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STATUTORY INSTRUMENTS

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**1994 No. 3247**

**The Chemicals (Hazard Information and Packaging for Supply) Regulations 1994**

**Revocations and modifications**

19.—(1) The following Regulations are revoked:—

- (a) the Child Resistant Packaging (Safety) Regulations 1986(1);
- (b) the Child Resistant Packaging (Safety) (Amendment) Regulations 1990(2);
- (c) the Child Resistant Packaging (Safety) (Amendment) Regulations 1993(3);
- (d) the Chemicals (Hazard Information and Packaging) Regulations 1993(4);

(2) Where a substance or preparation dangerous for supply is required to be labelled in accordance with these Regulations and is so labelled, that labelling shall be deemed to satisfy the requirements of—

- (a) section 5 of the Petroleum (Consolidation) Act 1928(5) including that section as applied to any dangerous substance by an Order in Council made under section 19 of that Act;
- (b) regulation 6 of the Highly Flammable Liquids and Liquefied Petroleum Gases Regulations 1972(6); and
- (c) regulations 3 and 4 of the Farm and Garden Chemicals Regulations 1971(7).

(3) The following Local Acts shall be modified in accordance with sub-paragraphs (a) and (b) below—

- (a) in section 4 of Part II of the London County Council (General Powers) Act 1912(8), for the definition of “flash point” there shall be substituted the following definition—

““flash point” means the flash point determined in accordance with Part III of Schedule 1 to the Chemicals (Hazard Information and Packaging for Supply) Regulations 1994 (S.I. 1994/3247)”;

- (b) in section 38 of the London Building Acts (Amendment) Act 1939(9) for subsection (2A), there shall be substituted the following subsection—

“(2A) In this section, “flash point” means the flash point determined in accordance with Part III of Schedule 1 to the Chemicals (Hazard Information and Packaging for Supply) Regulations 1994 (S.I. 1994/3247).”.

(4) In the first Note following the table in Part II of Schedule 2 to the Control of Industrial Major Accident Hazards Regulations 1984(10) for the words “the [Chemicals \(Hazard Information and](#)

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(1) S.I. 1986/758.

(2) S.I. 1990/1736.

(3) S.I. 1993/1546.

(4) S.I. 1993/1746.

(5) 1928 c. 32; relevant amending instruments are S.I. 1992/1811 and S.I. 1993/1746.

(6) S.I. 1972/917, to which there are amendments not relevant to these Regulations.

(7) S.I. 1971/729.

(8) 1912 c. civ; section 4 was amended by section 4 of the [Greater London Council \(General Powers\) Act 1981 \(c.xvii\)](#).

(9) 1939 c. xcvi; section 38 was amended by section 5 of the [Greater London Council \(General Powers\) Act 1981 \(c.xvii\)](#).

(10) S.I. 1984/1902, relevant amending instrument is S.I. 1990/2325.

**Packaging) Regulations 1993 (S.I. No 1746)**” there shall be substituted the words “the Chemicals (Hazard Information and Packaging for Supply) Regulations 1994 (S.I. 1994/3247)”

(5) In note 2 to Schedule 1 of the Dangerous Substances in Harbour Areas Regulations 1987(**11**) for the words “the Chemicals (Hazard Information and Packaging) Regulations 1993” there shall be substituted the words “the Chemicals (Hazard Information and Packaging for Supply) Regulations 1994 (S.I. 1994/3247)”.

(6) In paragraph 1(1)(a) of Schedule 2 to the Control of Asbestos at Work Regulations 1987(**12**) for the words “the Chemicals (Hazard Information and Packaging) Regulations 1993 (S.I. 1993/1746)” there shall be substituted the words “the Chemicals (Hazard Information and Packaging for Supply) Regulations 1994 (S.I. 1994/3247)”.

(7) In regulation 2(1) of the Health and Safety (Enforcing Authority) Regulations 1989(**13**)—

(a) in the definition of “preparation dangerous for supply” for the words “the Chemicals (Hazard Information and Packaging) Regulations 1993 (S.I. 1993 No. 1746)” there shall be substituted the words “the Chemicals (Hazard Information and Packaging for Supply) Regulations 1994 (S.I. 1994/3247)”; and

(b) in the definition of “substance dangerous for supply” for the words “the Chemicals (Hazard Information and Packaging) Regulations 1993” there shall be substituted the words “the Chemicals (Hazard Information and Packaging for Supply) Regulations 1994”.

(8) The Notification of New Substances Regulations 1993(**14**) shall be amended as follows—

(a) in regulation 2(1) in the definition of “the approved supply list” for the words “the Chemicals (Hazard Information and Packaging) Regulations 1993” there shall be substituted the words “the Chemicals (Hazard Information and Packaging for Supply) Regulations 1994 (S.I. 1994/3247)”; and

(b) in regulations 4(d), 6(7) and 18(3)(h) in each place where the words occur, for the words “the Chemicals (Hazard Information and Packaging) Regulations 1993” there shall be substituted the words “the Chemicals (Hazard Information and Packaging for Supply) Regulations 1994”.

(9) The provisions of the Petroleum (Consolidation) Act 1928 referred to in column 1 of Part I of Schedule 8 and the provisions of the instruments referred to in column 1 of Part II of that Schedule (all of which relate to the flash points of flammable liquids) shall be modified to the extent specified in the corresponding entries in column 2 of that Schedule.

(10) In the Carriage of Dangerous Goods by Road and Rail (Classification, Packaging and Labelling) Regulations 1994(**15**)—

(a) in regulation 2(1), for the definition of “the supply Regulations” there shall be substituted the following definition—

““the supply Regulations” means the Chemicals (Hazard Information and Packaging for Supply) Regulations 1994 (S.I. 1994/3247), except that for the purposes of regulation 14 (transitional defences) it means the Chemicals (Hazard Information and Packaging) Regulations 1993 (S.I. 1993/1746 as amended by S.I. 1993/3050) excluding those amendments made by paragraphs 2 to 19, 21 to 29 and 31 to 33 of Schedule 9;”;

(b) in regulation 11(5) for the words “regulation 14” there shall be substituted the words “regulation 11”; and

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(11) S.I. 1987/37.

(12) S.I. 1987/2115, relevant amending instrument is S.I. 1994/669.

(13) S.I. 1989/1903, relevant amending instrument is S.I. 1994/669.

(14) S.I. 1993/3050.

(15) S.I. 1994/669.

- (c) in paragraphs (1), (2)(a) and (3)(a) of regulation 14, the words “as in force immediately before these Regulations came into force” shall be deleted in each place where those words occur.

(11) In regulation 3(2) of the Dangerous Substances and Preparations (Safety) (Consolidation) Regulations 1994<sup>(16)</sup> for the words “the Chemicals (Hazard Information and Packaging) Regulations 1993” there shall be substituted the words “the Chemicals (Hazard Information and Packaging for Supply) Regulations 1994 (S.I. 1994/3247)”.

(12) In regulation 2(1) of the Control of Substances Hazardous to Health Regulations 1994<sup>(17)</sup>

- (a) in the definition of “approved supply list” for the words “regulation 4(1) of the Chemicals (Hazard Information and Packaging) Regulations 1993” there shall be substituted the words “regulation 4 of the Chemicals (Hazard Information and Packaging for Supply) Regulations 1994 (S.I. 1994/3247)”;
- (b) in sub-paragraph (a) of the definition of “carcinogen” for the words “the Chemicals (Hazard Information and Packaging) Regulations 1993” there shall be substituted the words “the Chemicals (Hazard Information and Packaging for Supply) Regulations 1994”;
- and
- (c) in sub-paragraph (a) of the definition of “substance hazardous to health” for the words “the Chemicals (Hazard Information and Packaging) Regulations 1993” there shall be substituted the words “the Chemicals (Hazard Information and Packaging for Supply) Regulations 1994”.

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<sup>(16)</sup> S.I. 1994/2844.

<sup>(17)</sup> S.I. 1994/3246.