#### STATUTORY INSTRUMENTS

# 1992 No. 3073

## **HEALTH AND SAFETY**

The Supply of Machinery (Safety) Regulations 1992

Made - - - - 30th November 1992
Laid before Parliament 9th December 1992
Coming into force 1st January 1993

## THE SUPPLY OF MACHINERY (SAFETY) REGULATIONS 1992

#### PART I

## **PRELIMINARY**

- 1. Citation, commencement and revocation
- 2. Interpretation

## PART II

### **APPLICATION**

- 3. Relevant machinery
- 4. Definition of "machinery"

## General exclusions

- 5. Excluded machinery
- 6. Machinery for export to a third country

#### Transitional exclusions

- 7. Machinery first supplied or put into service before 1st January 1993
- 8. Exclusion until 31st December 1994 of machinery which complies with health and safety provisions in force in a member State on 31st December 1992

## Exclusion of machinery covered by other Directives

- 9. Exclusion of specific machinery
- 10. Machinery where risks are wholly covered by other Directives

#### PART III

## GENERAL REQUIREMENTS

- 11. General duty
- 12. Requirements for supply of relevant machinery

## Conformity assessment procedures

- 13. Relevant machinery other than Schedule 4 machinery
- 14. Schedule 4 machinery manufactured in accordance with transposed harmonised standards
- 15. Schedule 4 machinery not manufactured in accordance with transposed harmonised standards
- 16. Modifications to relevant machinery
- 17. Approved bodies
- 18. United Kingdom approved bodies
- 19. Fees
- 20. Certificate of adequacy
- 21. EC type-examination

#### Declaration and marking procedures

- 22. EC declaration of conformity
- 23. Declaration of incorporation
- 24. Retention of documentation
- 25. The EC mark

## Supplementary provisions

- 26. Conditions for relevant machinery being taken to comply with the relevant essential health and safety requirements
- 27. Judicial review of decisions of approved bodies

#### PART IV

#### **ENFORCEMENT**

- 28. Application of Schedule 6
- 29. Offences
- 30. Penalties
- 31. Defence of due diligence
- 32. Liability of persons other than the principal offender
- 33. Consequential disapplication of United Kingdom law
- 34. Relevant machinery which is electrical equipment Signature

SCHEDULE 1 — REVOCATION OF REGULATIONS

SCHEDULE 2 — THE EC MARK (Annex III of the Machinery Directive)

SCHEDULE 3 — ESSENTIAL HEALTH AND SAFETY REQUIREMENTS
RELATING TO THE DESIGN AND CONSTRUCTION OF
MACHINERY

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(Annex I of the

## Machinery Directive)

#### PRELIMINARY OBSERVATIONS

- 1. PRELIMINARY OBSERVATIONS
- 2. ADDITIONAL ESSENTIAL HEALTH AND SAFETY REQUIREMENTS FOR CERTAIN CATEGORIES OF...
- 3. ESSENTIAL HEALTH AND SAFETY REQUIREMENTS TO OFFSET THE PARTICULAR HAZARDS...
- 4. ESSENTIAL HEALTH AND SAFETY REQUIREMENTS TO OFFSET THE PARTICULAR HAZARDS...
- 5. ESSENTIAL SAFETY AND HEALTH REQUIREMENTS FOR MACHINERY INTENDED SOLELY FOR...

## SCHEDULE 4 — MACHINERY POSING SPECIAL HAZARDS

(Annex IV of the

#### Machinery Directive)

- 1. Circular saws (single or multi-blade) for working with wood and...
- 2. Hand-fed surface planing machines for woodworking.
- 3. Thicknessers for one-side dressing with manual loading and/or unloading for...
- 4. Band-saws with a mobile bed or carriage and manual loading...
- 5. Combined machines of the types referred to in 1 to...
- 6. Hand-fed tenoning machines with several tool holders for woodworking.
- 7. Hand-fed vertical spindle moulding machines.
- 8. Portable chain saws for woodworking.
- 9. Presses, including press-brakes, for the cold working of metals, with...
- 10. Injection or compression plastics-moulding machines with manual loading or unloading....
- 11. Injection or compression rubber-moulding machines with manual loading or unloading....
- 12. Machinery for underground working of the following types: machinery on
- 13. Manually-loaded trucks for the collection of household refuse incorporating a...
- 14. Guards and detachable transmission shafts with universal joints as described...
- 15. Vehicles servicing lifts.

## SCHEDULE 5 — EXCLUDED MACHINERY

#### SCHEDULE 6 — ENFORCEMENT

- 1. Enforcement in Great Britain in relation to relevant machinery for use at work
- 2. Enforcement in Northern Ireland in relation to relevant machinery for use at work
- 3. Enforcement in relation to relevant machinery as goods for private use or consumption
- 4. Forfeiture: England and Wales and Northern Ireland
- 5. Forfeiture: Scotland
- 6. Duty of enforcement authority to inform Secretary of State of action taken
- 7. Savings
- 8. Nothing in these Regulations shall authorise an enforcement authority to...
- 9. Interpretation

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SCHEDULE 7 — MINING DISAPPLICATIONS

PART I — MADE UNDER THE MINES AND QUARRIES ACT 1954

PART II — (MADE UNDER THE MINES AND QUARRIES ACT 1954 AND

THE HEALTH AND SAFETY AT WORK ETC. ACT 1974)

PART III — (MADE UNDER THE HEALTH AND SAFETY AT WORK ETC. ACT 1974)

**Explanatory Note**