



# Health and Safety at Work etc. Act 1974

## 1974 CHAPTER 37

### PART I

#### HEALTH, SAFETY AND WELFARE IN CONNECTION WITH WORK, AND CONTROL OF DANGEROUS SUBSTANCES AND CERTAIN EMISSIONS INTO THE ATMOSPHERE

##### *The Health and Safety Commission and the Health and Safety Executive*

#### **10 Establishment of the Commission and the Executive**

- (1) There shall be two bodies corporate to be called the Health and Safety Commission and the Health and Safety Executive which shall be constituted in accordance with the following provisions of this section.
- (2) The Health and Safety Commission (hereafter in this Act referred to as " the Commission ") shall consist of a chairman appointed by the Secretary of State and not less than six nor more than nine other members appointed by the Secretary of State in accordance with subsection (3) below.
- (3) Before appointing the members of the Commission (other than the chairman) the Secretary of State shall—
  - (a) as to three of them, consult such organisations representing employers as he considers appropriate ;
  - (b) as to three others, consult such organisations representing employees as he considers appropriate; and
  - (c) as to any other members he may appoint, consult such organisations representing local authorities and such other organisations, including professional bodies, the activities of whose members are concerned with matters relating to any of the general purposes of this Part, as he considers appropriate.
- (4) The Secretary of State may appoint one of the members to be deputy chairman of the Commission.

*Status: This is the original version (as it was originally enacted).*

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- (5) The Health and Safety Executive (hereafter in this Act referred to as " the Executive ") shall consist of three persons of whom one shall be appointed by the Commission with the approval of the Secretary of State to be the director of the Executive and the others shall be appointed by the Commission with the like approval after consultation with the said director.
- (6) The provisions of Schedule 2 shall have effect with respect to the Commission and the Executive.
- (7) The functions of the Commission and of the Executive, and of their officers and servants, shall be performed on behalf of the Crown.