
STATUTORY INSTRUMENTS

2015 No. 21

**The Classification, Labelling and Packaging of Chemicals
(Amendments to Secondary Legislation) Regulations 2015**

**Amendment of the Merchant Shipping and Fishing Vessels (Health and Safety at Work)
(Chemical Agents) Regulations 2010**

20.—(1) The Merchant Shipping and Fishing Vessels (Health and Safety at Work) (Chemical Agents) Regulations 2010(1) are amended as follows.

(2) In regulation 2(1)—

(a) after the definition of “chemical agent” insert—

““the CLP Regulation” means Regulation (EC) No 1272/2008 of the European Parliament and of the Council of 16 December 2008 on classification, labelling and packaging of substances and mixtures, amending and repealing Directives 67/548/EEC and 1999/45/EC and amending Regulation (EC) No 1907/2006, of which Articles 6(5), 11(3), 12, 14, 18(3)(b), 23, 25 to 29, 35(2) second and third subparagraphs and Annexes I to VII are to be read as amended from time to time;”

(b) in the definition of “the Directive”, after “(fourteenth individual Directive within the meaning of Article 16(1) of Directive 89/391/EEC)” add “, as amended by Directive 2014/27/EU of the European Parliament and of the Council of 26 February 2014 amending Council Directives 92/58/EEC, 92/85/EEC, 94/33/EC, 98/24/EC and Directive 2004/37/EC of the European Parliament and of the Council in order to align them to Regulation (EC) No 1272/2008 on classification, labelling and packaging of substances and mixtures”; and

(c) for the definition of “hazardous chemical agent”, substitute—

““hazardous chemical agent” means—

(a) any chemical agent which meets the criteria for classification as hazardous within any physical and/or health hazard class laid down in the CLP Regulation, whether or not that chemical agent is classified under that Regulation; or

(b) any chemical agent which, whilst not meeting the criteria for classification as hazardous in accordance with sub-paragraph (a) may, because of its physico-chemical, chemical or toxicological properties and the way it is used or is present on the ship, presents a risk to the safety and health of workers, including any chemical agent that is assigned an occupational exposure limit value under Article 3 of the Directive;”.