

1988 No. 712

HEALTH AND SAFETY

The Health and Safety (Fees) Regulations 1988

<i>Made</i> - - - -	<i>11th April 1988</i>
<i>Laid before Parliament</i>	<i>25th April 1988</i>
<i>Coming into force</i>	<i>17th May 1988</i>

The Secretary of State, in exercise of the powers conferred on him by sections 43(2), (4), (5), (6), and (9) and 82(3)(a) of the Health and Safety at Work etc. Act 1974(a) ("the 1974 Act") and of all other powers enabling him in that behalf and for the purpose of giving effect without modifications to proposals submitted to him by the Health and Safety Commission under section 11(2)(d) of the 1974 Act, hereby makes the following Regulations:

Citation, commencement and interpretation

1.—(1) These Regulations may be cited as the Health and Safety (Fees) Regulations 1988 and shall come into force on 17th May 1988.

(2) In these Regulations, unless the context otherwise requires—

"approval" unless otherwise stated includes the amendment of an approval, and "amendment of an approval" includes the issue of a new approval replacing the original incorporating an amendment;

"employment medical adviser" means an employment medical adviser appointed under section 56(1) of the Health and Safety at Work etc. Act 1974;

"the mines and quarries provisions" means such of the relevant statutory provisions as relate exclusively to—

(a) mines and quarries within the meaning of section 180 of the Mines and Quarries Act 1954(b);

(b) tips within the meaning of section 2(1) of the Mines and Quarries (Tips) Act 1969(c),

and includes regulations, rules and orders relating to a particular mine (whether they are continued in force by regulation 7(3) of the Mines and Quarries Acts 1954 to 1971 (Repeals and Modifications) Regulations 1974(d) or are health and safety regulations);

"original approval" and "original authority" do not include an amendment of an approval or an amendment of an authority;

"renewal of approval" or "renewal of licence" means respectively the granting of an approval or licence to follow a previous approval or licence without any amendment or gap in time;

(a) 1974 c.37; section 43 was amended by the Employment Protection Act 1975 (c.71), Schedule 15, paragraph 12.
(b) 1954 c.70.
(c) 1969 c.10.
(d) S.I. 1974/2013.

“respiratory protective equipment” includes any respirator and any breathing apparatus.

- (3) Unless the context otherwise requires, any reference in these Regulations to—
- (a) a numbered regulation or Schedule is a reference to the regulation or Schedule in these regulations so numbered;
 - (b) a numbered paragraph is a reference to the paragraph so numbered in the regulation or Schedule in which the reference appears.

Fees payable under the mines and quarries provisions

2.—(1) A fee shall be payable by the applicant to the Health and Safety Executive on each application for an original approval, an amendment of approval or a renewal of approval under any of the mines and quarries provisions.

(2) The fee payable under paragraph (1) for each description of plant, apparatus, substance and in any other case set out in column 1 of Part I of Schedule 1 shall be respectively that specified in the corresponding entry in columns 2, 3 and 4 of that Part.

(3) Where the Executive requires testing to be carried out by its staff to decide whether approval can be granted, a fee shall be payable to the Executive by the applicant on the issue by the Executive of its determination in respect of the application for the approval as described below—

- (a) in the case of explosives and detonators, for each test specified in column 1 of Part II of Schedule 1, the fee shall be that specified in the corresponding entry in column 2 of that Part;
- (b) in any other case, the fee shall be determined under Part III of Schedule 1.

Fees payable in respect of approval of respiratory protective equipment, blasting helmets and automatic safe loading indicators

3.—(1) A fee shall be payable by the applicant to the Health and Safety Executive on each application for approval—

- (a) of respiratory protective equipment—
 - (i) under the Factories Act 1961(a), or any regulations made or having effect as if made under that Act,
 - (ii) under the Control of Lead at Work Regulations 1980(b),
 - (iii) under the Ionising Radiations Regulations 1985(c),
 - (iv) under the Control of Asbestos at Work Regulations 1987(d);
- (b) of blasting helmets under the Factories Act 1961, or any Regulations made or having effect as if made under that Act; and
- (c) of automatic safe load indicators under the Construction (Lifting Operations) Regulations 1961(e), and the Shipbuilding and Ship-Repairing Regulations 1960(f).

(2) The fee payable for approval of each item of each subject matter described in column 1 of Part I of Schedule 2 shall be that specified in the corresponding entry in column 2 of that Part.

(3) Where the Executive requires testing to be carried out by its staff to determine whether approval of any item of equipment specified in column 1 of Part II of Schedule 2 can be granted, a fee shall be payable to the Executive by the applicant on the issue by the Executive of its determination in respect of the application for approval and the fee shall be that specified in the corresponding entry in column 2 of that Part.

(a) 1961 c.34.
(b) S.I. 1980/1248.
(c) S.I. 1985/1333.
(d) S.I. 1987/2115.
(e) S.I. 1961/1581.
(f) S.I. 1960/1932.

Fees payable under the Agriculture (Tractor Cabs) Regulations 1974 and the Poisonous Substances in Agriculture Regulations 1984

4.—(1) A fee shall be payable by the applicant to the Health and Safety Executive on each application for approval of plant and equipment under—

- (a) the Agriculture (Tractor Cabs) Regulations 1974(a); and
- (b) the Poisonous Substances in Agriculture Regulations 1984(b).

(2) The fee payable for the approval of each subject matter described in column 1 of Part I of Schedule 3 shall be that specified in the corresponding entry in column 2 of that Part.

(3) Where the Executive requires testing to be carried out by its staff to determine whether approval of respiratory protective equipment can be granted under the Poisonous Substances in Agriculture Regulations 1984, a fee shall be payable to the Executive by the applicant on the issue by the Executive of its determination in respect of the application for approval, and the fee shall be that specified in column 2 of Part II of Schedule 3.

Fee payable under the Freight Containers (Safety Convention) Regulations 1984

5.—(1) A fee shall be payable by the applicant to the Health and Safety Executive on each application for approval of a scheme or programme for examination of freight containers under the Freight Containers (Safety Convention) Regulations 1984(c).

(2) The fee payable for the approval described in column 1 of Schedule 4 shall be that specified in the corresponding entry in column 2 of that Schedule.

Fees payable for a licence under the Asbestos (Licensing) Regulations 1983

6.—(1) A fee shall be payable by the applicant to the Health and Safety Executive on each application for a licence under the Asbestos (Licensing) Regulations 1983(d).

(2) The fee payable for licence of each subject matter described in column 1 of Schedule 5 shall be that specified in the corresponding entry in column 2 of that Schedule.

Fees payable for examination by an employment medical adviser

7.—(1) A fee shall be payable to the Health and Safety Executive by an employer in respect of a medical examination of each of his employees by an employment medical adviser for the purposes of any provision specified in column 1 of Schedule 6.

(2) The fee payable under paragraph (1) shall be a basic fee for each examination together with additional fees for X-rays and laboratory tests where these are taken or carried out in connection with the examination; and for each provision specified in column 1 of Schedule 6—

- (a) the basic fee shall be the amount specified in column 3 of that Schedule for that provision;
- (b) the additional fee for X-rays shall be the amount specified in column 4 of that Schedule for that provision and shall cover all X-rays taken in connection with any one examination;
- (c) the additional fee for laboratory tests shall be the amount specified in column 5 of that Schedule for that provision and shall cover all such tests carried out in connection with any one examination.

(3) Where an employment medical adviser carries out a medical examination of a self-employed person for the purposes of the Control of Asbestos at Work Regulations 1987, that self-employed person shall pay to the Executive fees ascertained in accordance with paragraph (2).

(a) S.I. 1974/2034; relevant amending instruments are S.I. 1976/1247, 1980/1036, and 1981/1414.

(b) S.I. 1984/1114.

(c) S.I. 1984/1890.

(d) S.I. 1983/1649.

Fees for medical surveillance by an employment medical adviser under the Control of Lead at Work Regulations 1980

8.—(1) A fee shall be payable to the Health and Safety Executive by an employer in respect of medical surveillance of any of his employees by an employment medical adviser for the purposes of the Control of Lead at Work Regulations 1980(a).

(2) The fee payable for each item described in column 1 of Schedule 7 shall be that specified in the corresponding entry in column 2 of that Schedule.

Fees for approval of dosimetry services and for type approval of radiation generators or apparatus containing radioactive substances under the Ionising Radiations Regulations 1985

9.—(1) A fee shall be payable by the applicant to the Health and Safety Executive on each application for an approval of dosimetry services and for the annual reassessment of an approval of dosimetry services previously granted for the purposes of the Ionising Radiations Regulations 1985(b).

(2) A fee shall be payable by the applicant to the Executive on each application for the type approval of a radiation generator or an apparatus containing a radioactive substance.

(3) The fee payable for approval or type approval in respect of each matter described in column 1 of Schedule 8 shall be that specified in the corresponding entry in column 2 of that Schedule, and the fee for annual reassessment of such approval in respect of each such matter shall be that specified in column 3 of that Schedule.

Fees payable under the Explosives Act 1875 and instruments made thereunder, under the Petroleum (Consolidation) Act 1928 and the Petroleum (Transfer of Licences) Act 1936 and under the Gas Cylinders (Conveyance) Regulations 1931

10.—(1) Where any application in relation to a provision specified in column 1 of Part I of Schedule 9 is made for a purpose specified in column 2 of that Part, the fee specified in the corresponding entry in column 3 of that Part shall be payable by the applicant to the Health and Safety Executive.

(2) The fee or maximum fee payable under each provision specified in column 1 of Part II of Schedule 9 for the purpose described in the corresponding entry in column 2 shall be that specified in the corresponding entry in column 3 of that Part.

(3) A fee shall be payable by the applicant to the Executive on each application being made for each purpose specified in column 1 of Parts III, IV, V and VI of Schedule 9, and the fee for each such purpose shall be that specified in the corresponding entry in column 2 of those Parts.

(4) A fee shall be payable to the Executive where the Executive requires any testing to be carried out in connection with any purpose specified in column 1 of Part VII of Schedule 9, and the fee for testing in connection with each such purpose shall be that specified in the corresponding entry in column 2 of that Part for each hour or part of an hour worked in respect of such testing and such fee shall be payable prior to the granting of the application.

Date from which fees are payable under the Petroleum (Consolidation) Act 1928 and the Petroleum (Transfer of Licences) Act 1936

11. Notwithstanding the provisions of section 4 of the Petroleum (Consolidation) Act 1928(c) or section 1(4) of the Petroleum (Transfer of Licences) Act 1936(d), the fees for petroleum licences prescribed by these Regulations shall be payable for any licence first having effect or any transfer or renewal of a licence first taking effect on or after the coming into force of these Regulations, irrespective of the date of the application for that licence, transfer or renewal.

(a) S.I. 1980/1248.

(b) S.I. 1985/1333.

(c) 1928 c.32; relevant amending instruments are S.I. 1974/1942 and 1987/52.

(d) 1936 c.27; relevant amending instruments are S.I. 1974/1942 and 1987/52.

Fees for testing in connection with application under the Classification and Labelling of Explosives Regulations 1983

12. A fee shall be payable to the Health and Safety Executive by the applicant if any testing is carried out by or on behalf of the Executive with the agreement of the applicant in connection with any purpose specified in column 1 of Schedule 10, and the fee for testing in connection with each such purpose shall be that specified in the corresponding entry in column 2 of that Schedule for each hour or part of an hour worked in respect of such testing and such fee shall be payable prior to the granting of the application.

Fees for explosive licences under Part IX of the Dangerous Substances in Harbour Areas Regulations 1987

13.—(1) A fee shall be payable by the applicant to the Health and Safety Executive on each application for an explosives licence under Part IX of the Dangerous Substances in Harbour Areas Regulations 1987(a).

(2) The fee for each item specified in column 1 of Schedule 11 shall be that specified in the corresponding entry in column 2 of that Schedule.

Calculation of hours worked

14. In calculating the number of hours worked for the purpose of determining the amount of a fee payable under regulations 3(2), 4(3), 10(4), 12 or 13(2) no account shall be taken of any typing, messenger or ancillary work (for which no further charge shall be payable).

Revocations

15. The regulations specified in columns 1 and 2 of Schedule 12 are hereby revoked to the extent specified in column 3 of that Schedule.

Northern Ireland

16. These Regulations shall not apply to Northern Ireland.

Signed by order of the Secretary of State.

Patrick Nicholls
Parliamentary Under Secretary of State,
Department of Employment.

11th April 1988

SCHEDULE 1

Regulation 2

PART I

APPROVAL OF PLANT, APPARATUS OR SUBSTANCE UNDER THE MINES AND QUARRIES PROVISIONS

1 <i>Subject matter of approval</i>	2 <i>Fees for an original approval</i>	3 <i>Fee for amendment of approval</i>	4 <i>Fee for renewal of approval</i>
(a) Approval of breathing apparatus	£620	£620	£36
(b) Approval of dust respirators	£60	£60	£36
(c) Approval of explosives	£130	£97	£36
(d) Approval of locomotive or other vehicle	£1,381	£502	£36
(e) Approval of signalling apparatus	£122	£89	£36
(f) Approval in any other case	£179	£97	£36

(a) S.I. 1987/37.

PART II

FEEES FOR TESTING EXPLOSIVES AND DETONATORS UNDER THE MINES AND QUARRIES PROVISIONS

1 <i>Test</i>	2 <i>Fees for test</i>
Ballistic pendulum shot	£20
Break test shot	£40
Deflagration shot	£25
Detonator test (per 100 shots)	£201
Gallery shot	£61
Mortar shot	£16
Velocity of detonation test (per 3 shots)	£45

PART III

FEEES FOR OTHER TESTING

The fee for any testing not fixed by Part II of this Schedule shall be £48 for each man-hour of work done in the testing, excluding any typing, messenger or other ancillary work (for which no further charge shall be payable).

SCHEDULE 2

Regulation 3

PART I

APPROVALS OF RESPIRATORY PROTECTIVE EQUIPMENT, BLASTING HELMETS, AND AUTOMATIC SAFE LOAD INDICATORS

1 <i>Subject matter of approval</i>	2 <i>Fee</i>
(a) Approval of respiratory protective equipment	£60
(b) Approval of blasting helmets	£40
(c) Approval of automatic safe load indicators	£32 per hour worked

PART II

FEEES FOR TESTING RESPIRATORY PROTECTIVE EQUIPMENT AND BLASTING HELMETS

1 <i>Items of equipment</i>	2 <i>Fee</i>
Respiratory protective equipment	£48 per hour
Blasting helmets	£48 per hour

SCHEDULE 3

Regulation 4

PART 1

APPROVALS UNDER THE AGRICULTURE (TRACTOR CABS) REGULATIONS 1974, AND POISONOUS SUBSTANCES IN AGRICULTURE REGULATIONS 1984

1 <i>Subject matter of approval</i>	2 <i>Fee</i>
(a) Original approval of tractor cab	£126
(b) Revision of an existing approval of a tractor cab	£62
(c) Approval of respiratory protective equipment	£60

PART II

FEEES FOR TESTING RESPIRATORY PROTECTIVE EQUIPMENT UNDER THE POISONOUS SUBSTANCES
IN AGRICULTURE REGULATIONS 1984

1 <i>Test</i>	2 <i>Fee</i>
Respiratory protective equipment	£48 per hour worked

SCHEDULE 4

Regulation 5

APPROVAL UNDER THE FREIGHT CONTAINERS (SAFETY CONVENTION) REGULATIONS 1984

1 <i>Subject matter of approval</i>	2 <i>Fee</i>
Approval of scheme or programme for examination of freight containers	£75

SCHEDULE 5

Regulation 6

LICENCE UNDER THE ASBESTOS (LICENSING) REGULATIONS 1983

1 <i>Subject matter of licence</i>	2 <i>Fee</i>
(a) Licence for work with asbestos insulation or asbestos coating	£150
(b) Renewal of original licence granted under (a) above	£75

SCHEDULE 6

Regulation 7

FEEES FOR EXAMINATION BY AN EMPLOYMENT MEDICAL ADVISER

Provision	Reference	Basic fee	Additional fees where appropriate	
			Fee for X-Rays	Fee for laboratory tests
1	2	3	4	5
(a) The Indiarubber Regulations 1922	S.R. & O. 1922/329 (relevant amending instruments are S.I. 1973/36 and S.I. 1980/1248).	£25	£30	£17.50
(b) The Chemical Works Regulations 1922	S.R. & O. 1922/731 (relevant amending instrument is S.I. 1973/36).	£29	£30	£17.50

SCHEDULE 6: Regulation 7—*continued*

<i>Provision</i>	<i>Reference</i>	<i>Basic fee</i>	<i>Additional fees where appropriate</i>	
			<i>Fee for X-Rays</i>	<i>Fee for laboratory tests</i>
(c) The Patent Fuel Manufacture (Health and Welfare) Special Regulations 1946	S.R. & O. 1946/258 (relevant amending instrument is S.I. 1973/36).	£25	£30	£17.50
(d) The Mule Spinning (Health) Special Regulations 1953	S.I. 1953/1545 (relevant amending instrument is S.I. 1973/36).	£25	£30	£17.50
(e) The Work in Compressed Air Special Regulations 1958	S.I. 1958/61 (relevant amending instrument is S.I. 1973/36).	£27.50	£30	£17.50
(f) The Carcinogenic Substances Regulations 1967	S.I. 1967/879 (relevant amending instrument is S.I. 1973/36).	£30.50	£30	£17.50
(g) The Ionising Radiations Regulations 1985	S.I. 1985/1333.	£39	£30	£17.50
(h) The Control of Asbestos at Work Regulations 1987	S.I. 1987/2115.	£34.50	£27	£15.50
(i) Surveillance under subparagraph (g) above which is confined to examination of, and making of entries in, records.		£12.50	—	—

SCHEDULE 7

Regulation 8

FEEs FOR MEDICAL SURVEILLANCE BY EMPLOYMENT MEDICAL ADVISER UNDER THE CONTROL OF LEAD AT WORK REGULATIONS 1980

<i>1 Item</i>	<i>2 Fee</i>
On the first assessment of an employee (including any clinical medical examination and laboratory tests in connection with the assessment)	£38.50
On each subsequent assessment of an employee—	
(i) for laboratory tests where these are carried out	£30
(ii) for a clinical medical examination where this is carried out	£13

SCHEDULE 8

Regulation 9

FEES FOR APPROVAL OF DOSIMETRY SERVICES AND FOR TYPE APPROVAL OF RADIATION GENERATORS OR APPARATUS CONTAINING RADIOACTIVE SUBSTANCES UNDER THE IONISING RADIATIONS REGULATIONS 1985(a)

1 <i>Description</i>	2 <i>Fee for approval or type approval</i>	3 <i>Fee for annual reassessment</i>
Approval of Dosimetry Services granted under Regulation 15 of the Ionising Radiations Regulations 1985		
Group I		
Dose record keeping		
(a) Where the application is solely in respect of Group I functions	£315	£92
(b) Where the application for Group I functions is linked to an application for approval in another group	£133	£92
Group II		
External dosimetry		
(a) Whole body (beta, gamma, thermal neutrons) film	£475 for one sub-group and £156 for each additional sub-group	£341 for one sub-group, and £92 for each additional sub-group.
(b) Whole body (beta, gamma, thermal neutrons) thermoluminescent dosimeter (TLD)		
(c) Whole body (neutron), other than sub-groups (a) or (b)		
(d) Whole body, other than sub-group (a), (b), or (c)		
(e) Extremity monitoring		
(f) Accident dosimetry, other than in the previous sub-groups		
Group III		
Internal Dosimetry		
(a) Strontium 90 and actinides	£600 for one or more radio-isotopes in this sub-group.	£256 for one or more radio-isotopes in this sub-group.
(b) Any other radionuclide	£460 for up to 5 radionuclides and £325 for each additional group of 5 radionuclides or part thereof.	£165 for up to 5 radionuclides and £129 for each additional group of 5 radionuclides or part thereof.
Type approval of a radiation generator or an apparatus containing a radioactive substance under subparagraph (f) or (g) respectively of Schedule 3 to the Ionising Radiations Regulations 1985 (which exempts such type approved radiation generators or apparatus containing radio-active substances from the notification requirements of regulation 5 of those Regulations)	£63	

(a) S.I. 1985/1333.

SCHEDULE 9

Regulation 10

FEES PAYABLE UNDER THE EXPLOSIVES ACT 1875 AND INSTRUMENTS MADE THEREUNDER,
UNDER THE PETROLEUM (CONSOLIDATION ACT) 1928 AND THE PETROLEUM (TRANSFER OF
LICENCES) ACT 1936, AND UNDER THE GAS CYLINDERS (CONVEYANCE) REGULATIONS 1981

PART 1

APPLICATIONS FOR FACTORY LICENCES, MAGAZINE LICENCES AND IMPORTATION LICENCES
AND AMENDING LICENCES UNDER SECTIONS 6, 12 AND 40(9) OF THE EXPLOSIVES ACT 1875
AND REPLACEMENT OF SUCH LICENCES

1 <i>Provision under which a licence is granted</i>	2 <i>Purpose of application</i>	3 <i>Fee</i>
<i>Explosives Act 1875 c.17.</i> Section 6 (as applied to explosives other than gunpowder by sections 39 and 40)	Factory licence	£572 plus £28 additional fee for each building or other place in which explosives are to be made or kept.
	Factory amending licence	£165 plus £7 additional fee for each building or other place to be specified in the amending licence and in which explosives are to be made or kept.
	Replacement of one of the above licences if lost	£14
Section 12 (as applied to explosives other than gunpowder by sections 39 and 40)	Magazine licence	£455 plus £28 additional fee for each building or other place in which explosives are to be kept.
	Magazine amending licence	£33 plus £7 additional fee for each building or other place to be specified in the amending licence and in which explosives are to be kept.
	Replacement of one of the above licences if lost	£14
Section 40(9)	Licence for importation of explosives	£29
	Licence for importation of a consignment of explosives which are not to be distributed in Great Britain but imported for transshipment only	£29
	Replacement of one of the above licences if lost	£14
	Amendment to an existing licence.	£10
Section 40(9) as applied to compressed acetylene by The Compressed Acetylene (Importation) Regulations 1978(a)	Licence for importation of compressed acetylene	£29
	Replacement of one of the above licences if lost	£14
	Amendment to an existing licence.	£10

(a) S.I. 1978/1723.

PART II

FEE OR MAXIMUM FEE PAYABLE IN RESPECT OF GRANTING AND RENEWAL OF AN EXPLOSIVES STORE LICENCE THE REGISTRATION OR RENEWAL OF REGISTRATION OF PREMISES USED FOR KEEPING EXPLOSIVES AND THE GRANTING AND TRANSFER OF PETROLEUM-SPIRIT LICENCES

1 <i>Provision under which a fee or maximum fee is payable</i>	2 <i>Purpose of application</i>	3 <i>Fee or Maximum fee</i>
Section 15 (see note 1)	A store licence	£44
Section 18 (see note 1)	Renewal of a store licence	£44
Section 21 (see note 1)	Registration and renewal of registration of premises for the keeping of explosives with a local authority	£7.50
<i>Petroleum (Consolidation) Act 1928 c.32.</i>		
Section 4 (see notes 2 and 3)	Licence to keep petroleum spirit of a quantity –	
	not exceeding 2,500 litres	£21 for each year of licence
	exceeding 2,500 litres, but not exceeding 50,000 litres	£31 for each year of licence
	exceeding 50,000 litres	£61 for each year of licence
<i>Petroleum (Transfer of Licences) Act 1936 c.27</i>		
Section 1(4)	Transfer of petroleum spirit licence	£5

Note:–

1. Part 1 of the Explosives Act 1875 (which includes sections 15, 18 and 21) is applied to explosives other than gunpowder by sections 39 and 40 of that Act.

2. In the case of a solid substance for which by virtue of an Order in Council made under section 19 of the Petroleum (Consolidation) Act 1928 a licence is required, the fee payable under this Schedule shall be calculated as if one kilogram of the substance were equivalent to one litre.

3. The fee payable for a licence of more or less than one year's duration shall be the fee set out above increased or decreased, as the case may be, proportionately according to the duration of the period for which the licence is granted or renewed.

PART III

APPLICATIONS UNDER PARAGRAPH (1) OF THE PROVISO TO ORDER IN COUNCIL (NO. 30) OF 2ND FEBRUARY 1937(a) FOR APPROVALS OF PREMISES AND APPARATUS IN WHICH ACETYLENE IS TO BE MANUFACTURED OR KEPT

1 <i>Purpose of application</i>	2 <i>Fee</i>
Original approval of premises in which acetylene is to be manufactured or kept	£322
Amendment of an approval of premises in which acetylene is to be manufactured or kept	£56
Approval of apparatus in which acetylene is to be manufactured or kept	£16

(a) S.R. & O. 1937/54; relevant amending instruments are S.R. & O. 1947/805 and S.I. 1974/1885.

PART IV

APPLICATION FOR COMPARISONS AND APPROVALS IN RESPECT OF CONDITIONS (1), (5) AND (8) IN THE ORDER OF SECRETARY OF STATE (NO. 9) OF 23RD JUNE 1919(a)

1 <i>Purpose of application</i>	2 <i>Fee</i>
Comparison of a porous substance with a sample porous substance	£16
Approval of an acetylene cylinder design	£48
Original approval of premises in which acetylene is compressed	£322
Amendment of an approval of premises in which acetylene is compressed	£37

PART V

APPLICATIONS FOR APPROVALS FOR THE PURPOSE OF EXEMPTION ORDERS MADE UNDER REGULATION 4 OF THE GAS CYLINDERS (CONVEYANCE) REGULATIONS 1931(b).

1 <i>Purpose of application</i>	2 <i>Fee</i>
Approval of a gas cylinder manufacturer	£7,023
Approval of the design of a gas cylinder	£48
Approval of a supplier of the material of which a gas cylinder is manufactured	£616
Approval of a gas cylinder inspection body	£1,538
Approval of a user of a gas cylinder manufactured and tested in accordance with the provisions of Home Office Specifications LASS 1 or LASW 1	£308

PART VI

MISCELLANEOUS APPLICATION

1 <i>Purpose of application</i>	2 <i>Fee</i>
Authorisation or classification of an explosive to be manufactured for general sale or to be imported for general sale, with or without a licence	£83
Grant of an original special packing authority under Rule 12 of the Packing of Explosive for Conveyance Rules 1949(c)	£70
Amendment to a special packing authority as above	£20
Grant of an ammonium nitrate mixtures licence under Article 3 of the Ammonium Nitrate Mixtures Exemption Order 1967(d)	£81

(a) S.R. & O. 1919/809, amended by S.I. 1974/1885.

(b) S.R. & O. 1931/679; relevant amending instruments are S.I. 1947/1594 and 1974/1942.

(c) S.I. 1949/798, to which there are no relevant amendments.

(d) S.I. 1967/1485.

PART VII

FURTHER FEES PAYABLE IN RESPECT OF CERTAIN TESTING REQUIRED BY THE HEALTH AND SAFETY EXECUTIVE

1 <i>Purpose of application</i>	2 <i>Fee</i>
Application for a licence to be granted under or in pursuance of section 40(9) of the Explosives Act 1875(a) for the importation of explosives which are not at the time of application authorised to be manufactured for general sale or imported for general sale	£44 per hour worked
Approval of apparatus in which acetylene is to be manufactured or kept (Part III above)	£44 per hour worked
Comparison of a porous substance with a sample porous substance (Part IV above)	£44 per hour worked
Authorisation of an explosive to be manufactured for general sale or to be imported for general sale, with or without a licence (Part VI above)	£44 per hour worked

SCHEDULE 10

Regulation 12

FEES FOR TESTING IN CONNECTION WITH APPLICATION UNDER THE CLASSIFICATION AND LABELLING OF EXPLOSIVES REGULATIONS 1983(b)

1 <i>Purpose of application</i>	2 <i>Fee</i>
Classification of an article, substance, combination or unit load	£44 per hour worked

SCHEDULE 11

Regulation 13

FEES FOR WORK IN CONNECTION WITH APPLICATIONS UNDER PART IX OF THE DANGEROUS SUBSTANCES IN HARBOUR AREAS REGULATIONS 1987(c)

1 <i>Purpose of application</i>	2 <i>Fee</i>
Grant of an explosives licence or alteration of the terms of an existing explosives licence	£170 plus £29 per hour worked

- (a) 1875 c.17; section 40(9) was amended by Orders in Council (No.10) of 27th November 1875 (Rev. VII, p.40) and (No.10A) of 26th June 1884 (Rev. VIII, p.41) and S.I. 1974/1885 and 1978/1723.
 (b) S.I. 1983/1140.
 (c) S.I. 1987/37.

REVOCATIONS

1 <i>Regulations revoked</i>	2 <i>Reference</i>	3 <i>Extent of revocation</i>
The Dangerous Substances in Harbour Areas Regulations 1987	S.I. 1987/37.	Regulation 35(2)
The Health and Safety (Fees) Regulations 1987	S.I. 1987/605.	The whole Regulations.
The Control of Asbestos at Work Regulations 1987	S.I. 1987/2115.	Regulation 16(8).

EXPLANATORY NOTE

(This note is not part of the Regulations)

1. These Regulations update and replace the Health and Safety (Fees) Regulations 1987 (Schedule 12). They fix or determine the fees payable by an applicant to the Health and Safety Executive in respect of an application made for—

- (a) an approval under mines and quarries legislation (regulation 2 and Schedule 1);
- (b) an approval of certain respiratory protective equipment, blasting helmets, and of automatic safe load indicators (regulation 3 and Schedule 2);
- (c) an approval of plant or equipment under the Agriculture (Tractor Cabs) Regulations 1974 and the Poisonous Substances in Agriculture Regulations 1984 (regulation 4 and Schedule 3);
- (d) an approval of a scheme or programme under the Freight Containers (Safety Convention) Regulations 1984 (regulation 5 and Schedule 4);
- (e) a licence under the Asbestos (Licensing) Regulations 1983 (regulation 6 and Schedule 5);
- (f) an approval of dosimetry services and for type approval of radiation generators or apparatus containing radioactive substances under the Ionising Radiations Regulations 1985 (regulation 9 and Schedule 8);
- (g) an approval, authorisation or licence etc. under the Explosives Act 1875 and certain instruments thereunder, for a licence under the Petroleum (Consolidation) Act 1928, for the transfer of a licence under the Petroleum (Transfer of Licences) Act 1936, and for the purpose of each of the exemption orders made under the Gas Cylinders (Conveyance) Regulations 1931 (regulation 10 and Schedule 9). The Home Office Specifications referred to in Part V of Schedule 9 are obtainable from the Health and Safety Executive, Technical Division 2A, Mechanical Systems Unit, Magdalen House, Stanley Precinct, Bootle, Merseyside L20 3QZ;
- (h) testing for the purpose of the classification of an article, substance, combination, or unit load under the Classification and Labelling of Explosives Regulations 1983 (regulation 12 and Schedule 10);
- (i) an explosives licence under Part IX of the Dangerous Substances in Harbour Areas Regulations 1987 (regulation 13 and Schedule 11).

2. The Regulations also fix the fees to be paid in respect of medical examinations and surveillance by an employment medical adviser which are required under certain of the relevant statutory provisions (regulations 7 and 8 and Schedules 6 and 7).

3. In the case of approval of respiratory protective equipment under the Control of Asbestos at Work Regulations 1987 (regulation 3 and Schedule 2) a fee is fixed for the first time.

4. The fees fixed in relation to a medical examination by regulation 16(8) of the Control of Asbestos at Work Regulations 1987 and in relation an application for an explosives licence by regulation 35(2) of the Dangerous Substances in Harbour Areas Regulations 1987 have been consolidated into these Regulations and the two provisions mentioned have been revoked (regulations 7 and 13 and Schedule 12).

5. The changes to the fees fixed by or determined under the previous Regulations are as follows:-

<i>Provision of these Regulations which changes the previous fee</i>	<i>Previous Fee</i>			<i>New Fee</i>		
Schedule 1 Part I						
	Original approval	Amendment of approval	Renewal of approval	Original approval	Amendment of approval	Renewal of approval
	£508	£498	£35	£620	£620	£36
Approval of breathing apparatus						
Approval of dust respirators	£162	£152	£35	£60	£60	£36
Approval of explosives	£123	£87	£34	£130	£97	£36
Approval of locomotive or other vehicle	£1202	£502	£50	£1381	£502	£36
Approval of signalling apparatus	£122	£51	£50	£122	£89	£36
Approval in any other case under the mines and quarries provisions	£98	£58	£34	£179	£97	£36
Part II						
Ballistic pendulum shot		£17			£20	
Break test shot		£35			£40	
Deflagration shot		£21			£25	
Detonator test (per 100 shots)		£304			£201	
Gallery shot		£52			£61	
Mortar shot		£15			£16	
Schedule 2 Part 1						
Approval of respiratory protective equipment		£48 per hour worked			£60	
Approval of blasting helmets		£48 per hour worked			£40	
Schedule 2 Part II						
Testing respiratory protective equipment		-			£48 per hour worked	
Testing blasting helmets		-			£48 per hour worked	

<i>Provision of these Regulations which changes the previous fee</i>	<i>Previous Fee</i>	<i>New Fee</i>
Schedule 3 Part I		
Original approval of tractor cab	£106	£126
Revision of existing approval of a tractor cab	£54	£62
Approval of respiratory protective equipment	£50	£60

<i>Provision of these Regulations which changes the previous fee</i>	<i>Previous Fee</i>			<i>New Fee</i>		
	Basic	X-Rays	Laboratory tests	Basic	X-Rays	Laboratory tests
Schedule 6						
The Indiarubber Regulations 1922	£23.50	£27	£15.50	£25	£30	£17.50
The Chemical Works Regulations 1922	£27.50	£27	£15.50	£29	£30	£17.50
The Patent Fuel Manufacture (Health & Welfare) Special Regulations 1946	£23.50	£27	£15.50	£25	£30	£17.50
The Mule Spinning (Health) Special Regulations 1953	£23.50	£27	£15.50	£25	£30	£17.50
The Work in Compressed Air Special Regulations 1958	£26	£27	£15.50	£27.50	£30	£17.50
The Carcinogenic Substances Regulations 1967	£29	£27	£15.50	£30.50	£30	£17.50
The Ionising Radiations Regulations 1985	£37	£27	£15.50	£39	£30	£17.50
Surveillance under the Ionising Radiations Regulations 1985 which is confined to examination of, and making of entries in, records	£11.50	-	-	£12.50	-	-

<i>Provision of these Regulations which changes the previous fee</i>	<i>Previous Fee</i>	<i>New Fee</i>
Schedule 7		
On the First Assessment of an employee (including any clinical medical examination and laboratory tests in connection with the assessment).	£36.50	£38.50

<i>Provision of these Regulations which changes the previous fee</i>	<i>Previous Fee</i>		<i>New Fee</i>	
Schedule 7				
On each subsequent assessment of an employee—				
(i) for laboratory tests where these are carried out		£27		£30
(ii) for a clinical medical examination where this is carried out		£12		£13
Schedule 8				
	Approval or type approval	Annual reassessment	Approval or type approval	Annual reassessment
Group I				
Dose record keeping where the application is solely in respect of Group I function	£290	£80	£315	£92
Dose record keeping where the application for Group I functions is linked to an application for approval in another group	£112	£80	£133	£92
Group II				
External dosimetry	£423 for one sub-group and £139 for each additional sub-group	£308 for one sub-group and £80 for each additional sub-group	£475 for one sub-group and £156 for each additional sub-group	£341 for one sub-group and £92 for each additional sub-group
Group III				
Internal dosimetry				
(a) Strontium 90 and actinides	£600 for one or more radioisotopes in this sub-group	£229 for one or more radioisotopes in this sub-group	£600 for one or more radioisotopes in this sub-group	£256 for one or more radioisotopes in this sub-group
(b) Any other radionuclide	£413 for up to 5 radionuclides and £310 for each additional group of 5 radionuclides or part thereof	£145 for up to 5 radionuclides and £121 for each additional group of 5 radionuclides or part thereof	£460 for up to 5 radionuclides and £325 for each additional group of 5 radionuclides or part thereof	£165 for up to 5 radionuclides and £129 for each additional group of 5 radionuclides or part thereof
Type approval of a radiation generator or an apparatus containing a radioactive substance under sub-paragraph (f) or (g) respectively of Schedule 3 to the Ionising Radiations Regulations 1985		£60		£63
Schedule 9 Part 1				
Factory licence		£470 plus £26 additional fee for each building or other place in which explosives are to be made or kept		£572 plus £28 additional fee for each building or other place in which explosives are to be made or kept
Factory amending licence		£85 plus £6 additional fee for each building or other place to be specified in the amending licence and in which explosives are to be made or kept		£165 plus £7 additional fee for each building or other place to be specified in the amending licence and in which explosives are to be made or kept

<i>Provision of these Regulations which changes the previous fee</i>	<i>Previous Fee</i>	<i>New Fee</i>
Schedule 9 Part I— <i>continued</i>		
	£12.50	£14
Replacement of one of the above licences if lost		
Magazine licence	£345 plus £26 additional fee for each building or other place in which explosives are to be kept	£455 plus £28 additional fee for each building or other place in which explosives are to be kept
Magazine amending licence	£31 plus £6 additional fee for each building or other place to be specified in the amending licence and in which explosives are to be kept	£33 plus £7 additional fee for each building or other place to be specified in the amending licence and in which explosives are to be kept
Replacement of one of the above licences if lost	£12.50	£14
Licence for importation of explosives	£26.50	£29
Licence for importation of a consignment of explosives which are not to be distributed in Great Britain but imported for transhipment only	£26.50	£29
Replacement of one of the above licences if lost	£13	£14
Amendment to an existing licence	£9	£10
Licence for importation of compressed acetylene	£26.50	£29
Replacement of one of the above licences if lost	£13	£14
Amendment to an existing licence	£9	£10
Part II		
A store licence	£36	£44
Renewal of a store licence	£36	£44
Registration and renewal of registration of premises for the keeping of explosives with a local authority	£6	£7.50
Licence to keep petroleum spirit of a quantity –		
not exceeding 2,500 litres,	£20 for each year of licence	£21 for each year of licence
exceeding 2,500 litres, but not exceeding 50,000 litres	£30 for each year of licence	£31 for each year of licence
exceeding 50,000 litres	£59 for each year of licence	£61 for each year of licence
Part III		
Original approval of premises in which acetylene is to be manufactured or kept	£310	£322
Amendment of an approval of premises in which acetylene is to be manufactured or kept	£52	£56
Part IV		
Approval of an acetylene cylinder design	£47	£48
Original approval of premises in which acetylene is compressed	£310	£322
Part V		
Approval of a gas cylinder manufacturer	£6,986	£7,023

<i>Provision of these Regulations which changes the previous fee</i>	<i>Previous Fee</i>	<i>New Fee</i>
Schedule 9 Part V—continued		
Approval of the design of a gas cylinder	£47	£48
Approval of a supplier of the material of which a gas cylinder is manufactured	£591	£616
Approval of a gas cylinder inspection body	£1,477	£1,538
Approval of a user of a gas cylinder manufactured and tested in accordance with the provisions of Home Office Specifications LASS 1 or LASW 1	£295	£308
Part VI		
Authorisation of an explosive to be manufactured for general sale or to be imported for general sale with or without a licence	£82	£83
Grant of an original special packing authority	£50	£70
Amendment to a special packing authority	£19	£20
Grant of an ammonium nitrate mixtures licence under Article 3 of the Ammonium Nitrate Mixtures Exemption Order 1967	£73	£81
Part VII		
Application for a licence to be granted for the importation of explosives which are not at the time of application authorised to be manufactured for general sale or imported for general sale	£42 per hour worked	£44 per hour worked
Approval of apparatus in which acetylene is to be manufactured or kept	£42 per hour worked	£44 per hour worked
Comparison of a porous substance with a sample porous substance	£42 per hour worked	£44 per hour worked
Authorisation of an explosive to be manufactured for general sale or to be imported for general sale with or without a licence	£42 per hour worked	£44 per hour worked
Schedule 10		
Classification of an article, substance combination or unit load	£42 per hour worked	£44 per hour worked
Schedule 11		
Grant of an explosives licence or alteration of the terms of an existing explosives licence	£150 plus £25 per hour expended	£170 plus £29 per hour worked

6. The Regulations do not apply to Northern Ireland.