

## Qualifications Framework written examination

### Unit 4: Product Safety

September 2024

### Guidance for this examination

Please ensure that you indicate clearly at the top of the answer booklet, the law viewpoint from which you will be answering: English, Scottish or Welsh.

The examiners may expect candidates to show knowledge of legislation which is in place but not in force (i.e. has been enacted) and regulations which have been made but are not yet in force, if they are directly relevant to the subject-matter of the examination.

### Examination structure

There are two sections to the examination paper:

**Section A** Consists of six questions.  
Candidates should attempt to answer four questions.  
Total allocation of marks is 40 marks.  
Suggested time allocation is 30 minutes.

**Section B** Consists of four questions.  
Candidates should attempt to answer two questions.  
Total allocation of marks is 60 marks.  
Suggested time allocation is 60 minutes.

Total time allowed – one hour 30 minutes (plus ten minutes' reading time).

### Note:

The Product Safety paper is a **closed book**; no materials are permitted to be taken into the examination room.

*The examination paper has 4 pages, including this front sheet.*

**Exam:** Product Safety

**Exam cycle:** September 2024

**Date:** 9 September 2024

**Reading time:** 10 minutes

**Time:** 10:00 – 11:30

**Max:** 100 marks

**Section A**

Candidates should attempt to answer four questions.

Each question carries ten marks.

Total: 40 marks.

1. What do the UKCA and CE marks mean?

(Total: 10 marks)

2. What is PAS 7100 and how does it assist businesses in planning for corrective actions?

(Total: 10 marks)

3. What is a 'suspension notice'? Outline the different types of notice and when an enforcement officer would use them?

(Total: 10 marks)

4. What is a 'presumption of conformity' and how can it be evidenced? Provide an example of this.

(Total: 10 marks)

5. Describe the product characteristics you would examine if you were carrying out a visual inspection of a brand-new soft toy in a retail store. What laboratory tests would you commission to confirm the toy is safe and what documentation would you request from the manufacturer?

(Total: 10 marks)

6. Briefly outline the legislative requirements that apply to the safety of a mains operated multi-gang extension lead with USB outlets.

(Total: 10 marks)

**Section A total of 40 marks.**

**End of Section A.**

## Section B

Candidates should attempt to answer two questions.  
Each question carries 30 marks.  
Total: 60 marks.

7. Outline the concept of 'taking all reasonable steps and exercising all due diligence' in relation to product safety legislation with examples of both practice and relevant case law. How does this relate to the duties of economic operators under the General Product Safety Regulations and New Legislative Framework?

(Total: 30 marks)

8. Outline the process of taking corrective action by an economic operator, its purpose and the powers provided to market surveillance authorities to require such action. Discuss the suite of safety notices available under the General Product Safety Regulations 2005 and legislation enacted in the UK under the New Legislative Framework, providing examples of when they would be used.

(Total: 30 marks)

### 9. Answer all parts of the question

You work for an inland Trading Standards Service and receive a notification from the Ports and Borders team that a consignment of wooden toys has been released to an importer in your area, but under the restriction 'Not for free circulation' under GB RAMS.

- (a) Outline what this means and what your initial plan of action would be. (5 marks)
- (b) You visit the trader in question and inspect the toys, which are exclusively designed for children under 3 years of age. Outline what you would look for on this initial inspection. (5 marks)
- (c) Following this initial inspection, you decide that you will need to see the relevant conformity assessment documentation for the products. Describe what documentation you would expect to receive, and how you would determine whether or not the toys can be considered to be in conformity. (15 marks)
- (d) What are your options for action if no documentation can be produced? How would this differ if product had already been placed on the market? (5 marks)

(Total: 30 marks)

Section B continues over the page.

**10. Answer both parts of the question**

You visit a local tool hire shop in your area with a view to establishing a Primary Authority Partnership. The shop is not part of a chain, and supplies, via either rental agreement or sale, a wide range of non-power and power tools to both the trade but also to consumers.

- (a) What product safety legislation would apply to these types of supply of these products? Provide specific examples.

(10 marks)

- (b) Outline what inspections you would undertake, and what you would expect to find in terms of the systems in place to ensure that the hire shop maintains compliance with the relevant regulatory requirements.

(20 marks)

(Total: 30 marks)

**Section B total of 60 marks.**

**END OF EXAMINATION PAPER.**