

SCHEDULE 5

Regulation 19

Consequential Amendments

Amendment of the Personal Protective Equipment at Work Regulations 1992

1. Regulation 4 (provision of personal protective equipment) of the Personal Protective Equipment at Work Regulations 1992 ^{M1} is amended as follows—

(a) for paragraph (3)(e) substitute the following—

“(e) it complies with any legal requirement which is applicable to that item of personal protective equipment.”; and

(b) after paragraph (4) insert—

“(5) In paragraph (3)(e), “any legal requirement” means any requirement of—

(a) an enactment (whether in an Act or instrument) which implements in Great Britain any provision on design or manufacture with respect to health or safety in any relevant Community Directive listed in Schedule 1; or

(b) Regulation (EU) 2016/425 of the European Parliament and of the Council on personal protective equipment and repealing Council Directive 89/686/EEC (OJ No L81, 31.3.2016, p51).”.

Marginal Citations

M1 [S.I. 1992/2966](#). There are amendments not relevant to this instrument.

Amendment of the Control of Lead at Work Regulations 2002

2. Regulation 6 (prevention or control of exposure to lead) of the Control of Lead at Work Regulations 2002 ^{M2} is amended as follows—

(a) in paragraph (7)(a) for “provision in the Personal Protective Equipment Regulations 2002” substitute “legal requirement”; and

(b) after paragraph (10) insert—

“(11) In paragraph (7)(a) “legal requirement” means any requirement of the Personal Protective Equipment Regulations 2002 or Regulation (EU) 2016/425 of the European Parliament and of the Council on personal protective equipment and repealing Council Directive 89/686/EEC (OJ No L81, 31.3.2016, p51).”.

Marginal Citations

M2 [S.I. 2002/2676](#). There are amendments not relevant to this instrument.

Amendment of the Control of Substances Hazardous to Health 2002

3. Regulation 7 (prevention or control of exposure to substances hazardous to health) of the Control of Substances Hazardous to Health 2002 ^{M3} is amended as follows—

(a) in paragraph (9)(a) for “provision in the Personal Protective Equipment Regulations 2002” substitute “legal requirement”; and

(b) after paragraph (11) insert—

Changes to legislation: There are currently no known outstanding effects for the The Personal Protective Equipment (Enforcement) Regulations 2018, SCHEDULE 5. (See end of Document for details)

“(12) In paragraph (9)(a), “legal requirement” means any requirement of the Personal Protective Equipment Regulations 2002 or Regulation (EU) 2016/425 of the European Parliament and of the Council on personal protective equipment and repealing Council Directive [89/686/EEC](#) (OJ No L81, 31.3.2016, p51).”.

Marginal Citations

M3 [S.I. 2002/2677](#). There are amendments not relevant to this instrument.

Amendment of the Control of Lead at Work Regulations (Northern Ireland) 2003

4. Regulation 6 (prevention or control of exposure to lead) of the Control of Lead at Work Regulations (Northern Ireland) 2003 ^{M4} is amended as follows—

- (a) in paragraph (7)(a) for “provision in the Personal Protective Equipment Regulations 2002” substitute “ legal requirement ”; and
- (b) after paragraph (10) insert—

“(11) In paragraph (7)(a), “legal requirement” means any requirement of the Personal Protective Equipment Regulations 2002 or Regulation (EU) 2016/425 of the European Parliament and of the Council on personal protective equipment and repealing Council Directive [89/686/EEC](#) (OJ No L81, 31.3.2016, p51).”.

Marginal Citations

M4 [S.R. 2003/35](#). There are amendments not relevant to this instrument.

Amendment of the Control of Substances Hazardous to Health Regulations (Northern Ireland) 2003

5. Regulation 7 of the Control of Substances Hazardous to Health Regulations 2003 ^{M5} is amended as follows—

- (a) in paragraph (9)(a) for “provision in the Personal Protective Equipment Regulations 2002” substitute “ legal requirement ”; and
- (b) after paragraph (11) insert—

“(12) In paragraph (9)(a), “legal requirement” means any requirement of the Personal Protective Equipment Regulations 2002 or Regulation (EU) 2016/425 of the European Parliament and of the Council on personal protective equipment and repealing Council Directive [89/686/EEC](#) (OJ No L81, 31.3.2016, p51).”.

Marginal Citations

M5 [S.R. 2003/34](#). There are amendments not relevant to this instrument.

Amendment of the Enterprise Act 2002 (Part 9 Restrictions of Disclosure of Information) (Specification) Order 2004

6. In Schedule 1 (specified subordinate legislation) to the Enterprise Act 2002 (Part 9 Restrictions of Disclosure of Information) (Specification) Order 2004 ^{M6} for “Personal Protective Equipment Regulations 2002” substitute “ Personal Protective Equipment (Enforcement) Regulations 2018 ”.

Marginal Citations

M6 [S.I. 2004/693](#). There are amendments not relevant to this instrument.

Amendment of the Control of Noise at Work Regulations 2005

7. Regulation 7 (hearing protection) of the Control of Noise at Work Regulations 2005 ^{M7} is amended as follows—

- (a) in paragraph (4) for “requirement of the Personal Protective Equipment Regulations 2002” substitute “ legal requirement ”; and
- (b) after paragraph (4) insert—

“(5) In paragraph (4), “legal requirement” means any requirement of the Personal Protective Equipment Regulations 2002 or Regulation (EU) 2016/425 of the European Parliament and of the Council on personal protective equipment and repealing Council Directive [89/686/EEC](#) (OJ No L81, 31.3.2016, p51).”.

Marginal Citations

M7 [S.I. 2005/1643](#). There are amendments not relevant to this instrument.

Amendment of the Control of Noise at Work Regulations (Northern Ireland) 2006

8. Regulation 7 (hearing protection) of the Control of Noise at Work Regulations (Northern Ireland) 2006 ^{M8} is amended as follows—

- (a) in paragraph (4) for “requirement of the Personal Protective Equipment Regulations 2002” substitute “ legal requirement ”; and
- (b) after paragraph (4) insert—

“(5) In paragraph (4), “legal requirement” means any requirement of the Personal Protective Equipment Regulations 2002 or Regulation (EU) 2016/425 of the European Parliament and of the Council on personal protective equipment and repealing Council Directive [89/686/EEC](#) (OJ No L81, 31.3.2016, p51).”.

Marginal Citations

M8 [S.R. 2006/1](#). Paragraph (4) was amended by the [Health and Safety \(Miscellaneous Amendments and Revocation\) Regulations \(Northern Ireland\) 2009](#) (S.R. 2009/227).

Amendment of the Legislative and Regulatory Reform (Regulatory Functions) Order 2007

9. The Schedule to the Legislative and Regulatory Reform (Regulatory Functions) Order 2007 ^{M9} is amended as follows—

- (a) in Part 3, under the heading “Public health and safety”, omit “Personal Protective Equipment Regulations 2002” and at the end insert “ Personal Protective Equipment (Enforcement) Regulations 2018 ”;
- (b) in Part 8, omit “Personal Protective Equipment Regulations 2002” and in the appropriate place insert “ Personal Protective Equipment (Enforcement) Regulations 2018 ”; and

Changes to legislation: There are currently no known outstanding effects for the The Personal Protective Equipment (Enforcement) Regulations 2018, SCHEDULE 5. (See end of Document for details)

- (c) in Part 13, omit “Personal Protective Equipment Regulations 2002” and in the appropriate place insert “ Personal Protective Equipment (Enforcement) Regulations 2018 ”.

Marginal Citations

M9 [S.I. 2007/3544](#). There are amendments not relevant to this instrument.

Amendment of the REACH Enforcement Regulations 2008

10. Schedule 5B (placing on the market and use of paint stripper containing dichloromethane) to the REACH Enforcement Regulations 2008 ^{M10} is amended as follows—

- (a) in paragraphs 2(b) and 3(a)(ii) for “the Personal Protective Equipment Regulations 2002” substitute “ any legal requirement applicable to that equipment ”; and
(b) after paragraph 4 insert—

“**5.** In this Schedule “legal requirement” means any requirement of the Personal Protective Equipment Regulations 2002 or Regulation (EU) 2016/425 of the European Parliament and of the Council on personal protective equipment and repealing Council Directive [89/686/EEC](#) (OJ No L81, 31.3.2016, p51).”.

Marginal Citations

M10 [S.I. 2008/2852](#). There are amendments not relevant to this instrument.

Amendment of the Co-ordination of Regulatory Enforcement (Regulatory Functions in Scotland and Northern Ireland) Order 2009

11. The Co-ordination of Regulatory Enforcement (Regulatory Functions in Scotland and Northern Ireland) Order 2009 ^{M11} is amended as follows—

- (a) in Part 4 of Schedule 1, omit “Personal Protective Equipment Regulations 2002” and at the end insert “ Personal Protective Equipment (Enforcement) Regulations 2018 ”; and
(b) in Part 2 of Schedule 2, omit “Personal Protective Equipment Regulations 2002” and in the appropriate place insert “ Personal Protective Equipment (Enforcement) Regulations 2018 ”.

Marginal Citations

M11 [S.I. 2009/669](#). There are amendments not relevant to this instrument.

Amendment of the Control of Asbestos Regulations 2012

12. Regulation 11 (prevention or reduction of exposure to asbestos) of the Control of Asbestos Regulations 2012 ^{M12} is amended as follows—

- (a) in paragraph (4)(a) for “provision of the Personal Protective Equipment Regulations 2002” substitute “ legal requirement ”; and
(b) after paragraph (5) insert—

“(6) In paragraph (4)(a), “legal requirement” means any requirement of the Personal Protective Equipment Regulations 2002 or Regulation (EU) 2016/425 of the European

Parliament and of the Council on personal protective equipment and repealing Council Directive [89/686/EEC](#) (OJ No L81, 31.3.2016, p51).”.

Marginal Citations

M12 [S.I. 2012/632](#). There are amendments not relevant to this instrument.

Amendment of the Control of Asbestos Regulations (Northern Ireland) 2012

13. Regulation 11 (prevention or reduction of exposure to asbestos) of the Control of Asbestos Regulations (Northern Ireland) 2012 ^{M13} is amended as follows—

- (a) in paragraph (4)(a) for “provision of the Personal Protective Equipment Regulations 2002” substitute “ legal requirement ”; and
- (b) after paragraph (5) insert—

“(6) In paragraph (4)(a), “legal requirement” means any requirement of the Personal Protective Equipment Regulations 2002 or Regulation (EU) 2016/425 of the European Parliament and of the Council on personal protective equipment and repealing Council Directive [89/686/EEC](#) (OJ No L81, 31.3.2016, p51).”.

Marginal Citations

M13 [S.R. 2012/179](#). There are amendments not relevant to this instrument.

Amendment of the Ionising Radiations Regulations 2017

14. Regulation 10 (personal protective equipment) of the Ionising Radiations Regulations 2017 ^{M14} is amended as follows—

- (a) in paragraph (1)(a) for “provision of the Personal Protective Equipment Regulations 2002” substitute “ legal requirement ”; and
- (b) after paragraph (2) insert—

“(3) In paragraph (1)(a), “legal requirement” means any requirement of the Personal Protective Equipment Regulations 2002 or Regulation (EU) 2016/425 of the European Parliament and of the Council on personal protective equipment and repealing Council Directive [89/686/EEC](#) (OJ No L81, 31.3.2016, p51).”.

Marginal Citations

M14 [S.I. 2017/1075](#). There are amendments not relevant to this instrument.

Amendment of the Ionising Radiations Regulations (Northern Ireland) 2017

15. Regulation 10 (personal protective equipment) of the Ionising Radiations Regulations (northern Ireland) 2017 ^{M15} is amended as follows—

- (a) in paragraph (1)(a) for “provision of the Personal Protective Equipment Regulations 2002” substitute “ legal requirement ”; and
- (b) after paragraph (2) insert—

Changes to legislation: *There are currently no known outstanding effects for the The Personal Protective Equipment (Enforcement) Regulations 2018, SCHEDULE 5. (See end of Document for details)*

“(3) In paragraph (1)(a), “legal requirement” means any requirement of the Personal Protective Equipment Regulations 2002 or Regulation (EU) 2016/425 of the European Parliament and of the Council on personal protective equipment and repealing Council Directive [89/686/EEC](#) (OJ No L81, 31.3.2016, p51).”.

Marginal Citations

M15 [S.R. 2017/229](#). There are amendments not relevant to this instrument.

Changes to legislation:

There are currently no known outstanding effects for the The Personal Protective Equipment (Enforcement) Regulations 2018, SCHEDULE 5.