

SCHEDULE 2

Consequential amendments to primary legislation

20.—(1) Section 28 (health and safety requirements) is amended as follows.

(2) In subsection (1)—

- (a) for “relevant statutory provisions” substitute “ relevant provisions ”,
- (b) omit “served under or by virtue of any of those provisions”.

(3) In subsection (3) for “Health and Safety Executive” substitute “ safety regulator ”.

(4) In subsection (4) for “Health and Safety Executive advise” substitute “ safety regulator advises ”.

(5) In subsection (5) for “they advise” substitute “ the safety regulator advises ”.

(6) For subsection (6) substitute—

“(6) In this section—

“improvement notice” means a notice served under section 21 of the Health and Safety at Work etc. Act 1974 (“the 1974 Act”) or given under paragraph 3 of Schedule 8 to the Energy Act 2013 (“the 2013 Act”);

“prohibition notice” means a notice served under section 22 of the 1974 Act or given under paragraph 4 of Schedule 8 to the 2013 Act;

“the relevant provisions” means—

- (a) the relevant statutory provisions within the meaning of Part 1 of the 1974 Act; and
- (b) the relevant statutory provisions within the meaning of Part of the 2013 Act other than—
 - (i) the provisions of the Nuclear Safeguards Act 2000; and
 - (ii) any provision of nuclear regulations identified in accordance with section 74(9) of the 2013 Act as being made for the nuclear safeguards purposes;”.

(7) In section 38(1) (interpretation) after the definition of “the principal Act” insert—

““the safety regulator” means—

- (a) in relation to land which is, or is on, a nuclear site (within the meaning of Part 3 of the Energy Act 2013), the Office for Nuclear Regulation;
- (b) otherwise, the Health and Safety Executive.”.

Changes to legislation:

There are currently no known outstanding effects for the The Energy Act 2013 (Office for Nuclear Regulation) (Consequential Amendments, Transitional Provisions and Savings) Order 2014, Paragraph 20.