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STATUTORY INSTRUMENTS

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**2011 No. 1881**

**The Toys (Safety) Regulations 2011**

**PART 4**

**Functions of UK Notified Bodies**

**Duty to perform EC-type examinations**

**42.**—(1) A UK notified body to whom an application for EC-type examination is made in accordance with regulation 14 must carry out the functions specified in Module B (EC-type examination) in relation to that application.

(2) But a UK notified body is not obliged to carry out such functions where—

- (a) the documents submitted to it in relation to the carrying out of the functions are not in English or another language acceptable to the body;
- (b) the manufacturer has not submitted with its application the fee which the body requires (in accordance with regulation 50);
- (c) the body reasonably believes that, having regard to the number of outstanding applications made to it in relation to its designation, it will be unable to carry out the required work within 6 months of receiving the application; or
- (d) the terms of the body's designation do not entitle the body to carry out the functions of notified bodies specified in Module B in relation to the application.