

**Fair Trading (Safety Standard) (Children's  
Portable Folding Cots) Regulations 2008**

**S.R. No. 99/2008**

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STATUTORY RULES 2008

S.R. No. 99/2008

*Fair Trading Act 1999*

**Fair Trading (Safety Standard) (Children's  
Portable Folding Cots) Regulations 2008**

The Governor in Council makes the following Regulations:

Dated: 26 August 2008

Responsible Minister:

TONY ROBINSON  
Minister for Consumer Affairs

RYAN HEATH  
Clerk of the Executive Council

**1 Objective**

The objective of these Regulations is to prescribe a safety standard for children's portable folding cots.

**2 Authorising provisions**

These Regulations are made under sections 34 and 165 of the **Fair Trading Act 1999**.

**3 Commencement**

These Regulations come into operation on 1 March 2009.

#### 4 Definitions

In these Regulations—

**AS/NZS 2195:1999** means the joint Australian/New Zealand Standard 2195:1999 "Folding cots—Safety requirements" as published by Standards Australia on 15 November 1999;

**folding cot** means an enclosure which can be used for sleeping and which can be folded when not in use and includes playpens with a floor but not those without a floor.

#### 5 Prescribed safety standard

For the purposes of section 33(1) of the **Fair Trading Act 1999**, the prescribed safety standard for children's portable folding cots is AS/NZS 2195:1999 as amended in accordance with the Schedule.

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## SCHEDULE

Regulation 4

### AMENDMENTS TO AS/NZS 2195:1999

- 1 **Omit** the second paragraph of the Foreword.
  - 2 For clause 1 **substitute**—  
"1 **SCOPE** This Standard specifies safety requirements for folding cots."
  - 3 **Omit** clauses 2, 3, 5 and 6.
  - 4 For clause 7 **substitute**—  
"7 **CONSTRUCTION AND ASSEMBLY**  
The cot mattress and components within the cot shall not be of inflatable construction."
  - 5 In clause 8.1—
    - (a) **omit** the Note at the foot of subclause (b);
    - (b) in subclause (d) **omit** "on warning labels specified in Clauses 12.1(i), 12.2 and 13.2(b) (measured horizontally)";
    - (c) **omit** Note 2 at the foot of subclause (d).
  - 6 In clause 8.3—
    - (a) **omit** the Note at the foot of subclause (a);
    - (b) **omit** subclause (b);
    - (c) **omit** the Note at the foot of subclause (c).
  - 7 In clause 8.4.1 for "distinct locking position" **substitute** "clearly distinct locked position".
  - 8 **Omit** clause 8.4.2 and Figure 1.
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- 9 In clause 8.4.3—
- (a) in paragraph (e) **omit** "before and after being tested in accordance with Appendix G".
  - (b) **omit** the Note at the foot of the clause.
- 10 **Omit** clauses 8.5, 8.6, 8.7 and 9.
- 11 For clause 10.1 **substitute**—
- "10.1 General** The applicable tests specified in clauses 10.2, 10.5, 10.13 and 10.14 shall be performed on the same folding cot assembled in accordance with the manufacturer's instructions and without any accessories fitted."
- 12 For clause 10.2 and Figure 2 **substitute**—
- "10.2 Entrapment hazard test** The folding cot shall be tested in accordance with Appendix A using the 95 mm probe. All gaps accessible within the folding cot shall not allow the 95 mm probe to pass through."
- 13 **Omit** clauses 10.3, 10.4, 10.6, 10.7, 10.8, 10.9, 10.10, 10.11 and 10.12.
- 14 In clause 10.13(c) for "500 mm" **substitute** "400 mm".
- 15 **Omit** clauses 10.15, 10.16, 11, 12 and 13.1.
- 16 For clause 13.2 **substitute**—
- "13.2 Safety marking** The cot shall be permanently, prominently and legibly marked on the inside of the cot with at least:
- (a) Instructions for assembly and locking procedures; and
  - (b) A warning to check before each use that the cot is correctly assembled and locking devices are fully engaged; and
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- (c) Either a warning to use a mattress of specified dimensions or a warning to use the mattress supplied by the manufacturer; and
- (d) A warning not to add an extra mattress as this may cause suffocation."
- 17 **Omit** clauses 13.3 and 13.4.
- 18 In paragraph A1 of Appendix A **omit** "finger, limb and".
- 19 In Appendix A, for paragraph A2 and Notes 1 and 2 at the foot of paragraph A2 **substitute**—
- "**A2 PRINCIPLE** A probe is introduced into gaps within a folding cot enclosure and a force is applied to the probe to ascertain whether the gaps pose entrapment hazards."
- 20 In Appendix A, for Paragraph A3 **substitute**—
- "**A3 APPARATUS** The following apparatus is required:
- (a) A spherical probe made of a suitable rigid material having a diameter of  $95 \pm 0.5$  mm. The probe may be mounted on a rod of diameter not greater than 15 mm for the purpose of applying the specified force.
- (b) A means of applying a force of  $50 \pm 5$  N."
- 21 In Appendix A **omit** paragraphs A4(e), (f), (g), (h), (i), (j), (k), (l), (m), (n) and (o).
- 22 In Appendix A **omit** paragraphs A5(b), (c) and (d).
- 22 **Omit** Appendices B, D, E, F, G, H, I, J, M and N.
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Endnotes

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**ENDNOTES**

**Table of Applied, Adopted or Incorporated Matter Required by  
Subordinate Legislation Regulations 2004**

Note that the following table of applied, adopted or incorporated matter is included in accordance with the requirements of regulation 5 of the Subordinate Legislation Regulations 2004.

<b>Statutory Rule Provision</b>	<b>Title of applied, adopted or incorporated document</b>	<b>Matter in applied, adopted or incorporated document</b>
Regulation 4, definition of <i>AS/NZS 2195:1999</i>	Australian/New Zealand Standard 2195:1999 "Folding cots—Safety requirements" as published by Standards Australia on 15 November 1999	The whole as amended in accordance with Schedule
Regulation 5	Australian/New Zealand Standard 2195:1999 "Folding cots—Safety requirements" as published by Standards Australia on 15 November 1999	The whole as amended in accordance with Schedule