

## SCHEDULE 5

### ENFORCEMENT

#### *Powers of the Health and Safety Executive for Northern Ireland as an enforcement authority*

9. In relation to the enforcement of these Regulations by the Health and Safety Executive for Northern Ireland—

- (a) Articles 21 to 33 <sup>M1</sup>, 35, 36, 38 and 39 of the 1978 Order shall apply as provided in paragraph 10; and
- (b) Articles 34(1) and (2) and 34A <sup>M2</sup> of the 1978 Order shall apply in relation to offences under Article 31 as applied in relation to these Regulations and modified by paragraph 10.

#### **Marginal Citations**

**M1** All these provisions were modified by S.R. (NI) 2000/87, S.R. (NI) 2000/120 and section 1 of the [Railway Safety Act \(Northern Ireland\) 2002 \(c.8 \(N.I.\)\)](#). Article 22(7) was amended by the [Civil Partnerships Act 2004 \(c.33\)](#). Article 26(4) was repealed by Article 35 of, and Schedule 4 to, the [Industrial Training \(Northern Ireland\) Order 1984 \(S.I. 1984/1159 \(N.I. 9\)\)](#). Articles 27A and 29A were inserted, and Articles 30(1)(a) and 31(1)(h) amended, by Article 28 of, and Schedule 2 to, the [Consumer Protection \(Northern Ireland\) Order 1987 \(S.I. 1987/2049 \(N.I. 20\)\)](#). Article 29(1) was amended, and Article 31(3) was repealed, by the [Health and Safety at Work \(Amendment\) \(Northern Ireland\) Order 1998 \(S.I. 1998/2795 \(N.I. 18\)\)](#), Schedule 1, paragraphs 14 and 15 respectively. Articles 29(2) to (4) were repealed, and Article 31(1)(j) was amended, by Article 10(1)(c) of the [Statistics of Trade and Employment \(Northern Ireland\) Order 1988 \(S.I. 1988/595 \(N.I. 3\)\)](#). Article 29A was amended by the [Commissioners for Revenue and Customs Act 2005 \(c.11\)](#), Schedule 4, paragraph 19. Article 31(1)(m) was amended by Article 13(3) of, and Schedule 5 to, the [Criminal Justice \(Northern Ireland\) Order 1986 \(S.I. 1986/1883 \(N.I. 15\)\)](#). Article 31(5)(d) and (6) was repealed by Article 6(6) of the [Offshore, and Pipelines, Safety \(Northern Ireland\) Order 1992 \(S.I. 1992/1728 \(N.I. 17\)\)](#). Article 31(7) was repealed by Part III of the Schedule to the [Forgery and Counterfeiting Act 1981 \(c.45\)](#). There are other amendments to these provisions which are not relevant to these Regulations.

**M2** Article 34A was inserted by the [Health and Safety at Work \(Amendment\) \(Northern Ireland\) Order 1998 \(S.I. 1998/2795 \(N.I. 18\)\)](#), Schedule 1, paragraph 16.

**Changes to legislation:**

There are currently no known outstanding effects for the The Supply of Machinery (Safety) Regulations 2008, Paragraph 9.