

## ANNEX IX

### PART A

#### Provisions relating to child-proof fastenings

In addition to the provisions in Article 22(1)(e) of this Directive, containers of whatever capacity containing substances presenting an aspiration hazard (Xn; R65) and classified and labelled according to paragraph 3.2.3 of Annex VI to this Directive, with the exception of substances placed on the market in the form of aerosols or in a container fitted with a sealed spray attachment, shall be fitted with child-proof fastenings.

#### 1. Reclosable packages

Child-proof fastenings used on reclosable packages shall comply with ISO standard 8317 (1 July 1989 edition) relating to "Child-resistant packages - Requirements and methods of testing for reclosable packages" adopted by the International Standard Organisation (ISO).

#### 2. Non-reclosable packages

Child-proof fastenings used on non-reclosable packages shall comply with CEN standard EN 862 (March 1997 edition) relating to "Packaging - Child-resistant packaging - Requirements and testing procedures for non-reclosable packages for non-pharmaceutical products" adopted by the European Committee for Standardisation (CEN).

#### 3. Notes

1. Evidence of conformity with the above standards may be certified only by laboratories which conform with European Standards Series EN 45 000.

#### 2. Specific cases

If it seems obvious that packaging is sufficiently safe for children because they cannot get access to the contents without the help of a tool, the test does not need to be performed.

In all other cases and when there are sufficient grounds for doubting the security of the closure for a child, the national authority may ask the person responsible for putting the product on the market to give it a certificate from a laboratory, described in 3.1, stating that either:

- the type of closure is such that it is not necessary to test to the ISO and CEN standards referred to above,

or

- the closure has been tested and has been found to conform with the standards referred to above.

### PART B

#### Provisions relating to tactile warning devices

The technical specifications for tactile warning devices shall conform with EN ISO standard 11683 (1997 edition) relating to "Packaging - Tactile warnings of danger - Requirements".