(3)	Benzyl cyanide		140-29-4
(4)	4**–**tert-Butylphenol		98-54-4
(5)	Chenopodium **ambrosioides L. (essential oil)** ~~oil~~	**Chenopodium oil**	8006-99-3
(6)	Cyclamen alcohol		4756-19-8
(7)	Diethyl maleate		141-05-9
(8)	**3,4-**Dihydrocoumarin		119-84-6
(9)	2,4-Dihydroxy-3-methylbenzaldehyde		6248-20-0
(10)	3,7-Dimethyl-2-octen-1-ol (6,7-Dihydrogeraniol)		40607-48-5
(11)	4,6-Dimethyl-8-tert-butylcoumarin		17874-34-9
(12)	Dimethyl citraconate		617-54-9
(13)	7,11-Dimethyl-~~4.6,10~~**4,6,10**-dodecatrien-3-one	**Pseudomethyl-ionone**	26651-96-7
(14)	6,10-Dimethyl-~~3.5,9~~**3,5,9**-undecatrien-2-one	**Pseudoionone**	141-10-6
(15)	Diphenylamine		122-39-4
(16)	Ethyl acrylate		140-88-5
(17)	Fig leaf~~, fresh and preparations~~ **absolute (Ficus carica L.)**		68916-52-9
(18)	trans-2-Heptenal		18829-55-5
(19)	trans-2-Hexenal diethyl acetal		67746-30-9
(20)	trans-2-Hexenal dimethyl acetal		18318-83-7
(21)	Hydroabietyl alcohol		13393-93-6
(22)	**4-Benzyloxyphenol and** 4-Ethoxy-phenol		**103-16-2;** 622-62-8
(23)	6-lsopropyl-2-decahydronaphthalenol		34131-99-2
(24)	7-Methoxycoumarin		531-59-9

(25)	~~4-Methoxyphenol~~**Hydroquinone methylether;Mequinol**	**p-Hydroxyanisol**	150-76-5
(26)	4-(~~p-Methoxyphenyl~~**4-Methoxyphenyl**)-3-butene-2-one	**Anisylidene Acetone**	943-88-4
(27)	1-(~~p-Methoxyphenyl~~**4-Methoxyphenyl**)-1-penten-3-one	**alpha-Methylanisylideneacetone**	104-27-8
(28)	Methyl trans-2-butenoate		623-43-8
(29)	6-Methylcoumarin		92-48-8
(30)	7-Methylcoumarin		2445-83-2
(31)	5-Methyl-2,3-hexanedione	**Acetyl isovaleryl**	13706-86-0
(32)	Costus root oil (Saussurea lappa Clarke)		8023-88-9
(33)	7-Ethoxy-4-methylcoumarin		87-05-8
(34)	Hexahydrocoumarin		700-82-3
(35)	~~Peru balsam, crude (~~ Exudation of Myroxylon pereirae (Royle) Klotzsch **(Peru balsam, crude**)		8007-00-9
(36)	2-Pentylidene-cyclohexanone		25677-40-1
(37)	~~3.6,10~~**3,6,10**-Trimethyl-~~3.5,9~~**3,5,9**-undecatrien-2-one	**Pseudo-Isomethyl ionone**	1117-41-5
(38)	Verbena ~~oil~~**essential oils** (Lippia citriodora Kunth) **and derivatives other than absolute**		8024-12-2
(39)	~~Musk ambrette (~~4-tert-Butyl-3-methoxy-2,6-dinitrotoluene~~)~~	**Musk ambrette**	83-66-9
(40)	4-~~Phenyl-3-buten~~**Phenylbut-3-en**-2-one	**Benzylidene acetone**	122-57-6
(41)	~~Amyl cinnamal~~**2-Benzylideneheptanal**	**Amyl cinnamal**	122-40-7
(42)	~~Amylcinnamyl alcohol~~**2-Pentyl-3-phenylprop-2-en-1-ol**	**Amylcinnamyl alcohol**	101-85-9
(43)	Benzyl alcohol		100-51-6
(44)	Benzyl salicylate		118-58-1
(45)	Cinnamyl alcohol		104-54-1
(46)	~~Cinnamal~~**2-Propenal, 3-phenyl-**	**Cinnamal**	104-55-2
(47)	~~Citral~~**3,7-Dimethyl-2,6-octadienal**	**Citral**	5392-40-5
(48)	~~Coumarin~~**2H-1-Benzopyran-2-one**	**Coumarin**	91-64-5
(49)	~~Eugenol~~**Phenol, 2-methoxy-4-(2-propenyl)**	**Eugenol**	97-53-0
(50)	~~Geraniol~~**2,6-Octadien-1-ol, 3,7-dimethyl-, (2E)-**	**Geraniol**	106-24-1
(51)	**7-**Hydroxy-citronellal	**Hydroxycitronellal**	107-75-5

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(52)	~~Hydroxy-methylpentylcyclohexenecarboxaldehyde~~**3- and 4-(4-Hydroxy-4-methylpentyl) cyclohex-3-ene-1-carbaldehyde**	**HICC**	**51414-25-6;** 31906-04-4
(53)	~~Isoeugenol~~**Phenol, 2-methoxy-4-(1-propenyl)**	**Isoeugenol**	97-54-1
(54)	Oakmoss ~~extracts~~**extract**	**Evernia prunastri extract**	90028-68-5
(55)	Treemoss ~~extracts~~**extract**	**Evernia furfuracea extract**	90028-67-4
(56)	~~Atranol (~~2,6-Dihydroxy-4-methyl-benzaldehyde~~)~~	**Atranol**	526-37-4
(57)	~~Chloroatranol (~~3-Chloro-2,6-Dihydroxy-4-methyl-benzaldehyde~~)~~	**Chloratranol**	57074-21-2
(58)	**Methyl Oct-2-ynoate (**Methyl heptine carbonate**)**	**Methyl 2-Octynoate**	111-12-6
(59)	**2-(4-tert-butylbenzyl) propionaldehyde**	**Lilial**	**80-54-6**

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Draft Agreement Table 3

No	*Chemical* name ~~*of the allergenic fragrance*~~	*Common name*	CAS number
(1)	Alanroot oil (Inula helenium *L.*)		97676-35-2
(2)	~~*Allylisothiocyanate*~~*Allyl isothiocyanate*		57-06-7
(3)	Benzyl cyanide		140-29-4
(4)	4~~-~~-tert-Butylphenol		98-54-4
(5)	Chenopodium *ambrosioides L. (essential oil)* ~~*oil*~~	*Chenopodium oil*	8006-99-3
(6)	Cyclamen alcohol		4756-19-8
(7)	Diethyl maleate		141-05-9
(8)	*3,4-*Dihydrocoumarin		119-84-6
(9)	2,4-Dihydroxy-3-methylbenzaldehyde		6248-20-0
(10)	3,7-Dimethyl-2-octen-1-ol (6,7-Dihydrogeraniol)		40607-48-5
(11)	4,6-Dimethyl-8-tert-butylcoumarin		17874-34-9
(12)	Dimethyl citraconate		617-54-9
(13)	7,11-Dimethyl-~~*4,6,10*~~*4,6,10*-dodecatrien-3-one	*Pseudomethyl-ionone*	26651-96-7
(14)	6,10-Dimethyl-~~*3,5,9*~~*3,5,9*-undecatrien-2-one	*Pseudoionone*	141-10-6
(15)	Diphenylamine		122-39-4
(16)	Ethyl acrylate		140-88-5
(17)	Fig leaf~~, *fresh and preparations*~~ *absolute (Ficus carica L.)*		68916-52-9
(18)	trans-2-Heptenal		18829-55-5
(19)	trans-2-Hexenal diethyl acetal		67746-30-9
(20)	trans-2-Hexenal dimethyl acetal		18318-83-7
(21)	Hydroabietyl alcohol		13393-93-6
(22)	*4-Benzyloxyphenol and* 4-Ethoxy-phenol		*103-16-2;* 622-62-8
(23)	6-lsopropyl-2-decahydronaphthalenol		34131-99-2
(24)	7-Methoxycoumarin		531-59-9
(25)	~~*4 Methoxyphenol*~~*Hydroquinone methylether;Mequinol*	*p-Hydroxyanisol*	150-76-5

(26)	4-(~~*p-Methoxyphenyl*~~***4-Methoxyphenyl***)-3-butene-2-one	***Anisylidene Acetone***	943-88-4
(27)	1-(~~*p-Methoxyphenyl*~~***4-Methoxyphenyl***)-1-penten-3-one	***alpha-Methylanisylideneacetone***	104-27-8
(28)	Methyl trans-2-butenoate		623-43-8
(29)	6-Methylcoumarin		92-48-8
(30)	7-Methylcoumarin		2445-83-2
(31)	5-Methyl-2,3-hexanedione	***Acetyl isovaleryl***	13706-86-0
(32)	Costus root oil (Saussurea lappa Clarke)		8023-88-9
(33)	7-Ethoxy-4-methylcoumarin		87-05-8
(34)	Hexahydrocoumarin		700-82-3
(35)	~~*Peru balsam, crude (*~~ Exudation of Myroxylon pereirae (Royle) Klotzsch ***(Peru balsam, crude***)		8007-00-9
(36)	2-Pentylidene-cyclohexanone		25677-40-1
(37)	~~*3,6,10*~~***3,6,10***-Trimethyl-~~*3,5,9*~~***3,5,9***-undecatrien-2-one	***Pseudo-Isomethyl ionone***	1117-41-5
(38)	Verbena ~~*oil*~~***essential oils*** (Lippia citriodora Kunth) ***and derivatives other than absolute***		8024-12-2
(39)	~~*Musk ambrette (*~~4-tert-Butyl-3-methoxy-2,6-dinitrotoluene~~*)*~~	***Musk ambrette***	83-66-9
(40)	4-~~*Phenyl-3-buten*~~***Phenylbut-3-en***-2-one	***Benzylidene acetone***	122-57-6
(41)	~~*Amyl cinnamal*~~***2-Benzylideneheptanal***	***Amyl cinnamal***	122-40-7
(42)	~~*Amylcinnamyl alcohol*~~***2-Pentyl-3-phenylprop-2-en-1-ol***	***Amylcinnamyl alcohol***	101-85-9
(43)	Benzyl alcohol		100-51-6
(44)	Benzyl salicylate		118-58-1
(45)	Cinnamyl alcohol		104-54-1
(46)	~~*Cinnamal*~~***2-Propenal, 3-phenyl-***	***Cinnamal***	104-55-2
(47)	~~*Citral*~~***3,7-Dimethyl-2,6-octadienal***	***Citral***	5392-40-5
(48)	~~*Coumarin*~~***2H-1-Benzopyran-2-one***	***Coumarin***	91-64-5
(49)	~~*Eugenol*~~***Phenol, 2-methoxy-4-(2-propenyl)***	***Eugenol***	97-53-0
(50)	~~*Geraniol*~~***2,6-Octadien-1-ol, 3,7-dimethyl-, (2E)-***	***Geraniol***	106-24-1
(51)	***7-***Hydroxy-citronellal	***Hydroxycitronellal***	107-75-5
(52)	~~*Hydroxy-methylpentylcyclohexenecarboxaldehyde*~~***3- and 4-(4-Hydroxy-4-methylpentyl) cyclohex-3-ene-1-carbaldehyde***	***HICC***	***51414-25-6;*** 31906-04-4

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(53)	~~*Isoeugenol*~~***Phenol, 2-methoxy-4-(1-propenyl)***	***Isoeugenol***	97-54-1
(54)	Oakmoss ~~*extracts*~~***extract***	***Evernia prunastri extract***	90028-68-5
(55)	Treemoss ~~*extracts*~~***extract***	***Evernia furfuracea extract***	90028-67-4
(56)	~~*Atranol (*~~2,6-Dihydroxy-4-methyl-benzaldehyde~~)~~	***Atranol***	526-37-4
(57)	~~*Chloroatranol (*~~3-Chloro-2,6-Dihydroxy-4-methyl-benzaldehyde~~)~~	***Chloratranol***	57074-21-2
(58)	***Methyl Oct-2-ynoate (***Methyl heptine carbonate***)***	***Methyl 2-Octynoate***	111-12-6
(59)	***2-(4-tert-butylbenzyl) propionaldehyde***	***Butylphenyl methylpropional***	***80-54-6***

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Commission Proposal Table 4

No	Name of the allergenic fragrance	CAS number
(1)	Anisyl alcohol	105-13-5
(2)	Benzyl benzoate	120-51-4
(3)	Benzyl cinnamate	103-41-3
(4)	Citronellol	106-22-9; 1117-61-9; 7540-51-4
(5)	Farnesol	4602-84-0
(6)	Hexyl cinnamaldehyde	101-86-0
(7)	Lilial	80-54-6
(8)	d-Limonene	5989-27-5
(9)	Linalool	78-70-6
(10)	3-methyl-4-(2.6,6-trimethyl-2-cyclohexen-1-yl)-3-buten-2-one	127-51-5
(11)	Acetylcedrene	32388-55-9
(12)	Amyl salicylate	2050-08-0
(13)	trans-Anethole	4180-23-8
(14)	Benzaldehyde	100-52-7
(15)	Camphor	76-22-2; 464-49-3
(16)	Carvone	99-49-0; 6485-40-1; 2244-16-8
(17)	beta-Caryophyllene (ox.)	87-44-5
(18)	Rose ketone-4 (Damascenone)	23696-85-7
(19)	alpha-Damascone (TMCHB)	43052-87-5; 23726-94-5
(20)	cis-beta-Damascone	23726-92-3
(21)	delta-Damascone	57378-68-4
(22)	Dimethylbenzyl carbinyl acetate (DMBCA)	151-05-3
(23)	Hexadecanolactone	109-29-5
(24)	Hexamethylindanopyran	1222-05-5
(25)	(DL)-Limonene	138-86-3

(26)	Linayl acetate	115-95-7
(27)	Menthol	1490-04-6; 89-78-1; 2216-51-5
(28)	Methyl salicylate	119-36-8
(29)	3-Methyl-5-(2,2,3-trimethyl-3-cyclopentelnyl)pent-4-en-2-ol	67801-20-1
(30)	alpha-Pinene	80-56-8
(31)	beta-Pinene	127-91-3
(32)	Propylidene phthalide	17369-59-4
(33)	Salicylaldehyde	90-02-8
(34)	alpha-Santalol	115-71-9
(35)	beta-Santalol	77-42-9
(36)	Sclareol	515-03-7
(37)	alpha-Terpineol	10482-56-1; 98-55-5
(38)	Terpineol (mixture of isomers)	8000-41-7
(39)	Terpinolene	586-62-9
(40)	Tetramethyl acetyloctahydro naphthalenes	54464-57-2; 54464-59-4; 68155-66-8; 68155-67-9
(41)	Trimethyl benzenepropanol (Majantol)	103694-68-4
(42)	Vanillin	121-33-5
(43)	Cananga odorata and Ylang-ylang oil	83863-30-3; 8006-81-3
(44)	Cedrus atlantica bark oil	92201-55-3; 8000-27-9
(45)	Cinnamomum cassia leaf oil	8007-80-5
(46)	Cinnamomum zeylanicum bark oil	84649-98-9
(47)	Citrus aurantium amara flower oil	8016-38-4
(48)	Citrus aurantium amara peel oil	72968-50-4
(49)	Citrus bergamia peel oil expressed	89957-91-5
(50)	Citrus limonum peel oil expressed	84929-31-7
(51)	Citrus sinensis (syn.: Aurantium dulcis) peel oil expressed	97766-30-8; 8028-48-6
(52)	Cymbopogon citratus / schoenanthus oils	89998-14-1; 8007-02-01; 89998-16-3
(53)	Eucalyptus spp. leaf oil	92502-70-0; 8000-48-4

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(54)	Eugenia caryophyllus leaf / flower oil	8000-34-8
(55)	Jasminum grandiflorum / officinale	84776-64-7; 90045-94-6; 8022-96-6
(56)	Juniperus virginiana	8000-27-9; 85085-41-2
(57)	Laurus nobilis fruit oil	8007-48-5
(58)	Laurus nobilis leaf oil	8002-41-3
(59)	Laurus nobilis seed oil	84603-73-6
(60)	Lavandula hybrida	91722-69-9
(61)	Lavandula officinalis	84776-65-8
(62)	Mentha piperita	8006-90-4; 84082-70-2
(63)	Mentha spicata	84696-51-5
(64)	Narcissus spp.	diverse
(65)	Pelargonium graveolens	90082-51-2; 8000-46-2
(66)	Pinus mugo	90082-72-7
(67)	Pinus pumila	97676-05-6
(68)	Pogostemon cablin	8014-09-03; 84238-39-1
(69)	Rose flower oil (Rosa spp.)	Diverse
(70)	Santalum album	84787-70-2; 8006-87-9
(71)	Turpentine (oil)	8006-64-2; 9005-90-7; 8052-14-0

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EP Mandate Table 4

No	Name of the allergenic fragrance	CAS number
(1)	Anisyl alcohol	105-13-5
(2)	Benzyl benzoate	120-51-4
(3)	Benzyl cinnamate	103-41-3
(4)	Citronellol	106-22-9; 1117-61-9; 7540-51-4
(5)	Farnesol	4602-84-0
(6)	Hexyl cinnamaldehyde	101-86-0
(7)	Lilial	80-54-6
(8)	d-Limonene	5989-27-5
(9)	Linalool	78-70-6
(10)	3-methyl-4-(2.6,6-trimethyl-2-cyclohexen-1-yl)-3-buten-2-one	127-51-5
(11)	Acetylcedrene	32388-55-9
(12)	Amyl salicylate	2050-08-0
(13)	trans-Anethole	4180-23-8
(14)	Benzaldehyde	100-52-7
(15)	Camphor	76-22-2; 464-49-3
(16)	Carvone	99-49-0; 6485-40-1; 2244-16-8
(17)	beta-Caryophyllene (ox.)	87-44-5
(18)	Rose ketone-4 (Damascenone)	23696-85-7
(19)	alpha-Damascone (TMCHB)	43052-87-5; 23726-94-5
(20)	cis-beta-Damascone	23726-92-3
(21)	delta-Damascone	57378-68-4
(22)	Dimethylbenzyl carbinyl acetate (DMBCA)	151-05-3
(23)	Hexadecanolactone	109-29-5
(24)	Hexamethylindanopyran	1222-05-5
(25)	(DL)-Limonene	138-86-3

(26)	Linayl acetate	115-95-7
(27)	Menthol	1490-04-6; 89-78-1; 2216-51-5
(28)	Methyl salicylate	119-36-8
(29)	3-Methyl-5-(2,2,3-trimethyl-3-cyclopentelnyl)pent-4-en-2-ol	67801-20-1
(30)	alpha-Pinene	80-56-8
(31)	beta-Pinene	127-91-3
(32)	Propylidene phthalide	17369-59-4
(33)	Salicylaldehyde	90-02-8
(34)	alpha-Santalol	115-71-9
(35)	beta-Santalol	77-42-9
(36)	Sclareol	515-03-7
(37)	alpha-Terpineol	10482-56-1; 98-55-5
(38)	Terpineol (mixture of isomers)	8000-41-7
(39)	Terpinolene	586-62-9
(40)	Tetramethyl acetyloctahydro naphthalenes	54464-57-2; 54464-59-4; 68155-66-8; 68155-67-9
(41)	Trimethyl benzenepropanol (Majantol)	103694-68-4
(42)	Vanillin	121-33-5
(43)	Cananga odorata and Ylang-ylang oil	83863-30-3; 8006-81-3
(44)	Cedrus atlantica bark oil	92201-55-3; 8000-27-9
(45)	Cinnamomum cassia leaf oil	8007-80-5
(46)	Cinnamomum zeylanicum bark oil	84649-98-9
(47)	Citrus aurantium amara flower oil	8016-38-4
(48)	Citrus aurantium amara peel oil	72968-50-4
(49)	Citrus bergamia peel oil expressed	89957-91-5
(50)	Citrus limonum peel oil expressed	84929-31-7
(51)	Citrus sinensis (syn.: Aurantium dulcis) peel oil expressed	97766-30-8; 8028-48-6
(52)	Cymbopogon citratus / schoenanthus oils	89998-14-1; 8007-02-01; 89998-16-3
(53)	Eucalyptus spp. leaf oil	92502-70-0; 8000-48-4

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(54)	Eugenia caryophyllus leaf / flower oil	8000-34-8
(55)	Jasminum grandiflorum / officinale	84776-64-7; 90045-94-6; 8022-96-6
(56)	Juniperus virginiana	8000-27-9; 85085-41-2
(57)	Laurus nobilis fruit oil	8007-48-5
(58)	Laurus nobilis leaf oil	8002-41-3
(59)	Laurus nobilis seed oil	84603-73-6
(60)	Lavandula hybrida	91722-69-9
(61)	Lavandula officinalis	84776-65-8
(62)	Mentha piperita	8006-90-4; 84082-70-2
(63)	Mentha spicata	84696-51-5
(64)	Narcissus spp.	diverse
(65)	Pelargonium graveolens	90082-51-2; 8000-46-2
(66)	Pinus mugo	90082-72-7
(67)	Pinus pumila	97676-05-6
(68)	Pogostemon cablin	8014-09-03; 84238-39-1
(69)	Rose flower oil (Rosa spp.)	Diverse
(70)	Santalum album	84787-70-2; 8006-87-9
(71)	Turpentine (oil)	8006-64-2; 9005-90-7; 8052-14-0

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Council Mandate Table 4

No	**Chemical** name ~~of the allergenic fragrance~~	**Common name**	CAS number
(1)	~~Anisyl~~**4-Methoxybenzyl** alcohol	**Anise alcohol**	105-13-5
(2)	Benzyl benzoate	**Benzyl benzoate**	120-51-4
(3)	~~Benzyl cinnamate~~**2-Propenoic acid, 3-phenyl-, phenylmethyl ester**	**Benzyl cinnamate**	103-41-3
(4)	~~Citronellol~~**3,7-Dimethyl-6- octen-1-ol (3R)-3,7- dimethyloct-6-en-1- ol (D-Citronellol) (3S)-3,7- dimethyloct-6-en-1- ol (L-Citronellol)**	**Citronellol**	106-22-9**; 26489-01-0**; 1117-61-9; 7540-51-4
(5)	~~Farnesol~~**2,6,10-Dodecatrien-1-ol, 3,7,11-trimethyl**	**Farnesol**	4602-84-0
(6)	~~Hexyl cinnamaldehyde~~**2-Benzylide-neoctanal**	**Hexyl cinnamaldehyde**	101-86-0
~~(7)~~	~~Lilial~~		~~80-54-6~~
(8)	~~d-Limonene~~**1-methyl-4-prop-1- en-2-yl-cyclohexene; dl-limonene (racemic); Dipentene (R)-p-mentha-1,8- diene; (d-limonene) (S)-p-mentha-1,8- diene; (l-limonene)**	**Limonene**	**138-86-3; 7705-14-8;** 5989-27-5**; 5989-54-8**
(9)	~~Linalool~~**1,6-Octadien-3-ol,3,7-dimethyl**	**Linalool**	78-70-6
(10)	3-Methyl-4-(~~2.6,6~~**2,6,6-** trimethyl-2-~~cyclohexen~~**cyclo-hexen**-1-yl)-3-buten-2-one	**alpha-Isomethyl ionone**	127-51-5
(11)	~~Acetylcedrene~~**[3R- (3α,3aβ,7β,8aα)]-1- (2,3,4,7,8,8a-hexahydro-3,6,8,8- tetramethyl-1H-3a,7- methanoazulen-5- yl)ethan-1-one**	**Acetyl Cedrene**	32388-55-9
(12)	~~Amyl salicylate~~**Pentyl-2-hydroxy-benzoate**	**Amyl Salicylate**	2050-08-0
(13)	**1-Methoxy-4-(1E)- 1-propen-1-yl-benzene (**trans-Anethole**)**	**Anethole**	**104-46-1;** 4180-23-8
(14)	Benzaldehyde	**Benzaldehyde**	100-52-7
(15)	~~Camphor~~**Bornan-2-one; 1,7,7-Trimethylbi-cyclo[2.2.1]-2-hept-anone**	**Camphor**	76-22-2**; 21368-68-3**; 464-49-3**; 464-48-2**
(16)	~~Carvone~~**2-methyl-5-(prop-1-en-2-yl)cyclohex-2-en-1-one (5R)-2-Methyl-5-prop-1-en-2-ylcyclohex-2-en-1- one (5S)-2-Methyl-5-prop-1-en-2-ylcyclohex-2-en-1-one**	**Carvone**	99-49-0; 6485-40-1; 2244-16-8
(17)	~~beta-Caryophyllene~~ (~~ox.~~**1R,4E,9S)-4,11,11-Trimethyl-8-methylenebi-cyclo[7.2.0]undec-4-Ene**	**beta-Caryophyllene**	87-44-5

(18)	~~Rose ketone~~**1-(2,6,6-**~~4 (Damascenone~~ **Trimethyl-cyclohexa-1,3-dien-1-yl)-2-buten-1-one**	**Rose ketone-4 (Damascone)**	23696-85-7
(19)	~~alpha-Damascone~~ **1-(**~~TMCHB~~**2,6,6-Trimethyl-2-cyclohexen-1-yl)-2-buten-1-one**	**alpha-Damascone; cis-Rose ketone 1; trans-Rose ketone 1**	43052-87-5; 23726-94-5**; 24720-09-0**
(20)	~~cis-beta-Damascone~~ **(Z)-1-(2,6,6- Trimethyl-1-cyclohexen-1-yl)-2-buten-1-one**	**cis-Rose ketone 2 (cis-beta-Damascone)**	23726-92-3
	(E)-1-(2,6,6-Trimethyl-3-cyclohexen-1-yl)-2-buten-1-one	**trans-Rose ketone 2 (trans-beta-Damascone)**	**23726-91-2**
(21)	~~delta-Damascone~~ **1-(2,6,6-Trimethyl-3-cyclohexen-1-yl)-2-buten-1-one**	**Rose ketone 3 (delta-Damascone)**	57378-68-4
	1-(2,6,6-Trimethyl-3-cyclohexen-1-yl)- 2-buten-1-one	**trans-Rose ketone 3**	**71048-82-3**
(22)	**2-Methyl-1-phenyl-2-propyl acetate;** Dimethylbenzyl Carbinyl Acetate ~~(DMBCA)~~	**Dimethyl Phenethyl Acetate (DMBCA)**	151-05-3
(23)	~~Hexadecanolactone~~**Oxacycloheptadecan-2-one**	**Hexadecanolactone**	109-29-5
(24)	~~Hexamethylindanopyran~~**1,3,4,6,7,8-Hexahydro-4,6,6,7,8,8-hexamethylcyclopenta-γ-2-benzopyran**	**Hexamethylindanopyran**	1222-05-5
(25)	~~(DL) Limonene~~		~~138-86-3~~
(26)	~~Linayl~~**3,7-Dimethyl octa-1,6-diene-3-yl** acetate	**Linayl acetate**	115-95-7
(27)	**dl-Menthol (**Menthol **racemic) Menthol l-menthol (Levomenthol) d-menthol**	**Menthol**	1490-04-6; 89-78-1; 2216-51-5**; 15356-60-2**
(28)	Methyl ~~salicylate~~**2-hydroxybenzoate**	**Methyl salicylate**	119-36-8
(29)	3-Methyl-5-(2,2,3-trimethyl-3-~~cyclopentelnyl~~**cyclopentenyl**)pent-4-en-2-ol **l**	**Trimethylcyclopentenyl Methylisopentenol**	67801-20-1
(30)	**2,6,6-Trimethylbicyclo[3.1.1]hept-2-ene (**alpha-Pinene**); 6,6-Dimethyl- 2-Methylenebicyclo[3.1.1]heptane (beta-Pinene)**	**Pinene**	80-56-8**; 7785-70-8; 127-91-3; 18172-67-3**
~~(31)~~	~~beta-Pinene~~		~~127-91-3~~
(32)	**3-**Propylidene**-1(3H)-isobenzofuranone** ~~phthalide~~	**3-Propylidenephthalide**	17369-59-4
(33)	~~Salicylaldehyde~~**o-Hydroxy-benzaldehyde**	**Salicylaldehyde**	90-02-8
(34)	**5-(2,3-Dimethyltricyclo[2.2.1.02,6]-hept-3-yl)-2-methylpent-2-en-1-ol ;** Alpha-Santalol**; (1S-(1a,2a(Z),4a))-2-Methyl-5-(2-methyl-3-methylenebicyclo[2.2.1]hept-2-yl)-2-penten-1-ol (beta-Santalol)**	**Santalol**	**11031-45-1;** 115-71-9**; 77-42-9**

~~(35)~~	~~beta-Santalol~~		~~77-42-9~~
(36)	~~Sclareol~~**[1R-(1α)]-α-Ethenyldecahydro-2-hydroxy-α,2,5,5,8a-pentamethyl-1-naphthalenepropanol**	**Sclareol**	515-03-7
(37)	**2-(4-methylcyclohex-3-en-1-yl)propan-2-ol; p-Menth-1-en-8-ol** (alpha-Terpineol)**; 1-methyl-4-(1-methyl-vinyl)cyclohexan-1-ol (beta-Terpineol); 1-methyl-4-(1-methylethylidene)cyclohexan-1-ol (gamma-Terpineol)**	**Terpineol**	~~10482~~**8000**~~-5641-1;~~ **7** 98-55-5**; 138-87-4; 586-81-2;**
~~(38)~~	~~Terpineol (mixture of isomers)~~		~~8000-41-7~~
(39)	~~Terpinolene~~ **p-Mentha-1,4(8)-diene**	**Terpinolene**	586-62-9
(40)	**1-(1,2,3,4,5,6,7,8-octahydro-2,3,8,8-**tetramethyl~~-acetyloctahydro naphthalenes-~~**2-naphthyl)ethan-1-one; 1-(1,2,3,4,5,6,7,8-octahydro-2,3,5,5-tetramethyl-2-naphthyl)ethan-1-one; 1-(1,2,3,5,6,7,8,8aoctahydro-2,3,8,8-tetramethyl-2-naphthyl)ethan-1-one; 1-(1,2,3,4,6,7,8,8aoctahydro-2,3,8,8-tetramethyl-2-naphthyl)ethan-1-one**	**Tetramethyl acetyloctahydro naphthalenes**	54464-57-2; 54464-59-4; 68155-66-8; 68155-67-9
(41)	~~Trimethyl benzenepropanol~~ **3-(**~~Majantol~~**2,2-Dimethyl-3-hydroxypropyl)toluene**	**Trimethyl benzenepropanol**	103694-68-4
(42)	~~Vanillin~~**4-Hydroxy-3-methoxybenzaldehyde**	**Vanillin**	121-33-5
(43)	Cananga odorata ~~and Ylang-ylang oil~~**flower oil and extract; Ylang Ylang flower oil and extract**	**Cananga Odorata Flower Extract; Cananga Odorata Flower Oil**	83863-30-3; 8006-81-3**; 68606-83-7; 93686-30-7**
(44)	Cedrus atlantica ~~bark~~ oil **and extract**	**Cedrus Atlantica Bark Extract; Cedrus Atlantica Bark Oil; Cedrus Atlantica Bark Water; Cedrus Atlantica Leaf Extract; Cedrus Atlantica Wood Extract; Cedrus Atlantica Wood Oil**	92201-55-3; ~~8000~~**8023-**~~27~~**85-**~~9~~**6**
(45)	Cinnamomum cassia leaf oil		8007-80-5**; 84961-46-6**
(46)	Cinnamomum zeylanicum bark oil		84649-98-9**; 8015-91-6**
(47)	Citrus aurantium ~~amara~~**dulcis** flower oil	**Citrus aurantium dulcis flower oil**	8016-38-4**; 8028-48-6**
	Citrus aurantium dulcis peel oil	**Citrus aurantium dulcis peel oil**	**97766-30-8 8028-48-6**
		Citrus Sinensis Peel Oil	**8008-57-9**
(48)	Citrus aurantium amara ~~peel~~**flower** oil	**Citrus aurantium amara flower oil**	72968-50-4
	Citrus aurantium amara peel oil	**Citrus aurantium amara peel oil**	**68916-04-1 72968-50-4**

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(49)	Citrus **aurantium** bergamia ~~peel oil expressed~~ **oil**	**Citrus Aurantium Bergamia Peel Oil**	89957-91-5**; 8007-75-8; 68648-33-9; 8007-75-8; 85049-52-1**
(50)	Citrus ~~limonum peel oil expressed~~**limon oil**	**Citrus limonum peel oil**	84929-31-7**; 8008-56-8**
(51)	~~Citrus sinensis (syn.: Aurantium dulcis) peel oil expressed~~		~~97766-30-8; 8028-48-6~~
(52)	**Cymbopogon Schoenanthus Oil Cymbopogon Flexuosus Oil** Cymbopogon Citratus ~~/ schoenanthus oils~~**Oil**	**Cymbopogon Schoenanthus Oil; Cymbopogon Flexuosus Oil; Cymbopogon Citratus Leaf Oil**	~~89998-14-1; 8007-02-01~~**8007-02-1**; 89998-16-3**; 91844-92-7**
(53)	Eucalyptus ~~spp. leaf~~**Globulus** Oil	**Eucalyptus Globulus Leaf Oil; Eucalyptus Globulus Leaf/Twig Oil**	~~92502-70~~ **97926-0~~40~~-4**; 8000-48-4
(54)	Eugenia Caryophyllus ~~leaf / flower~~ Oil	**Eugenia Caryophyllus Leaf Oil; Eugenia Caryophyllus Flower Oil; Eugenia Caryophyllus Stem oil; Eugenia Caryophyllus Bud oil**	8000-34-8**; 8015-97-2; 84961-50-2 84961-50-2 84961-50-2 84961-50-2**
(55)	Jasminum Grandiflorum /-Officinale **Oil and Extract**	**Jasminum Grandiflorum Flower Extract; Jasminum Officinale Oil; Jasminum Officinale Flower Extract**	84776-64-7; 90045-94-6; 8022-96-6**; 8024-43-9; 90045-94-6**
(56)	Juniperus Virginiana **Oil**	**Juniperus Virginiana Oil Juniperus Virginiana Wood Oil**	8000-27-9; 85085-41-2
(57)	Laurus nobilis ~~fruit~~ oil	**Laurus nobilis leaf oil**	8007-48-5**; 8002-41-3; 84603-73-6**
~~(58)~~	~~Laurus nobilis leaf oil~~		~~8002-41-3~~
~~(59)~~	~~Laurus nobilis seed oil~~		~~84603-73-6~~
(60)	Lavandula Hybrida **Oil/Extract; Lavandula Intermedia Oil/Extract; Lavandula Angustifolia Oil Extract**	**Lavandula Hybrida Oil Lavandula Hybrida Extract; Lavandula Hybrida Flower Extract; Lavandula Intermedia Flower/Leaf/Stem Extract; Lavandula Intermedia Flower/Leaf/Stem Oil; Lavandula Intermedia Oil; Lavandula Angustifolia Oil; Lavandula Angustifolia Flower/Leaf/Stem Extract**	91722-69-9**; 8022-15-9; 93455-96-0; 93455-97-1; 92623-76-2; 84776-65-8; 8000-28-0; 90063-37-9; 84776-65-8; 8000-28-0; 90063-37-9**
~~(61)~~	~~Lavandula officinalis~~		~~84776-65-8~~
(62)	Mentha piperita **oil**		8006-90-4; 84082-70-2

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(63)	Mentha spicata **oil (spearmint oil)**	**Mentha Viridis Leaf Oil**	84696-51-5**; 8008-79-5**
(64)	Narcissus ~~spp.~~**Poeticus / Pseudonarcissus / Jonquilla / Tazetta Extract**	**Narcissus Poeticus Extract Narcissus Pseudonarcissus Flower Extract Narcissus Jonquilla Extract Narcissus Tazetta Extract**	~~diverse~~**90064-26-9; 68917-12-4 90064-27-0 90064-25-8**
(65)	Pelargonium graveolens **oil**	**Pelargonium graveolens flower oil**	90082-51-2; 8000-46-2
(66)	Pinus Mugo **Leaf Oil; Pinus Mugo Twig Leaf Extract; Pinus Mugo Twig Oil**		90082-72-7
(67)	Pinus Pumila **Needle Extract; Pinus Pumila Twig Leaf Extract; Pinus Pumila Twig Leaf Oil**		97676-05-6
(68)	Pogostemon cablin **oil**		8014-09-03; 84238-39-1
(69)	~~Rose~~**Rosa Damascena Flower Oil; Rosa Damascena Flower Extract; Rosa Alba Flower Oil; Rosa Alba Flower Extract; Rosa Canina Flower Oil; Rosa Centifolia Flower Oil; Rosa Centifolia Flower Extract; Rosa Gallica Flower Oil; Rosa Moschata Flower Oil; Rosa Rugosa** Flower Oil ~~(Rosa spp.)~~		~~Diverse~~**8007-01-0; 90106-38-0 93334-48-6 84696-47-9; 84604-12-6; 84604-13-7; 92347-25-6**
(70)	Santalum album **oil**		84787-70-2; 8006-87-9
(71)	Turpentine **gum (Pinus spp.); Turpentine oil and rectified oil; Turpentine, steam distilled (Pinus spp.**~~oil~~)	**Turpentine**	8006-64-2; 9005-90-7; 8052-14-0

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Draft Agreement Table 4

No	*Chemical* name ~~*of the allergenic fragrance*~~	*Common name*	CAS number
(1)	~~*Anisyl*~~*4-Methoxybenzyl* alcohol	*Anise alcohol*	105-13-5
(2)	Benzyl benzoate	*Benzyl benzoate*	120-51-4
(3)	~~*Benzyl cinnamate*~~*2-Propenoic acid, 3-phenyl-, phenylmethyl ester*	*Benzyl cinnamate*	103-41-3
(4)	~~*Citronellol*~~*3,7-Dimethyl-6- octen-1-ol (3R)-3,7- dimethyloct-6-en-1-ol (D-Citronellol) (3S)-3,7- dimethyloct-6-en-1- ol (L-Citronellol)*	*Citronellol*	106-22-9*; 26489-01-0*; 1117-61-9; 7540-51-4
(5)	~~*Farnesol*~~*2,6,10-Dodecatrien-1-ol, 3,7,11-trimethyl*	*Farnesol*	4602-84-0
(6)	~~*Hexyl cinnamaldehyde*~~*2-Benzylide-neoctanal*	*Hexyl cinnamaldehyde*	101-86-0
~~*(7)*~~	~~*Lilial*~~		~~*80-54-6*~~
(8)	~~*d-Limonene*~~*1-methyl-4-prop-1- en-2-yl-cyclohexene; dl-limonene (racemic); Dipentene (R)-p-mentha-1,8- diene; (d-limonene) (S)-p-mentha-1,8- diene; (l-limonene)*	*Limonene*	*138-86-3; 7705-14-8;* 5989-27-5*; 5989-54-8*
(9)	~~*Linalool*~~*1,6-Octadien-3-ol,3,7-dimethyl*	*Linalool*	78-70-6
(10)	3-Methyl-4-(~~*2,6,6*~~*2,6,6-* trimethyl-2-~~*cyclohexen*~~*cyclo-hexen*-1-yl)-3-buten-2-one	*alpha-Isomethyl ionone*	127-51-5
(11)	~~*Acetylcedrene*~~*[3R- (3α,3aβ,7β,8aα)]-1- (2,3,4,7,8,8a-hexahydro-3,6,8,8- tetramethyl-1H-3a,7- methanoazulen-5- yl)ethan-1-one*	*Acetyl Cedrene*	32388-55-9
(12)	~~*Amyl salicylate*~~*Pentyl-2-hydroxy-benzoate*	*Amyl Salicylate*	2050-08-0
(13)	*1-Methoxy-4-(1E)- 1-propen-1-yl-benzene (*trans-Anethole*)*	*Anethole*	*104-46-1;* 4180-23-8
(14)	Benzaldehyde	*Benzaldehyde*	100-52-7
(15)	~~*Camphor*~~*Bornan-2-one; 1,7,7-Trimethylbi-cyclo[2.2.1]-2-hept-anone*	*Camphor*	76-22-2*; 21368-68-3*; 464-49-3*; 464-48-2*
(16)	~~*Carvone*~~*2-methyl-5-(prop-1-en-2-yl)cyclohex-2-en-1-one (5R)-2-Methyl-5-prop-1-en-2-ylcyclohex-2-en-1- one (5S)-2-Methyl-5-prop-1-en-2-ylcyclohex-2-en-1-one*	*Carvone*	99-49-0; 6485-40-1; 2244-16-8
(17)	~~*beta-Caryophyllene*~~ (~~*ox.*~~*1R,4E,9S*)*-4,11,11-Trimethyl-8-methylenebi-cyclo[7.2.0]undec-4-Ene*	*beta-Caryophyllene*	87-44-5

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(18)	~~Rose ketone~~1-(2,6,6-~~4 (Damascenone~~ Trimethyl-cyclohexa-1,3-dien-1-yl)-2-buten-1-one	Rose ketone-4 (Damascone)	23696-85-7
(19)	~~alpha-Damascone~~ 1-(~~TMCHB~~2,6,6-Trimethyl-2-cyclohexen-1-yl)-2-buten-1-one	alpha-Damascone; cis-Rose ketone 1; trans-Rose ketone 1	43052-87-5; 23726-94-5; 24720-09-0
(20)	~~cis-beta-Damascone~~ (Z)-1-(2,6,6- Trimethyl-1-cyclohexen-1-yl)-2-buten-1-one	cis-Rose ketone 2 (cis-beta-Damascone)	23726-92-3
	(E)-1-(2,6,6-Trimethyl-3-cyclohexen-1-yl)-2-buten-1-one	trans-Rose ketone 2 (trans-beta-Damascone)	23726-91-2
(21)	~~delta-Damascone~~ 1-(2,6,6-Trimethyl-3-cyclohexen-1-yl)-2-buten-1-one	Rose ketone 3 (delta-Damascone)	57378-68-4
	1-(2,6,6-Trimethyl-3-cyclohexen-1-yl)- 2-buten-1-one	trans-Rose ketone 3	71048-82-3
(22)	2-Methyl-1-phenyl-2-propyl acetate; Dimethylbenzyl Carbinyl Acetate ~~(DMBCA)~~	Dimethyl Phenethyl Acetate (DMBCA)	151-05-3
(23)	~~Hexadecanolactone~~Oxacycloheptadecan-2-one	Hexadecanolactone	109-29-5
(24)	~~Hexamethylindanopyran~~1,3,4,6,7,8-Hexahydro-4,6,6,7,8,8-hexamethylcyclopenta-γ-2-benzopyran	Hexamethylindanopyran	1222-05-5
(25)	~~(DL)-Limonene~~		~~138-86-3~~
(26)	~~Linayl~~3,7-Dimethyl octa-1,6-diene-3-yl acetate	Linayl acetate	115-95-7
(27)	dl-Menthol (Menthol racemic) Menthol l-menthol (Levomenthol) d-menthol	Menthol	1490-04-6; 89-78-1; 2216-51-5; 15356-60-2
(28)	Methyl ~~salicylate~~2-hydroxybenzoate	Methyl salicylate	119-36-8
(29)	3-Methyl-5-(2,2,3-trimethyl-3-~~cyclopentelnyl~~cyclopentenyl)pent-4-en-2-ol 1	Trimethylcyclopentenyl Methylisopentenol	67801-20-1
(30)	2,6,6-Trimethylbicyclo[3.1.1]hept-2-ene (alpha-Pinene); 6,6-Dimethyl- 2-Methylenebicyclo[3.1.1]heptane (beta-Pinene)	Pinene	80-56-8; 7785-70-8; 127-91-3; 18172-67-3
~~(31)~~	~~beta-Pinene~~		~~127-91-3~~
(32)	3-Propylidene-1(3H)-isobenzofuranone ~~phthalide~~	3-Propylidenephthalide	17369-59-4
(33)	~~Salicylaldehyde~~o-Hydroxy-benzaldehyde	Salicylaldehyde	90-02-8
(34)	5-(2,3-Dimethyltricyclo[2.2.1.02,6]-hept-3-yl)-2-methylpent-2-en-1-ol ; Alpha-Santalol; (1S-(1a,2a(Z),4a))-2-Methyl-5-(2-methyl-3-methylenebicyclo[2.2.1]hept-2-yl)-2-penten-1-ol (beta-Santalol)	Santalol	11031-45-1; 115-71-9; 77-42-9

~~(35)~~	~~beta-Santalol~~		~~77-42-9~~
(36)	~~Sclareol~~*[1R-(1α)]-α-Ethenyldecahydro-2-hydroxy-α,2,5,5,8a-pentamethyl-1-naphthalenepropanol*	*Sclareol*	515-03-7
(37)	*2-(4-methylcyclohex-3-en-1-yl)propan-2-ol; p-Menth-1-en-8-ol* (alpha-Terpineol)*; 1-methyl-4-(1-methyl-vinyl)cyclohexan-1-ol (beta-Terpineol); 1-methyl-4-(1-methylethylidene)cyclohexan-1-ol (gamma-Terpineol)*	*Terpineol*	~~10482~~*8000*-~~56~~*41*-~~1;~~ *7* 98-55-5*; 138-87-4; 586-81-2;*
~~(38)~~	~~Terpineol (mixture of isomers)~~		~~8000-41-7~~
(39)	~~Terpinolene~~ *p-Mentha-1,4(8)-diene*	*Terpinolene*	586-62-9
(40)	*1-(1,2,3,4,5,6,7,8-octahydro-2,3,8,8-*tetramethyl-~~acetyloctahydro naphthalenes~~*-2-naphthyl)ethan-1-one; 1-(1,2,3,4,5,6,7,8-octahydro-2,3,5,5-tetramethyl-2-naphthyl)ethan-1-one; 1-(1,2,3,5,6,7,8,8aoctahydro-2,3,8,8-tetramethyl-2-naphthyl)ethan-1-one; 1-(1,2,3,4,6,7,8,8aoctahydro-2,3,8,8-tetramethyl-2-naphthyl)ethan-1-one*	*Tetramethyl acetyloctahydro naphthalenes*	54464-57-2; 54464-59-4; 68155-66-8; 68155-67-9
(41)	~~Trimethyl benzenepropanol~~ *3-*(~~Majantol~~*2,2-Dimethyl-3-hydroxypropyl*)*toluene*	*Trimethyl benzenepropanol*	103694-68-4
(42)	~~Vanillin~~*4-Hydroxy-3-methoxybenzaldehyde*	*Vanillin*	121-33-5
(43)	Cananga odorata ~~and Ylang-ylang oil~~*flower oil and extract; Ylang Ylang flower oil and extract*	*Cananga Odorata Flower Extract; Cananga Odorata Flower Oil*	83863-30-3; 8006-81-3*; 68606-83-7; 93686-30-7*
(44)	Cedrus atlantica ~~bark~~ oil *and extract*	*Cedrus Atlantica Bark Extract; Cedrus Atlantica Bark Oil; Cedrus Atlantica Bark Water; Cedrus Atlantica Leaf Extract; Cedrus Atlantica Wood Extract; Cedrus Atlantica Wood Oil*	92201-55-3; ~~8000~~*8023*-~~27~~*85*-~~9~~*6*
(45)	Cinnamomum cassia leaf oil		8007-80-5*; 84961-46-6*
(46)	Cinnamomum zeylanicum bark oil		84649-98-9*; 8015-91-6*
(47)	Citrus aurantium ~~amara~~*dulcis* flower oil	*Citrus aurantium dulcis flower oil*	8016-38-4*; 8028-48-6*
	Citrus aurantium dulcis peel oil	*Citrus aurantium dulcis peel oil*	*97766-30-8 8028-48-6*
		Citrus Sinensis Peel Oil	*8008-57-9*
(48)	Citrus aurantium amara ~~peel~~*flower* oil	*Citrus aurantium amara flower oil*	72968-50-4
	Citrus aurantium amara peel oil	*Citrus aurantium amara peel oil*	*68916-04-1 72968-50-4*

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(49)	Citrus *aurantium* bergamia ~~*peel oil expressed*~~ *oil*	*Citrus Aurantium Bergamia Peel Oil*	89957-91-5*; 8007-75-8; 68648-33-9; 8007-75-8; 85049-52-1*
(50)	Citrus ~~*limonum peel oil expressed*~~*limon oil*	*Citrus limonum peel oil*	84929-31-7*; 8008-56-8*
(51)	~~*Citrus sinensis (syn.: Aurantium dulcis) peel oil expressed*~~		~~*97766-30-8; 8028-48-6*~~
(52)	*Cymbopogon Schoenanthus Oil Cymbopogon Flexuosus Oil* Cymbopogon Citratus ~~*schoenanthus oils*~~*Oil*	*Cymbopogon Schoenanthus Oil; Cymbopogon Flexuosus Oil; Cymbopogon Citratus Leaf Oil*	~~*89998-14-1; 8007-02-01*~~*8007-02-1*; 89998-16-3*; 91844-92-7*
(53)	Eucalyptus ~~*spp. leaf*~~*Globulus* Oil	*Eucalyptus Globulus Leaf Oil; Eucalyptus Globulus Leaf/Twig Oil*	~~*92502-70*~~ *97926*-~~*0*~~*40-4*; 8000-48-4
(54)	Eugenia Caryophyllus ~~*leaf / flower*~~ Oil	*Eugenia Caryophyllus Leaf Oil; Eugenia Caryophyllus Flower Oil; Eugenia Caryophyllus Stem oil; Eugenia Caryophyllus Bud oil*	8000-34-8*; 8015-97-2; 84961-50-2 84961-50-2 84961-50-2 84961-50-2*
(55)	Jasminum Grandiflorum /~~-~~Officinale *Oil and Extract*	*Jasminum Grandiflorum Flower Extract; Jasminum Officinale Oil; Jasminum Officinale Flower Extract*	84776-64-7; 90045-94-6; 8022-96-6*; 8024-43-9; 90045-94-6*
(56)	Juniperus Virginiana *Oil*	*Juniperus Virginiana Oil Juniperus Virginiana Wood Oil*	8000-27-9; 85085-41-2
(57)	Laurus nobilis ~~*fruit*~~ oil	*Laurus nobilis leaf oil*	8007-48-5*; 8002-41-3; 84603-73-6*
~~*(58)*~~	~~*Laurus nobilis leaf oil*~~		~~*8002-41-3*~~
~~*(59)*~~	~~*Laurus nobilis seed oil*~~		~~*84603-73-6*~~
(60)	Lavandula Hybrida *Oil/Extract; Lavandula Intermedia Oil/Extract; Lavandula Angustifolia Oil Extract*	*Lavandula Hybrida Oil Lavandula Hybrida Extract; Lavandula Hybrida Flower Extract; Lavandula Intermedia Flower/Leaf/Stem Extract; Lavandula Intermedia Flower/Leaf/Stem Oil; Lavandula Intermedia Oil; Lavandula Angustifolia Oil; Lavandula Angustifolia Flower/Leaf/Stem Extract*	91722-69-9*; 8022-15-9; 93455-96-0; 93455-97-1; 92623-76-2; 84776-65-8; 8000-28-0; 90063-37-9; 84776-65-8; 8000-28-0; 90063-37-9*
~~*(61)*~~	~~*Lavandula officinalis*~~		~~*84776-65-8*~~
(62)	Mentha piperita *oil*		8006-90-4; 84082-70-2

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(63)	Mentha spicata ***oil (spearmint oil)***	***Mentha Viridis Leaf Oil***	84696-51-5***; 8008-79-5***
(64)	Narcissus ~~*spp.*~~***Poeticus / Pseudonarcissus / Jonquilla / Tazetta Extract***	***Narcissus Poeticus Extract Narcissus Pseudonarcissus Flower Extract Narcissus Jonquilla Extract Narcissus Tazetta Extract***	~~*diverse*~~***90064-26-9; 68917-12-4 90064-27-0 90064-25-8***
(65)	Pelargonium graveolens ***oil***	***Pelargonium graveolens flower oil***	90082-51-2; 8000-46-2
(66)	Pinus Mugo ***Leaf Oil; Pinus Mugo Twig Leaf Extract; Pinus Mugo Twig Oil***		90082-72-7
(67)	Pinus Pumila ***Needle Extract; Pinus Pumila Twig Leaf Extract; Pinus Pumila Twig Leaf Oil***		97676-05-6
(68)	Pogostemon cablin ***oil***		8014-09-03; 84238-39-1
(69)	~~*Rose*~~***Rosa Damascena Flower Oil; Rosa Damascena Flower Extract; Rosa Alba Flower Oil; Rosa Alba Flower Extract; Rosa Canina Flower Oil; Rosa Centifolia Flower Oil; Rosa Centifolia Flower Extract; Rosa Gallica Flower Oil; Rosa Moschata Flower Oil; Rosa Rugosa*** Flower Oil ~~*(Rosa spp.)*~~		~~*Diverse*~~***8007-01-0; 90106-38-0 93334-48-6 84696-47-9; 84604-12-6; 84604-13-7; 92347-25-6***
(70)	Santalum album ***oil***		84787-70-2; 8006-87-9
(71)	Turpentine ***gum*** (***Pinus spp.); Turpentine oil and rectified oil; Turpentine, steam distilled (Pinus spp.***~~*oil*~~)	***Turpentine***	8006-64-2; 9005-90-7; 8052-14-0

Commission Proposal Table 5

Substance	Classification	Permitted use
Nickel	Carc 2	In toys and toy components made of stainless steel. In toy components which are intended to conduct an electric current.

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Substance	Classification	Permitted use	***Dates of applicability***
Nickel	Carc 2	In toys and toy components made of stainless steel. In toy components which are intended to conduct an electric current.	

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Substance	Classification	Permitted use
Nickel	Carc 2	In toys and toy components made of stainless steel. In toy components which are intended to conduct an electric current.
Cobalt	**Carc 1B, Muta 2, Repr 1B**	**In metal toy components intended to conduct electric current. [In metal toy components that serve a function other than electrical conductance such as metal toys, toy jewellery, fidget spinners, magnets.]1**
Titanium Dioxide	**Carc 2**	**[…]2**

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1. [1] The permitted use will be adapted at a later stage, following Chemicals Working Group Meeting.
2. [1] The permitted use will be adapted at a later stage, following Chemicals Working Group Meeting.

Draft Agreement Table 5

Substance	Classification	Permitted use
Nickel	Carc 2	In toys and toy components made of stainless steel. In toy components which are intended to conduct an electric current.
Cobalt	***Carc 1B, Muta 2, Repr 1B***	***In metal toy components intended to conduct electric current. [In metal toy components that serve a function other than electrical conductance such as metal toys, toy jewellery, fidget spinners, magnets.]1***

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1. *[1] The permitted use will be adapted at a later stage, following Chemicals Working Group Meeting.*

Commission Proposal Table 6

1	ex 3604; pyrotechnic toys
2	ex 61, ex 62 Fancy dresses for children under 14 years of age, excluding goods classified under 6111, 6112, 6115, 6116, 6209, 6211, 6212, 6213, 6216
3	ex 8711, ex 8712, ex 8714 Children's cycles, whether or not motorised, and parts thereof.
4	ex 9503 Tricycles, scooters, pedal cars and similar wheeled toys; dolls' carriages; dolls; other toys; reduced-size ('scale') models and similar recreational models, working or not; puzzles of all kinds
5	ex 9505 Festive, carnival or other entertainment articles, including conjuring tricks and novelty jokes

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4a	**ex 9504 Video game consoles and machines, table or parlour games, including pintables, billiards**
5	ex 9505 Festive, carnival or other entertainment articles, including conjuring tricks and novelty jokes

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Draft Agreement Table 6

1	ex 3604; pyrotechnic toys
2	ex 61, ex 62 Fancy dresses for children under 14 years of age, excluding goods classified under 6111, 6112, 6115, 6116, 6209, 6211, 6212, 6213, 6216
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4a	***ex 9504 Video game consoles and machines, table or parlour games, including pintables, billiards***
5	ex 9505 Festive, carnival or other entertainment articles, including conjuring tricks and novelty jokes

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