
STATUTORY INSTRUMENTS

1994 No. 3246

**The Control of Substances Hazardous
to Health Regulations 1994**

Provisions relating to certain fumigations

13.—(1) This regulation shall apply to fumigations in which the fumigant used or intended to be used is hydrogen cyanide, ethylene oxide, phosphine or methyl bromide, except that this regulation shall not apply to fumigations using the fumigant specified in column 1 of Schedule 6 when the nature of the fumigation is that specified in the corresponding entry in column 2 of that Schedule.

(2) An employer shall not undertake any fumigation to which this regulation applies unless he has—

- (a) notified the persons specified in Part I of Schedule 7 of his intention to undertake the fumigation; and
- (b) provided to those persons the information specified in Part II of that Schedule,

at least 24 hours in advance, or such shorter time in advance, as the persons required to be notified may agree.

(3) An employer who undertakes a fumigation to which this regulation applies shall ensure that, before the fumigant is released, suitable warning notices have been affixed at all points of reasonable access to the premises or to those parts of the premises in which the fumigation is to be carried out and that after the fumigation has been completed, and the premises are safe to enter, those warning notices are removed.