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STATUTORY INSTRUMENTS

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**2018 No. 390**

**The Personal Protective Equipment  
(Enforcement) Regulations 2018**

**PART 1**

**Preliminary**

**Citation, commencement and interpretation**

**1.—(1)** These Regulations may be cited as the Personal Protective Equipment (Enforcement) Regulations 2018 and come into force on 21st April 2018.

**(2)** In these Regulations—

“the 1974 Act” means the Health and Safety at Work etc. Act 1974**(1)**;

“the 1978 Order” means the Health and Safety at Work (Northern Ireland) Order 1978**(2)**;

“the 1987 Act” means the Consumer Protection Act 1987**(3)**;

“the 2002 Regulations” means the Personal Protective Equipment Regulations 2002**(4)**;

“district council” means a district council within the meaning of the Local Government Act (Northern Ireland) 1972**(5)**;

“EU Regulation 2016/425” means Regulation (EU) No 2016/425**(6)** of the European Parliament and of the Council on personal protective equipment, repealing Council [Directive 89/686/EEC](#)**(7)**, as amended from time to time;

“RAMS” means Regulation (EC) No 765/2008 of the European Parliament and of the Council setting out the requirements for accreditation and market surveillance relating to the marketing of products and repealing Regulation (EEC) No 339/93**(8)**, as amended from time to time;

“risk” means a risk which may result in harm to the health or safety of persons, domestic animals or property, if personal protective equipment (“PPE”) is used in a normal and predictable manner; and

“weights and measures authority” means a local weights and measures authority within the meaning set out in section 69 of the Weights and Measures Act 1985**(9)**.

**(3)** In these Regulations a reference to—

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**(1)** 1974 c.37.

**(2)** S.I. 1978/1039 (N.I. 9).

**(3)** 1987 c.43.

**(4)** S.I. 2002/1144 as amended by S.I. 2004/693, 2012/1848 and 2015/1630.

**(5)** 1972 Chapter 9.

**(6)** OJ No L81, 31.3.2016, p.51.

**(7)** OJ No L399, 30.12.1989, p.18.

**(8)** OJ No L 218, 13.8.2008, p.30.

**(9)** 1985 c.72; section 69 was amended by the Local Government (Wales) Act 1994 (c.19), section 66 and Schedule 16, paragraph 75; the Local Government etc. (Scotland) Act 1994 (c.39), section 180 and Schedule 13, paragraph 144; and the Statute Law (Repeals) Act 1989 (c.43) Schedule 1, Part 1.

- (a) a numbered regulation, paragraph or Schedule is a reference to the regulation, paragraph or Schedule as numbered in these Regulations unless otherwise stated;
  - (b) an Article, paragraph of an Article or Annex is a reference to the Article, paragraph of an Article or Annex as numbered in EU Regulation 2016/425;
  - (c) a “relevant economic operator” in relation to PPE means an economic operator with obligations in respect of PPE under EU Regulation 2016/425; and
  - (d) an “enforcement authority” is to be construed in accordance with regulation 4.
- (4) Expressions and words used in these Regulations which are used in EU Regulation 2016/425 have the same meaning as in EU Regulation 2016/425.