

2022 No. 1182

HEALTH AND SAFETY

**The Ammonium Nitrate Materials (High Nitrogen Content)
Safety (Amendment) (No. 2) Regulations 2022**

Made - - - -at 11.06 a.m. on 14th November 2022

Laid before Parliament at 4.00 p.m. on 14th November 2022

Coming into force - - 31st December 2022

The Secretary of State, in exercise of the powers conferred by sections 15(1) and (2), and 82(3)(a) of, and paragraphs 1(4) and 2(1) of Schedule 3 to, the Health and Safety at Work etc. Act 1974(a), following consultation with the Health and Safety Executive, the Office for Nuclear Regulation and such other bodies as appeared to the Secretary of State to be appropriate in accordance with section 50(1AA)(b) of that Act, makes the following Regulations.

Citation, commencement and extent

1.—(1) These Regulations may be cited as the Ammonium Nitrate Materials (High Nitrogen Content) Safety (Amendment) (No. 2) Regulations 2022 and come into force on 31st December 2022.

(2) These Regulations extend to England and Wales and Scotland.

Amendment of the Ammonium Nitrate Materials (High Nitrogen Content) Safety Regulations 2003

2.—(1) The Ammonium Nitrate Materials (High Nitrogen Content) Safety Regulations 2003(c) are amended as follows.

(2) In paragraph (1) of regulation 13, for “two” substitute “seven”.

Mark Spencer
Minister of State

At 11.06 a.m. on 14th November 2022 Department for Environment, Food and Rural Affairs

(a) 1974 c. 37. Section 15(1) was substituted by paragraph 6 of Schedule 15 to the Employment Protection Act 1975 (c. 71) and amended by S.I. 2002/794. Section 15(2) was amended by paragraph 5(3) of Schedule 12 to the Energy Act 2013 (c. 32).
(b) Subsection (1AA) was inserted by S.I. 2008/960 and amended by paragraph 11(2) of Schedule 12 to the Energy Act 2013.
(c) S.I. 2003/1082, amended by S.I. 2019/601 (itself amended by S.I. 2020/998) and S.I. 2022/29; there are other amending instruments but none are relevant.

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations amend the Ammonium Nitrate Materials (High Nitrogen Content) Safety Regulations 2003 (S.I. 2003/1082). Regulation 2 amends transitional provisions relating to EU Exit, to extend the period during which detonation resistance testing of ammonium nitrate imported into Great Britain can be carried out at competent laboratories based within the UK or the European Union.

Regulation 2 also extends the period during which ammonium nitrate imported into Great Britain from countries within the European Union is exempted from the 60-day limit on the validity period for a detonation resistance test.

The transitional period has been extended from two years to seven years from IP completion day.

A full impact assessment has not been produced for this instrument as no, or no significant, impact on the private, voluntary or public sector is foreseen.

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