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STATUTORY INSTRUMENTS

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**2010 No. 332**

**The Merchant Shipping and Fishing Vessels (Health and Safety at Work) (Work at Height) Regulations 2010**

**PART 1**

**GENERAL**

**Application of related legislation**

**5.—**(1) These Regulations do not apply to the activities of a worker which are covered by the Work at Height Regulations 2005(1) or the Work at Height (Northern Ireland) Regulations 2005(2).

(2) The General Duties Regulations and the Work Equipment Regulations continue to apply to the provision and use of work equipment to which these Regulations apply; where these Regulations contain more stringent or specific provisions than such provisions apply.

(3) Where applicable—

- (a) the Merchant Shipping (Means of Access) Regulations 1988(3);
- (b) the Merchant Shipping (Safe Movement on Board Ship) Regulations 1988(4);
- (c) the Merchant Shipping (Life Saving Appliances For Ships Other Than Ships Of Classes III To VI(A) Regulations 1999(5);
- (d) the Merchant Shipping (Life Saving Appliances For Passenger Ships Of Classes III To VI(A) Regulations 1999(6); and
- (e) the Merchant Shipping (Safety of Navigation) Regulations 2002(7),

continue to apply to equipment provided and used in accordance with those Regulations, but without prejudice to any more stringent or specific provisions contained in these Regulations where such equipment is used for the carrying out of work at height.

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(1) S.I. 2005/735.

(2) S.R. (NI) 2005 No 279.

(3) S.I. 1988/1637, as amended by S.I. 1988/2274, S.I. 1993/1072 and S.I. 2005/2114.

(4) S.I. 1988/1641, as amended by S.I. 1988/2274, S.I. 1993/1072 and S.I. 2005/2114.

(5) S.I. 1999/2721, as amended by S.I. 2000/2687, S.I. 2005/2114 and other amendments not relevant to these Regulations.

(6) S.I. 1999/2723, as amended by S.I. 2000/2687 and S.I. 2001/2642.

(7) S.I. 2002/1473, as amended by S.I. 2004/302, S.I. 2004/2110 and S.I. 2005/2114.