STATUTORY INSTRUMENTS

2008 No. 736

The Health and Safety (Fees) Regulations 2008

Fees payable in respect of gas safety functions

- **16.**—(1) A fee shall be payable to the Executive by the person referred to in column 2 of Schedule 13 for the performance by the Executive of such functions conferred on the Executive as are specified in column 1 of that Schedule.
- (2) A fee shall be payable to the Executive by a person conveying gas who has prepared a safety case pursuant to the 1996 Regulations or by a network emergency co-ordinator for the performance by or on behalf of the Executive, or by an inspector appointed by it, of any function conferred on the Executive or the inspector by the 1974 Act which relates to the enforcement of any of the relevant statutory provisions against one or other or both of the following
 - (a) that person in relation to the network, including a pipeline that it is intended will form part of the network, to which the safety case relates; or
 - (b) a contractor in relation to work carried out by him on or in connection with that network including work on a pipeline that it is intended will form part of that network;

insofar as such enforcement is for the purpose of protecting persons from risks arising from the manner in which gas is or is to be conveyed or used.

- (3) A fee shall be payable to the Executive by a person conveying gas who has prepared a safety case pursuant to the 1996 Regulations and a major accident prevention document pursuant to the Pipelines Safety Regulations 1996(1) for the performance by or on behalf of the Executive, or by an inspector appointed by it, of any function conferred on the Executive or the inspector by the 1974 Act which relates to the enforcement of any of the relevant statutory provisions against one or other or both of the following
 - (a) that person in relation to work relating to a major accident hazard pipeline, including the construction of a pipeline that it is intended will form part of the network, to which the major accident hazard prevention document relates; or
 - (b) a contractor in relation to work carried out by him relating to a major accident hazard pipeline, including the construction of a pipeline that it is intended will form part of the network, to which the major accident hazard prevention document relates;
- (4) For the purposes of this regulation, regulation 18 and Schedule 13, "the 1996 Regulations" means the Gas Safety (Management) Regulations 1996(2), "network", "network emergency coordinator" and "safety case" have the same meanings as in the 1996 Regulations and "major accident hazard pipeline" has the same meaning as in the Pipelines Safety Regulations 1996.

⁽¹⁾ S.I. 1996/825 to which there are amendments not relevant to these Regulations

⁽²⁾ S.I. 1996/551.