

FAIR TRADING ACT 2010

The following instruments are published under the *Fair Trading Act 2010* section 21

**Consumer Goods (Products Containing
Button/Coin Batteries) Safety Standard
2020**

**Consumer Goods (Button/Coin
Batteries) Information Standard 2020**

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Batteries) Safety Standard 2020**

**Consumer Goods (Products Containing
Button/Coin Batteries) Information
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The following instrument is published under the *Fair Trading Act 2010* section 21

**Consumer Goods (Products Containing
Button/Coin Batteries) Safety Standard 2020**

I, Michael Sukkar, Minister for Housing and Assistant Treasurer, make the following information standard.

Dated 18 December 2020

Michael Sukkar
Minister for Housing and Assistant Treasurer

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Part 1—Preliminary

1 Name

This instrument is the *Consumer Goods (Products Containing Button/Coin Batteries) Safety Standard 2020*.

2 Commencement

- (1) Each provision of this instrument specified in column 1 of the table commences, or is taken to have commenced, in accordance with column 2 of the table. Any other statement in column 2 has effect according to its terms.

Commencement information		
Column 1	Column 2	Column 3
Provisions	Commencement	Date/Details
1. The whole of this instrument	The day after this instrument is registered.	22 December 2020

Note: This table relates only to the provisions of this instrument as originally made. It will not be amended to deal with any later amendments of this instrument.

- (2) Any information in column 3 of the table is not part of this instrument. Information may be inserted in this column, or information in it may be edited, in any published version of this instrument.

3 Authority

This instrument is made under subsection 104(1) of the Australian Consumer Law.

Note: The reference to the Australian Consumer Law is a reference to Schedule 2 to the *Competition and Consumer Act 2010* as it applies as a law of the Commonwealth, States and Territories: see section 140K of that Act and corresponding provisions of Acts of States and Territories applying that Schedule.

4 Definitions

In this instrument:

applicable industry standard means each of the following:

- (a) the Australian (Audio/Video) Standard;
- (b) the Australian (Electric Toys) Standard;
- (c) the Australian (Safety of Toys) Standard;
- (d) the Electronic Apparatus Standard;
- (e) the International (Audio/Video) Standard;
- (f) the International (Electric Toys) Standard;
- (g) the International (Safety of Toys) Standard;
- (h) the Lithium Technologies Standard;
- (i) the Luminaires Standard.

application day means the day after the period of 18 months beginning on the day this instrument commences.

Australian (Audio/Video) Standard means the Australian/New Zealand Standard AS/NZS 62368.1:2018 *Audio/video, information and communication technology equipment-Part 1: Safety requirements*, published jointly by, or on behalf of,

Standards Australia and Standards New Zealand, as in force or existing at the time when this instrument commences.

Note: The Australian (Audio/Video) Standard could in 2020 be purchased from SAI Global's website (<https://www.saiglobal.com>). The Australian Competition and Consumer Commission can make a copy of the standard available for viewing at one of its offices, subject to licensing conditions.

Australian (Electric Toys) Standard means the Australian/New Zealand Standard AS/NZS 62115:2018 *Electric toys—Safety*, published jointly by, or on behalf of, Standards Australia and Standards New Zealand, as in force or existing at the time when this instrument commences.

Note: The Australian (Electric Toys) Standard could in 2020 be purchased from SAI Global's website (<https://www.saiglobal.com>). The Australian Competition and Consumer Commission can make a copy of the standard available for viewing at one of its offices, subject to licensing conditions.

Australian (Safety of Toys) Standard means the Australian/New Zealand Standard AS/NZS 8124.1:2019 *Safety of Toys Part 1: Safety aspects related to mechanical and physical properties*, published jointly by, or on behalf of, Standards Australia and Standards New Zealand, as in force or existing at the time when this instrument commences.

Note: The Australian (Safety of Toys) Standard could in 2020 be purchased from SAI Global's website (<https://www.saiglobal.com>). The Australian Competition and Consumer Commission can make a copy of the standard available for viewing at one of its offices, subject to licensing conditions.

button/coin battery means a small, single cell battery with a diameter greater than the battery's height.

Electronic Apparatus Standard means the Australian/New Zealand Standard AS/NZS 60065:2018 *Audio, video and similar electronic apparatus-Safety requirements*, published jointly by, or on behalf of, Standards Australia and Standards New Zealand, as in force or existing at the time when this instrument commences.

Note: The Electronic Apparatus Standard could in 2020 be purchased from SAI Global's website (<https://www.saiglobal.com>). The Australian Competition and Consumer Commission can make a copy of the standard available for viewing at one of its offices, subject to licensing conditions.

hearing aid means medical electrical equipment which picks up sound and delivers processed sound to the ear canal.

International (Audio/Video) Standard means the International Standard IEC 62368-1:2018 *Audio/video, information and communication technology equipment-Part 1: Safety requirements*, published jointly by, or on behalf of, Standards Australia and Standards New Zealand, as in force or existing at the time when this instrument commences.

Note: The International (Audio/Video) Standard could in 2020 be purchased from SAI Global's website (<https://www.saiglobal.com>). The Australian Competition and Consumer Commission can make a copy of the standard available for viewing at one of its offices, subject to licensing conditions.

International (Electric Toys) Standard means the International Standard IEC 62115:2017 *Electric toys—Safety*, published by the International Electrotechnical Commission, as in force or existing at the time when this instrument commences.

Note: The International (Electric Toys) Standard could in 2020 be purchased from SAI Global's website (<https://www.saiglobal.com>). The Australian Competition and Consumer Commission can make a copy of the standard available for viewing at one of its offices, subject to licensing conditions.

International (Safety of Toys) Standard means the International Standard *ISO 8124.1:2019 Safety of Toys—Part 1: Safety aspects related to mechanical and physical properties*, published by the International Organization for Standardization, as in force or existing at the time when this instrument commences.

Note: The International (Safety of Toys) Standard could in 2020 be purchased from SAI Global's website (<https://www.saiglobal.com>). The Australian Competition and Consumer Commission can make a copy of the standard available for viewing at one of its offices, subject to licensing conditions.

Lithium Technologies Standard means *UL 4200A UL Standard for Safety for Products Incorporating Button or Coin Cell Batteries of Lithium Technologies*, as published by UL Standards, as in force or existing at the time when this instrument commences.

Note: The Lithium Technologies Standard could in 2020 be purchased from the UL Standards' website (<https://standardscatalog.ul.com>). The Australian Competition and Consumer Commission can make a copy of the standard available for viewing at one of its offices, subject to licensing conditions.

Luminaires Standard means the Australian/New Zealand Standard *AS/NZS 60598.1:2017 Luminaires Part 1: General requirements and tests*, published jointly by, or on behalf of, Standards Australia and Standards New Zealand, as in force or existing at the time when this instrument commences.

Note: The Luminaires Standard could in 2020 be purchased from SAI Global's website (<https://www.saiglobal.com>). The Australian Competition and Consumer Commission can make a copy of the standard available for viewing at one of its offices, subject to licensing conditions.

5 Applicable industry standards taken to apply to consumer goods with button/coin batteries

For the purposes of this instrument, an applicable industry standard is taken to apply to button/coin batteries, even if the class of battery the standard otherwise applies to is more limited.

6 Application

- (1) This instrument applies to consumer goods containing a button/coin battery.

Note: Goods include any component part of, or accessory to, goods: see paragraph (d) of the definition of **goods** in section 2 of the Australian Consumer Law.

- (2) For the purposes of subsection (1), consumer goods contain a button/coin battery if:

- (a) the battery is installed, or is to be installed, in the consumer goods to power the consumer goods; or
- (b) the consumer goods are designed to store such batteries.

- (3) However, this instrument does not apply to the following:

- (a) consumer goods that were first supplied to a consumer before the application day;
- (b) consumer goods supplied in a one-off transaction by a supplier who had acquired the goods as a consumer;
- (c) hearing aids;
- (d) equipment to which all of the following apply:
 - (i) the equipment is intended to be used in trades, professions or industries;
 - (ii) the equipment is not intended for sale to the general public;
 - (iii) the equipment is not intended to be used where children are present;

- (e) consumer goods that contain button/coin batteries that are soldered in place if:
- (i) the consumer goods are electrical and electronic equipment within the field of audio, video, information and communication technology; or
 - (ii) the consumer goods are business and office machines with a rated voltage not exceeding 600 volts.

Note 1: Examples of consumer goods to which subparagraph (e)(i) applies include personal computers, electronic musical instruments and smartphones.

Note 2: Examples of consumer goods to which subparagraph (e)(ii) applies include cash registers, calculators and copying machines.

Part 2— Requirements

Division 1—Introduction

7 Requirements to be complied with on and after application day

On and after the application day, consumer goods containing a button/coin battery must comply with the requirements set out in this Part that apply to the consumer goods.

Division 2—Details of requirements

8 Button/coin batteries must not release during reasonably foreseeable use or misuse conditions

- (1) If consumer goods contain a button/coin battery (whether or not the battery is intended to be replaceable), the battery in the consumer goods must not release during reasonably foreseeable use or misuse conditions.
- (2) The consumer goods comply with the requirements in subsection (1) if, and only if, the consumer goods comply with the requirements in:
 - (a) subsection 12(1) (product-specific standards); or
 - (b) section 16 (non-product-specific standards).

Note: On request by the regulator, a supplier may be required to nominate the applicable requirements under subsection (2): see section 108 of the Australian Consumer Law.

9 Compartment holding button/coin batteries must be resistant to being opened by young children

- (1) If consumer goods contain a button/coin battery that is intended to be replaceable by a consumer, the compartment in which the battery is held must be designed to ensure the compartment is resistant to being opened by young children.
- (2) The consumer goods comply with the requirements in subsection (1) if, and only if, the consumer goods comply with the requirements in:
 - (a) subsection 13(1) (Audio/Video and Electronic Apparatus Standards); or
 - (b) subsection 14(1) (Luminaires Standard); or
 - (c) subsection 15(1) (Safety of Toys Standards); or
 - (d) section 17 (non-product-specific standards).

Note: On request by the regulator, a supplier may be required to nominate the applicable requirements under subsection (2): see section 108 of the Australian Consumer Law.

10 Fasteners for doors or covers to compartments holding button/coin batteries must be captive etc.

- (1) This section applies to consumer goods containing a button/coin battery if:
 - (a) the battery is held in a compartment in the consumer goods; and
 - (b) the door or cover providing access to the compartment is secured by screws or similar fasteners; and
 - (c) those consumer goods comply with the requirements in subsection 8(1) by complying with the requirements in section 16 (non-product-specific standards) rather than complying with the requirements in subsection 12(1) (product-specific standards).

- (2) The consumer goods must be designed to ensure the screws or similar fasteners used to secure the door or cover providing access to the compartment are captive and remain with the door or cover.
- (3) The consumer goods comply with the requirements in subsection (2) if, and only if, before the supply of the consumer goods to a consumer, representative samples of the consumer goods are tested in accordance with:
 - (a) clause 13.4.6 of the Australian (Electric Toys) Standard; or
 - (b) clause 13.4.6 of the International (Electric Toys) Standard; or
 - (c) clause 4.101.2 of the Luminaires Standard.

11 Secureness of consumer goods with non-replaceable button/coin battery accessible by consumers must be tested

- (1) This section applies to consumer goods containing a button/coin battery if:
 - (a) the battery contained in the consumer goods is not intended to be replaceable by a consumer; and
 - (b) the battery is accessible to the consumer.

Note: Musical greeting cards are an example of the consumer goods to which this section applies.

- (2) Before the supply of the consumer goods to a consumer, representative samples of the consumer goods must meet the test set out in section 6.4 of the Lithium Technologies Standard.

Division 3—Product-specific standards

12 Satisfying section 8 with product-specific standards

- (1) Consumer goods containing a button/coin battery comply with the requirements in this subsection if:
 - (a) before the supply of the consumer goods to a consumer, representative samples of the consumer goods are tested in accordance with one of the following:
 - (i) clauses 4.8.4.2 to 4.8.4.6 of the Australian (Audio/Video) Standard;
 - (ii) clauses 4.8.4.2 to 4.8.4.6 of the International (Audio/Video) Standard;
 - (iii) clause 5.24 of the Australian (Safety of Toys) Standard;
 - (iv) clause 5.24 of the International (Safety of Toys) Standard;
 - (v) clauses 12.7.3.2 to 12.7.3.6 of the Electronic Apparatus Standard;
 - (vi) clause 4.101.1 of the Luminaires Standard; and
 - (b) the button/coin batteries contained in the samples are not released during the testing.
- (2) If consumer goods cannot comply with subsection (1) because a test in a specified clause of a standard in the subsection is not appropriate for that kind of consumer goods, the consumer goods are taken to comply with that subsection if:
 - (a) an alternative test that is more appropriate is applied; and
 - (b) before the supply of the consumer goods to a consumer, representative samples of the consumer goods are tested in accordance with that alternative test; and
 - (c) applying that alternative test (along with the other tests of the standard that apply and are appropriate) ensures that the battery is not released during reasonably foreseeable use or misuse conditions.

13 Satisfying section 9 with Audio/Video and Electronic Apparatus Standards

- (1) Consumer goods containing a button/coin battery comply with the requirements in this subsection if the consumer goods comply with the requirements in subsections (2) and (3).
- (2) The consumer goods comply with the requirements in this subsection if the consumer goods comply with any of the following before the supply of the consumer goods to a consumer:
 - (a) clause 4.8.3 of the Australian (Audio/Video) Standard;
 - (b) clause 4.8.3 of the International (Audio/Video) Standard;
 - (c) clause 12.7.2 of the Electronic Apparatus Standard.
- (3) The consumer goods comply with the requirements in this subsection if the consumer goods comply with an item of the following table before the supply of the consumer goods to a consumer:

Compliance testing		
Item	Representative samples of the consumer goods are tested in accordance with ...	and those samples, after that testing, are compliant with:
1	clauses 4.8.4.2 to 4.8.4.6 of the Australian (Audio/Video) Standard	clause 4.8.5 of the Australian (Audio/Video) Standard.
2	clauses 4.8.4.2 to 4.8.4.6 of the International (Audio/Video) Standard	clause 4.8.5 of the International (Audio/Video) Standard.
3	clauses 12.7.3.2 to 12.7.3.6 of the Electronic Apparatus Standard	clause 12.7.4 of the Electronic Apparatus Standard.

- (4) Subsection (5) applies if consumer goods cannot comply with subsection (2) or an item of the table in subsection (3) because a test in a specified clause of a standard in the subsection or the item is not appropriate for that kind of consumer goods.
- (5) The consumer goods are taken to comply with the subsection or item if:
 - (a) an alternative test that is more appropriate is applied; and
 - (b) before the supply of the consumer goods to a consumer, representative samples of the consumer goods are tested in accordance with that alternative test; and
 - (c) applying that alternative test (along with the other tests of the standard that apply and are appropriate) ensures the compartment in which the battery is held is resistant to being opened by young children.

14 Satisfying section 9 with Luminaires Standard

- (1) Consumer goods containing a button/coin battery comply with the requirements in this subsection if:
 - (a) before the supply of the consumer goods to a consumer, representative samples of the consumer goods are tested in accordance with clause 4.101.1 of the Luminaires Standard; and
 - (b) those samples, after that testing, are compliant with:
 - (i) clause 4.101.1 of the Luminaires Standard; and
 - (ii) clause 4.101.2 of the Luminaires Standard (if applicable).
- (2) If consumer goods cannot comply with subsection (1) because a test in a specified clause of the Luminaires Standard is not appropriate for that kind of consumer goods, the consumer goods are taken to comply with that subsection if:
 - (a) an alternative test that is more appropriate is applied; and

- (b) before the supply of the consumer goods to a consumer, representative samples of the consumer goods are tested in accordance with that alternative test; and
- (c) applying that alternative test (along with the other tests of the Luminaires Standard which apply and are appropriate) ensures the compartment in which the battery is held is resistant to being opened by young children.

15 Satisfying section 9 with Safety of Toys Standards

- (1) Consumer goods containing a button/coin battery comply with the requirements in this subsection if the consumer goods comply with an item of the following table before the supply of the consumer goods to a consumer.

Compliance testing		
Item	Representative samples of the consumer goods are tested in accordance with ...	and those samples, after that testing, are compliant with:
1	clause 5.24 of the Australian (Safety of Toys) Standard	<ul style="list-style-type: none"> (a) clause 13.4.1 or 13.4.2 of the Australian (Electric Toys) Standard (whichever is applicable); and (b) clause 13.4.6 of the Australian (Electric Toys) Standard (if applicable).
2	clause 5.24 of the International (Safety of Toys) Standard	<ul style="list-style-type: none"> (a) clause 13.4.1 or 13.4.2 of the International (Electric Toys) Standard (whichever is applicable); and (b) clause 13.4.6 of the International (Electric Toys) Standard (if applicable).

- (2) If consumer goods cannot comply with an item of the table in subsection (1) because a test in a specified clause of a standard in the item is not appropriate for that kind of consumer goods, the consumer goods are taken to comply with the item if:
- (a) an alternative test that is more appropriate is applied; and
 - (b) before the supply of the consumer goods to a consumer, representative samples of the consumer goods are tested in accordance with that alternative test; and
 - (c) applying that alternative test (along with the other tests of the standard that apply and are appropriate) ensures the compartment in which the battery is held is resistant to being opened by young children.

Division 4—Non-product-specific standards

16 Satisfying section 8 with non-product-specific standards

Consumer goods containing a button/coin battery comply with the requirements in this section if:

- (a) before the supply of the consumer goods to a consumer, representative samples of the consumer goods are tested in accordance with sections 6.3.2 to 6.3.4 of the Lithium Technologies Standard; and
- (b) the button/coin batteries contained in the samples are not released during the testing.

17 Satisfying section 9 with non-product-specific standards

Consumer goods containing a button/coin battery comply with the requirements in this section if:

- (a) the consumer goods comply with section 6.2 of the Lithium Technologies Standard; and
 - (b) both of the following occur:
 - (i) before the supply of the consumer goods to a consumer, representative samples of the consumer goods are tested in accordance with sections 6.3.2 to 6.3.4 of the Lithium Technologies Standard;
 - (ii) those samples, after that testing, are compliant with section 6.3.5 of the Lithium Technologies Standard.
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FAIR TRADING ACT 2010

The following instrument is published under the *Fair Trading Act 2010* section 21

**Consumer Goods (Button/Coin Batteries)
Information Standard 2020**

I, Michael Sukkar, Minister for Housing and Assistant Treasurer, make the following information standard.

Dated 18 December 2020

Michael Sukkar
Minister for Housing and Assistant Treasurer

Contents

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- 13 Button/coin batteries should be marked with internationally recognised “keep out of reach of children” symbol
- 14 Button/coin batteries supplied with electronic platform should include warnings
- 15 Contact information for Australian Poisons Information Centre should be included with button/coin batteries
- 16 Advice about the safe disposal of button/coin batteries should be included with button/coin batteries

Part 1—Preliminary

1 Name

This instrument is the *Consumer Goods (Button/Coin Batteries) Information Standard 2020*.

2 Commencement

- (1) Each provision of this instrument specified in column 1 of the table commences, or is taken to have commenced, in accordance with column 2 of the table. Any other statement in column 2 has effect according to its terms.

Commencement information		
Column 1	Column 2	Column 3
Provisions	Commencement	Date/Details
1. The whole of this instrument	The day after this instrument is registered.	22 December 2020

Note: This table relates only to the provisions of this instrument as originally made. It will not be amended to deal with any later amendments of this instrument.

- (2) Any information in column 3 of the table is not part of this instrument. Information may be inserted in this column, or information in it may be edited, in any published version of this instrument.

3 Authority

This instrument is made under subsection 134(1) of the Australian Consumer Law.

Note: The reference to the Australian Consumer Law is a reference to Schedule 2 to the *Competition and Consumer Act 2010* as it applies as a law of the Commonwealth, States and Territories: see section 140K of that Act and corresponding provisions of Acts of States and Territories applying that Schedule.

4 Definitions

In this instrument:

application day means the day after the period of 18 months beginning on the day this instrument commences.

button/coin battery means a small, single cell battery with a diameter greater than the battery's height.

Design Principles means the International Standard *ISO 3864-2:2016 Graphical Symbols—Safety colours and safety signs—Part 2: Design principles for product safety labels*, published by the International Organization for Standardization, as in force or existing at the time when this instrument commences.

Note: The Design Principles could in 2020 be purchased from the International Organization for Standardization's website (<https://www.iso.org>). The Australian Competition and Consumer Commission can make a copy of the standard available for viewing at one of its offices, subject to licensing conditions.

electronic platform means a business that allows other businesses to supply goods or services to consumers over the internet (whether by a website, an online marketplace or other means).

internationally recognised “keep out of reach of children” symbol: see section 5.

internationally recognised safety alert symbol: see section 6.

lithium button/coin battery means a button/coin battery of lithium chemistry.

non-lithium button/coin battery means a button/coin battery of a chemistry other than lithium.

Primary Batteries Standard means the International Standard *IEC 60086-4:2019 Primary Batteries—Part 4: Safety of lithium batteries*, published by the International Electrotechnical Commission, as in force or existing at the time when this instrument commences.

Note: The Primary Batteries Standard could in 2020 be purchased from SAI Global's website (<https://www.saiglobal.com>). The Australian Competition and Consumer Commission can make a copy of the standard available for viewing at one of its offices, subject to licensing conditions.

5 Meaning of *internationally recognised “keep out of reach of children” symbol*

A suitable example of an ***internationally recognised “keep out of reach of children” symbol*** includes the safety signs set out in figure F.1 of clause F.4 of Annex F of the Primary Batteries Standard.

Note: The following is an example of those safety signs:



6 Meaning of *internationally recognised safety alert symbol*

A suitable example of an ***internationally recognised safety alert symbol*** includes symbol ISO 7010-W001.

Note 1: ISO 7010-W001 could in 2020 be found and purchased from the International Organization for Standardization's website (<https://www.iso.org>).

Note 2: The following is an example of ISO 7010-W001:



7 Application

- (1) This instrument applies in relation to button/coin batteries.
- (2) However, this instrument does not apply in relation to button/coin batteries supplied in bulk if:
 - (a) the batteries are supplied with the intention to be used in trades, professions or industries; and
 - (b) the batteries are not intended for sale to the general public.

Part 2— Information standard

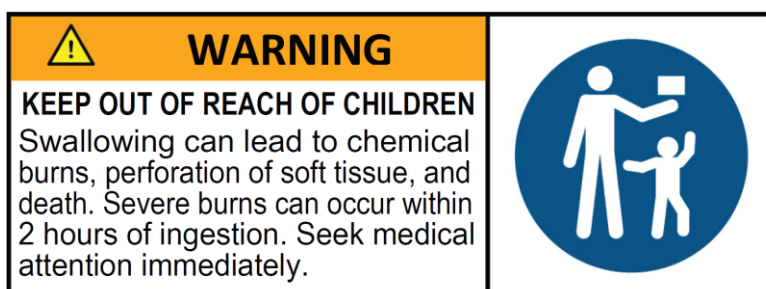
8 Requirements to be complied with on and after application day

On and after the application day, a button/coin battery and the packaging of a button/coin battery must comply with the requirements set out in this Part that apply in relation to the battery and the packaging.

9 Warnings required on packaging of button/coin batteries

- (1) The packaging of a button/coin battery must be marked with a warning that is clearly visible, prominent and legible.
- (2) The warning must include the substance of all of the following:
 - (a) an alert word (such as DANGER, WARNING or CAUTION) with the letters of the alert word in upper case;
 - (b) a combination of an internationally recognised safety alert symbol and an internationally recognised “keep out of reach of children” symbol;
 - (c) a statement to the effect that the battery is hazardous and is to be kept away from children (whether the battery is new or used);
 - (d) if the battery is a lithium button/coin battery—a statement to the effect that the battery can cause severe or fatal injuries in 2 hours or less if it is swallowed or placed inside any part of the body;
 - (e) if the battery is a non-lithium button/coin battery—a statement to the effect that the battery can cause serious injuries if it is swallowed or placed inside any part of the body;
 - (f) advice to the effect that medical attention should be sought immediately if it is suspected the battery has been swallowed or placed inside any part of the body.
- (3) Without limiting where the warning is marked on the packaging, the warning may be marked on the packaging by:
 - (a) if there is sufficient space, marking all the matters specified in subsection (2) on the front of the packaging; or
 - (b) if there is insufficient space, marking the packaging as follows:
 - (i) marking the front with the matters specified in paragraphs (2)(a) to (c);
 - (ii) marking the other matters specified in subsection (2) elsewhere on the packaging.
- (4) A warning on the packaging of a lithium button/coin battery includes the matters specified in subsection (2) if the warning is in the form specified in figure 9 of clause 7.2 of the Primary Batteries Standard.

Note: The following is a reproduction of figure 9 of clause 7.2 of the Primary Batteries Standard:



IEC

10 Warnings must comply with size, legibility and durability standards

A warning on the packaging of a button/coin battery that is required under this Part must comply with the following:

- (a) clause D.5 (size and legibility of product safety labels) of Annex D of the Design Principles;
- (b) clause D.7 (durability of product safety labels) of that Annex.

11 Certain lithium button/coin batteries must be marked with internationally recognised “keep out of reach of children” symbol

- (1) This section applies if a button/coin battery is a lithium button/coin battery with a diameter of 20mm or more.
- (2) The battery must be marked with an internationally recognised “keep out of reach of children” symbol that:
 - (a) has a diameter of at least 6mm; and
 - (b) is clearly visible, prominent and indelible.

Part 3—Recommendations

12 Purpose of this Part

- (1) The purpose of this Part is to set out recommendations in relation to button/coin batteries.
- (2) To avoid doubt, a person does not contravene this instrument if:
 - (a) the person supplies, or offers for supply, a button/coin battery that does not comply with this Part; or
 - (b) the person manufactures, possesses or has control of a button/coin battery that does not comply with this Part.

13 Button/coin batteries should be marked with internationally recognised “keep out of reach of children” symbol

- (1) If there is sufficient space, a button/coin battery should be marked with an internationally recognised “keep out of reach of children” symbol that:
 - (a) has a diameter of at least 6mm; and
 - (b) is clearly visible, prominent and indelible.
- (2) This section is subject to the requirement in section 11.

14 Button/coin batteries supplied with electronic platform should include warnings

- (1) If a person conducts a business with an electronic platform to supply button/coin batteries, the person should cause a warning about the batteries to be included in the batteries’ description provided by the platform that is clearly visible, prominent and legible.
- (2) The warning should include the substance of all of the following matters:
 - (a) an alert word (such as DANGER, WARNING or CAUTION) with the letters of the alert word in upper case;
 - (b) an internationally recognised safety alert symbol;
 - (c) a statement to the effect that the battery is hazardous and is to be kept away from children (whether the battery is new or used);
 - (d) if the battery is a lithium button/coin battery—a statement to the effect that the battery can cause severe or fatal injuries in 2 hours or less if it is swallowed or placed inside any part of the body;
 - (e) if the battery is a non-lithium button/coin battery—a statement to the effect that the battery can cause serious injuries if it is swallowed or placed inside any part of the body;
 - (f) advice to the effect that medical attention should be sought immediately if it is suspected the battery has been swallowed or placed inside any part of the body.

15 Contact information for Australian Poisons Information Centre should be included with button/coin batteries

A button/coin battery should be supplied with a warning on the battery’s packaging that:

- (a) is clearly visible, prominent and legible; and

- (b) advises to the effect that, if it is suspected the battery has been swallowed or placed inside any part of the body, a person should contact the Australian Poisons Information Centre immediately for 24/7 fast, expert advice; and
- (c) includes the phone number for the Australian Poisons Information Centre.

16 Advice about the safe disposal of button/coin batteries should be included with button/coin batteries

A button/coin battery should be supplied with advice on the battery's packaging that is clearly visible, prominent and legible about how to safely dispose of the battery.

FAIR TRADING ACT 2010

The following instrument is published under the *Fair Trading Act 2010* section 21

**Consumer Goods (Button/Coin Batteries) Safety Standard 2020**

I, Michael Sukkar, Minister for Housing and Assistant Treasurer, make the following safety standard.

Dated 18 December 2020

Michael Sukkar
Minister for Housing and Assistant Treasurer

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Part 1—Preliminary

1 Name

This instrument is the *Consumer Goods (Button/Coin Batteries) Safety Standard 2020*.

2 Commencement

- (1) Each provision of this instrument specified in column 1 of the table commences, or is taken to have commenced, in accordance with column 2 of the table. Any other statement in column 2 has effect according to its terms.

Commencement information		
Column 1	Column 2	Column 3
Provisions	Commencement	Date/Details
1. The whole of this instrument	The day after this instrument is registered.	22 December 2020

Note: This table relates only to the provisions of this instrument as originally made. It will not be amended to deal with any later amendments of this instrument.

- (2) Any information in column 3 of the table is not part of this instrument. Information may be inserted in this column, or information in it may be edited, in any published version of this instrument.

3 Authority

This instrument is made under subsection 104(1) of the Australian Consumer Law.

Note: The reference to the Australian Consumer Law is a reference to Schedule 2 to the *Competition and Consumer Act 2010* as it applies as a law of the Commonwealth, States and Territories: see section 140K of that Act and corresponding provisions of Acts of States and Territories applying that Schedule.

4 Definitions

In this instrument:

applicable button/coin battery means:

- (a) a small, single cell battery of lithium chemistry with a diameter greater than the battery's height; or
- (b) a small, single cell battery of a chemistry other than lithium with a diameter of 16 mm or greater.

application day means the day after the period of 18 months beginning on the day this instrument commences.

Australian (Non-reclosable Packaging) Standard means the Australian Standard AS 5808-2009 *Child-resistant packaging—Requirement and testing procedures for non-reclosable packages for non-pharmaceutical products*, published by Standards Australia, as in force or existing at the time when this instrument commences.

Note: The Australian (Non-reclosable Packaging) Standard could in 2020 be purchased from SAI Global's website (<https://www.saiglobal.com>). The Australian Competition and Consumer Commission can make a copy of the standard available for viewing at one of its offices, subject to licensing conditions.

Australian (Reclosable Packaging) Standard means the Australian Standard AS 1928-2007 *Child-resistant packaging—Requirements and testing procedures for reclosable packages*, published by Standards Australia, as in force or existing at the time when this instrument commences.

Note: The Australian (Reclosable Packaging) Standard could in 2020 be purchased from SAI Global's website (<https://www.saiglobal.com>). The Australian Competition and Consumer Commission can make a copy of the standard available for viewing at one of its offices, subject to licensing conditions.

European (Non-reclosable Packaging) Standard means the European Standard EN 862:2016 *Packaging-Child-resistant packing-Requirements and testing procedures for non-reclosable packages for non-pharmaceutical products*, published by the European Committee for Standardization, as in force or existing at the time when this instrument commences.

Note: The European (Non-reclosable Packaging) Standard could in 2020 be purchased from SAI Global's website (<https://www.saiglobal.com>). The Australian Competition and Consumer Commission can make a copy of the standard available for viewing at one of its offices, subject to licensing conditions.

hearing aid means medical electrical equipment which picks up sound and delivers processed sound to the ear canal.

International (Non-reclosable Packaging) Standard means the International Standard ISO 28862:2018 *Packaging—Child-resistant packaging—Requirements and testing procedures for non-reclosable packages for non-pharmaceutical products*, published by the International Organization for Standardization, as in force or existing at the time when this instrument commences.

Note: The International (Non-reclosable Packaging) Standard could in 2020 be purchased from the International Organization for Standardization's website (<https://www.iso.org>). The Australian Competition and Consumer Commission can make a copy of the standard available for viewing at one of its offices, subject to licensing conditions.

International (Reclosable Packaging) Standard means the International Standard ISO 8317:2015 *Child-resistant packaging—Requirements and testing procedures for reclosable packages*, published by the International Organization for Standardization, as in force or existing at the time when this instrument commences.

Note: The International (Reclosable Packaging) Standard could in 2020 be purchased from the International Organization for Standardization's website (<https://www.iso.org>). The Australian Competition and Consumer Commission can make a copy of the standard available for viewing at one of its offices, subject to licensing conditions.

Primary Batteries Standard means the International Standard IEC 60086-4: 2019 *Primary Batteries—Part 4: Safety of lithium batteries*, published by the International Electrotechnical Commission, as in force or existing at the time when this instrument commences.

Note: The Primary Batteries Standard could in 2020 be purchased from SAI Global's website (<https://www.saiglobal.com>). The Australian Competition and Consumer Commission can make a copy of the standard available for viewing at one of its offices, subject to licensing conditions.

US Poison Prevention Packaging Standard means Subchapter E (Poison Prevention Packaging Act of 1970 Regulations) of Chapter 2 (Consumer Product Safety Commission) of Title 16 of the Code of Federal Regulations, published by the Office of the Federal Register National Archives and Records Administration of the United States of America, as in force or existing at the time when this instrument commences.

5 Application

- (1) This instrument applies in relation to applicable button/coin batteries, including such batteries supplied together with other consumer goods.
- (2) However, this instrument does not apply to:
 - (a) applicable button/coin batteries of zinc-air chemistry designed for, or intended to be used in, hearing aids; or
 - (b) applicable button/coin batteries supplied in bulk if:
 - (i) the button/coin batteries are supplied with the intention to be used in trades, professions or industries; and
 - (ii) the button/coin batteries are not intended for sale to the general public; or
 - (c) applicable button/coin batteries that have been installed in consumer goods before the consumer goods are supplied.

Part 2— Requirements

6 Requirements to be complied with on and after application day

On and after the application day, an applicable button/coin battery's packaging must comply with the requirements in this Part.

7 Child accessibility requirements—general

- (1) The packaging of an applicable button/coin battery must be designed to be resistant to being opened by young children.
- (2) If the applicable button/coin battery is packaged in non-reclosable packaging, the packaging complies with the requirements in subsection (1) if, and only if, the packaging complies with:
 - (a) clause 3.2.1 of the Australian (Non-reclosable Packaging) Standard; or
 - (b) clause 3.2.1 of the European (Non-reclosable Packaging) Standard; or
 - (c) clause 4.2.1 of the International (Non-reclosable Packaging) Standard; or
 - (d) paragraphs 1700.15(a) and (b)(1) of the US Poison Prevention Packaging Standard.

Note: On request by the regulator, a supplier of applicable button/coin batteries packaged in non-reclosable packaging may be required to nominate the applicable requirements under subsection (2): see section 108 of the Australian Consumer Law.

- (3) If the applicable button/coin battery is packaged in reclosable packaging, the packaging complies with the requirements in subsection (1) if, and only if, the packaging complies with:
 - (a) clause 4.3.1 of the Australian (Reclosable Packaging) Standard; or
 - (b) clause 3.3.1 of the International (Reclosable Packaging) Standard.

Note: On request by the regulator, a supplier of applicable button/coin batteries packaged in reclosable packaging may be required to nominate the applicable requirements under subsection (3): see section 108 of the Australian Consumer Law.

8 Child accessibility requirements—blister packaging

- (1) If one or more applicable button/coin batteries are packaged in blister packaging, the packaging must be designed so that:
 - (a) only a single applicable button/coin battery is released at a time; and
 - (b) the packaging is resistant to being opened by young children.
- (2) The packaging complies with the requirements in subsection (1) if, and only if:
 - (a) before the supply of the applicable button/coin battery to a consumer, representative samples of the packaging are tested in accordance with Annex E of the Primary Batteries Standard as modified by subsection (3); and
 - (b) those samples comply with that Annex.
- (3) For the purposes of subsection (2), Annex E of the Primary Batteries Standard is subject to the following modifications:
 - (a) a reference to consumer type coin cells with a diameter of 16 mm and larger is taken to be a reference to applicable button/coin batteries;
 - (b) a reference to each of the following terms is taken to be a reference to an applicable button/coin battery:
 - (i) cell;
 - (ii) coin cell.

FAIR TRADING ACT 2010

The following instrument is published under the *Fair Trading Act 2010* section 21

**Consumer Goods (Products Containing
Button/Coin Batteries) Information Standard
2020**

I, Michael Sukkar, Minister for Housing and Assistant Treasurer, make the following information standard.

Dated 18 December 2020

Michael Sukkar
Minister for Housing and Assistant Treasurer

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Part 1—Preliminary

1 Name

This instrument is the *Consumer Goods (Products Containing Button/Coin Batteries) Information Standard 2020*.

2 Commencement

- (1) Each provision of this instrument specified in column 1 of the table commences, or is taken to have commenced, in accordance with column 2 of the table. Any other statement in column 2 has effect according to its terms.

Commencement information		
Column 1	Column 2	Column 3
Provisions	Commencement	Date/Details
1. The whole of this instrument	The day after this instrument is registered.	22 December 2020

Note: This table relates only to the provisions of this instrument as originally made. It will not be amended to deal with any later amendments of this instrument.

- (2) Any information in column 3 of the table is not part of this instrument. Information may be inserted in this column, or information in it may be edited, in any published version of this instrument.

3 Authority

This instrument is made under subsection 134(1) of the Australian Consumer Law.

Note: The reference to the Australian Consumer Law is a reference to Schedule 2 to the *Competition and Consumer Act 2010* as it applies as a law of the Commonwealth, States and Territories: see section 140K of that Act and corresponding provisions of Acts of States and Territories applying that Schedule.

4 Definitions

In this instrument:

application day means the day after the period of 18 months beginning on the day this instrument commences.

Australian (Electric Toys) Standard means the Australian/New Zealand Standard *AS/NZS 62115:2018 Electric toys—Safety*, published jointly by, or on behalf of, Standards Australia and Standards New Zealand, as in force or existing at the time when this instrument commences.

Note: The Australian (Electric Toys) Standard could in 2020 be purchased from SAI Global's website (<https://www.saiglobal.com>). The Australian Competition and Consumer Commission can make a copy of the standard available for viewing at one of its offices, subject to licensing conditions.

button/coin battery means a small, single cell battery with a diameter greater than the battery's height.

Design Principles means the International Standard *ISO 3864-2:2016 Graphical symbols—Safety colours and safety signs—Part 2: Design principles for product safety labels*, published by the International Organization for Standardization, as in force or existing at the time when this instrument commences.

Note: The Design Principles could in 2020 be purchased from the International Organization for Standardization's website (<https://www.iso.org>). The Australian Competition and Consumer Commission can make a copy of the standard available for viewing at one of its offices, subject to licensing conditions.

electronic platform means a business that allows other businesses to supply goods or services to consumers over the internet (whether by a website, an online marketplace or other means).

International (Electric Toys) Standard means the International Standard *IEC 62115:2017 Electric toys—Safety*, published by the International Electrotechnical Commission, as in force or existing at the time when this instrument commences.

Note: The International (Electric Toys) Standard could in 2020 be purchased from SAI Global's website (<https://www.saiglobal.com>). The Australian Competition and Consumer Commission can make a copy of the standard available for viewing at one of its offices, subject to licensing conditions.

internationally recognised safety alert symbol: see section 5.

lithium button/coin battery means a button/coin battery of lithium chemistry.

non-lithium button/coin battery means a button/coin battery of a chemistry other than lithium.

5 Meaning of *internationally recognised safety alert symbol*

A suitable example of an *internationally recognised safety alert symbol* includes a combination of symbol ISO 7010-W001 and symbol IEC 60417-6367.

Note 1: ISO 7010-W001 and IEC 60417-6367 could in 2020 be found and purchased from the International Organization for Standardization's website (<https://www.iso.org>).

Note 2: An example of this combination can be found in symbol ISO 7010-W001 as set out in clause 7.2.6 of the Australian (Electric Toys) Standard and the International (Electric Toys) Standard.

Note 3: The following is an example of the combination of ISO 7010-W001 and IEC 60417-6367:



6 Application

- (1) This instrument applies in relation to consumer goods containing button/coin batteries.

Note: Goods include any component part of, or accessory to, goods: see paragraph (d) of the definition of *goods* in section 2 of the Australian Consumer Law.

- (2) For the purposes of subsection (1), consumer goods contain a button/coin battery if:
- (a) the battery is installed, or is to be installed, in the consumer goods to power the consumer goods; or
 - (b) the consumer goods are designed to store such batteries.

- (3) However, this instrument does not apply to the following:
- (a) consumer goods that were first supplied to a consumer before the application day;
 - (b) consumer goods supplied in a one-off transaction by a supplier who had acquired the goods as a consumer;
 - (c) equipment to which all of the following apply:
 - (i) the equipment is intended to be used in trades, professions or industries;
 - (ii) the equipment is not intended for sale to the general public;
 - (iii) the equipment is not intended to be used where children are present;
 - (d) consumer goods that contain button/coin batteries that are soldered in place if:
 - (i) the consumer goods are electrical and electronic equipment within the field of audio, video, information and communication technology; or
 - (ii) the consumer goods are business and office machines with a rated voltage not exceeding 600 volts.

Note 1: Examples of consumer goods to which subparagraph (d)(i) applies include personal computers, electronic musical instruments and smartphones.

Note 2: Examples of consumer goods to which subparagraph (d)(ii) applies include cash registers, calculators and copying machines.

Part 2— Requirements

7 Requirements to be complied with on and after application day

On and after the application day, consumer goods containing a button/coin battery must comply with the requirements set out in this Part that apply in relation to the consumer goods.

8 Consumer goods with button/coin batteries—general requirement for warning

- (1) This section applies in relation to consumer goods containing a button/coin battery unless section 9 applies to the consumer goods.

Consumer goods with accompanying instructions

- (2) If the consumer goods are accompanied by instructions, the instructions must include a warning about the battery that is clearly visible, prominent and legible and includes the substance of all the matters covered by subsection (7).

Packaged consumer goods

- (3) If the consumer goods are packaged, the front panel of the packaging must be marked with an internationally recognised safety alert symbol that is clearly visible, prominent and legible.
- (4) If the consumer goods are packaged and are not accompanied by instructions, a warning about the battery that includes the substance of all the matters covered by subsection (7) must be attached to, or included with, the consumer goods.

Unpackaged consumer goods

- (5) If the consumer goods are not packaged, a warning about the battery must be attached to the consumer goods that includes the substance of all the matters covered by subsection (7).
- (6) For the purposes of subsections (4) and (5), a warning may be attached by:
- (a) affixing a sticker with the warning to the goods; or
 - (b) attaching a tag with the warning to the goods.

Matters the warning must cover

- (7) This subsection covers the following matters:
- (a) an alert word (such as DANGER, WARNING or CAUTION) with the letters of the alert word in upper case;
 - (b) an internationally recognised safety alert symbol;
 - (c) a statement to the effect that the battery is hazardous and is to be kept away from children (whether the battery is new or used);
 - (d) if the battery is a lithium button/coin battery—a statement to the effect that the battery can cause severe or fatal injuries in 2 hours or less if it is swallowed or placed inside any part of the body;
 - (e) if the battery is a non-lithium button/coin battery—a statement to the effect that the battery can cause serious injuries if it is swallowed or placed inside any part of the body;
 - (f) advice to the effect that medical attention should be sought immediately if it is suspected the battery has been swallowed or placed inside any part of the body.

9 Warning requirements for consumer goods with lower risk profile

- (1) This section applies in relation to consumer goods with a button/coin battery if:
 - (a) the consumer goods are accompanied by instructions; and
 - (b) one or more of the following apply:
 - (i) the consumer goods are hearing aids;
 - (ii) the battery is fully enclosed in the consumer goods;
 - (iii) the battery is not intended to be removed or replaced by a consumer;
 - (iv) a specialist is required to install or remove the battery.
- (2) The instructions must have a warning that is clearly visible, prominent and legible.
- (3) The warning must include the substance of all of the following:
 - (a) an alert word (such as DANGER, WARNING or CAUTION) with the letters of the alert word in upper case;
 - (b) an internationally recognised safety alert symbol;
 - (c) a statement to the effect that the battery is hazardous and is to be kept away from children (whether the battery is new or used);
 - (d) if the battery is a lithium button/coin battery—a statement to the effect that the battery can cause severe or fatal injuries in 2 hours or less if it is swallowed or placed inside any part of the body;
 - (e) if the battery is a non-lithium button/coin battery—a statement to the effect that the battery can cause serious injuries if it is swallowed or placed inside any part of the body;
 - (f) advice to the effect that medical attention should be sought immediately if it is suspected the battery has been swallowed or placed inside any part of the body.

10 Warnings must comply with size, legibility and durability standards

A warning in relation to consumer goods containing a button/coin battery that is required under this Part must comply with the following:

- (a) clause D.5 (size and legibility of product safety labels) of Annex D of the Design Principles;
- (b) clause D.7 (durability of product safety labels) of that Annex.

Part 3— Recommendations

11 Purpose of this Part

- (1) The purpose of this Part is to set out recommendations in relation to consumer goods containing a button/coin battery.
- (2) To avoid doubt, a person does not contravene this instrument if:
 - (a) the person supplies, or offers for supply, consumer goods with a button/coin battery that do not comply with this Part; or
 - (b) the person manufactures, possesses or has control of consumer goods with a button/coin battery that do not comply with this Part.

12 Consumer goods containing button/coin batteries should have warning on goods

Consumer goods containing a button/coin battery should be marked with a warning to which all of the following apply:

- (a) the warning is clearly visible, durable and remains legible for the expected life of the goods;
- (b) the warning is located on or close to where the battery is accessible;
- (c) the warning includes an internationally recognised safety alert symbol;
- (d) if space on the consumer goods permits—the warning includes:
 - (i) an alert word (such as DANGER, WARNING or CAUTION) with the letters of the alert word in upper case; and
 - (ii) a statement to the effect that the battery is hazardous and is to be kept away from children (whether the battery is new or used);
- (e) if space on the consumer goods permits and the battery is a lithium button/coin battery—a statement to the effect that the battery can cause severe or fatal injuries in 2 hours or less if it is swallowed or placed inside any part of the body;
- (f) if space on the consumer goods permits and the battery is a non-lithium button/coin battery—a statement to the effect that the battery can cause serious injuries if it is swallowed or placed inside any part of the body.

13 Packaging for consumer goods containing button/coin batteries should have warning about goods

- (1) If consumer goods containing a button/coin battery are packaged, the packaging of the consumer goods should be marked with a warning about the battery that is clearly visible, prominent and legible.
- (2) The warning should include the following matters:
 - (a) an alert word (such as DANGER, WARNING or CAUTION) with the letters of the alert word in upper case;
 - (b) a statement to the effect that the battery is hazardous and is to be kept away from children (whether the battery is new or used);
 - (c) if the battery is a lithium button/coin battery—a statement to the effect that the battery can cause severe or fatal injuries in 2 hours or less if it is swallowed or placed inside any part of the body;
 - (d) if the battery is a non-lithium button/coin battery—a statement to the effect that the battery can cause serious injuries if it is swallowed or placed inside any part of the body;
 - (e) advice to the effect that medical attention should be sought immediately if it is suspected the battery has been swallowed or placed inside any part of the body.

- (3) If there is sufficient space on the front of the packaging, the warning should be marked with all the matters specified in subsection (2) on the front.
- (4) If there is insufficient space on the front of the packaging, the warning should be marked as follows:
 - (a) the matters specified in paragraphs (2)(a) to (b) must be marked on the front;
 - (b) the other matters specified in subsection (2) must be marked elsewhere on the packaging.

14 Consumer goods containing button/coin batteries supplied with electronic platform should include warnings

- (1) If a person conducts a business with an electronic platform to supply consumer goods containing button/coin batteries, the person should cause a warning about the batteries to be included in the goods' description provided by the platform that is clearly visible, prominent and legible.
- (2) The warning should include the following matters:
 - (a) an alert word (such as DANGER, WARNING or CAUTION) with the letters of the alert word in upper case;
 - (b) a statement to the effect that the battery is hazardous and is to be kept away from children (whether the battery is new or used);
 - (c) if the battery is a lithium button/coin battery—a statement to the effect that the battery can cause severe or fatal injuries in 2 hours or less if it is swallowed or placed inside any part of the body;
 - (d) if the battery is a non-lithium button/coin battery—a statement to the effect that the battery can cause serious injuries if it is swallowed or placed inside any part of the body;
 - (e) advice to the effect that medical attention should be sought immediately if it is suspected the battery has been swallowed or placed inside any part of the body.

15 Contact information for Australian Poisons Information Centre should be included with consumer goods containing button/coin batteries

Consumer goods containing a button/coin battery should be supplied with a warning that:

- (a) is clearly visible, prominent and legible; and
- (b) advises to the effect that, if it is suspected the battery has been swallowed or otherwise placed inside any part of the body, a person should contact the Australian Poisons Information Centre immediately for 24/7 fast, expert advice; and
- (c) includes the phone number for the Australian Poisons Information Centre.

16 Consumer goods containing button/coin batteries should include advice about the safe disposal of button/coin batteries

Consumer goods containing a button/coin battery should be supplied with advice that is clearly visible, prominent and legible about how to safely dispose of the battery.
