

STATUTORY INSTRUMENTS

2015 No. 168

The Ozone-Depleting Substances Regulations 2015

PART 2

Qualifications

Meaning of “competent” **E+S+N.I.**

4.—^[F1](1) For the purposes of this Part of these Regulations—

- (a) a person is competent to carry out relevant work whilst performing a task specified in column 1 of the Table in Schedule 2 in respect of the equipment specified in the corresponding entry in column 2 of that Table if that person has obtained any of the qualifications specified in the corresponding entry in column 3 of that Table ^[F2], or has obtained the equivalent of those qualifications in a specified state];
- (b) a person is competent to carry out any other relevant work to which paragraph (a) does not apply if that person has obtained an in-house qualification in respect of that other relevant work;
- ^[F3](c) a person is competent to carry out work with methyl bromide if that person has—
 - (i) obtained the British Pest Control Association Certificate of Proficiency for Fumigation Operators and successfully completed the British Pest Control Association module referred to in the list in Schedule 3 which relates to the work in question; or
 - (ii) obtained an equivalent certificate, and successfully completed an equivalent module, in a specified state.]

^[F4](2) For the purposes of this regulation, a “specified state” means one of the states specified in Schedule 1 to the Recognition of Professional Qualifications and Implementation of International Recognition Agreements (Amendment) Regulations 2023.]

Extent Information

- E1** This version of this provision extends to England, Scotland and Northern Ireland only; a separate version has been created for Wales only

Textual Amendments

- F1** Reg. 4 renumbered as reg. 4(1) (E.S.N.I.) (1.12.2023) by [The Recognition of Professional Qualifications and Implementation of International Recognition Agreements \(Amendment\) Regulations 2023 \(S.I. 2023/1286\)](#), reg. 1, **Sch. 3 para. 7(2)** (as amended by S.I. 2023/1294, regs. 1, 14(2))
- F2** Words in reg. 4(1)(a) inserted (E.S.N.I.) (1.12.2023) by [The Recognition of Professional Qualifications and Implementation of International Recognition Agreements \(Amendment\) Regulations 2023 \(S.I. 2023/1286\)](#), reg. 1, **Sch. 3 para. 7(3)(a)** (as amended by S.I. 2023/1294, regs. 1, 14(2))

Status: There are multiple versions of this provision on screen. These apply to different geographical extents. *Skip to:* E+S+N.I. - England, Scotland and Northern Ireland extent W - Wales extent
Changes to legislation: There are currently no known outstanding effects for the The Ozone-Depleting Substances Regulations 2015, Section 4. (See end of Document for details)

- F3** Reg. 4(1)(c) substituted (E.S.N.I.) (1.12.2023) by The Recognition of Professional Qualifications and Implementation of International Recognition Agreements (Amendment) Regulations 2023 (S.I. 2023/1286), reg. 1, **Sch. 3 para. 7(3)(b)** (as amended by S.I. 2023/1294, regs. 1, **14(2)**)
- F4** Reg. 4(2) inserted (E.S.N.I.) (1.12.2023) by The Recognition of Professional Qualifications and Implementation of International Recognition Agreements (Amendment) Regulations 2023 (S.I. 2023/1286), reg. 1, **Sch. 3 para. 7(4)** (as amended by S.I. 2023/1294, regs. 1, 14(2))

Meaning of “competent” W

4. For the purposes of this Part of these Regulations—
- (a) a person is competent to carry out relevant work whilst performing a task specified in column 1 of the Table in Schedule 2 in respect of the equipment specified in the corresponding entry in column 2 of that Table if that person has obtained any of the qualifications specified in the corresponding entry in column 3 of that Table [^{F5}, or has obtained the equivalent of those qualifications in an EEA EFTA state];
- (b) a person is competent to carry out any other relevant work to which paragraph (a) does not apply if that person has obtained an in-house qualification in respect of that other relevant work;
- [^{F6}(c) a person is competent to carry out work with methyl bromide if that person has—
- (i) obtained the British Pest Control Association Certificate of Proficiency for Fumigation Operators and successfully completed the British Pest Control Association module referred to in the list in Schedule 3 which relates to the work in question; or
- (ii) obtained an equivalent certificate, and successfully completed an equivalent module, in an EEA EFTA state.]
- [^{F7}(d) For the purposes of this regulation, an “EEA EFTA state” means—
- (i) Norway,
- (ii) Iceland, or
- (iii) Liechtenstein.]

Extent Information

- E2** This version of this provision extends to Wales only; a separate version has been created for England, Scotland and Northern Ireland only

Textual Amendments

- F5** Words in reg. 4(a) inserted (W.) (1.12.2023) by The Recognition of Professional Qualifications and Implementation of International Recognition Agreements (Wales) (Amendment etc.) Regulations 2023 (S.I. 2023/1294), reg. 1, **Sch. 3 para. 5(2)(a)**
- F6** Reg. 4(c) substituted (W.) (1.12.2023) by The Recognition of Professional Qualifications and Implementation of International Recognition Agreements (Wales) (Amendment etc.) Regulations 2023 (S.I. 2023/1294), reg. 1, **Sch. 3 para. 5(2)(b)**
- F7** Reg. 4(d) inserted (W.) (1.12.2023) by The Recognition of Professional Qualifications and Implementation of International Recognition Agreements (Wales) (Amendment etc.) Regulations 2023 (S.I. 2023/1294), reg. 1, **Sch. 3 para. 5(2)(c)**

Status:

There are multiple versions of this provision on screen. These apply to different geographical extents.

Skip to:

- E+S+N.I. - England, Scotland and Northern Ireland extent
- W - Wales extent

Changes to legislation:

There are currently no known outstanding effects for the The Ozone-Depleting Substances Regulations 2015, Section 4.