

2000 No. 86

HEALTH AND SAFETY

**Health and Safety at Work Order (Application to
Environmentally Hazardous Substances) (Amendment)
Regulations (Northern Ireland) 2000**

Made 14th March 2000

Coming into operation 24th April 2000

The Department of Enterprise, Trade and Investment^(a), being a Department designated^(b) for the purposes of section 2(2) of the European Communities Act 1972^(c) in relation to the regulation and control of the transport of dangerous or environmentally hazardous goods by road, rail or water, in exercise of the powers conferred on it by the said section 2(2) and of every other power enabling it in that behalf, hereby makes the following Regulations:—

Citation and commencement

1. These Regulations may be cited as the Health and Safety at Work Order (Application to Environmentally Hazardous Substances) (Amendment) Regulations (Northern Ireland) 2000 and shall come into operation on 24th April 2000.

Interpretation

2. The Interpretation Act (Northern Ireland) 1954^(d) shall apply to these Regulations as it applies to an Act of the Northern Ireland Assembly.

Amendment of the Health and Safety at Work Order (Application to Environmentally Hazardous Substances) Regulations (Northern Ireland) 1996

3.—(1) The Health and Safety at Work Order (Application to Environmentally Hazardous Substances) Regulations (Northern Ireland) 1996^(e) shall be amended in accordance with paragraphs (2) and (3).

(2) The word “and” at the end of heads (ii) and (iii) of regulation 2(2)(a) shall be omitted.

(3) The following heads shall be inserted at the end of regulation 2(2)(a):

(a) Formerly the Department of Economic Development; *see* S.I. 1999/283 (N.I. 1), Article 3(5)
(b) S.I. 1996/266 and S.I. 1997/2563
(c) 1972 c. 68; the definition of the Treaties referred to in section 2(2) was extended by section 1 of the European Economic Area Act 1993 (c. 51)
(d) 1954 c. 33 (N.I.)
(e) S.R. 1996 No. 525

- “(iv) Council Directive 96/35/EC(a) on the appointment and vocational qualification of safety advisers for the transport of dangerous goods by road, rail and inland waterway;
- (v) Commission Directive 96/86/EC(b) adapting to technical progress Council Directive 94/55/EC(c) on the approximation of the laws of the Member States with regard to the transport of dangerous goods by road;
- (vi) Commission Directive 96/87/EC(d) adapting to technical progress Council Directive 96/49/EC(e) on the approximation of the laws of the Member States with regard to the transport of dangerous goods by rail;
- (vii) Commission Directive 99/47/EC(f) adapting for the second time to technical progress Council Directive 94/55/EC on the approximation of the laws of the Member States with regard to the transport of dangerous goods by road; and
- (viii) Commission Directive 99/48/EC(g) adapting for the second time to technical progress Council Directive 96/49/EC on the approximation of the laws of the Member States with regard to the transport of dangerous goods by rail; and”.

Sealed with the Official Seal of the Department of Enterprise, Trade and Investment on 14th March 2000.

(L.S.)

Adrienne L. Brown

A senior Officer of the Department
of Enterprise, Trade and Investment

(a) O.J. No. L145, 19.6.96, p. 10
(b) O.J. No. L335, 24.12.96, p. 43
(c) O.J. No. L319, 12.12.94, p. 7
(d) O.J. No. L335, 24.12.96, p. 45
(e) O.J. No. L235, 17.9.96, p. 25
(f) O.J. No. L169, 5.7.99, p. 1
(g) O.J. No. L169, 5.7.99, p. 58

EXPLANATORY NOTE

(This note is not part of the Regulations.)

1. These Regulations amend the Health and Safety at Work Order (Application to Environmentally Hazardous Substances) Regulations (Northern Ireland) 1996, S.R. 1996 No. 525 (which extended the reference to dangerous substances in Article 3(1)(c) of the Health and Safety at Work (Northern Ireland) Order 1978 (“the 1978 Order”) to include environmentally hazardous substances) so as to enable regulations under Article 17 of the 1978 Order to be made to implement:

- (a) Council Directive 96/35/EC (O.J. No. L145, 19.6.96, p. 10) on the appointment and vocational qualification of safety advisers for the transport of dangerous goods by road, rail and inland waterway;
- (b) Commission Directive 96/86/EC (O.J. No. L335, 24.12.96, p. 43) adapting to technical progress Council Directive 94/55/EC (O.J. No. L319, 12.12.94, p.7) on the approximation of the laws of the Member States with regard to the transport of dangerous goods by road;
- (c) Commission Directive 96/87/EC (O.J. No. L335, 24.12.96, p. 45) adapting to technical progress Council Directive 96/49/EC (O.J. No. L235, 17.9.96, p. 25) on the approximation of the laws of the Member States with regard to the transport of dangerous goods by rail;
- (d) Commission Directive 99/47/EC (O.J. No. L169, 5.7.99, p. 1) adapting for the second time to technical progress Council Directive 94/55/EC on the approximation of the laws of the Member States with regard to the transport of dangerous goods by road; and
- (e) Commission Directive 99/48/EC (O.J. No. L169, 5.7.99, p. 58) adapting for the second time to technical progress Council Directive 96/49/EC on the approximation of the laws of the Member States with regard to the transport of dangerous goods by rail.

2. These Regulations have no impact on business.

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