

**Question for written answer E-006696/2016  
to the Commission**  
Rule 130  
**Francesc Gambús (PPE)**

Subject: Transcription error in Directive 2009/48/EC

The toy manufacturing sector in Spain is extremely concerned by recent Commission deliberations regarding the need to amend Directive 2009/48/EC on the safety of toys, in particular the migration limits for heavy metals referred to in point 13 of Section III (chemical properties) of Annex II. It appears that a major transcription error occurred during the drawing up of the report that served as the basis for establishing limit values, an error that was reproduced in the body of the directive, resulting in mistakenly low values. This has been compounded by the uncertainty arising from the disparities between findings by different laboratories regarding the same sample and is severely affecting the industry.

In view of this:

Is the Commission aware that, if the above transcription error had not been made, the values initially calculated would have been be completely safe?

Does it intend to rectify this error in amending the directive?

Does it intend to incorporate in the relevant provisions an analytical compensatory mechanism to address this element of uncertainty as in previous versions?