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STATUTORY INSTRUMENTS

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**1998 No. 494**

**HEALTH AND SAFETY**

**The Health and Safety (Enforcing Authority) Regulations 1998**

*Made* - - - - - *2nd March 1998*  
*Laid before Parliament* *6th March 1998*  
*Coming into force* *1st April 1998*

**THE HEALTH AND SAFETY (ENFORCING  
AUTHORITY) REGULATIONS 1998**

1. Citation and commencement
- 1A Application
2. Interpretation
- 2A New nuclear build sites
- 2B Interpretation: nuclear warship site
3. Local authorities to be enforcing authorities in certain cases
4. Exceptions
- 4A The Office for Nuclear Regulation
5. Arrangements enabling responsibility for enforcement to be transferred
6. Assignment of responsibility for enforcement in cases of uncertainty: the Executive and the local authority
- 6A Assignment of responsibility for enforcement in cases of uncertainty: the Executive and the ONR
- 6B Assignment of responsibility for enforcement in cases of uncertainty: the ONR and the local authority
7. Revocation of instruments
- Signature

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**SCHEDULE 1 — MAIN ACTIVITIES WHICH DETERMINE WHETHER LOCAL  
AUTHORITIES WILL BE ENFORCING AUTHORITIES**

1. The sale of goods, or the storage of goods for...
2. The display or demonstration of goods at an exhibition for...
3. Office activities.
4. Catering services.
5. The provision of permanent or temporary residential accommodation including the...

**Changes to legislation:** There are currently no known outstanding effects for the The Health and Safety (Enforcing Authority) Regulations 1998. (See end of Document for details)

6. Consumer services provided in a shop except dry cleaning or...
7. Cleaning (wet or dry) in coin operated units in launderettes...
8. The use of a bath, sauna or solarium, massaging, hair...
9. The practice or presentation of the arts, sports, games, entertainment...
10. The hiring out of pleasure craft for use on inland...
11. The care, treatment, accommodation or exhibition of animals, birds or...
12. The activities of an undertaker, except where the main activity...
13. Church worship or religious meetings.
14. The provision of car parking facilities within the perimeter of...
15. The provision of child care, or playgroup or nursery facilities....

#### SCHEDULE 2 — ACTIVITIES IN RESPECT OF WHICH THE HEALTH AND SAFETY EXECUTIVE IS THE ENFORCING AUTHORITY

1. Any activity in a mine or quarry other than a...
2. Any activity in a fairground.
3. Any activity in premises occupied by a radio, television or...
4. The following activities carried on at any premises by persons...
- 4A. The reference in paragraph 4(a)(iii) to a physically segregated area...
5. The use of ionising radiations for medical exposure (within the...
6. Any activity in premises occupied by a radiography undertaking in...
7. Agricultural activities, and any activity at an agricultural show which...
8. Any activity on board a sea-going ship.
9. Any activity in relation to a ski slope, ski lift,...
10. Fish, maggot and game breeding except in a zoo.
11. Any activity in relation to a pipeline within the meaning...
12. The operation of— (a) a guided bus system; or
13. The operation of a trolley vehicle system.
14. Any activity regulated by the Acetylene Safety (England and Wales...

#### SCHEDULE 3 — REVOCATION OF INSTRUMENTS

Explanatory Note

**Changes to legislation:**

There are currently no known outstanding effects for the The Health and Safety (Enforcing Authority) Regulations 1998.