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 S T A T U T O R Y   I N S T R U M E N T S
 

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1980 No. 958

## CONSUMER PROTECTION

## The Novelties (Safety) Regulations 1980

*Laid before Parliament in draft*

Made - - - - 8th July 1980

Coming into Operation—

*All except Regulation*

2(c) and (d) - - 15th July 1980

Regulation 2(c) - - 20th August 1980

Regulation 2(d) - - 9th October 1980

Whereas the Secretary of State has, in accordance with the provisions of section 1(4) of the Consumer Safety Act 1978(a), consulted with such organisations as appear to him to be representative of interests substantially affected by these Regulations and with such other persons as he considers appropriate:

And whereas a draft of these Regulations has been approved by a resolution of each House of Parliament:

Now, therefore, the Secretary of State, in exercise of the powers conferred upon him by section 1 of the said Act, hereby makes the following Regulations:

1.—(1) These Regulations may be cited as the Novelties (Safety) Regulations 1980.

(2) These Regulations, except subparagraphs (c) and (d) of Regulation 2, shall come into operation seven days after these Regulations are made.

(3) Subparagraph (c) of Regulation 2 shall come into operation on 20th August 1980.

(4) Subparagraph (d) of Regulation 2 shall come into operation three months after these Regulations are made.

2. No person shall supply, offer to supply, agree to supply, expose for supply or possess for supply—

(a) any kit for making balloons containing any substance from which the balloons are to be made which contains benzene; or

(b) any substance which is intended for making balloons and which contains benzene; or

(c) any injurious tear-gas capsule, that is to say, any article designed or intended to afford amusement to any person by causing discomfort to any other person by means of the use or exploitation of the lachrymatory properties of any substance contained in the article, being a substance which is capable of causing personal injury in the course of, or as a result of, the use of the article; or

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(a) 1978 c. 38.

- (d) any article which contains more than 1.5 ml of liquid consisting of sulphides of ammonia or a mixture or solution of such sulphides with or in any other substance, being an article which is designed or intended to afford amusement to any person by causing discomfort to any other person by means of the use or exploitation of the obnoxious properties of such sulphides:

Provided that in determining for the purposes of subparagraphs (a) and (b) of this Regulation whether a substance contains benzene no account shall be taken of any benzene which is present only as a trace which could not reasonably have been removed during or after manufacture.

8th July 1980.

*Sally Oppenheim,*  
Minister of State,  
Department of Trade.

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#### EXPLANATORY NOTE

*(This Note is not part of the Regulations.)*

These Regulations prohibit persons from supplying, offering to supply, agreeing to supply, exposing for supply or possessing for supply any substance for making balloons which contains benzene, either as part of a balloon-making kit or separately, any injurious tear-gas capsule, or any article containing more than 1.5 ml of sulphides of ammonia or any mixture or solution thereof which is designed or intended to afford amusement by means of the obnoxious properties of the sulphides. The provisions relating to balloon-making substances were formerly contained in the Balloon-Making Compounds (Safety) Order 1979 (S.I. 1979/44); the provisions relating to tear-gas capsules were formerly contained in the Tear-Gas Capsules (Safety) Order 1979 (S.I. 1979/887). Each of these Orders provided that it would cease to have effect twelve months after it came into operation.