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COMMONWEALTH OF AUSTRALIA

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**COMPETITION AND  
CONSUMER ACT 2010**

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COMMONWEALTH OF AUSTRALIA  
**COMPETITION AND CONSUMER ACT 2010**

Consumer Protection Notice No. 11 of 2011

**PERMANENT BAN ON CHILDREN'S PRODUCTS CONTAINING MORE THAN  
1% DIETHYLHEXYL PHTHALATE (DEHP)**

I, David Bradbury, Parliamentary Secretary to the Treasurer, pursuant to subsection 114(1)(a) of Schedule 2 to the *Competition and Consumer Act 2010*, **IMPOSE** a permanent ban on the goods specified below.

**Particulars of Goods**

- (a) Toys;
- (b) childcare articles including, but not limited to, dummies, pacifiers, teething rings, teething rails, rattles, bibs, gum soothers, and comforting objects; and
- (c) eating vessels and utensils including, but not limited to, feeding bottles, sip/sucking cups, bowls, plates, and cutlery

that—

- (d) are intended for use by children up to and including 36 months of age;
- (e) contain, or that have a component which contains, more than 1% by weight of the chemical identified by the unique Chemical Abstract Service (CAS) Number 117-81-7 (also known as Diethylhexyl phthalate (DEHP), Di(2-ethylhexyl)phthalate and Bis(2-ethylhexyl)phthalate); and
- (f) are, or have a component containing more than 1% by weight of the chemical identified by the unique Chemical Abstract Service (CAS) Number 117-81-7 that is, readily able to be sucked and/or chewed by children up to and including 36 months of age;

but excluding—

- (g) clothing and footwear;
- (h) sporting goods;
- (i) floatation aids and aquatic toys for the specific purpose of assisting a supervised child to float or swim in water; and
- (j) second hand goods.

**Note:** Goods subject to this Notice and which fail to comply may be subject to compulsory recall.

Dated this 1st day of February 2011.

DAVID BRADBURY, Parliamentary Secretary to the Treasurer.

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COMMONWEALTH OF AUSTRALIA  
**COMPETITION AND CONSUMER ACT 2010**

Consumer Protection Notice No. 12 of 2011

**PERMANENT BAN ON COMBUSTIBLE CANDLE HOLDERS**

I, David Bradbury, Parliamentary Secretary to the Treasurer, pursuant to subsection 114(1)(a) of Schedule 2 to the *Competition and Consumer Act 2010*, **IMPOSE** a permanent ban on the goods specified below.

**Particulars of Goods**

Objects that are designed to hold or decorate a candle, which when subjected to flame or heat emanating from a candle being so held or decorated, ignite and continue to flame for a period of five seconds or more after ignition.

**Note:** Goods subject to this Notice and which fail to comply may be subject to compulsory recall.

Dated this 1st day of February 2011.

DAVID BRADBURY, Parliamentary Secretary to the Treasurer.

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COMMONWEALTH OF AUSTRALIA  
**COMPETITION AND CONSUMER ACT 2010**

Consumer Protection Notice No. 13 of 2011

**PERMANENT BAN ON INFLATABLE TOYS, NOVELTIES AND FURNITURE CONTAINING BEADS**

I, David Bradbury, Parliamentary Secretary to the Treasurer, pursuant to subsection 114(1)(a) of Schedule 2 to the *Competition and Consumer Act 2010*, **IMPOSE** a permanent ban on the goods specified below.

**Particulars of Goods**

Inflatable toys, novelties or furniture which—

- (a) may be inflated by the mouth; and
- (b) contain small beads or pellets of materials, such as polystyrene, that may be inhaled during inflation or deflation.

**Note:** Goods subject to this Notice and which fail to comply may be subject to compulsory recall.

Dated this 1st day of February 2011.

DAVID BRADBURY, Parliamentary Secretary to the Treasurer.

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COMMONWEALTH OF AUSTRALIA  
**COMPETITION AND CONSUMER ACT 2010**

Consumer Protection Notice No. 14 of 2011

**PERMANENT BAN ON MINIATURE MOTORBIKES (MONKEY BIKES) WITH  
UNSAFE DESIGN FEATURES**

I, David Bradbury, Parliamentary Secretary to the Treasurer, pursuant to subsection 114(1)(a) of Schedule 2 to the *Competition and Consumer Act 2010*, **IMPOSE** a permanent ban on the goods specified below.

**Particulars of Goods**

Goods that are miniature motorbikes, known as Mini Bikes, Pocket Bikes or Monkey Bikes, not certified under the Road Vehicle Certification System, operated by the Australian Government Department of Infrastructure and Transport and Local Government, unless they comply with the following requirements—

1. *Throttle*

- (a) The motorbike must have a self-closing, hand operated throttle that returns in a clockwise direction to allow the motorbike's motor to idle when a person riding the motorbike releases his or her grip on the throttle; and
- (b) The throttle must be mounted on the right handlebar of the motorbike.

2. *Braking system*

- (a) A motorbike must have a braking system capable of acting on the front and rear wheels;
- (b) Unless the motorbike is fitted with a drum-type braking system, the braking system must incorporate a floating or sliding type brake calliper that compensates for any increased movement of its components arising from wear; and
- (c) The braking system must automatically distribute the braking effort applied by a person riding the motorbike to the braking system's control lever equally onto each brake lining without the need for an adjuster at the brake calliper.

3. *Foot pegs*

- (a) A motorbike must have 2 foot pegs, each capable of holding a static load of—
  - i. the maximum carrying capacity recommended by the motorbike's manufacturer; or
  - ii. if the manufacturer does not state a maximum carrying capacity—70kg.

4. *Steering*

- (a) The steering head system for a motorbike must not exhibit free play; and
- (b) When the front wheel of the motorbike is raised off the ground, the steering head system must move freely under its own weight from right lock to left lock.

5. *Supplemental engine stop*

- (a) A motorbike must have a functioning, thumb operated, device on the right or left handlebar that is capable of stopping the motor; and
- (b) The device must be clearly visible to a person riding the motorbike.

**Note:** Goods subject to this Notice and which fail to comply may be subject to compulsory recall.

Dated this 1st day of February 2011.

DAVID BRADBURY, Parliamentary Secretary to the Treasurer.

COMMONWEALTH OF AUSTRALIA  
**COMPETITION AND CONSUMER ACT 2010**

Consumer Protection Notice No. 15 of 2011

**PERMANENT BAN ON NOVELTY CIGARETTES**

I, David Bradbury, Parliamentary Secretary to the Treasurer, pursuant to subsection 114(1)(a) of Schedule 2 to the *Competition and Consumer Act 2010*, **IMPOSE** a permanent ban on the goods specified below.

**Particulars of Goods**

Imitation cigarettes that contain a fine powder such as talc (hydrated magnesium silicate) or similar substances, and that allow users to blow into, or inhale from, the imitation cigarette to produce a cloud of fine dust. These may be known as 'Puff Cigarettes' or by other names.

**Note:** Goods subject to this Notice and which fail to comply may be subject to compulsory recall.

Dated this 1st day of February 2011.

DAVID BRADBURY, Parliamentary Secretary to the Treasurer.

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COMMONWEALTH OF AUSTRALIA  
**COMPETITION AND CONSUMER ACT 2010**

Consumer Protection Notice No. 16 of 2011

**PERMANENT BAN ON POOLS AND SPAS WITH UNSAFE DESIGN FEATURES**

I, David Bradbury, Parliamentary Secretary to the Treasurer, pursuant to subsection 114(1)(a) of Schedule 2 to the *Competition and Consumer Act 2010*, **IMPOSE** a permanent ban on the goods specified below.

**Particulars of Goods**

1. Potty skimmers designed for installation in domestic swimming pools or spas.
2. Pool or spa outlets which are not designed to reduce or minimise the likelihood of entrapment of any part of a person's body or hair by the outlet when in use.

Note: In this clause, 'outlets' does not include outlets which comply with the relevant provisions of an Australian or ASME / ANSI / ASTM Standard having the purpose of reducing or minimising the likelihood of entrapment of any part of a person's body or hair by the outlet when in use.

3. Transportable swimming pools or spas which contain integrally moulded potty skimmers or outlets that are not designed to reduce or minimise the likelihood of entrapment of any part of a person's body or hair by the outlet when in use.

Note: In this clause, 'outlets' does not include outlets which comply with the relevant provisions of an Australian or ASME / ANSI / ASTM Standard having the purpose of reducing or minimising the likelihood of entrapment of any part of a person's body or hair by the outlet when in use.

**Interpretation—**

"ANSI" means American National Standards Institute.

"ASME" means American Society of Mechanical Engineers.

"ASTM" means American Society for Testing and Materials.

"Australian or ASME / ANSI / ASTM Standard having the purpose of reducing or minimising the likelihood of entrapment" includes AS1926.3; AS2610.2 and ANSI A112.

"Potty skimmer" means a pool or spa outlet at water level used as a suction point for the water reticulation system which (a) resembles a child's chamber-pot or other toilet device and which (b) has no protective device fixed to the skimmer box outlet which would prevent a person becoming lodged or caught in the skimmer box outlet through the operation and effect of suction within or through the water reticulation system.

**Note:** Goods subject to this Notice and which fail to comply may be subject to compulsory recall. This includes goods which subsequently become fixtures [by virtue of subsection 122(3) of Schedule 2 to the Act].

Dated this 1st day of February 2011.

DAVID BRADBURY, Parliamentary Secretary to the Treasurer.

COMMONWEALTH OF AUSTRALIA  
**COMPETITION AND CONSUMER ACT 2010**

Consumer Protection Notice No. 17 of 2011

**PERMANENT BAN ON SKY LANTERNS**

I, David Bradbury, Parliamentary Secretary to the Treasurer, pursuant to subsection 114(1)(a) of Schedule 2 to the *Competition and Consumer Act 2010*, **IMPOSE** a permanent ban on the goods specified below.

**Particulars of Goods**

'Sky Lanterns'. A Sky Lantern is essentially a miniature, unmanned hot air balloon that relies on an open flame as a heat source to heat the air inside the lantern with the intention of causing it to lift into the atmosphere.

**Note:** Goods subject to this Notice and which fail to comply may be subject to compulsory recall.

Dated this 1st day of February 2011.

DAVID BRADBURY, Parliamentary Secretary to the Treasurer.

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COMMONWEALTH OF AUSTRALIA  
**COMPETITION AND CONSUMER ACT 2010**

Consumer Protection Notice No. 18 of 2011

**PERMANENT BAN ON TOY-LIKE NOVELTY CIGARETTE LIGHTERS**

I, David Bradbury, Parliamentary Secretary to the Treasurer, pursuant to subsection 114(1)(a) of Schedule 2 to the *Competition and Consumer Act 2010*, **IMPOSE** a permanent ban on the goods specified below.

**Particulars of Goods**

Toy-like novelty cigarette lighters, being devices which are intended to produce a flame to set alight cigarettes, or other combustible material and are likely to be appealing to children under 5 years of age by appearing to be a toy taking into account the totality of the design which may depict stylised animals, cartoon characters or be of colour(s), or of a scale typical of toys.

**Note:** Goods subject to this Notice and which fail to comply may be subject to compulsory recall.

Dated this 1st day of February 2011.

DAVID BRADBURY, Parliamentary Secretary to the Treasurer.

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COMMONWEALTH OF AUSTRALIA  
**COMPETITION AND CONSUMER ACT 2010**

Consumer Protection Notice No. 19 of 2011

**PERMANENT BAN ON UNDECLARED KNIVES OR CUTTERS IN ART, CRAFT  
AND STATIONERY SETS**

I, David Bradbury, Parliamentary Secretary to the Treasurer, pursuant to subsection 114(1)(a) of Schedule 2 to the *Competition and Consumer Act 2010*, **IMPOSE** a permanent ban on the goods specified below.

**Particulars of Goods**

Art, craft and stationery sets for use by a child containing an undeclared knife or cutter with a metal blade.

**Interpretation—**

The declaration that the art, craft or stationery set includes a knife or cutter must be easily legible and prominently displayed on the outside packaging and the lettering must not be less than 3mm high.

**Note:** Goods subject to this Notice and which fail to comply may be subject to compulsory recall.

Dated this 1st day of February 2011.

DAVID BRADBURY, Parliamentary Secretary to the Treasurer.

COMMONWEALTH OF AUSTRALIA  
**COMPETITION AND CONSUMER ACT 2010**

Consumer Protection Notice No. 20 of 2011

**PERMANENT BAN ON YO-YO WATER BALLS**

I, David Bradbury, Parliamentary Secretary to the Treasurer, pursuant to subsection 114(1)(a) of Schedule 2 to the *Competition and Consumer Act 2010*, **IMPOSE** a permanent ban on the goods specified below.

**Particulars of Goods**

Goods known as “yo-yo water balls” and similar products. These are toys intended to be thrown and returned to the hand, consisting of an elastic cord extendable to at least 500 mm in length, usually with a loop on one end to wear around the finger, and a soft synthetic object on the other. The object may be filled with liquid or air, and/or contain a novelty.

This ban excludes outdoor and sporting toys, such as a practice tennis ball retained on an elastic tension cord intended to be anchored, a bat with a ball attached by an elastic cord and goods known as the “Yo-Be Sling Disc”.

**Note:** Goods subject to this Notice and which fail to comply may be subject to compulsory recall.

Dated this 1st day of February 2011.

DAVID BRADBURY, Parliamentary Secretary to the Treasurer.

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