

Joint Market Surveillance Action on Child-Resistant Lighters and Novelty Lighters Inventory of lighter designs that are considered not to be novelty lighters

Introduction

This inventory has been prepared and discussed in the joint action on cigarette lighters. It is based on information collected by the Commission and Member States. Its purpose is to guide Member State authorities in their evaluation whether a lighter is considered to be a novelty lighter or not. The information supplements the information given in the inventory of novelty lighters.

The examples in the inventory have been discussed by the participants in the core group for lighters. The inventory presents the conclusion from these discussions, which must be seen as the opinions of the individuals in the core group and not those of the Member States or the organisations represented in the core group.

The conclusions should be taken as general and indicative. A Member State authority is not bound by the information in this inventory when evaluating whether a specific lighter is a novelty lighter or not. Neither can a Member State authority argue that a lighter is considered not to be a novelty lighter because it appears in this inventory. The arguments must always be based on the decision, which is the legally binding text.

Please note that the inventory is not exhaustive.

Definition

A novelty lighter is according to EN 13869:2002 “Lighters – Child-resistance for lighters – Safety requirements and test methods” defined as a “flame-producing product commonly used by consumers to ignite cigarettes, cigars and pipes, including any holder which can be incorporated later or any attachment which can be fixed later, that resembles by any means to another object commonly recognised as appealing to or intended for use by children younger than 51 months, or has entertaining audio effect or animated effects. A novelty lighter can operate on any fuel, including butanes or liquid fuel. This includes, but is not limited to, lighters or holders that are clearly intended to hold lighters, the shape of which resembles cartoon characters, toys, guns, watches, telephones, musical instruments, vehicles, human body or parts of the human body, animals, food or beverages, or that play musical notes, or have flashing lights or moving objects or other entertaining features. This excludes lighters that are printed or decorated with logos, labels, decals, artwork or heat shrinkable sleeves.”

Member States have agreed to take a restrictive approach to novelty lighters.

Suggestions for updates

The most recent version of this document will be on the public part of the WebEx website.

The inventory will evolve during the joined action as information is collected and the participants discuss new lighter designs. During this process updates of the document will be uploaded to WebEx.

If you have suggestions for updates, please mail them to Torben Rahbek (tr@torbenrahbek.dk).

Inventory of lighter designs that are not considered to be novelty lighters

No.	Name	Photos	Remark
1.	Lighters with printing		
2.	Ornamented table lighters		

No.	Name	Photos	Remark
3.	Products with an integral lighter (Tools, torch lights, USB sticks.)		Function(s) besides the “lighter function” must be working when used by the user in the intended way. (E.g. a user must be able to open bottles with the bottle opener.)