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STATUTORY INSTRUMENTS

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**2012 No. 1844**

**MERCHANT SHIPPING**

**The Merchant Shipping and Fishing Vessels (Health and Safety at Work) (Chemical Agents) (Amendment) Regulations 2012**

<i>Made</i>	- - - -	<i>12th July 2012</i>
<i>Laid before Parliament</i>		<i>17th July 2012</i>
<i>Coming into force</i>	- -	<i>10th August 2012</i>

The Secretary of State makes the following Regulations in exercise of the powers conferred by section 2(2) of the European Communities Act 1972(1) and sections 85(1)(a) and (b) and (3) and 86(1) of the Merchant Shipping Act 1995(2) as read with paragraph 1A of Schedule 2 to the European Communities Act 1972(3).

The Secretary of State is a Minister designated(4) for the purposes of section 2(2) of the European Communities Act 1972 in relation to matters relating to the safety of ships, and the health and safety of persons on them.

These Regulations make provision for a purpose mentioned in section 2(2) of the European Communities Act 1972 and it appears to the Secretary of State that it is expedient for references to provisions of the following Directives to be construed as references to those provisions as amended from time to time—

Commission Directive [2000/39/EC](#) establishing a first list of indicative limit values in implementation of Council Directive [98/24/EC](#) on the protection of the health and safety of workers from the risks related to chemical agents at work(5);

Commission Directive [2006/15/EC](#) establishing a second list of indicative occupational exposure limit values in implementation of Council Directive [98/24/EC](#) and amending Directives [91/322/EEC](#) and [2000/39/EC](#)(6); and

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- (1) [1972 c.68](#); by virtue of the amendment of section 1(2) of the European Communities Act 1972 by section 1 of the European Economic Area Act [1993 \(c.51\)](#) regulations may be made under section 2(2) of the European Communities Act 1972 to implement obligations of the United Kingdom created or arising by or under the Agreement on the European Economic Area signed at Oporto on 2nd May 1992 (Cm 2073) and the Protocol adjusting the Agreement signed at Brussels on 17th March 1993 (Cm 2183).
- (2) [1995 c.21](#); sections 85 and 86 were amended by the Merchant Shipping and Maritime Security Act [1997 \(c. 28\)](#) sections 8 and 29, Schedule 7, Part I and are applied to hovercraft by the Hovercraft (Application of Enactments) Order 1989 (S.I. [1989/1350](#)) to which there are amendments not relevant to these Regulations.
- (3) Paragraph 1A was inserted by the Legislative and Regulatory Reform Act [2006 \(c.51\)](#) section 28.
- (4) [S.I. 1993/595](#).
- (5) O.J. No. L 142, 16.6.2000, p.47.
- (6) O.J. No. L 38, 9.2.2006, p.36.

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**Status:** This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

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Commission Directive 2009/161/EU establishing a third list of indicative occupational exposure limit values in implementation of Council Directive [98/24/EC](#) and amending Commission Directive [2000/39/EC](#)(7).

In accordance with section 86(4) of the Merchant Shipping Act 1995, the Secretary of State has consulted the persons referred to in that section.

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(7) O.J. No. L 338, 19.12.2009, p.87.