
DRAFT STATUTORY INSTRUMENTS

2008 No.

**The Legislative Reform (Health
and Safety Executive) Order 2008**

Establishment of the new Health and Safety Executive

12.—(1) Section 28 is amended as follows.

(2) In subsection (3)—

(a) in paragraph (a), omit “the Commission,”; and

(b) in paragraph (e), for each reference to “section 14(2)” substitute “section 14(2) or (2A)”.

(3) For subsection (4), substitute—

“(4) In the preceding subsection, any reference to the Executive, the Environment Agency, the Scottish Environment Protection Agency, a government department or an enforcing authority includes respectively a reference to an officer of that body or authority (including, in the case of an enforcing authority, any inspector appointed by it), and also, in the case of a reference to the Executive, includes a reference to—

(a) a person performing any functions of the Executive on its behalf by virtue of section 13(3);

(b) an officer of a body which is so performing any such functions; and

(c) an adviser appointed under section 13(7).”.

(4) In subsection (5)(a), after “of that subsection, a purpose” omit “of the Commission or”.

(5) In subsection (7), for each reference to “section 14(2)” substitute “section 14(2) or (2A)”.