
EXPLANATORY NOTE

(This note is not part of the Regulations)

1. These Regulations amend the Control of Asbestos Regulations (Northern Ireland) 2007 ([S.R. 2007 No. 31](#)) (“the principal Regulations”) which implement as respects Northern Ireland—

- (a) Council Directive [76/769/EEC](#) (“the Marketing and Use Directive”) (OJ No L 262, 27.9.76, p.201), as amended by Council Directives [83/478/EEC](#) (OJ No L 263, 24.9.83 p.33) and [85/467/EEC](#) (OJ No L 269, 11.10.85 p.56), and Commission Directives [91/659/EEC](#) (OJ No L 363, 31.12.91 p.36) and [1999/43/EC](#) (OJ No L 207, 6.8.99 p.18), on the approximation of the laws, regulations and administrative provisions of the Member States relating to restrictions on the marketing and use of certain dangerous substances and preparations, insofar as it relates to asbestos;
- (b) Council Directive [83/477/EEC](#) (OJ No L 263, 24.9.83, p.25) as amended by Council Directive [91/382/EEC](#) (OJ No L 206, 29.7.91 p.16) and Directive [2003/18/EC](#) of the European Parliament and of the Council (OJ No L 97, 15.4.03, p.48) on the protection of workers from the risks related to exposure to asbestos at work;
- (c) Council Directive [90/394/EEC](#) (OJ No L 196, 26.7.90, p.38) on the protection of workers from the risks related to exposure to carcinogens at work (sixth individual Directive within the meaning of Article 16(1) of Directive [89/391/EEC](#)) insofar as it relates to asbestos; and
- (d) Council Directive [98/24/EC](#) (OJ No L131, 5.5.93, p.11) on the protection of the health and safety of workers from the risks related to exposure to chemical agents at work (fourteenth individual Directive within the meaning of Article 16(1) of Directive [89/391/EEC](#)) insofar as it relates to risks to health from exposure to asbestos.

2. The Regulations amend regulation 8 of principal Regulations which deals with the licensing of work with asbestos. They make provision for both representations by a person aggrieved before either the variation or revocation of a licence to work with asbestos and for an appeal mechanism against any decision to vary or revoke a licence.