

SCHEDULE 10

SAVINGS AND TRANSITIONAL PROVISIONS

PART 2

Specific installations and activities

Solvent installations: first use of risk phrase or hazard statement substances

9.—(1) The operator of a solvents installation who proposes to begin using—

- (a) in the period to 31st May 2015, a risk phrase or hazard statement substance or mixture, or
- (b) in the period from 1st June 2015, to a hazard statement substance or mixture,

must make an application for variation under regulation 46, and may not begin using the substance or mixture until after the determination date.

(2) The operator of a solvents installation must make an application for variation under regulation 46 within the period of four months beginning—

- (a) in the period to 31st May 2015, on the date on which a risk phrase or hazard statement, or
- (b) in the period from 1st June 2015, on the date a hazard statement,

is assigned to a substance or mixture used in the installation.

(3) Where an operator fails to comply with a requirement under this paragraph SEPA must serve a notice on the operator requiring compliance, and specifying the period for doing so.

(4) A notice under sub-paragraph (3) is deemed to be an enforcement notice under regulation 55.

(5) In this paragraph, “determination date” means the date on which the permit is varied.